

**Minutes**  
**Fraser City Council**  
**Thursday, November 10th, 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, Carnagie, Foster, Hemelberg, Lesich and Schornak

Absent:

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 **7:00pm**.

**Pastor Robert Brannon led the meeting in prayer**

2. **Pledge of Allegiance**

3. **Approval of Agenda**

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

The motion carried 7-0.

4. **Citizen Participation:**

Resident Karen Silverthorne spoke on agenda item.

Resident Anna Cameron spoke on agenda item.

Resident Robert Brannon spoke on agenda item.

Conversation ensued; Members Blanke, Foster, Carnagie and Hemelberg commented.

5. **Presentations:**

**A.Presentation and update on Finance Department from Finance Director**

Presentation provided by the Woodhill Group, contract consulting group contracted by the city to assist the Finance Department. Ryan Clark, Coleen Coogan and Leslie Reinhart spoke and presented a PowerPoint presentation focusing on control systems, financial records, and capital structure of the city. The Woodhill Group has been present to help get the process in place and with the Finance Director. Ms. Reinhart stated currently working of revamping the payroll system.

Member Blanke questioned when the Woodland Group was first contracted with the city. ~ When the Finance Director started with the city.

Member Schornak questioned the bi-weekly payroll and if they were present when Plant Moran was present in the city. ~ yes.

Member Foster questioned when they believe their work will be complete in the city ~ projected end date, next year's audit.

Member Lesich spoke of bank records and tracking.

Member Carnagie spoke of city credit cards.

Mr. Haberman spoke on the topic.

6. **Public Hearing:**

**a.Transfer 3 IFT applications from M and M Turning Co/Alpha Precision Aerospace 34480 Commerce Road Fraser, MI as follows:**

i. \$1,225,000 Personal Property for 10 years upon transfer from Clinton Township.

ii. \$858,510 Personal Property for 8 years upon transfer from Clinton Township.

iii. \$1,383,000 Personal Property for 9 years upon transfer from Clinton Township.

Public Hearing opened 8:05pm

Camille Silda, Macomb County Planning and Economic Development and Dennis Erwin spoke on behalf of Alpha Precision Aerospace. Mr. Erwin stated they outgrew the Clinton Twp. location and has invested in the 34480 Commerce Rd location. Ms. Silda stated Alpha Precision Aerospace is a good corporate citizen.

Conversation ensued.

Member Schornak questioned the hire of new employees ~ 9-12 and began an in-house training program.

Member Blanke commented on the training of children in the area.

Member Carnagie questioned if the company purchased the building ~ lease with the intent to buy.

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No audience participation.

Public Hearing closed 8:11pm

Member LESICH moved seconded by Member FOSTER, TO APPROVE \$1,225,000 PERSONAL PROPERTY FOR 10 YEARS UPON TRANSFER FROM CLINTON TOWNSHIP. ii. \$858,510 PERSONAL PROPERTY FOR 8 YEARS UPON TRANSFER FROM CLINTON TOWNSHIP. iii. \$1,383,000 PERSONAL PROPERTY FOR 9 YEARS UPON TRANSFER FROM CLINTON TOWNSHIP.

The motion carried 7-0.

**7. Consent Agenda**

- a. Approval of Minutes of the Regular Council Meeting of October 13, 2016.
- b. Approval of Bills for the month of October 2016 in the amount of \$1,173,625.41
- c. Receive and file the minutes of the June 2, 2016 Library Board meeting.
- d. Receive and file the minutes of the August 1, 2016 Historic Commission meeting.

Member Hemelberg questioned Johnson Thermotemp invoice.  
Member Carnagie questioned Cinta's fee for floor mats.

Mayor NICHOLS moved, seconded by MEMBER LESICH, TO APPROVE CONSENT AGENDA AS PRESENTED.

The motion carried 7-0.

**8. Requests for Council Action –**

**a. Request Council approve the following for appointment to the Compensation Commission by the Mayor per City Ordinance:**

- 1. Joe Chimenti term to end September 30, 2019.

Resident Janet Calabrese commented on topic.  
Resident Robert Brannon commented on topic.  
Resident Anna Cameron commented on topic.  
Member Blanke commented on topic.  
Resident Nancy Berube commented on topic.  
Attorney Tomlinson suggested vote each candidate individually.  
Member Foster spoke.  
Member Lesich spoke of the ordinance.  
Member Schornak suggest administration notify board members with certified letter when term is about to expire.  
Member Carnagie clarified if interviews were needed. – No.  
Member Blanke spoke on topic.  
Member Hemelberg requested minutes from the 2013 meeting.

