

CITY OF FENTON COUNCIL PROCEEDINGS
Monday, May 23, 2022
City Hall Council Chambers
301 South LeRoy Street

Mayor Osborn called the meeting to order at 7:31 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; Christopher Patterson, Legal Counsel; Jason Slater, Chief of Police; Bob Cairnduff, Fire Chief; Dan Brisson, DPW Director; Steve Guy, Water Superintendent; Michael Hart, Assistant City Manager; Chris Clonts, Communications Coordinator; Tim Juidici of OHM.

MAYOR'S COMMENTS

Mayor Osborn called for a moment of silence for the victims of the shooting in Buffalo, New York, and for the victims of the Gaylord, Michigan tornado.

CITY MANAGER'S REPORT

Markland reported working on the following:

- Road projects
- Thanked Rhoads & Johnson for help during pandemic
- Wished Patterson well on the upcoming birth of his first child

COMMENTS & REPORTS

Sage reported on the recent cemetery and museum board meetings.

Lockwood thanked Strayer for support on Arts & Culture brochure. June 5th is community planting day. Congratulated Fenton High School Class of 2022 graduating this week. Congratulated McDermott's son on his graduation.

McDermott thanked Chief Slater and Clerk Kienast for their help with Project Graduation. Reported Lockwood is a speaker at the FHS graduation ceremony.

Jacob reported that Riverfest clean up is June 25th at 8:00 AM.

LEGAL COUNSEL REPORT

Patterson reported working on the following:

- FOIA appeal
- Transfer of 111. S. Leroy St.

CITIZENS COMMENTS – None.

PLAQUE PRESENTATION

Mayor Osborn presented a plaque to Kevin Johnson of Rhoads & Johnson for their assistance and contributions to the City of Fenton during the Covid-19 pandemic.

CONSENT AGENDA

Mayor Osborn reviewed all items on the Consent Agenda:

- Authorize payment of invoices in the amount of \$289,499.39.
- Authorize payment of Community Center invoices in the amount of \$940.70.
- Approve and place on file the minutes of the following meetings:
 - March 22, 2022 DDA meeting.
 - May 9, 2022 City Council meeting.
- Authorize closure of Elizabeth Street from S. Leroy to Oak Street on Sunday, June 5, 2022 from 9:00 am – 1:00 pm for First Presbyterian Church event.
- Approve Fenton Freedom Festival Fireworks Permit.

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.

RESOLUTION NO. 22-16 MDOT CONTRACT FOR MAIN STREET REHABILITATION PROJECT

A motion was made by McDermott and supported by Bottecelli to approve Resolution No. 22-16 authorizing the City Manager to approve MDOT Contract 22-5225 for the 2022 Main Street Rehabilitation Project.

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

NAYS: None.

ABSENT: None.

Motion carried by unanimous roll call vote.

RESOLUTION NO. 22-17 AMENDING RESOLUTION NO. 22-14

A motion was made by Sage and supported by Grossmeyer to approve Resolution No. 22-17 as an amendment to Resolution No. 22-14 and set the General Operating millage in accordance with Headlee and Proposal A, additionally to set the Local Street Improvement Debt Millage at 3.5000 mills.

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

NAYS: None.

ABSENT: None.

Motion carried by unanimous roll call vote.

RESOLUTION NO. 22-18 AUTHORIZE SALE OF PROPERTY AT 111 S. LEROY

A motion was made by Grossmeyer and supported by Jacob to approve Resolution No. 22-18 authorizing the sale of property at 111 S. Leroy Street and to authorize the City Manager to sign any and all related documents for the closing and transfer of the title/deed of the property.

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

NAYS: None.

ABSENT: None.

Motion carried by unanimous roll call vote.

2022 LOCAL ROAD PROGRAM CONTRACT AWARD

A motion was made by McDermott and supported by Sage to approve the low bidder, Waldorf & Sons, Inc. for construction services for the 2022 Local Road Program at a cost of \$4,178,305.10, and to authorize the City Manager to execute the contract documents.

Motion carried by unanimous voice vote.

SCOPE OF CONSTRUCTION MANAGEMENT SERVICES, 2022 LOCAL ROAD PROGRAM

A motion was made by Lockwood and supported by McDermott to approve the costs associated with the Scope of Construction Services provided by OHM for the 2022 Local Road Program, where services are performed on an hourly basis for the not-to-exceed cost of \$298,800.00 and Geotechnical Services are estimated at \$60,000.00 as outlined in their proposal dated May 18, 2022.

Motion carried by unanimous voice vote.

2022 PAVEMENT MARKINGS

A motion was made by McDermott and supported by Jacob to approve the costs associated with Pavement Marking Services from M&M Pavement Marking for a not-to-exceed amount of \$25,000.00.

Motion carried by unanimous voice vote.

REPLACEMENT WASH WATER PUMP, WATER TREATMENT PLANT

A motion was made by Lockwood and supported by Grossmeyer to approve the purchase of a replacement wash water pump for the Water Treatment Plant from Kennedy Industries for a cost of \$22,510.00 from their May 5, 2022 proposal.

Motion carried by unanimous voice vote.

STROM PARK URGENT EROSION PROTECTION

A motion was made by Sage and supported by Jacob to approve construction of an erosion control structure at Strom Park to address urgent erosion concerns and award the project to SMP Contracting, LLC at a cost of \$27,500.00 with a contingency for additional backfill material from their April 26, 2022 proposal.

Motion carried by unanimous voice vote.

INTERJURISDICTIONAL AGREEMENT WITH GENESEE COUNTY WASTE

A motion was made by McDermott and supported by Bottecelli to approve the Interjurisdictional Agreement between the County Agency and the City of Fenton and authorize the City Manager to execute the agreement.

Motion carried by unanimous voice vote.

SILVER LAKE PARK, WINTER CLOSING

A motion was made by Jacob and supported by Bottecelli to table this item to explore further options, such as fencing and signage.

Motion carried by unanimous voice vote.

HOPKINS FOIA APPEAL

A motion was made by Lockwood and supported by McDermott to deny Al Hopkins May 19, 2022 FOIA appeal of his May 3, 2022 FOIA request because the City properly denied the request for failing to comply with the FOIA and authorize the City manager to transmit the same.

Motion carried by unanimous voice vote.

CALL TO AUDIENCE – None.

Adjourned at 8:41 PM.

Mayor Sue Osborn

Jennifer Kienast, City Clerk

Date Approved: June 13, 2022