

**CITY OF FENTON COUNCIL PROCEEDINGS**  
**Monday, May 22, 2023**  
**City Hall Council Chambers**  
**301 South LeRoy Street**

Mayor Pro Tem Lockwood called the meeting to order at 7:32 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.  
Absent: Osborn (excused), Sage (excused).  
Others Present: Lynn Markland, City Manager; Ross Bower, City Attorney; Dan Brisson, DPW Director; Jason Payne, Building Official; Tonya Lall, Assessor; Michael Hart, Assistant City Manager; Tessa Stickel, Communications Coordinator.

**MAYOR'S COMMENTS** – None.

**CITY MANAGER'S REPORT**

Markland reported on the following:

- Road projects meeting June 7<sup>th</sup>
- Meeting with county regarding ARPA funds
- Petitions submitted from Cliff View Condo Association

**COMMENTS & REPORTS**

Grossmeyer reported on MTA's 50<sup>th</sup> Anniversary Gala and Freedom Festival Fundraising.  
Bottecelli reported on fundraising for fireworks.  
McDermott reported Fenton High School's graduation is Thursday, May 25<sup>th</sup> at the football field.  
Jacob thanked DPW for their help with river clean up.

**LEGAL COUNSEL REPORT**

Bower reported on the following:

- Food Truck Ordinance
- Hopkins matters
- Moratorium on signs
- Michigan Tax Tribunal matters

**CITIZENS COMMENTS** – None.

**CONSENT AGENDA**

Mayor Pro Tem Lockwood reviewed all items on the Consent Agenda:

- Authorize payment of invoices in the amount of \$252,771.48.
- Authorize payment of Community Center invoices in the amount of \$857.49.
- Approve and place on file the minutes of the following meetings:
  - March 9, 2023 Cemetery Board Meeting.
  - April 17, 2023 DDA Meeting.
  - May 1, 2023 Council Work Session.
  - May 3, 2023 Special Cemetery Board Meeting.
  - May 8, 2023 City Council Meeting.
- Authorize the V.F.W. to conduct a Memorial Day Parade on Monday, May 29, 2023.

- Authorize David Gibson of Habitat for Humanity to conduct the Bastille Day Races on Saturday, July 8, 2023.

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

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

NAYS: None.

ABSENT: Osborn, Sage.

**Motion carried by roll call vote.**

#### **ORDINANCE NO. 718 TO ENACT A TEMPORARY MORATORIUM ON OUTLINE TUBING SIGNS**

A motion was made by Grossmeyer and supported by Bottecelli to enact a moratorium on neon signs in the Central Business District while the process is completed for the new sign ordinance.

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

NAYS: None.

ABSENT: Osborn, Sage.

**Motion carried by roll call vote.**

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

A motion was made by Grossmeyer and supported by McDermott to remove Resolution No. 23-06 from the table.

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

NAYS: None.

ABSENT: Osborn, Sage.

**Motion carried by roll call vote.**

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

A motion was made by Bottecelli and supported by McDermott to approve Resolution No. 23-06 for the assessment for the cleaning of the Parker Drain from the County Drain Commissioner for the city's at-large share of 20% of the total cost at a not-to-exceed amount of \$45,000.

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

NAYS: None.

ABSENT: Osborn, Sage.

**Motion carried by roll call vote.**

#### **ASSESSING VERIFICATION SERVICES/NEW CONSTRUCTION CONTRACT AGREEMENT**

A motion was made by McDermott and supported by Jacob to approve the contract with David Cook at a rate of \$14 per parcel for verification of residential properties and \$16 per parcel for new construction assessing inspections.

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

NAYS: None.

ABSENT: Osborn, Sage.

**Motion carried by roll call vote.**

#### **WATER DISTRIBUTION VALVE MAINTENANCE PROGRAM**

A motion was made by McDermott and supported by Bottecelli to approve water valve maintenance services for 250 isolation valves from Pure Technologies, US, Inc. dba Wachs Water Services at a cost of \$32,850 from their May 17, 2023 proposal.

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

NAYS: None.  
ABSENT: Osborn, Sage.

**Motion carried by roll call vote.**

**FY 2023-2024 REVENUE SHARING WITH GENERAL FUND FOR PUBLIC SERVICES IN DDA DISTRICT**

A motion was made by McDermott and supported by Bottecelli to approve the agreement per the fiscal year 2023-2024 budget to reimburse \$350,000 of DDA funds to the City's General Fund for incremental increase in demand for public services in the DDA District.

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

**Motion carried by roll call vote.**

**FY 2023-2024 REVENUE SHARING WITH GENERAL FUND FOR PUBLIC SERVICES IN LDFA DISTRICT**

A motion was made by Grossmeyer and supported by McDermott to approve the agreement per the fiscal year 2023-2024 budget to reimburse the \$70,000 appropriation of LDFA funds to the City's General Fund for essential public services in the LDFA District.

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

**Motion carried by roll call vote.**

**RECOMMENDED NEW RENTAL AND ENTRY FEES FOR CITY PARKS**

A motion was made by McDermott and supported by Jacob to approve the proposed Park Rental rates effective July 1, 2023 and to approve new seasonal pass fee for Silver Lake Park to be effective May 26, 2023.

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

**Motion carried by roll call vote.**

**PETITIONS TO CREATE A SPECIAL ASSESSMENT DISTRICT FOR IMPROVING THE ROADS IN CLIFF VIEW CONDOMINIUMS**

Steven Melchor presented information from the condo association.

A motion was made by Grossmeyer and supported by Bottecelli to authorize the City Manager to prepare a report for a special assessment district for the Cliff View Village Condominiums.

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

**Motion carried by roll call vote.**

**CALL TO AUDIENCE** – None.

**CLOSED SESSION TO DISCUSS MICHIGAN TAX TRIBUNAL**

A motion was made by Lockwood and supported by McDermott to enter into closed session at 8:32 pm to discuss Michigan Tax Tribunals.

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

**Motion carried by roll call vote.**

**RECONVENE OPEN SESSION**

A motion was made by McDermott and supported by Grossmeyer to reconvene open session at 8:58 pm.

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

NAYS: None.

ABSENT: Osborn, Sage.

**Motion carried by roll call vote.**

**MTT DOCKET # 21-002731**

A motion was made by Bottecelli and supported by Jacob to authorize settlement of MTT Docket # 21-002731 for the values recommended by the City Attorney.

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

NAYS: None.

ABSENT: Osborn, Sage.

**Motion carried by roll call vote.**

Adjourned at 9:02 PM.

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Mayor Sue Osborn

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Jennifer Kienast, City Clerk

Date Approved: June 12, 2023