

**CITY OF FENTON COUNCIL PROCEEDINGS**  
**Monday, March 19, 2018**  
**City Hall Council Chambers**  
**301 South LeRoy Street**

Mayor Pro Tem Lockwood called the meeting to order at 7:31 PM.

The invocation was given by J.D. Wiegand from The Freedom Center and was followed by the Pledge of Allegiance.

Present: Bottecelli, Draves, Grossmeyer, Lockwood, McDermott, Osborn (via telephone) Smith.  
Absent: None.  
Others Present: Lynn Markland, City Manager; Chris Patterson, Legal Counsel; and Daniel Czarnecki, DPW Director.

**CITY MANAGER'S REPORT**

Markland reported on the following:

- National League of Cities Congressional City Conference in Washington D.C.
- A memo from the Trump administration regarding infrastructure issues.
- Working on the City Budget and Five Year Forecast.
- Council Budget Meeting will be April 28, 2018.

**COUNCIL MEMBER COMMENTS**

McDermott attended the Kindergarten registration and appreciated all the businesses that participated.

Draves advised they have raised enough funds to purchase "The Librarian" sculpture and may have enough for a garden around the sculpture. Thursday will be meeting to hopefully open the dog park again.

Bottecelli attended the Museum Board meeting, they set their 2018 priorities and wish list.

Lockwood attended the National League of Cities Conference with Osborn and Markland. Had a meeting with the Solid Waste Committee, administration and Republic, and expects to have a report to bring to Council regarding the information obtained. Reminded all next Council meeting is Monday, March 26<sup>th</sup>.

**LEGAL COUNSEL REPORT**

Patterson stated he has been working on a draft regarding parking easement. Reviewed the Franchise Agreement with AT&T. Reviewing the Metro Act Application. Working on building and planning issues regarding processes for civil infraction citations.

**MAYOR'S COMMENTS** – None.

**CITIZEN COMMENTS** – None.

## **CONSENT AGENDA**

Lockwood reviewed all items that were on the Consent Agenda.

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

- Authorize payment of invoices in the amount of \$143,638.00.
- Approve and place on file the minutes of the February 12, 2018 City Council meeting, February 26, 2018 City Council meeting and the March 5, 2018 City Council Work Session.
- Approve the request for the 3<sup>rd</sup> Annual 5K “Color Rave Run” on Friday, April 20, 2018 beginning at 8:30 PM and concluding at 10:00PM.
- Approve the request for a Peddlers License for Taylor Marketing Group to sell natural gas service door-to-door.
- Approve the request from the Michigan Chapter of the Cystic Fibrosis Foundation to conduct their “Michigan Cycle for Life” bicycle event on the morning of Saturday, October 6, 2018.

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

NAYS: None.

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

## **SET PUBLIC HEARING DATE**

A motion was made by Lockwood and seconded by McDermott to set a Public Hearing date for the Michigan Natural Resources Trust Fund (MNRTF) Grant Application review for the upcoming March 26, 2018 regular meeting.

**Motion carried by a unanimous voice vote.**

## **RESOLUTION 18-02**

A motion was made by McDermott and seconded by Smith to approve Resolution No. 18-02 in support of holding a Mute Swan Egg/Nest Destruction Program on the Mill Pond for a five year period beginning spring of 2018 and continuing through 2022.

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

NAYS: None.

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

## **RESOLUTION 18-03**

A motion was made by Smith and seconded by McDermott to approve Resolution No. 18-03 in support of holding a Canadian Goose Nest/Egg Destruction Program on the Mill Pond in 2018.

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

NAYS: None.

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

## **FACT GRANT**

The FACT Consortium has recommended the approval of a grant request from the three school districts. The money will come from our PEG Funds. The grant will fund equipment that will allow students to create content for our access channel.

A motion was made by McDermott and seconded by Grossmeyer to approve the FACT Grant request at a cost not to exceed \$83,688.77.

**Motion carried by a unanimous voice vote.**

## **MML CDL CONSORTIUM**

The First Advantage Enterprise Screening Corporation Substance Abuse Testing Services Agreement is for continued membership in the MML Commercial Driver's License Consortium allowing the city to pool resources with other municipalities and receive a better rate for CDL testing.

A motion was made by McDermott and seconded by Lockwood to approve the MML CDL First Advantage Enterprise Screening Corporation Substance Abuse Testing Services Agreement.

**Motion carried by a unanimous voice vote.**

## **AT&T FRANCHISE AGREEMENT**

Markland advised the local franchise agreement for AT&T expires in October 2018. They have requested for an early renewal of the agreement. The franchise agreement is written into State law which gives the city no option for the verbiage. The only option is for the PEG fee which is 2% and the franchise fee which is 5% these are consistent with the fees for AT&T, Comcast and Charter. Patterson stated they have reviewed the agreement and recommends Council approval.

A motion was made by Smith and seconded by McDermott to approve AT&T Franchise Agreement and allow for the City Manager to sign the agreement.

**Motion carried by a unanimous voice vote.**

## **REPAIRS TO DUMP TRUCK #99**

A motion was made by McDermott and seconded by Smith to approve the quote from Truck & Trailer Inc., dated February 19, 2018 to replace the underbody scraper unit on Truck #99 as outlined for an amount of \$8,835.00

**Motion carried by a unanimous voice vote.**

## **EMERGENCY WATER REPAIR INVOICE**

A motion was made by McDermott and seconded by Smith to approve the payment to Cook Excavating Inc., Birch Run, for assistance on the emergency water main repairs at 3100 Copper Ave., as shown in their invoice #3668 in the amount of \$14,865.00.

**Motion carried by a unanimous voice vote.**

## **CALL TO THE AUDIENCE**

Sean Sage of 512 S. East Street inquired if Council has in place rules that establish how citizens are to address issues and concerns at meetings.

Patterson spoke to this issue and is looking into the enforceability of the rules that are established.

Meeting was adjourned at 8:24 PM.

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Mayor ProTem Patricia Lockwood

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City Clerk, Sue Walsh

Date approved: April 9, 2018