

**Minutes**  
**Fraser City Council**  
**Thursday, October 13<sup>th</sup>, 2016 @ 7pm**

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 Nichols and Council Members Blanke, Foster, Hemelberg, Lesich and Schornak  
Absent: Member Carnagie  
Also Present: Richard Haberman, City Manager  
Kelly Dolland, City Clerk  
Tim Tomlinson, City Attorney

**1. Call Meeting to Order** - Mayor Nichols called the regular meeting to order at **7:02pm**.

**2. Pledge of Allegiance**

**3. Approval of Agenda**

Member Hemelberg made the motion to excuse Member Carnagie from the October 13<sup>th</sup>, 2016 meeting.

Member HEMELBERG moved, seconded by Member FOSTER, TO EXCUSE MEMBER CARNAGIE FROM THE OCTOBER 13<sup>TH</sup>, 2016 FRASER COUNCIL MEETING DUE TO ILLNESS.

The motion carried 6-0.

Member HEMELBERG moved, seconded by Member LESICH TO APPROVE AGENDA AS SUBMITTED.

The motion carried 6-0.

**4. Citizen Participation:**

Mr. Paul Cilluffo, President of the Fraser Optimist Club presented a check to the City in the amount of \$500.

**5. Presentations:**

**a.Presentation and update on health insurance issues for the City of Fraser by Cornerstone Municipal.**

Mark Manquen and John Vance of Cornerstone Municipal delivered a PowerPoint presentation of the many services, trends and accomplishments provided to the City of Fraser by Cornerstone. Topics included: implementation of MAPD, analyzing PA152 options, annual budget and financial assistance, collective bargaining, annual enrollment and retiree health care support.

Member Foster commented on presentation.

Member Lesich asked if they were a third party administrator – yes, confirmed ‘stop loss’ is \$50,000 for individual contract – yes, and clarified the cost drop from 2015/2016 to 2016/2017 what do to the combination of active and pre-65 retiree plan.

**6. Public Hearing: - None**

**7. Consent Agenda**

- a. Approval of Minutes of the Regular Council Meeting of September 8, 2016.
- b. Approval of Bills for the month of September 2016 in the amount of \$3,190,302.56.
- c. Receive and file the minutes of June 2, 2016 meeting of the Zoning Board.
- d. Receive and file the minutes of June 16, 2016 meeting of the Zoning Board.
- e. Receive and file the minutes of August 3, 2016 meeting of the Planning Commission.

Member HEMELBRG moved, seconded by MAYOR NICHOLS, TO APPROVE CONSENT AGENDA AS PRESENTED.

The motion carried 6-0.

**8. Requests for Council Action –**

- a. Request Council approve reappointment of Linda Champion to current Library Board seat for term that would expire on June 30, 2021.

Member Schornak stated she is a true asset to the Fraser Library.

Member SCHORNAK moved, seconded by Mayor NICHOLS, TO REQUEST COUNCIL APPROVE THE REAPPOINTMENT OF LINDA CHAMPION TO CURRENT LIBRARY BOARD SEAT FOR TERM THAT WOULD EXPIRE JUNE 30<sup>TH</sup>, 2021.

The motion carried 6-0.

b. Request Council set a Public Hearing for November 10, 2016 at 7:00 PM for the requested transfer of 3 IFT for M and M Turning Co/Alpha Precision Aerospace as follows:

- \$1,225,000 Personal Property for 10 years upon transfer from Clinton Township.
- \$858,510 Personal Property for 8 years upon transfer from Clinton Township.
- \$1,383,000 Personal Property for 9 years upon transfer from Clinton Township.

Member LESICH moved, seconded by Member SCHORNAK, TO APPROVE THE REQUEST OF COUNCIL TO SET A PUBLIC HEARING FOR NOVEMBER 10<sup>TH</sup>, 2016 @ 7PM FOR THE REQUEST TRANSFER OF AN IFT FOR M AND M TURNING CO. / ALPHA PRECISION AEROSPACE IN THE AMOUNT OF \$1,225,000 FOR A PERIOD OF 10 YEARS UPON TRANSFER FROM CLINTON TOWNSHIP.

The motion passed 6-0.

c. Request Council award bid for Library Roof improvements to Lutz Roofing Co., Inc. 4721 22 Mile Rd., Shelby Township, MI 48317 in the amount of \$93,000.

Fraser Department of Public Works Director BJ VanFleteren spoke of the bid process and the companies who bid the Library and DPW roofs. The DPW roof must wait. Mr. VanFleteren stated the work is tentatively scheduled to begin November 1<sup>st</sup>, will take approximately 7 days to complete. The DPW staff will deal with the interior of the Library, covering shelves from debris. Library closed notice will be posted before and during this time.

