

**CITY OF FENTON COUNCIL PROCEEDINGS**  
**Monday, August 8, 2005**  
**City Hall Council Chambers**  
**301 South Leroy Street**

Meeting was called to order by Mayor Osborn at 7:30 P.M.

The invocation was offered by Pastor Dumbrille of Trinity Lutheran Church of Fenton, followed by the Pledge of Allegiance.

Present: Angeluski, Hammond, King, Medor, Osborn, Rauch.

Absent: North (excused).

Others Present: Michael Senyko, City Manager; Christopher Wren, Assistant City Manager; Stephen Schultz, Legal Counsel; Rick Aro, Chief of Police.

**MINUTES**

Moved by Rauch, seconded by Medor to approve the minutes of the July 25, 2005 regular meeting with any necessary corrections. Motion carried by voice vote.

**ACCOUNTS PAYABLE**

Moved by King, seconded by Hammond to authorize payment of invoices in the amount of \$23,535.11.

Yeas: King, Medor, Osborn, Rauch, Angeluski, Hammond.

Nays: None.

Absent: North. Motion carried.

**CORRESPONDENCE, MINUTES & REPORTS**

King, in reference to the June 23, 2005 Planning Commission minutes, stated she did not feel the DDA should become involved in any way in assisting with the parking lot or demolition of existing buildings for the River Place project.

Moved by Hammond, seconded by Medor to place on file the following minutes:

- Minutes of the June 22, 2005 Development Area Citizens Council meeting.
- Minutes of the June 23, 2005 Planning Commission meeting.

Motion carried by voice vote.

**DETECTIVE BUREAU OFFICE UPGRADE BID**

Chief Aro requested permission to proceed with the updates to the Detective Bureau as approved by City Council at the 2006 FY Budget work session. He also noted his will be moving to the smaller office area to better utilize the available space. He has had favorable experience with Michigan State Industries in the past and recommended awarding the bid to them.

Moved by Angeluski, seconded by Rauch to award the bid for the Detective Bureau office

upgrade to Michigan State Industries for an amount not to exceed \$8891.61. Motion carried.

### **CALL TO AUDIENCE**

Elizabeth Evans, 607 S. Adelaide, wished to thank the City Council and especially Councilman Angeluski for construction of the new water treatment facility and the improved quality of the water.

Sharon Howell, 107 S. East Street, voiced her concerns over the condition of the property at 109 S. East Street. She gave a brief history of her problems with the property and the owner's inability to follow through with promises to correct any violations. She was present in an attempt to seek assurances from Council that the problem property would be addressed.

Elaine Eldred, 111 S. East Street, reported a dumpster had been placed in the driveway at 109 S. East Street and the owner's son was throwing garbage bags into it. She expressed concerns that the owner would be allowed more time to clean up and repair the property and fail to do so.

**CITY MANAGER'S REPORT** - None.

### **COUNCIL MEMBER COMMENTS**

Rauch thanked Hammond for hosting the Small Cities Picnic.

King provided a written report from the Loose Senior Center board of Directors. She also made reference to a recent article in the Tri County Times regarding the denial of the City's application to become a Main Street Community. It was reported that the reason for the denial was the failure to obtain unanimous consent from the Council and the application was lacking. She felt she and Angeluski were made to look bad by Senyko's comments to the media. Senyko stated he stands behind his original comments, noting Council was informed of this in the June 10<sup>th</sup> Friday Memo.

Hammond thanked all members who attended the Small Cities picnic.

### **LEGAL COUNSEL**

Schultz reported LSL is drafting two ordinances. One addresses the issue of development and zoning agreements which permit contracts to be entered into between the city and developers. The second addresses well protection and would allow overlay zones to place restrictions on certain properties to protect against contamination of the water supply.

Schultz is also looking at the first draft of a PUD for Shops of Fenton (Target).

Foster Swift has filed suit against Margaret Stanley, the owner of 109 S. East Street, and an acting judge has been assigned. A show cause hearing is scheduled for August 15<sup>th</sup> and an informal meeting has been scheduled with Ms. Stanley's counsel to tour the property in question. Schultz stated the judge will not order demolition if the property is salvageable. He also noted there is a clear history of claims and promises which have not been followed through on. If the property is salvageable, a irrevocable letter of credit must be provided to the City to protect it from more delays.

Angeluski asked for an update on the Fenton Township annexation. Schultz reported it is in the Court of Appeals and could remain there for up to one and one half years. Angeluski also stated he resents the comments made by Senyko, noting the facts were checked by the Tri County Times through phone conversations. Senyko still stands behind his original comments.

### **MAYOR'S COMMENTS**

Osborn thanked Hammond for the picnic and congratulated the Silver Lake Park Lifeguards on their competition.

**ADDITIONAL COUNSEL COMMENTS**

King asked if there was anything to report from Consumers Energy or Fenton Township regarding the sale of property. Senyko has made three attempts to contact Fenton Township and they have not returned his calls.

Meeting adjourned at 8:13 PM

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Sue Osborn, Mayor

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Melinda Carrier, City Clerk