

CITY OF FENTON COUNCIL PROCEEDINGS
Monday, July 24, 2017
City Hall Council Chambers
301 South LeRoy Street

Mayor Pro Tem Lockwood called the meeting to order at 7:30 PM.

The invocation for the evening was given by Pastor Marc Burnett of Potter's Wheel Church and was followed by the Pledge of Allegiance.

Present: Draves, Grossmeyer, Jacob, Lockwood, McDermott, Osborn (via telephone), Smith.
Absent: None.
Others Present: Lynn Markland, City Manager; Stephen Schultz, Legal Counsel; Jason Slater, Chief of Police and Kelly Fletcher, Deputy Director of Public Works.

MAYOR'S COMMENTS – None.

CITY MANAGER'S REPORT – Markland reported on the following:

- The bid for the ADA compliant sidewalk ramps along Shiawassee Avenue, to be funded through the Community Development Block Grant (CDBG) program, came in much higher than anticipated and Administration is looking at other options.
- Gave an update on the demolition of 324 W. Caroline Street.
- He received the APWA magazine today which contained two articles about the City. One was regarding the award the City received for the Streetscape project; the other was about renaming the DPW facility to honor Les Bland.

COUNCIL MEMBER COMMENTS

Smith asked why only one bid was received for the sidewalk ramps. Markland responded he does not know but thinks it could be due to the fact there are stringent federal guidelines to follow when bidding on a CDBG funded project.

Lockwood commented Council received an email from the City Manager regarding a couple of years of call data for the Police Department requested by Councilmember Smith. She asked if the request was made through the City Manager's office, why this information was requested since Council receives it quarterly and asked what Council is supposed to do with it. Smith responded she wanted to compare call data to see if calls had gone up substantially and did not make the request through the City Manager as she knew the information would be easier to access directly from the Police Department. She stated it was information for her own use and not something Council needs to do anything with.

Lockwood thanked the City for the dedication of the DPW building to Les Bland and gave an update on recent Beautification Commission activities.

McDermott thanked the Police and Fire Departments as well as STAT-EMS; there was a baseball tournament at the high school this past weekend that drew about 3,000 people to town and there were no issues. He commented on a recent article in the Tri-County Times regarding the Parks Master Plan.

Grossmeyer reminded all the Small Cities picnic is August 2nd and will take place at the Community Center during the Taste in Fenton.

Draves commented on the recent Art Walk event. She gave an update on the dog park and stated it is scheduled to open in the fall.

LEGAL COUNSEL REPORT – Schultz commented he is working on ballot language regarding an amendment to the City Charter. He stated a requirement of Culver’s site plan was to provide for an access drive that runs parallel to Owen Road; McDonald’s is redeveloping their property and Culvers and McDonald’s will be connected via a drive that can be accessed without going onto Owen Road.

CITIZEN COMMENTS – None.

CONSENT AGENDA

Lockwood reviewed all items that were on the Consent Agenda.

A motion was made by McDermott and seconded by Grossmeyer to approve the consent agenda containing the following items:

- Authorize payment of invoices in the amount of \$420,017.76.
- Approve and place on file the minutes of the May 11, 2017 Oakwood Cemetery Board meeting, the June 20, 2017 Downtown Development Authority meeting and the June 12, 2017, June 26, 2017 and July 17, 2017 City Council meetings.
- Approve the closure of Parallel Street between High and Plateau Streets for a block party on Saturday, August 19, 2017.
- Approve casting a ballot for incumbent trustees for the Michigan Municipal League Workers’ Compensation Fund Board of Trustees.

YEAS: Draves, Grossmeyer, Jacob, Lockwood, McDermott, Osborn, Smith.

NAYS: None.

ABSENT: None. Motion carried by a roll call vote.

LIQUOR LICENSE TRANSFER REQUEST

Slater stated Crust, LLC is requesting to transfer ownership of an escrowed 2017 Class C 7 SDM license with a new Sunday Sales permit (AM) from Makuch’s Red Rooster, LTD. Crust is jointly owned by Chad Brennan and Mark Hamel and conducts business at 104 W. Caroline Street. Crust is currently undergoing a renovation project and once completed, will allow Crust to become a full service restaurant serving breakfast, lunch and dinner.

Pursuant to City Ordinance, Slater completed a background check of Chad Brennan and Mark Hamel. The results of the investigation shows no history of criminal conviction or driving related infractions that would impede a successful license transfer. The Michigan Liquor Control Commission (MLCC) will conduct its own investigation into this transfer and will present their findings to the MLCC board upon completion for final approval.

Slater also stated due to its proximity to Crust, the MLCC made notice to the Fenton United Methodist Church and no objection was received from the Church. He further stated Mr. Brennan and Mr. Hamel own two other establishments in the City which both hold liquor licenses, and have no violation history. Slater is recommending approval of the transfer request.

Smith asked if it was in the original plan to serve liquor. She stated is not opposed to this, but asked if it was part of the original plans. Grossmeyer stated he does not recall discussing a liquor license when plans were reviewed by the Planning Commission, but doesn't think that would be something they'd address. The Planning Commission would've looked at items relating to building and zoning codes as they relate to the building itself.

McDermott confirmed the City has experienced no problems at the other businesses owned by the owners of Crust. Slater responded that is correct; there have been no liquor violations at the other establishments and the servers at those locations are TAM (Techniques of Alcohol Management) certified. He stated there is no reason to believe Crust would operate any differently than the other businesses operated by the owners of Crust.

McDermott asked if this transfer will allow for the sale of packaged goods. Slater responded that it will allow for the sale of packaged beer and wine.

A motion was made by Smith and seconded by Lockwood to approve the transfer of a Class C & SDM license, with a new Sunday Sales Permit (AM) and outdoor service from Makuch's Red Rooster, LTD to Crust, LLC. Motion carried by a unanimous voice vote.

DUMP TRUCK REPAIRS

Fletcher stated two dump trucks are in need of being refurbished. Two trucks were refurbished last year and turned out great. He stated with the amount of time the City is keeping trucks, its money well spent to refurbish them as a new truck costs \$180,000-\$200,000.

A motion was made by McDermott and seconded by Jacob to approve the estimate from Truck and Trailer to upgrade dump truck components as outlined in their retrofit quotes dated July 12, 2017 in the amount of \$80,836.00. Motion carried by a unanimous voice vote.

Markland thanked Kelly Fletcher for his work on the event to re-name the DPW building in honor Les Bland.

PAVEMENT MARKINGS

Fletcher stated the City has contracted M&M Pavement Marking in the past to repaint street lines and is asking to do the same again this year.

A motion was made by Smith and seconded by McDermott to approve the quote from M&M Pavement Marking dated July 11, 2017 for the painting of street lane lines in the amount of \$11,082.20. Motion carried by a unanimous voice vote.

CALL TO THE AUDIENCE – None.

Meeting was adjourned at 8:02 PM.

Mayor Sue Osborn

City Clerk, Renee Wilson

Date approved: August 14, 2017