

**CITY OF FENTON COUNCIL PROCEEDINGS**  
**Monday, February 28, 2022**  
**City Hall Council Chambers**  
**301 South LeRoy Street**

Mayor Osborn called the meeting to order at 7:30 PM.

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

**ROLL CALL**

Present: Bottecelli, Grossmeyer, Jacob, Lockwood, McDermott, Osborn, Sage.

Absent: None.

Others Present: Lynn Markland, City Manager; Chris Patterson, Legal Counsel; Ross Bower, Legal Counsel; Tonya Lall, Assessor; Jason Payne, Building Official; Dan Brisson, DPW Director; Michael Hart, Assistant City Manager; Chris Clonts, Communications Coordinator.

**MAYOR'S COMMENTS**

Mayor Osborn called for a moment of silence for Beth Born and Ron Wingblad.

**CITY MANAGER'S REPORT**

Markland reported working on the following:

- Local street bonding
- Staff preparing budgets
- Council's March meeting availability

**COMMENTS & REPORTS**

Grossmeyer commented on qualified board applicants on the consent agenda and reported Community Expo is this weekend.

Sage requested the mask mandate in city buildings be revisited.

Lockwood reported on this weekend's Expo where the city booth will highlight the local street program and Veterans Memorial.

Bottecelli conveyed thoughts and prayers for the people of Ukraine and asked for a moment of silence.

McDermott expressed opposition to the mask mandate in city buildings and asked for supporting data.

**LEGAL COUNSEL REPORT**

Patterson reported working on the following:

- PD FOIA's
- Planning matters

**CITIZENS COMMENTS** – None.

**CONSENT AGENDA**

Mayor Osborn reviewed all items on the Consent Agenda:

- Authorize payment of invoices in the amount of \$92,595.37.
- Approve and place on file the minutes of the following meetings:
  - September 21, 2021 Downtown Development Authority meeting
  - December 21, 2021 Downtown Development Authority meeting
  - February 14, 2022 City Council meeting

A motion was made by Lockwood and supported by McDermott to approve the consent agenda as presented.

YEAS: Bottecelli, Grossmeyer, Jacob, Lockwood, McDermott, Osborn, Sage.  
NAYS: None.  
ABSENT: None.

**Motion carried by unanimous roll call vote.**

A motion was made by Osborn and supported by Lockwood to table the board appointments on the consent agenda until the next regular meeting.

YEAS: Grossmeyer, Jacob, Lockwood, McDermott, Osborn, Sage, Bottecelli.  
NAYS: None.  
ABSENT: None.

**Motion carried by unanimous roll call vote.**

### **RESOLUTION NO. 22-04 RESOLUTION AMENDING THE POVERTY EXEMPTION PROGRAM AND GUIDELINES**

A motion was made by Grossmeyer and supported by McDermott to adopt Resolution No. 22-04 amending the poverty exemption program and policy to be compliant with the updates made to MCL 211.7u by Public Act 253 of 2020.

YEAS: Jacob, Lockwood, McDermott, Osborn, Sage, Bottecelli, Grossmeyer.  
NAYS: None.  
ABSENT: None.

**Motion carried by unanimous roll call vote.**

### **SCOPE OF ENGINEERING SERVICES FOR 2022 LOCAL STREETS PROGRAM**

A motion was made by Sage and supported by McDermott to approve the costs associated with the OHM Scope of Engineering Services proposal for the 2022 Local Streets Program where services will be performed on an hourly basis for the not-to-exceed amount of \$145,000.00, with Geotechnical Services estimated at \$13,500.00 from their February 16, 2022 proposal.

**Motion carried by unanimous voice vote.**

### **MILL POND DAM MAINTENANCE AND REPAIR PROJECT**

A motion was made by Lockwood and supported by McDermott to award the contract to Pullman SST, Inc. for construction services for the Mill Pond Dam Maintenance and Repair Project at a cost of \$299,135.00 where funding is provided from the DDA Operating Budget.

**Motion carried by unanimous voice vote.**

### **DISCUSSION ON CURRENT MASK MANDATE IN ALL CITY BUILDINGS**

This item will be revisited at the next Council Work Session with a recommendation from City Administration.

**CALL TO AUDIENCE** – None.

### **CLOSED SESSION TO DISCUSS MICHIGAN TAX TRIBUNALS AND LABOR NEGOTIATIONS**

A motion was made by McDermott and supported by Grossmeyer to enter into closed session at 8:10 pm to discuss four pending tax tribunals.

YEAS: Lockwood, McDermott, Osborn, Sage, Bottecelli, Grossmeyer, Jacob.  
NAYS: None.  
ABSENT: None.

**Motion carried by unanimous roll call vote.**

A motion was made by Lockwood and supported by McDermott to enter into closed session to discuss the COAM tentative agreement.

YEAS: McDermott, Osborn, Sage, Bottecelli, Grossmeyer, Jacob, Lockwood.  
NAYS: None.  
ABSENT: None.

**Motion carried by unanimous roll call vote.**

#### **RECONVENE TO OPEN SESSION**

A motion was made by Osborn and supported by Bottecelli to reconvene to open session at 9:24 pm.

YEAS: Osborn, Sage, Bottecelli, Grossmeyer, Jacob, Lockwood, McDermott.  
NAYS: None.  
ABSENT: None.

**Motion carried by unanimous roll call vote.**

#### **MICHIGAN TAX TRIBUNALS (MTT)**

A motion was made by Lockwood and supported by Bottecelli that the City of Fenton follow legal counsel's recommendation regarding Michigan Tax Tribunal appeals for Dockets Numbers: 20-003895, 21-000555, 21-001297, 21-001698.

YEAS: Sage, Bottecelli, Grossmeyer, Jacob, Lockwood, McDermott, Osborn.  
NAYS: None.  
ABSENT: None.

**Motion carried by unanimous roll call vote.**

#### **COAM TENTATIVE AGREEMENT**

A motion was made by McDermott and supported by Bottecelli to accept COAM's tentative agreement as presented.

YEAS: Bottecelli, Grossmeyer, Jacob, Lockwood, McDermott, Osborn, Sage.  
NAYS: None.  
ABSENT: None.

**Motion carried by unanimous roll call vote.**

Adjourned at 9:26 PM.

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Mayor Sue Osborn

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Jennifer Kienast, City Clerk

Date Approved: March 14, 2022