Mayor NICHOLS moved, seconded by Member SCHORNAK, TO APPOINT JOE CHIMENTI TO THE COMPENSATION COMMISSION BY THE MAYOR PER CITY ORDINANCE TERM TO END SEPTEMBER 30<sup>TH</sup>, 2019.

The motion carried 6-1.

- 2. Frank Farina term to end September 30, 2021.

Member HEMELBERG moved, seconded by Mayor NICHOLS, TO APPOINT FRANK FARINA TO THE COMPENSATION COMMISSION BY THE MAYOR PER CITY ORDINANCE TERM TO END SEPTEMBER 30<sup>TH</sup>, 2021.

The motion carried 6-1.

- 3. Robert Brannon term to end September 30, 2020.

Mayor NICHOLS moved, seconded by Member FOSTER, TO APPOINT ROBERT BRANNON TO THE COMPENSATION COMMISSION BY THE MAYOR PER CITY ORDINANCE TERM TO END SEPTEMBER 30<sup>TH</sup>, 2020.

The motion carried 6-1.

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4. Rosanne Menendez term to end September 30, 2018.

Mayor NICHOLS moved, seconded by Member HEMELBERG, TO APPOINT ROSANNE MENENDEZ TO THE COMPENSATION COMMISSION BY THE MAYOR PER CITY ORDINANCE TERM TO END SEPTEMBER 30TH, 2018.

The motion carried 6-1.

Resident Janet Calabrese questioned the Board & Commission Handbook.

Attorney Tomlinson stated the Compensation Commission should be included in the Board & Commission Handbook. The Compensation Commission follows a different statute, follows state statute.

Mr. Haberman suggested amending the ordinance to make changes that follow the Board & Commission Handbook.

**b. Request Council authorize the purchase of a 2017 Dodge from Galeana's Van Dyke Dodge for \$26,055 and a 2017 Jeep from Sterling Heights Dodge Chrysler Jeep \$26,581. These vehicles are for SIU investigative work and money to pay for them comes from Drug Forfeiture funds.**

Public Safety Director George Rouhib stated two vehicles are needed for S.I.U. Vehicle #1 has a blown motor and vehicle #2 has over 118 miles. Director Rouhib stated he used the state contract pricing and the purchase will be made with Drug Forfeiture funds.

Member Blanke stated drug forfeiture funds save the city money.

Member Foster expressed her concern with the 11-14-2013 request of council for two undercover vehicles.

Member Blanke commented.

Member Carnagie committed.

No public to be heard.

Member BLANKE moved, seconded by Member LESICH, TO APPROVE THE PURCHASE OF A 2017 DODGE FROM GALEANA'S VAN DYKE DODGE FOR \$26,055 AND A 2017 JEEP FROM STERLING HEIGHTS DODGE CHRYSLER JEEP \$26,581. THESE VEHICLES ARE FOR SIU INVESTIGATIVE WORK AND MONEY TO PAY FOR THEM COMES FROM DRUG FORFEITURE FUNDS.

The motion carried 7-0.

**c. Request Council accept the grant from FEMA-Assistance to Firefighters Grant Program in the amount of \$84,014 for the purchase of 14 Avon DeltAir air packs, cylinders and related equipment Douglas Safety Systems. Both product and vendor are Michigan firms. Full purchase includes a match of \$4,200 from the adjudicated gambling fund. These are budgeted items.**

Public Safety Director George Rouhib stated the department applied for a grant from FEMA, it was approved, and the city would match \$4,200 of the \$84,014 grant.

Member Schornak thanked Director Rouhib for saving the tax payers money.

No Public to be heard.

Mayor NICHOLS moved, seconded by Member SCHORNAK, TO APPROVE REQUEST OF COUNCIL TO ACCEPT THE GRANT FROM FEMA-ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM IN THE AMOUNT OF \$84,014 FOR THE PURCHASE OF 14 AVON DELTAIR AIR PACKS, CYLINDERS AND RELATED EQUIPMENT DOUGLAS SAFETY SYSTEMS. BOTH PRODUCT AND VENDOR ARE MICHIGAN FIRMS. FULL PURCHASE INCLUDES A MATCH OF \$4,200 FROM THE ADJUDICATED GAMBLING FUND.

