

**CITY OF FENTON COUNCIL PROCEEDINGS**  
**Monday, October 24, 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 Father Harvey of St. John the Evangelist Church of Fenton followed by the Pledge of Allegiance.

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

Absent: None.

Others Present: Michael Senyko, City Manager; Christopher Wren, Assistant City Manager; Stephen Schultz, Legal Counsel.

**MINUTES**

Moved by Rauch, seconded by North to approve the minutes of the October 3, 2005 work session and the October 10, 2005 regular meeting as written. Motion carried by voice vote.

King requested that previously approved minutes reflect an excused absence.

**ACCOUNTS PAYABLE**

Moved by Medor, seconded by North to authorize payment of invoices in the amount of \$325,770.52 with the condition that invoice #148 Munfakh & Associates in the amount of \$1870.00 for Silver Lake Connector services be charged to the DDA account.

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

Nays: None.

Absent: None. Motion carried.

**CORRESPONDENCE, MINUTES & REPORTS**

Moved by King, seconded by Rauch that the following minutes be placed on file:

- Minutes of the August 3, 2005 Fire Board meeting.
- Minutes of the August 9, 2005 Parks and Recreation Board meeting.
- Minutes of the September 19, 2005 Brownfield Redevelopment Authority meeting.

Motion carried by voice vote.

**RESOLUTION NO. 05-26**

Senyko explained that this resolution is necessary to commence the special assessment process requested by Jack Whitman for installation of curb and gutter on Ellen Street west of Fenton Intermediate School. Mr. Whitman owns 60% of the properties adjacent to this portion of Ellen Street and is developing the property for residential use.

Mr. Whitman then presented a brief synopsis of the events leading to his request for

a special assessment. Senyko noted that the cost for this special assessment would be spread out to all adjacent property owners. Whitman informed council that all utilities are already in the ground and the first layer of asphalt has been laid. He explained he cannot obtain all the necessary permits until the curb and gutter issue is resolved. He stated he would prefer a waiver by City Council over the special assessment.

Medor expressed concern that the curb and gutter project would be compromised because of the existing utilities and paving, and he would like to see a record of the extra time required.

Hammond explained, when approached by Whitman, the Zoning Board of Appeals denied his request for a waiver so as not to set a precedent.

After further discussion, Whitman conceded to the special assessment and withdrew his request for a waiver.

**CITY OF FENTON  
RESOLUTION NO. 05-26**

Minutes of a regular meeting of the City Council of the City of Fenton, County of Genesee, Michigan, held in the City Hall Council Chambers 301 South Leroy Street in said City on October 24, 2005 at 7:30 P.M. Eastern Standard Time.

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

Absent: None.

The following preamble and resolution were offered by Councilman Rauch and supported by Councilwoman King,

WHEREAS, the City Administration is recommending a special assessment process for the following improvement, and

WHEREAS, The City Council of the City of Fenton has investigated the necessity and desirability of acquiring and construction of the following improvement in the City of Fenton:

Installation of curb and gutter on Ellen Street west of Fenton Intermediate School

AND WHEREAS, the City Council determines that at least a part of the cost of such improvement should be paid by special assessment levied against the lots and parcels of land benefitted by such improvement;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager shall prepare a report of the improvements, which shall include necessary plans, profiles, specifications, and estimates of cost, an estimate of the life of the improvement, a description of the assessment district and such other pertinent information as will enable the Council to decide the cost, extent, extent of benefits, and

necessity of the improvement proposed, and what part or proportion thereof should be paid by special assessments upon the property benefitted, and what part, if any, should be paid by the City-at-large.

2. The foregoing report, as soon as completed, shall be filed with the City Clerk.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Rauch, Angeluski, Hammond, King, Medor, North, Osborn.

NAYS:None.

ABSENT: None. Resolution declared adopted.

### **WEBSITE BID**

Wren reported seven bids were received, four of which were from local companies. He explained that the proposed website will be user friendly and designed to meet the needs of the residents. He recommended that council award the bid to Creative Web Spinner of Fenton, noting they have created other websites mainly in the Fenton Area. Nothing will be up and running until meetings are held for input. Wren felt this company, although not the lowest bidder, presented the best project package overall. He also noted the cost will be spread over all city departments. The website will also have the capability of passing information back and forth from Channel 19. King would like to see public service costs included on the website.

Moved by Angeluski, seconded by Medor that the Fenton City website bid be awarded to Creative Web Spinner of Fenton, for an amount not to exceed \$19,800 with a monthly maintenance fee of \$650.00. Motion carried by voice vote.

### **STATE ROAD PTO BANNER REQUEST**

Moved by North, seconded by King that City Council approve the request of the State Road PTO to install a banner in the 1000 block of Shiawassee Avenue from November 14<sup>th</sup> to November 21<sup>st</sup> to promote their annual craft show. Motion carried by voice vote.

### **BOARDS AND COMMISSIONS APPOINTMENTS**

**Parks & Recreation Board** - Moved by Rauch, seconded by North to appoint Nicole Kosinski to fill a vacancy expiring January 1, 2006. Motion carried by voice vote.

**Brownfield Redevelopment Authority** - Moved by Medor, seconded by Osborn to reappoint Tim Faricy and Patty Pieron to second terms to expire February 1, 2008. Motion carried by voice vote.

**Beautification Commission** - Moved by North, seconded by Angeluski to appoint Elaine Eldred to fill a vacant term to expire September 1, 2007 and reappoint Heather Clement to a first full term to expire September 1, 2008. Motion carried by voice vote.

**Compensation Commission** - Moved by Osborn, seconded by King to appoint Elizabeth Evans to the Compensation Commission for a first term to expire October 1, 2009. Motion carried by voice vote.

### **CALL TO AUDIENCE**

Elaine Eldred, 111 S. East Street, inquired about the timeline for demolition of the Stanley House located at 109 S. East Street. Schultz reported the order to demolish had been approved. The Stanley's attorney requested that they be allowed to hire the company and were given a week to ten days. The city, however, is starting the process in order not to delay any further if the deadline is not met by the owner.

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

### **COUNCIL MEMBER COMMENTS**

Medor reported that as a result of citizen concerns, there is a possibility that the old pump house behind the city hall will be refurbished and used for community events.

North expressed a desire to have a representative from the Mass Transit Authority address City Council regarding their expansion into Fenton. She then expressed her concern over erosion around the Mill Pond trees and asked if Senyko could contact the DEQ or DNR. Senyko reported the evergreen tree near the gazebo had been removed from the removal list.

Rauch noted permits are required for any type of seawall which is installed to save the trees.

Angeluski stated he was surprised to hear North question the removal of trees, noting a letter had been sent out by Brent Morgan referencing this issue.

King recently attended a meeting regarding the Clean Water Act and was told there possibly are grants available for addressing run off in the cemetery. She also noted the need for a defibrillator in City Hall. Because of the possibility that this would be the last meeting for some members, King also noted again how much the current City Council had done for the Fenton Community.

Since this was Medor's last regular meeting, Hammond praised him for the outstanding job he has done as a councilman. He also reported that Small Cities will be held at John's Pizzeria on November 2<sup>nd</sup>.

### **LEGAL COUNSEL REPORT**

Schultz stated that it had been an honor and a pleasure to work with Councilman Pete Medor.

### **MAYOR'S COMMENTS**

Osborn thanked all the City Council members and the administration for their efforts, noting they had accomplished much in the last four years.

Meeting was adjourned at 8:54 P.M.

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Sue Osborn, Mayor

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Melinda Carrier, City Clerk