Member Blanke asked if Lutz Roofing Co. had provided services to the City prior, ~ yes, repair work to the Activity Center.

Member Foster questioned the warranty ~ it is a 20 year warranty on materials only, no labor.

Member SCHORNAK moved, seconded by Mayor NICHOLS, TO APPROVE REQUEST OF COUNCIL TO AWARD BID FOR LIBRARY ROOF IMPROVEMENTS TO LUTZ ROOFING CO., INC. 4721 22 MILE RD., SHELBY TOWNSHIP, MI 48317 IN THE AMOUNT OF \$93,000.

The motion carried 6-0.

d. Request Council authorize the purchase of a replacement phone system for all City facilities. Cost of \$46,139 to be paid for through savings of \$1,000/month in our current monthly billing expenses.

Mayor Nichols questioned if a Request for Proposal went to the public?

Michele Kwiatkowski, System Administrator for the City stated the phone system is very old and obsolete. It is difficult to find replacement parts and re-furbished parts for the 1999 phone system. Dispatch calls are dropped and when you call the DPW phone number, the phone display shows a dentist office in the 248 area code.

Mayor Nichols expressed his concern that the City did not follow protocol regarding the RFP to receive bids.

Mrs. Kwiatkowski stated the city did receive bids.

Member Schornak questioned the length of the renovation, - 4-5 week of re-cabling the buildings.

Member Lesich asked if the wiring would be done in house, - yes, saving \$15,000.

Member Schornak stated the DPW is short-handed, is there staff for this? – Yes.

Member LESICH moved, seconded by Member BLANKE, TO POSTPONE REQUEST COUNCIL AUTHORIZE THE PURCHASE OF A REPLACEMENT PHONE SYSTEM FOR ALL CITY FACILITIES. COST OF \$46,139 TO BE PAID THROUGH SAVINGS OF \$1,000 / MONTH IN OUR CURRENT MONTHLY BILLING EXPENSES.

Roll call vote:

Blanke	Yes
Foster	No
Hemelberg	No
Lesich	Yes
Nichols	No
Schornak	Yes

The motion fails 3-3.

Mr. Haberman stated Mrs. Kwiatkowski used the G.S.A. Government Service Agency to bid the phone system, using the G.S.A. confirms a formal bid process was used.

Mayor NICHOLS moved, seconded by Member LESICH, TO POSTPONE REQUEST A REQUEST FOR PROPOSAL FOR THE PURCHASE OF A REPLACEMENT PHONE SYSTEM FOR ALL CITY FACILITIES, COST OF \$46,139 TO BE PAID FOR THROUGH SAVINGS OF \$1,000/MONTH IN OUR CURRENT MONTHLY BILLING EXPENSES FOR NEXT MEETING.

The motion carries 6-0.

e. TABLED ITEM Request Council discuss and adopt final version of Rule 4.01 Agenda of the City Council Rules and Procedures.

Mayor NICHOLS moved, seconded by Member SCHORNAK, TO REMOVE TABLED ITEM REQUEST COUNCIL DISCUSS AND ADOPT FINAL VERSION OF RULE 4.01 AGENDA OF THE CITY COUNCIL RULES AND PROCEDURES.

The motion carries 6-0.

Member BLANKE moved to reinstate 4.01 Agenda of the City Council Rules and Procedures, the produce was three council members could communicate to the City Manager or Mayor to add or delete any agenda item from the agenda prior to the meeting.

Member Foster questioned previous practices.

Mr. Tomlinson spoke of the many revisions of 4.01 by previous councils.

Conversation ensued regarding revisions, formalities, past practices of agenda modifications and removal of items.

Member LESICH moved seconded by Member BLANKE, TO POSTPONE THE REQUEST OF COUNCIL TO DISCUSS AND ADOPT FINAL VERSION OF RULE 4.01 AGENDA OF THE CITY COUNCIL RULES AND PROCEDURES.

(Motion to Postpone means there can be discussion, Motion to table is non debatable, no further discussion)

Member Lesich withdrew his motion to postpone.

Member HEMELBERG moved, seconded by Member LESICH, TO CHANGE 4.01 AGENDA OF THE CITY COUNCIL RULES AND PROCEDURES TO ADD, BUT NOT REMOVE THREE (3) TO REMOVE.

Member Schornak stated to remove an agenda item from a published agenda that it is done at the meeting only.

Mr. Tomlinson stated language change to an item may be added by three people, that item may not be removed by the Mayor and may only be removed at the meeting itself. It was stated the Mayor can remove an item before the meeting.

No Public to be heard.

Member

Roll call vote:

Blanke	Yes
Foster	No
Hemelberg	Yes
Lesich	Yes
Nichols	Yes
Schornak	No

The motion carries 4-2.

