

Minutes
Fraser City Council
May 9th, 2019

A Regular meeting of the Fraser City Council was conducted on the above date at the City Municipal Building, located at 33000 Garfield Road, Fraser, County of Macomb, Michigan.

Present: Mayor Carnagie, Council Members; Blanke, Foster, Kalka, Lesich, and Winowiecki

Absent:

Also Present: D. Wayne O'Neal, City Manager
Kelly Dolland, City Clerk
Donald DeNault, City Attorney

1. Call Meeting to Order / Roll Call –Mayor Carnagie called the regular meeting to order at 7:02pm. Members: Blanke, Carnagie, Foster, Kalka, Lesich, and Winowiecki - Present.
Member Schornak arrived 7:37pm.

2. Pledge of Allegiance to the Flag of the United States-

3. Approval of Agenda

Member WINOWIECKI moved, second by Member KALKA, TO TABLE H. APPROVE A RESOLUTION GRANTING A CLASS C LIQUOR LICENSE TO FRASER VFW CPL NEIL W. REID POST 6691 TO CLARIFY ZONING AND CONFIRM CURRENT APPLICATION WITH THE STATE.

Motion carried 6-0

Member CARNAIGIE moved, second by Member WINOWIECKI, TO REMOVE 11. CLOSED SESSION – A. PENDING LITIGATION – BROWN, ET AL V CITY OF FRASER, ET AL, UPDATE REGARDING LITIGATION AND UPDATE REGARDING LITIGATION B. PENDING LITIGATION - THOMPSON, V CITY OF FRASER, ET AL, UPDATE REGARDING LITIGATION.

Motion carried 6-0

Member LESICH moved, second by Member FOSTER, TO SWITCH ORDER OF C. APPROVAL OF 2019-2020 POLICE AND FIRE SPECIAL ASSESSMENT AND D. APPROVAL OF 2019-2020 BUDGET AND MILLAGE RATES.

Motion carried 6-0

Member KALKA moved, second by Member WINOWIECKI, TO PLACE F. APPROVAL OF THE 2019-2020 WATER AND SEWER RATES BEFORE C. APPROVAL OF 2019-2020 POLICE AND FIRE SPECIAL ASSESSMENT AND D. APPROVAL OF 2019-2020 BUDGET AND MILLAGE RATES

Motion carried 6-0

Member WINOWICKI moved, second by Member KALKA, TO APPROVE THE MAY 9TH, 2019 CITY COUNCIL MEETING AGENDA AS AMENDED.

Motion carried 6-0

4. Presentations

a. State Representative Bill Sowerby – Legislative Update

State Representative Bill Sowerby, representing the 31st House District, stated he has serviced as a Member of the Education Reform Committee, Legislative Council and was Democratic Vice Chair of the Natural Resources Committee. Representative discussed current topics from the State Capital.

Conversation ensued.

Representative Sowerby can be reached @ BillSowerby@house.mi.gov .

Member Schornak joined the meeting @ 7:37pm.

5. City Participation on Agenda Items

Resident Ray Wojciechowski spoke on topic.

Resident Mike Sand spoke on topic.

6. Consent Agenda

- a. Approval of Minutes of the Regular Council Meeting of April 11, 2019
- b. Receive and File Minutes of the Special Council Meeting of April 30, 2019
- c. Approval of Bills for the month of April - 2019 in the amount of \$1,311,720.05
- d. Receive and File Finance Budget to Actual Report ending March, 2019

Member WINOWIECKI moved, second by Member LESICH, TO APPROVE THE CONSENT AGENDA AS PRESENTED.

Motion carried 7-0

7. Requests for Council Action

- a. Approve the Re-appointment of Ms. Nancy Ehrke to the Historical Commission for a term of Office to Expire 06-30-2023

Member Schornak commented on appointment.

Member SCHORNAK moved, second by Member FOSTER, TO APPROVE THE RE-APPOINTMENT OF MS. NANCY EHRKE TO THE HISTORICAL COMMISSION FOR A TERM OF OFFICE TO EXPIRE 06-30-2023.

Motion carried 7-0

- b. Approve the Re-appointment of Ms. Karen Hodges to the Historical Commission for a term of Office to Expire 10-31-2023

Member Carnagie thanked Ms. Hodges

Member BLANKE moved, second by Member CARNAGIE, TO APPROVE THE RE-APPOINTMENT OF MS. KAREN HODGES TO THE HISTORICAL COMMISSION FOR A TERM OF OFFICE TO EXPIRE 10-31-2023.

