



City Manager
Elaine Leven
CITY CLERK
Cynthia Greenia

City of Fraser

CENTENNIAL COMMUNITY

MAYOR
Michael Carnegie
MAYOR PRO-TEM
Patrice M. Schornak
COUNCIL
Amy Baranski
Kathy Blanke
Suzañne Kalka
Patrick O'Dell
Dana Sutherland

**CITY OF FRASER CITY COUNCIL
THURSDAY, JULY 14, 2022 @ 6:30 P.M.
33000 GARFIELD, FRASER, MI 48026**

A regular meeting of the City of Fraser City Council was held on Thursday, July 14 2022 at 6:30 p.m. in City Council Chambers, 33000 Garfield, Fraser, MI 48026.

1. CALL TO ORDER

Mayor Carnegie called the meeting to order at 6:32 p.m.

2. PLEDGE OF ALLEGIANCE

Mayor Carnegie led the Pledge of Allegiance.

3. ROLL CALL OF COUNCIL MEMBERS:

Present: Council Member Baranski
Council Member Blanke
Mayor Carnegie
Council Member O'Dell
Mayor Pro-Tem Schornak
Council Member Sutherland

Absent: None

Others: City Manager Leven, Interim Director of Public Safety Gillies, Attorney Don DeNault, Deputy Clerk Matuz, City Clerk Greenia

4. APPROVAL OF AGENDA

Motion by Baranski supported by Sutherland to move item 7q up to Item 7d1.

AYES: Baranski, Blanke, Carnegie, O'Dell, Schornak, Sutherland
NAYS:

Motion Carried

Motion by Baranski supported by Sutherland to add item 7s – Full Time Clerical.

AYES: Baranski, Blanke, Carnegie, O'Dell, Schornak, Sutherland
NAYS:

Motion Carried

Motion by Baranski supported by Sutherland to approve the agenda as amended.

AYES: Baranski, Blanke, Carnegie, O'Dell, Schornak, Sutherland
NAYS:

Motion Carried

5. CITIZEN PARTICIPATION ON AGENDA ITEMS

Nothing at this time.

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6. CONSENT AGENDA

Motion by Blanke supported by Schornak to approve the Consent Agenda as presented.

AYES: Baranski, Blanke, Carnagie, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

7. NEW BUSINESS

a. Councilmember Winowiecki Resignation

Motion by Carnagie supported by Schornak to regrettably accept the resignation of David Winowiecki from the Fraser City Council.

AYES: Baranski, Blanke, Carnagie, O'Dell, Schornak, Sutherland
NAYS:

Motion Carried

Mayor Carnagie thanked Mr. Winowiecki again for all he had done for the City of Fraser.

b. Council Vacancy Appointment

City Attorney Don DeNault reviewed the approved City Council Rules and Procedures that address City Council vacancies.

Council Member O'Dell was concerned that the rule says "shall" not may – he felt that City Council and audience participation should be heard and then City Council should approve a person by majority vote.

Motion by O'Dell supported by Sutherland to suspend City Council Rule for vacancies to follow the process but to allow for audience participation, City Council participation and to require a majority vote on the appointment.

Discussion was had on the motion.

AYES: Baranski, Blanke, Carnagie, O'Dell, Schornak, Sutherland
NAYS: None

Motion Carried

Council Member Baranski asked that the language be cleaned up regarding this part of the City Council Rules and Procedures on the subject of filling vacancies. City Manager Leven stated she and attorney DeNault would address this.

Council Member O'Dell was concerned with Suzanne Kalka's interactions with residents.

Council Member Blanke expressed her concern with Council Member O'Dell's comments on Ms. Kalka's appointment to City Council.

Motion by Baranski supported by Schornak to appoint Suzanne Kalka to the vacancy created by the resignation of David Winowiecki from the Fraser City Council.

Ray Wojciechowski from Fraser Senior Housing spoke to City Council regarding this issue. He commented that it was his opinion that Suzanne Kalka was very passionate and caring for the City of Fraser and its' residents.

