

CITY OF FENTON COUNCIL PROCEEDINGS
Monday, November 13, 2017
City Hall Council Chambers
301 South Leroy Street

Mayor Sue 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.

The Oath of Office was administered to Mayor Osborn, Councilwoman Bottecelli, Councilman Grossmeyer and Councilman McDermott by the Honorable Judge David J. Newblatt.

Present: Bottecelli, Draves, Grossmeyer, Lockwood, McDermott, Osborn, Smith.
Absent: None.
Others Present: Lynn Markland, City Manager; Stephen Schultz, Legal Counsel; Michael Hart, Assistant City Manager; Dan Czarnecki, Director of Public Works; Jason Slater, Police Chief and Bob Cairnduff, Fire Chief.

APPOINTMENT OF MAYOR PRO TEM

Mayor Osborn appointed Councilwoman Patricia Lockwood as Mayor Pro Tem.

APPOINTMENT OF COUNCIL MEMBERS TO BOARDS AND COMMISSIONS

Mayor Osborn made the following appointments:

- Councilwoman Smith – Cemetery Board and Pastor Board
- Councilman McDermott – Planning Commission and Zoning Board of Appeals
- Councilwoman Draves – Library Board and Arts & Cultural Commission
- Councilwoman Lockwood – Beautification Commission; Arts & Cultural Commission; Metro Alliance
- Councilman Grossmeyer – Parks and Recreation Board; Genesee County Small Cities and Villages
- Councilwoman Bottecelli – Museum Board and 1-69 Corridor.
- Mayor Osborn – Community Center Board of Governors; FACT; Downtown Development Authority; Local Development Finance Authority; Flint Area Narcotics Group; Board of Review; Arts and Cultural Commission.

MAYOR'S COMMENTS – Osborn thanked Brad Jacob for his service on City Council and thanked everyone who voted for her at last week's election.

CITY MANAGER'S REPORT

Markland reported on the following:

- Thanked Brad Jacob for his service.
- Congratulated everyone recently elected and those than ran for office.
- The Caroline Street project is wrapping up. The street will be paved this weekend, weather permitting.
- Most other projects are wrapping up for the year.

COUNCIL MEMBER COMMENTS

Smith commented a flag burning ceremony occurred at Oakwood Cemetery on Sunday.

Draves thanked everyone that serves on Council and thanked Brad Jacob for his service and welcomed Tracy Bottecelli to Council.

Lockwood congratulated everyone elected to Council. She stated the Arts & Cultural Commission will begin meeting now that funding is available. She gave an update on the dog park stating a ribbon cutting ceremony should take place later this month. She gave an update on Jinglefest.

Grossmeyer thanked Brad Jacob for his service and welcomed Tracy Bottecelli to Council. He thanked Mayor Osborn for officiating his daughter's wedding ceremony this past weekend. He gave an update on the upcoming Jinglefest parade.

Bottecelli thanked all those that supported her and is thrilled to serve on Council.

LEGAL COUNSEL REPORT

Schultz congratulated those elected to Council and thanked Brad Jacob for his service.

CITIZEN COMMENTS – None.

CONSENT AGENDA

Osborn reviewed all items that were on the Consent Agenda.

Grossmeyer questioned the bills for Dewey's Auto Center in the amount of \$2,095.15. The invoice description indicates it was for tire repairs and to balance tires, but the amount is higher than what those services costs. Markland suggested removing that bill from the bills to be approved and Administration will look into it.

A motion was made by Lockwood and seconded by Grossmeyer to approve the consent agenda, less the Dewey's Auto Center, Inc. invoice in the amount of \$2,095.15, containing the following items:

- Authorize payment of invoices in the amount of \$148,441.97.
- Approve and place on file the minutes of the June 22nd and August 24, 2017 Planning Commission meetings, the September 20, 2017 Beautification Commission meeting, the September 26, 2017 Zoning Board of Appeals meeting, the September 25th and October 26, 2017 City Council meetings and the October 2, 2017 City Council work session.
- Approve request from Old Newsboys of Flint to conduct the annual "Old Newsboys Paper Sale" on December 8, 2017 from 9:00 AM – 3:00 PM.
- Approve request from the Fenton Regional Chamber of Commerce to conduct the annual Jinglefest Parade and 5k run on Saturday, December 2, 2017.

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

NAYS: None.

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

GEAR DRYER PURCHASE

Cairnduff stated he is looking for approval to purchase a forced air gear dryer to dry Personal Protective Equipment (PPE) after it has been washed. Only one set of PPE is allocated

to a firefighter and costs approximately \$1,900 so it is very important the gear be washed, dried and put back into service as soon as possible. He obtained three quotes and is recommending Council approve the quote from Ram-Air Gear Dryer. He stated \$8,500 was budgeted in the current fiscal year as this was an anticipated expense.

A motion was made by Smith and seconded by McDermott to approve the purchase of a gear dryer from Ram-Air Gear Dryer in the amount of \$7,624. Motion carried by a unanimous voice vote.

JINGLEFEST FIREWORKS PERMIT

A motion was made by Grossmeyer and seconded by McDermott to approve a fireworks permit for Zambelli Fireworks to conduct a fireworks display at Jinglefest on Saturday, December 2, 2017. Motion carried by a unanimous voice vote.

OVERHAUL OF HIGH SERVICE PUMP #1

Czarnecki stated high service pump #1 has some issues that need to be addressed. Water Plant Supervisor Steve Guy has contacted Peerless Midwest to overhaul the pump and install a Variable Frequency Drive, which allows for energy savings by enabling the plant operator to match flow of the high service pump with the flow of the well pump in use. He is recommending Council approve the quote from Peerless Midwest.

