

CITY OF FENTON COUNCIL PROCEEDINGS
Monday, May 22, 2006
City Hall Council Chambers
301 South Leroy Street

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

The invocation for the evening was the Lord's Prayer, followed by the Pledge of Allegiance.

Present: Angeluski, Hammond, King, Moffitt, North, Osborn, Rauch.
Absent: None.
Others Present: Michael Senyko, City Manager; Christopher Wren, Assistant City Manager; Stephen Schultz, Legal Counsel; Cynthia Shane, City Treasurer; Richard Aro, Police Chief; Les Bland, Director of Public Works; Steven Guy, Water Plant Supervisor.

INTRODUCTION

Bland and Guy introduced James Brayak, the new water treatment facility operator. Guy described Brayak's background and qualifications for the position. Brayak expressed his gratitude for the opportunity and the Council congratulated and welcomed him to the community.

MINUTES

Moved by North, seconded by Rauch to approve the minutes of the May 1, 2006 work session and the May 8, 2006 regular meeting. Motion carried by voice vote.

ACCOUNTS PAYABLE

King inquired about a billing from Foster Swift concerning Walmart, and Schultz stated that it was a billing for his time spent at the Planning Commission meeting regarding the store. Moffitt questioned an invoice for fire safety inspections for Target. Senyko explained that this invoice was being paid out of an escrow account that Target has with the City, so the bill is actually being paid by Target. Moffitt asked if our own Fire Department could do these inspections and Senyko responded that they did not have the proper qualifications at the moment to complete them.

A motion was made by Rauch, seconded by Hammond to authorize payment of invoices in the amount of \$109,833.63.

YEAS: King, Moffitt, North, Osborn, Rauch, Angeluski, Hammond.

NAYS: None.

ABSENT: None. Motion carried.

CORRESPONDENCE, MINUTES, & REPORTS

King questioned if the Brownfield Redevelopment Authority needed some new members, due to the lack of quorum they seem to be experiencing. Osborn and Senyko

explained that the Brownfield wants to change their meeting schedule to meet less frequently, however there should be another board member appointment coming before the Council soon.

A motion was made by Rauch and seconded by King to approve and place on file the following minutes and correspondence:

- Minutes from the March 20, 2006 Brownfield Redevelopment Authority meeting.
- Minutes of the April 11, 2006 Parks and Recreation Board meeting.
- Minutes of the April 13, 2006 Oakwood Cemetery Board meeting.
- Minutes of the April 18, 2006 Downtown Development Authority meeting.

Motion carried by voice vote.

CITIZENS COMMENTS - None.

SHRINE PAPER SALE

Aro informed the Council that the Shrine Paper Sale will not be conducted on any City streets, rather it will be held outside various storefronts.

A motion was made by King and seconded by North to approve the request of the members of the Fenton Shrine Club and Elf Khurafeh Shrine Temple to conduct their annual Shrine Paper Sale on Friday June 16th and Saturday June 17, 2006 in the City of Fenton. Motion carried by voice vote.

FENTON AREA PUBLIC SCHOOLS SUMMER TAX COLLECTION AGREEMENT

City Treasurer, Cindy Shane was on hand to answer any questions about the annual school tax collection agreements.

A motion was made by Rauch and seconded by Moffitt to approve the request of the Fenton Area Public Schools for the City to collect 1% of the total school operational property taxes as certified by the school for levy on July 1, 2006 on property located within the City of Fenton. Motion carried by voice vote.

GENESEE INTERMEDIATE SCHOOL DISTRICT TAX COLLECTION AGREEMENT

North questioned if any of these funds came out of the DDA and Shane stated that the funds only come out of the General Fund for this particular purpose. North also inquired if the amount would always stay at 1% and Shane answered her affirmatively.

A motion was made by King and seconded by Hammond to approve the request of the Genesee Intermediate School District to collect 1% of the total school operational property taxes as certified by the school for levy on July 1, 2006, on property located within the City of Fenton. Motion carried by voice vote.

MICHIGAN MUNICIPAL LEAGUE (MML) MEMBERSHIP RENEWAL

Moffitt inquired about the services that the MML provides to the City. Senyko stated that it is a good resource tool for finding examples of legal documents that have been used in other communities, as well as helpful networking advice from communities who have faced similar challenges as Fenton. Senyko also stated that the MML is very attuned to critical issues facing local government as well as environmental concerns. Schultz added that the sub group of MML for municipal attorneys is also a great resource. Senyko stated that, in essence, MML is a

clearinghouse for any questions about municipal issues. Osborn added that the compensation studies they complete are also very helpful.

A motion was made by Rauch and seconded by Hammond to approve the renewal of membership of the City of Fenton in the Michigan Municipal League, approving the payment of dues in the amount of \$4,610, and authorizing the City Manager and City Clerk to execute any and all necessary documents. Motion carried by voice vote.

SHIAWASSEE RIVER CLEAN-UP

Senyko gave a brief summary of what the annual Shiawassee River Clean-up entails. North informed the Council that Co-chair Sandy Albrant is resigning her position after this year. North would like to discuss the River Clean-up at a future work session to try to foster more City involvement of the project. North also described how the project will be executed. North and King had a brief discussion about how many years this project has been done.

A motion was made by Rauch and seconded by Osborn to approve the request of Sandra Albrant and Dianne North to conduct the 18th annual Shiawassee River Clean-up on Saturday June 24, 2006 using City equipment and supplies. Motion carried by voice vote.