The motion carried 7-0.

Recess 9:07 – 9:17pm

**d. Request Council award bid to M.L. Shoenherr Construction Shelby Township, MI for retaining wall repairs at Senior Activity Center in the amount of \$15,460. Money to come from dedicated CDBG funds from Macomb County.**

Department of Public Works Director JB VanFleteren spoke on behalf of the wall repair at the Senior Activity Center with funds supplied via the CDBG funds from Macomb County.

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Member Lesich question the dollar amount, the \$15,460 is below the projected cost. Mr. VanFleteren stated the balance of the funds go to AEW, the City of Fraser engineering firm.

Member Blanke questioned if the funds must be used at the Senior Activity Center – Yes.

Member Schornak can the funds go to repairs for the Senior Apartments ~ No, CDBG funds must be used for very specific projects.

No Public to be heard.

Mr. VanFleteren spoke on the topic.

Mayor NICHOLS moved, seconded by Member CARNAGIE, TO APPROVE THE REQUEST OF COUNCIL TO AWARD THE BID TO M.L. SHOENHERR CONSTRUCTION, SHELBY TOWNSHIP, MI FOR RETAINING WALL REPAIRS AT THE SENIOR ACTIVITY CENTER IN THE AMOUNT OF \$15,460. MONEY TO COME FROM CDBG FUNDS FROM MACOMB COUNTY.

The motion carried 7-0.

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

Member Lesich spoke of MML assistance in assembling together a qualified list of candidates, completing a candidate search, and candidate recommendations, believes this process can be completed in 4-6 months with a cost of \$12,500. Suggested this is the best way to go.

Mr. Haberman stated MML would meet with council and discuss the package options.

Mayor Nichols spoke on the topic.

Member Carnagie stated he believes it would be a conflict of interest for the City Manager to seek out MML services.

Member LESICH moved, seconded by Mayor NICHOLS, TO DIRECT LEGAL COUNCIL TO SEEK OUT MML SERVICES FOR QUALIFICATIONS FOR CITY MANAGER AND RETURN TO THE DECEMBER 8<sup>TH</sup>, 2016 CITY COUNCIL MEETING FOR FINAL ENGAGEMENT.

The motion carried 7-0.

**f. Request Council approve the RFP for Towing Services in the City of Fraser.**

Resident Nancy Jolly spoke.

Representative from Maxx Towing spoke.

Member Foster spoke.

Resident Janet Calabrese spoke.

Member Schornak spoke of page 6 section 19 of the RFP.

Member Blanke commented on page 6 section 19 of the RFP.

Member Foster commented on the RFP.

Member Carnagie asked if Public Safety will have a question & answer meeting. – Yes.

Member FOSTER moved, seconded by Mayor Nichols, TO APPROVE THE REQUEST OF COUNCIL TO APPROVE THE RFP FOR TOWING SERVICES IN THE CITY OF FRASER.

Motion passed 5-2.

Member Lesich and Blanke voted no.

Member Schornak stated for the record not happy with page 6 section 19 in the RFP.

Mayor NICHOLS moved, seconded by Member FOSTER, TO SWITCH THE ORDER OF AGENDA ITEMS H. REQUEST COUNCIL AUTHORIZE THE COMMITTEE REVIEWING THE WATER RATE PROPOSALS INTERVIEW THE FIRMS TO GATHER MORE INFORMATION PRIOR TO MAKING A RECOMMENDATION TO THE COUNCIL. BEFORE G. 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. ITEM POSTPONED FROM OCTOBER 13, 2016 MEETING.

The motion carried 7-0.

**g. Request Council authorize the committee reviewing the Water Rate proposals to interview the firms to gather more information prior to making a recommendation to the Council.**

Mayor Nichols spoke of the three RFP independent proposals received for the Water Rate Study.  
Mr. Haberman clarified that the committee members consist of; the City Manager, Finance Director, Mayor, and Councilman Lesich.  
Member Lesich spoke of his RFP involvement with administration on the Water Rate Study.  
Mayor Nichols stated would like to participate.  
Member Foster questioned who the members of the committee are?

No Public to be heard.

Mayor NICHOLS moved, seconded Member FOSTER, TO AUTHORIZE THE COMMITTEE REVIEWING THE WATER RATE PROPOSALS TO INTERVIEW THE FIRMS TO GATHER MORE INFORMATION PRIOR TO MAKING A RECOMMENDATION TO THE COUNCIL.