Motion carried 7-0

- c. Approval of 3% Summer Penalty and 1% Property Tax Administration Fee

City Manager Wayne O'Neal stated the 3% Summer Penalty and 1% Property Tax Administration Fee must be formally approved by City Council.

Public to be heard: None

Member LESICH moved, second by Member FOSTER, TO APPROVE THE REQUEST OF 3% SUMMER PENALTY AND 1% PROPERTY TAX ADMINISTRATION FEE.

Motion carried 7-0

- d. Approval of the 2019-2020 Water and Sewer Rates

City Manager Wayne O'Neal stated City Council must formally accept the 2019-2020 Water and Sewer Rates.

Conversation ensued in regard to the Water Rate Study three years ago provided by Plante Moran.

Public to be Heard: None

Member LESICH moved, second by Member CARNAGIE, TO APPROVE THE REQUEST THE 2019-2020 WATER AND SEWER RATES.

Motion carried 7-0

- e. Approval of 2019-2020 Budget and Millage Rates

Member Kalka spoke of department head raises, review the need for additional staffing, park improvements, and MERS payments.

Member Winowiecki stated he would approve the budget as presented with stipulations before any raises are considered presentations to be given.

Member Foster stated she disagree with raises and new hires.

Member Blanke spoke of moratorium placed with the budget approval.

Interim Director Mike Pettyes responded to Council questions.

Member Foster inquired to drug forfeiture funds.

Member Lesich clarified the part time paramedic position will become a full time position.

Member Schornak spoke of department head reviews, no blanket raises, use of city cars vs millage, remove Public Safety Director position out of budget.

Member Carnagie requested quarterly department head reviews.

Member Foster agreed to remove Public Safety Director \$95,000 out of budget and expressed concern why raises were in the budget.

Member Kalka spoke of MERS, services, city park budget funding.

Conversation ensued.

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Member WINOWIECKI moved, second by Member KALKA, TO APPROVAL OF 2019-2020 BUDGET AND MILLAGE RATES APPROPRIATIONS WITH THE FOLLOWING STIPULATIONS:

1. MONIES BUDGETED FOR SALARY INCREASES OR WAGE INCREASES BE AT MORATORIUM / FROZEN AT THIS TIME
2. INCREASE THE PARTTIME MEDIC TO A FULLTIME MEDIC POSITION
3. ADVERTISE THE POTENTIAL HIRE OF DEPUTY FINANCE POSITION AT \$62,000 – ALLOW TO MOVE FORWARD WITHOUT MORATORIUM
4. CONSIDER BY THE JULY 2019 MEETING, A WORK GROUP CREATED BY COUNCIL, PRESENT A REPORT IN REGARD TO INTERNAL COMPENSATION ADJUSTMENTS SO THAT THE MORATORIUM, STIPULATION ONE NEED NOT CONTINUE INDEFINATELY.

Public to be Heard: None

Roll call Vote:

Member Blanke	Yes
Member Carnagie	Yes
Member Foster	No
Member Kalka	Yes
Member Lesich	Yes
Member Schornak	Yes
Member Winowiecki	Yes

Motion carried 6-1

f. Approval of 2019-2020 Police & Fire Special Assessments

Finance Director Tim Sadowski spoke of Budget amendments

Public to be Heard: None

Member WINOWIECKI moved, second by Member KALKA, TO APPROVE THE FORMAL RESOLUTION 2019-2020 determination of POLICE AND FIRE SPECIAL ASSESSMENT district to defray the cost of maintaining public safety department at the same rates that were levied last year as a special assessment seven (7) and two (2).

Finance Director Tim Sadowski stated the budget has been adopted and if Council choses to levy PA-33 we'll have to appropriate more funds to whatever you want to allocate. You must amend the budget you just adopted.

Roll Call Vote:

Member Blanke	Yes
Member Carnagie	Yes
Member Foster	No
Member Kalka	Yes
Member Lesich	Yes
Member Schornak	Yes
Member Winowiecki	Yes

Motion carried 6-1

g. Approve the Extension of Appointment of Interim DPW Superintendent Nick Schaefer for a term to Expire October 31, 2019

Interim Superintendent Nick Schaefer requested a six (6) month extension as Interim. Mr. Schaefer stated an additional six months would offer the opportunity to accomplish the plan he had set for the next six months and forward. Conversation ensued.