A motion was made by McDermott and seconded by Smith to approve the quotes from Peerless Midwest to overhaul High Service Pump #1 and install a Variable Frequency Drive at a cost not to exceed \$27,500 and authorize the City Manager to sign the agreement. Motion carried by a unanimous voice vote.

METER READING DEVICE

Czarnecki stated two new meter reading devices were purchase in October 2015, which replaced three of the four older devices that were failing. The remaining older device is now failing and needs to be replaced. ETNA Supply was contacted to obtain a cost to replace the failing unit. The total is \$9,000 which includes both reading and scanning devices and all necessary components that go with each. He is recommending Council approve the purchase.

A motion was made by Smith and seconded by McDermott to approve the purchase of a Sensus Field Logic Handheld Device/Programmer (FL-6502-GB) from ETNA Supply in the amount of \$9,000. Motion carried by a unanimous voice vote.

ORCHARD HILLS ENVIRONMENTAL STUDY

Hart stated the City owns approximately 30 acres totaling 86 vacant parcels in the Orchard Hills development. The City is considering selling these properties. Approximately seven acres of the land contain arsenic contamination due to its prior use as a fruit orchard. The City, as seller, needs to investigate the arsenic contamination. An initial Phase I and Phase II environmental study was performed by McDowell & Associates. The next step is to perform a modified Phase II environmental study. A proposal was provided by McDowell & Associates for this work and is estimated to cost \$9,000-\$10,000. He is recommending Council approve an expenditure not to exceed \$12,000 to complete this work.

Osborn commented the arsenic contamination is due to the spraying of apples when the property was used as an orchard before any homes were built in the area.

McDermott asked why Council is being asked to approve an amount higher than the estimate. Hart responded it is not uncommon for extra work such as soil borings or testing to be needed. He feels it is appropriate to allocate funds beyond the estimated amount.

McDermott stated this expense was not budgeted and asked where the funds will come from to pay for it. Hart responded the budget needs to be looked at, but funds are available in different areas of the budget to cover the expense and the money can be recouped when the property is sold.

Grossmeyer asked if the City will be required to do the remediation or if the property can be sold and the developer complete remediation action. Hart stated the work being done to figure out exactly what contamination is present at the site will put the City in a position to sell the property 'as is' and the developer would be responsible for the remediation.

Grossmeyer asked if the City will have any input as to how the remediation is done. Hart stated the City will have oversight during the site plan review process. Per state law, if residential development is to occur, it will have to meet residential standards. He stated there are different ways to approach the issue.

Smith asked since the City did not own the property when the subdivision was put in and there is contamination near the homes, can the City be held legally responsible. Schultz responded no, so long as the nothing is done to exacerbate the problem.

A motion was made by Lockwood and seconded by McDermott to approve an expenditure not to exceed \$12,000 for a modified Phase II Environmental Study to confirm the geographic area and degree of arsenic contamination within the Orchard Hills Development and authorize the City Manager to finalize the proposal from McDowell and Associates and sign the necessary documents. Motion carried by a unanimous voice vote.

LIBRARY DESK PURCHASE

Hart stated the children's circulation desk at the Library is in disrepair and needs to be replaced. A proposal to replace the desk was obtained from Library Design Associates, Inc. in the amount of \$7,091.00. This price includes installation and delivery and monies are available in the budget. The Library Board approached the Friends of the Library to help defray costs and a \$2,000 contribution was received. With this contribution, the City's actual cost will be \$5,091.00. He is recommending Council approve the proposal.

A motion was made by Grossmeyer and seconded by Draves to approve the purchase of a new Library children's circulation desk, including installation, per the proposal submitted by Library Design Associates, Inc. in the amount of \$7,091 and authorize the City Manager to sign the proposal as submitted. Motion carried by a unanimous voice vote.

ACTUARIAL SERVICES

Markland commented the City is required to conduct actuarial studies of retiree health care, which is required by GASB statements. Gabriel, Roeder, Smith & Company (GRS) have provided the City with a proposal to complete the work. The cost will be \$16,000 for fiscal year 2018 and \$5,500 for fiscal year 2019. He is recommending Council accept the proposal.

A motion was made by Smith and seconded by Grossmeyer to accept the proposal from GRS for the December 31, 2017 Actuarial Valuation of the City Retiree Health Care Plan and the June 30, 2018 and June 30, 2019 GASB Statement No. 75 Accounting Valuations and authorize the City Manager to sign the Acceptance of Letter of Engagement. Motion carried by a unanimous voice vote.

CALL TO THE AUDIENCE – None.

Meeting was adjourned at 8:32 PM.

Mayor Osborn reconvened the meeting at 8:33 PM and stated a motion is needed to ratify the appointments made earlier in the evening.

A motion was made by Osborn and seconded by Grossmeyer to appoint Councilwoman Patricia Lockwood as Mayor Pro Tem. Motion carried by a unanimous voice vote.

A motion was made by Osborn and seconded by Grossmeyer to approve the following appointments:

- Councilwoman Smith – Cemetery Board and Pastor Board
- Councilman McDermott – Planning Commission and Zoning Board of Appeals
- Councilwoman Draves – Library Board and Arts & Cultural Commission
- Councilwoman Lockwood – Beautification Commission; Arts & Cultural Commission; Metro Alliance
- Councilman Grossmeyer – Parks and Recreation Board; Genesee County Small Cities and Villages
- Councilwoman Bottecelli – Museum Board and 1-69 Corridor.
- Mayor Osborn – Community Center Board of Governors; FACT; Downtown Development Authority; Local Development Finance Authority; Flint Area Narcotics Group; Board of Review; Arts and Cultural Commission.

Motion carried by a unanimous voice vote.

Meeting was adjourned at 8:34 PM.

Mayor Sue Osborn

City Clerk, Renee Wilson

Date approved: December 11, 2017