The motion carried 7-0.

**h. 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. Item postponed from October 13, 2016 meeting.**

City of Fraser Systems Coordinator Michele Kwiatkowski presented a PowerPoint presentation reviewing the bids received for the replacement phone system. Four bids were received, two of the four were VOIP system, one was out of Toledo, Ohio and the other was \$30,000 more.

- TSS, \$46,000/\$900 per month meets the RFP specs.
- CIT \$45,000/\$900 per month do not meet RFP specs.
- Vertical \$72,000/\$1,450 per month do not meet RFP specs.
- MichTel does not meet RFP specs.

Conversation ensued.

Member BLANKE moves, seconded by Member LESICH TO AUTHORIZE TO PURCHASE OF REPLACEMENT 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.

Roll Call vote:

|           |     |
|-----------|-----|
| Blanke    | Yes |
| Carnegie  | Yes |
| Foster    | Yes |
| Hemelberg | Yes |
| Lesich    | Yes |
| Nichols   | Yes |
| Schornak  | Yes |

The motion carried 7-0.

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

Mr. Haberman spoke of the 11-21-2016 letter from the Mary Jaganjac, Finance Director stating she has been offered a finance manager's position in a neighboring city, starting salary of \$86,000. The city of Fraser Finance Director will remain with the city of Fraser if she receives a salary of \$80,000 and a \$6,000 increase June 30<sup>th</sup>, 2017.

Member HEMELBERG moved, seconded by Mayor NICHOLS, TO AMEND AGENDA TO ADD 8i. AGENDA ITEM CITY OF FRASER FINANCE DIRECTOR COMPENSATION PACKAGE.

**i. Discuss and agree on Mary Jaganjac, Fraser Finance Director employee compensation package.**

Member Foster stated she is confident the city is getting a good deal.  
Member Blanke stated she is against rapid decision making  
Member Schornak has two objections, 1. Last time this happened council was really upset. 2. As a board, thought departments heads would receive a 2% raise.  
Member Carnegie stated the timing is bad, would like a letter of intent, have the at-will employee make a formal agreement, schedule a review before second raise is provided, request a 7-30-2018 commitment from Mary Jaganjac.

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Member Lesich stated he would like to not negotiate in public. He also stated he requested an employee cost package and was not provided one. Member Lesich requested the motion to be tabled.

Member Foster spoke.

Member Hemelberg spoke.

Member Blanke spoke.

Mayor Nichols spoke.

Roll Call vote:

|           |     |
|-----------|-----|
| Blanke    | No  |
| Carnegie  | Yes |
| Foster    | Yes |
| Hemelberg | Yes |
| Lesich    | No  |
| Nichols   | Yes |
| Schornak  | No  |

The motion passes 4-3.

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

|                        |   |
|------------------------|---|
| Member Blanke          | Congratulated the new President and Happy Veteran's Day.  |
| Member Carnegie        | Provided an Election update and spoke of brush pick up near Flamingo.   |
| Member Foster          | Believes there are areas in the city that can be trimmed from the budget. Thanks the Veterans and would like two city council meetings a month.   |
| Acting Mayor Hemelberg | Happy Thanksgiving to everyone and thanked the Election workers.  |
| Member Lesich          | Fraser High School Marching Band in the Thanksgiving Day Parade.  |
| Mayor Nichols          | Happy First Year to City Council. Public Safety Millage did not pass, Thanked the Fraser Goodfellows, and spoke of the Toys for Tots Fundraiser 12-9-2016. Thanked Mr. VanFleteren for erecting the Purple Heart signs. |
| Member Schornak        | Spoke of the Historical Commission, the Library Board position, spoke of the Public Safety Millage and stated the Fraser High School Marching band will participate in the Thanksgiving Day Parade.                     |

**11. CITIZEN PARTICIPATION**

Resident Nancy Berube spoke.

Resident Laura Lesich spoke.

**12. ADJOURNMENT**

Member Hemelberg moved, Mayor Nichols seconded by, to ADJOURN THE REGULAR COUNCIL MEETING OF NOVEMBER 10TH, 2016 @ 12:02AM, NOVEMBER 11<sup>TH</sup>, 2016.

The motion carried unanimously,

Respectfully submitted,

\_\_\_\_\_  
Kelly Dolland, City Clerk

\_\_\_\_\_  
Joe Nichols, Mayor

/KD