Member WINOWIECKI moved, second by Member KALKA, TO APPROVE THE EXTENTION OF APPOINTMENT OF INTERIM DPW SUPERINTENDENT NICK SCHAEFER UNTIL JULY 2019 MEETING AND WILL LOOK FORWARD FOR A SOLID PLAN MOVING FORWARD.

CITY MANAGER'S PERFORMANCE REVIEW WILL BE PROVIDED TO COUNCIL MEMBERS WHO WILL MEET ONE ON ONE WITH MR. SCHAEFER BY MAY 23RD, 2019 TO DISCUSS HIS ACTION PLAY.

Motion carried 7-0

h. Approve a Resolution Granting a Class C Liquor License to Fraser VFW CPL Neil W. Reid Post 6691 - **AGENDA ITEM TABLED**

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i. Approve the Rezoning for 31437 Kendall Road Section 32-261 of the Fraser Zoning Ordinance to Amend the City's Zoning Map by Changing the Zoning District Designation from RM Residential One Family Medium Density to IR, Industrial-Restricted

Member Schornak commented on topic

Public to be Heard: None

Member LESICH moved, second by Member CARNAGIE, TO APPROVE THE REZONING FOR 31437 KENDALL ROAD SECTION 32-261 OF THE FRASER ZONING ORDINANCE TO AMEND THE CITY'S ZONING MAY BY CHANGING THE ZONING DISTRICT DESIGNATION FROM RM RESIDENTIAL ONE FAMILY MEDIUM DENSITY TO IR, INDUSTRIAL-RESTRICTED.

Motion carried 7-0

j. Set Public Hearing Date – June 13, 2019 at 7:00 PM, Approval of Transfer of Industrial Facilities Exemption Certificates from Enmark 18100 Cross, IFEC 2013-207 and 2008-577 to ETGC Acquisition Company, LLC

Public to be Heard: None

Member LESICH moved, second by Member WINOWIECKI, TO SET PUBLIC HEARING DATE – JUNE 13TH, 2019 AT 7:00PM, APPROVAL OF TRANSFER OF INDUSTRIAL FACILITIES EXEMPTION CERTIFICATES FROM ENMARK 18100 CROSS, IFEC 2013-207 AND 2008-577 TO ETGC ACQUISITION COMPANY LLC.

Motion carried 7-0

8. Pending Items of Unfinished Business / Report of the City Administration

Mr. O'Neal spoke of City Manager's meeting, Liability Insurance bid contract for June 2019 meeting, brick pavers, out of office week of May 13th, 2019 attending meetings and complimented Council.

9. Report of Mayor and City Council / New Business

Member Blanke Wished all a Happy Mother's Day
Member Carnagie Spoke of Loyalty Day, FAME Award Dinner and Happy Mother's Day

Member CARNAGIE moved, second by Member FOSTER, TO APPOINT MEMBER WINOWIECKI, KALKA AND LESICH TO A COUNCIL SUB COMMITTEE TO REVIEW EMPLOYEE COMPENSATION

Motion carried 7-0

Member Foster Requested to review department head personnel files, - a binder of department head reviews by City Manager will be created for City Council review, requested to review who requested the Class C Liquor License, requested city employees receive mileage compensation vs a vehicle to take home, spoke of Fraser Farmers Market and yoga
Member Kalka Requested a legal opinion employee millage, believes people should drive their own vehicles to work. She suggested the city should hire a Human Resource Director.
Member Lesich Council did not allocate fund balance, attended MSU Planner Class, employee retention is important
Member Schornak Spoke of employee car, requested city manager change wording on agenda
Member Winowiecki Council did a good job, passed budget and doing the right things

10. Citizen Participation

Resident Tom McCoy spoke on topic
Resident Laura Lesich spoke on topic
Resident Mr. McFadden spoke on topic

11. Closed Session - REMOVED FROM AGENDA

a. Pending Litigation – BROWN, ET AL V CITY OF FRASER, ET AL, Update Regarding Litigation
b. Pending Litigation – THOMPSON, V CITY OF FRASER, ET AL, Update Regarding Litigation

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12. Adjournment

Member WINOWIECKI moved, second by Member KALKA, TO ADJOURN THE REGULAR COUNCIL MEETING OF MAY 9TH, 2019, MEETING @ 10:34PM.

The motion carried unanimously,
Respectfully submitted,

Kelly Dolland, City Clerk

Michael Carnegie, Mayor