Angeluski expressed his concern about Southern Lakes Parks and Recreation (SLPR) taking over the recreation at the schools because of potential taxation issues. Osborn stated that the School Board has already approved this merger according to the Charter and SLPR has a similar agreement with Lake Fenton Schools and possibly Linden Schools. Rauch expressed his concern that people will be taxed doubly for the same entity. King expressed that this could be a good idea, because SLPR could open up the use of the school buildings and save some money for the programs they implement in the community. King requested to receive copies of the minutes from the School Board meetings. Angeluski feels that the School Board is making a mistake by allowing SLPR to take over this role.

CALL TO AUDIENCE

Curtis Gould, of 405 George Street, expressed that he is not satisfied with the results of the Trucking Ordinance. Schultz suggested contacting the Police Department when he witnesses something in violation of the ordinance. Osborn stated that a committee has been developed and they are meeting to discuss options. Gould would like to attend the meetings as well.

Gould further stated that he feels that the Downtown Renewal needs to have more citizen input. Osborn stated that the open house for the public for this project was recently held and Senyko further explained that there will be two public hearings held before this project could be approved. Gould would also like to be informed of when the public hearings are going to be held.

Elizabeth Evans, of 607 South Adelaide, expressed her displeasure about the idea of paving Elizabeth Street. Evans also stated that she was not happy that Target chose to hold their job fair for the new Fenton location, in Flint. Evans stated that she felt Fenton residents should have preferential treatment for the hiring of staff for this new store. King stated that the Fenton Community Center held a job fair for local businesses and she was very impressed with the young people that responded. Rauch explained that the Elizabeth Street improvements have not been finalized yet.

Anthony Brown, of 318 West Caroline Street, commended Chief Aro and the Police Department for rapidly addressing the speeding problem in his neighborhood. Brown also inquired about funding for projects in Oakwood Cemetery. Angeluski stated that there is limited funding, but the Cemetery Board is trying to stretch their dollars as far as they can to improve the Cemetery. Angeluski suggested that Brown should visit Chapel Hill because it looks dramatically different since the renovation project has begun. Brown also inquired about the status of amending the building codes. Osborn stated that she is discussing this issue with the City Attorney and Schultz added that they have come up with some ideas.

Betty Carlson, a Fenton property owner, commented that she built a parking lot for her business many years ago when parking was an issue for them.

CITY MANAGER'S REPORT - None.

COUNCIL MEMBER COMMENTS

Moffitt expressed that he thinks the issues that the citizens are bringing before the Council are not being addressed in a timely manner, or appropriately. Moffitt expressed that these issues are spending too much time in committees. Further, Moffitt challenged the Council to change the way things are being accomplished. Moffitt also questioned the Council acquiring City cell phones. Senyko responded that he had not received clear direction from the Council as to how to proceed with this matter. King stated that she would rather be reimbursed for the minutes she uses on her own personal phone. Angeluski stated that Council cell phones are an important tool and should not be passed off as a frivolous expense. Osborn stated that the Council members should contact Wren if they wish to get a City cell phone.

Moffitt also inquired about receiving the results of Senyko's evaluation and Osborn explained that she is working on it and expects to complete it soon.

North commented on how great a job the Beautification Commission is doing. North relayed that there is a great deal of sand on the sidewalks at the park near the millpond and it is presenting a slip and fall risk. North suggested that some edging could really alleviate this problem. North also informed the Council that there is a picture that is glued to the Leroy Street Bridge and it needs to be addressed. In addition, North also mentioned that the trash cans are overfull and she wondered if the City could check into emptying them more often.

North informed the Council that she volunteered for the Holly-Fenton River Race and it was a great time, however, the East Street Bridge needs some clean-up around it and she asked if the DPW could look into fixing it up.

Rauch explained that he and Senyko attended the Waste Management Open House and it was very nice and informative.

Angeluski stated that he has been receiving a lot of calls about paving Elizabeth Street at a cost of \$400,000. Osborn explained that no final decisions about the solution to the parking issues on Elizabeth Street have been made yet. King stated that there has been a great deal of discussion about Elizabeth Street and some finalized decisions should be made about this issue soon.

King inquired if Preen has been put in the City flower beds and Senyko answered her affirmatively. King also announced that the May 25, 2006 Planning Commission meeting has a

lot of issues concerning special uses on their agenda. King announced that the Loose Senior Citizen Center's Pajama Party was a success and thanked everyone who came out to support them for doing so.

Hammond recognized and congratulated Paul Botticelli for being named the Grand Marshall of the Fenton Freedom Festival.

LEGAL COUNSEL REPORT

Schultz stated that there is more to review for the Trucking Ordinance before any changes can be made, however, he is working on it. Schultz informed the Council that Chief Aro has developed a performance evaluation to be used for the Police Department. Schultz further stated that Aro did an excellent job preparing it and it is a positive tool to take the Police Department in a very good direction.

MAYOR'S COMMENTS

Osborn stated that she has discussed the Trucking Ordinance with Schultz in order to have the correct information at hand when it is necessary. Osborn recognized the attendance of Curtis Gould and Paul Botticelli at the meeting.

Osborn informed the council that she will be having surgery on May 31, 2006 and hopes to be back by June 5, 2006.

King informed the Council that the Southern Lakes Planning Initiative will be on the agenda for the Planning Commission meeting on May 25, 2006.

Meeting adjourned at 8:40 PM.

Mayor Sue Osborn

Deputy City Clerk, Jennifer Wills