Member Blanke asked for the record to show, '27 minutes ago, I said to forget this'.

f. Request Council discuss to agree on language and any changes or additions to CM qualifications or ad provided by the City Attorney.

Mr. Tomlinson spoke of the job description of a City Manager. The trend of education 'and' experience is preferred over 'or'.

Member Schornak asked what is a reasonable years of experience?

Member Foster stated she spoke to Department Heads in other cities and ten years of experience is reasonable.

Mr. Haberman stated five year experience is reasonable for a 12-18,000 city population.

Member Lesich stated he would like to see Finance experience also.

Member Hemelberg asked Mr. Haberman

Mr. Haberman spoke of his extensive qualifications, experiences and background. He also stated the city may consider as his replacement a City Manager as well as an Assistant City Manager or an Assistant to the City Manager because of the amount of responsibilities he currently has as City Manager. Mr. Haberman stated he made a lot of progress in the City of Fraser and is in a better position for my successor.

Member Blanke asked for a closed door meeting to discuss.

Mr. Tomlinson asked Council to bring their City Manager qualifications thoughts and concerns to the November 2016 Council meeting.

Mayor NICHOLS, moved, seconded by Member FOSTER, TO POSTPONE REQUEST OF COUNCIL TO DISCUSS TO AGREE ON LANGUAGE AND ANY CHANGES OR ADDITIONS TO CM QUALIFICATIONS OR ALL PROVIDED BY THE CITY ATTORNEY.

The motion carries 6-0.

g. Request Council approve the RFP for Towing Services in the City of Fraser, he looked at past examples, MML examples and provided to Council a broader version of qualifications.

Mayor Nichols suggested a one year contract.

Member Lesich stated

Member Blanke spoke on topic.

Conversation ensued.

Public to be heard:

Member of Maxx Towing spoke on topic.

Mr. Tomlinson stated he thoroughly reviewed and took into consideration the thoughts of Maxx Towing Attorney.

Mayor NICHOLS moved, second by Member HEMELBERG, TO APPROVE REQUEST OF COUNCIL TO APPROVE THE RFP FOR TOWING SERVICES IN THE CITY OF FRASER.

5 minute recess, meeting resumed 10:14pm

Roll call vote:

Blanke	No
Foster	Yes
Hemelberg	Yes
Lesich	No
Nichols	Yes
Schornak	No

The motion fails 3-3.

#### 9. REPORT OF THE CITY ADMINISTRATION/PENDING ITEMS

Mr. Haberman spoke of the three Water Rate Proposal Study bids were received by the city. The Committee will be made up of Council Members Hemelberg, Lesich and Foster, City Manager and the Finance Director.

The October 12<sup>th</sup>, 2016 addition of the Fraser Chronical will include the Public Safety Ballot Proposal language and question and answer supplement.

Discussion ensued regarding a Town Hall meeting to review the proposal.

#### 10. REPORT OF MAYOR AND CITY COUNCIL/NEW BUSINESS

Member Blanke Thanked the Recreation Department, Paid on Call Fire Fighters for the Fall Fest. Reminded citizens to vote and thanked the Veterans.

Mayor Pro-tem Carnagie

Member Foster

Acting Mayor Hemelberg

Thanked all involved in the Fall Fest, spoke of Fraser Woods Craft Show October 22.

Thanked all involved in the Fall Fest, renovation of Fraser Woods, mentioned the Hope Center is closing in Fraser and there will be Trunk or Treat October 22 at the Rams Horn Restaurant.

Member Lesich

Thanked all involved in the Fall Fest, Fraser Booster received a \$42,000 grand from Detroit Auto Dealers for the Boundless Park. The Water Committee has met and has great ideas.

Mayor Nichols

spoke of the Fraser High School Craft Show, Spoke at the Fraser Woods Renovation Grand Opening, thanked Marilyn Wright and mentioned the Good fellows Pasta Dinner and Auction November 4<sup>th</sup>, 2016.

Member Schornak

Baumgartner House Open House November 6<sup>th</sup>, 2016, The VFW Soup Cook Off was a success, the Good fellows Dinner Auction is the first Friday in November at the Vintage House, questioned the needed repair work for the Fraser Senior Housing.

#### 11. CITIZEN PARTICIPATION

Representative from Maxx Towing spoke

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**12. ADJOURNMENT**

Member Hemelberg moved, Mayor Nichols seconded by, to ADJOURN THE REGULAR COUNCIL MEETING OF OCTOBER 13<sup>TH</sup>, 2016 @ 11:00PM, OCTOBER 13<sup>TH</sup>, 2016.

The motion carried unanimously,

Respectfully submitted,

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Kelly Dolland, City Clerk

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Joe Nichols, Mayor

/KD