

CITY OF FENTON COUNCIL PROCEEDINGS
Monday, May 8, 2023
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, City Attorney; Dan Brisson, DPW Director; Michael Hart, Assistant City Manager; Tessa Stickel, Communications Coordinator; Jeff Cross, Chief of Police.

MAYOR'S COMMENTS

Mayor Osborn congratulated Scott Grossmeyer for becoming a Grandpa and wished everyone a Happy Mother's Day.

CITY MANAGER'S REPORT

Markland extended the same greetings as the Mayor and reported on the following:

- Construction projects
- Additions to the agenda

COMMENTS & REPORTS

All Council members extended congratulations to Grossmeyer for becoming a Grandpa.

Grossmeyer thanked everyone for their well-wishes and reported on attending the MTA Conference with the Governor in attendance where hydrogen buses were discussed.

Sage reported attending senior exits at the high school and wished all a Happy Mother's Day.

Lockwood reported on attending senior exits at the high school, prom was Saturday, Art Walk meeting every other week, Freedom Festival fireworks subcommittee, and Beautification Commission sapling giveaway on Arbor Day.

LEGAL COUNSEL REPORT

Patterson reported on the following:

- Food Truck Ordinance
- FOIA Appeal
- End of State of Emergency

CITIZENS COMMENTS

Damien Siwik requested to speak on Resolution No. 23-06.

CONSENT AGENDA

Mayor Osborn reviewed all items on the Consent Agenda:

- Authorize payment of invoices in the amount of \$745,633.92.
- Authorize payment of Community Center invoices in the amount of \$3,334.97.

- Approve and place on file the minutes of the following meetings:
 - April 22, 2023 Council Budget Work Session.
 - April 24, 2023 City Council Meeting.
- Reappoint to Museum Board Kim Wheeler to a to a 2nd Term expiring 2/1/2025
- Appoint to Museum Board Leo Doan to a 1st Term expiring 2/1/2025

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.

PUBLIC HEARING TO AMEND AND ADOPT BUDGET

Osborn opened public hearing at 7:46 PM to receive citizen comments on the proposed FY 2023 amended budget, the proposed FY 2024 fiscal budget, and the property tax millage rate to be levied to support this budget. Pursuant to public comment, City Council may adopt Resolution No. 23-04 and No. 23-05 to approve the FY 2023 amended budget, the FY 2024 budget, and set the supporting millage at 9.8426 or the maximum allowed by Headlee and Proposal A. No comments received. Osborn closed the public hearing at 7:46 PM.

RESOLUTION NO. 23-04 RESOLUTION AMENDING FISCAL YEAR 2023 BUDGET

A motion was made by McDermott and supported by Bottecelli to approve Resolution No. 23-04 to amend the FY 2023 budget.

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

Motion carried by unanimous roll call vote.

RESOLUTION NO. 23-05 RESOLUTION APPROVING FISCAL YEAR 2024 BUDGET

A motion was made by McDermott and supported by Jacob to approve Resolution No. 23-05 approving the FY 2024 budget.

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

Motion carried by unanimous roll call vote.

RESOLUTION NO. 23-06 RESOLUTION GENESEE COUNTY DRAIN COMMISSION MAINTENANCE & REPAIR

A motion was made by McDermott and supported by Sage to table Resolution No. 23-06 until additional information can be provided.

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

Motion carried by unanimous roll call vote.

RESOLUTION NO. 23-07 ENDING THE CITY'S DECLARATION OF EMERGENCY ON MAY 11, 2023

A motion was made by Osborn and supported by Lockwood to approve Resolution No. 23-07 ending the city's declaration of emergency on May 11, 2023, with the correction in the resolution presented changed from March 11, 2023 to May 11, 2023.

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

Motion carried by unanimous roll call vote.

CONTRACT AWARD FOR 2023 ELMWOOD SUBDIVISION PROJECT

A motion was made by Lockwood and supported by McDermott to approve the construction costs associated with the 2023 Elmwood Subdivision Reconstruction and award the project to Diponio Contracting, Inc. for a cost of \$5,015,178.89 and authorize the City Manager to execute the contract documents.

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

Motion carried by unanimous roll call vote.

SCOPE OF CONSTRUCTION SERVICES FOR THE 2023 ELMWOOD SUBDIVISION RECONSTRUCTION PROJECT

A motion was made by McDermott and supported by Jacob to approve the costs associated with the Scope of Construction Services provided by OHM for the 2023 Elmwood Subdivision Reconstruction Project where construction engineering and contract administration will be performed on an hourly basis for a not-to-exceed cost of \$184,000 and construction oversight is provided at a cost of \$222,300 for a total cost not-to-exceed \$406,000.

Motion carried by unanimous voice vote.

G2 MATERIAL SERVICES TESTING

A motion was made by McDermott and supported by Grossmeyer to approve Material Testing Services with G2 at a not-to-exceed cost of \$80,000 as presented in OHM's May 3, 2023 proposal.

Motion carried by unanimous voice vote.

LAWN CARE AND LANDSCAPE SERVICES

A motion was made by Sage and supported by McDermott to approve extending the existing contract with CJ Callaghan & Sons (ACE Lawn & Landscape) to provide lawn care services for two (2) years at a cost of \$59,730 (\$52,580 City) for year one (1) and \$59,730 (\$52,580 City) for year two (2) plus landscape services for two (2) years at a cost of \$11,820 (\$9,720 City) for year one (1) and \$11,820 (\$9,720 City) for year two (2). Additionally, for the City Manager or his designee to sign the contract and any other necessary paperwork.

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

Motion carried by unanimous roll call vote.

FIRST ANNUAL STATE ROAD ELEMENTARY FUN RUN

Chief Cross presented the request. City Council deliberated the details presented and cited several safety concerns with the event.

A motion was made by Grossmeyer and supported by Lockwood to deny the school's request.

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

NAYS: None.

ABSENT: None.

Motion carried by unanimous roll call vote.

FOIA APPEALS

A motion was made by Lockwood and supported by McDermott to affirm the FOIA Coordinator's denial and authorize the City Manager to execute the letter.

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

NAYS: None.

ABSENT: None.

Motion carried by unanimous roll call vote.

CALL TO AUDIENCE

Brian Chiu of Tyrone Township spoke on his interest in local civics.

Adjourned at 8:53 PM.

Mayor Sue Osborn

Jennifer Kienast, City Clerk

Date Approved: May 22, 2023