David Winowiecki spoke to City Council regarding this matter. He stated that he supported the City Council appointing Suzanne Kalka to City Council. He indicated that she had the best interest of the City.

AYES: Baranski, Blanke, Carnagie, Schornak
NAYS: O'Dell, Sutherland

Motion Carried

City Clerk Greenia administered the Oath of Office to Suzanne Kalka at this time. Ms. Kalka joined Council at the dais. She thanked Mr. Winowiecki for all of his loyalty and friendship. She was excited to work together for the City of Fraser.

c. HydroCorp Cross Connection Program Update

City Manager Leven introduced Mr. Paul Patterson from HydroCorp. He was here to answer questions regarding the issues that were going on surrounding the cross-connection process.

Discussion was had with Mr. Patterson, Ms. Leven and City Council at this time.

d. Historical Commission Member Presentation – Eagle Scout Project

Commission Member Tom Iwanicki addressed the City Council and reviewed what Allie Sparks as proposing to do for her Eagle Scout Project. She is proposing to revitalize the old pond/creek bed that is under the bridge at the Baumgartner House. She will be in charge of the entire project including fund raising.

She was hoping to have a car wash in the parking lot at the Baumgartner House. She was looking to complete her project sometime in late July or August.

Motion by Baranski supported by Kalka to, so long as it's legal and authorized by our rules to do it this way, allow the City to handle the administration and execution of a car wash for this Eagle Scout Project.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland
NAYS: None

Motion Carried

1. Approval of Reappointment of Tom Iwanicki and Denise Wojciechowski to the Historical Commission

Motion by Baranski, supported by Sutherland to reappoint Tom Iwanicki to the Fraser Historical Commission with a term ending June 30, 2026.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland
NAYS: None

Motion Carried

Motion by Baranski supported by Schornak to reappoint Denise Wojciechowski to the Fraser Historical Commission with a term ending June 30, 2026.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland
NAYS: None

Motion Carried

e. Property and Liability Insurance Renewal

City Manager Leven reviewed the proposal for Property and Liability Insurance Renewal. There were two options for this and City Manager Leven recommended proposal number two which was for increased deductibles.

Discussion was had on the different proposals with Mr. Saph of Nickel and Saph.

Motion by Baranski supported by Kalka to approve renewal of the property and liability insurance with Nickel & Saph as outlined in the packet in option number two (2) in the amount of \$568,281, which includes a budget amendment in the amount of \$20,000 in account # 101-951-935.000.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

f. City Hall HVAC Bids

Mike Vigneron, Anderson, Eckstein and Westrick reviewed the project that was in front of City Council for approval at tonight's meeting. Mayor Pro-Tem Schornak asked about the warranty. Mr. Vigneron indicated he could get the length of time for the warranty on the products they would be purchasing for her.

Motion by Baranski supported by Sutherland to award a contract for the City Hall HVAC Upgrades to Miller-Boldt, Inc., in the amount of \$217,575.00.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

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g. GLWA Contract Renewal/Amendment

Mike Vigneron, Anderson, Eckstein and Westrick reviewed the proposed contract/amendment. Mr. Ragsdale commented as well.

Motion by Baranski supported by O'Dell to approve Amendment No.4 to the Water Services Contract between Great Lakes Water Authority and the City of Fraser.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

h. DPW Loader Bids

Mr. Ragsdale discussed the proposal for a new loader and reviewed that the current loader was 25 years old. He has received three proposals for a replacement loader. The new loader would be one size bigger and still was under the proposed budget that was approved.

Motion by Schornak supported by Kalka to approve the purchase of a Volvo L60H Front End Loader with 1 set of new 48" Forks, and automatic greasing system, 72 Month 4,500 Preventive Maintenance agreement and a 60 Month or 4,000 hour extended Warrant at a cost of \$172,983. from Ulta Equipment, noting the price includes the trading in of the 25 year old machine currently being used by the City of Fraser.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

Discussion was had on the warranty that was purchased with the approval.

i. Water Main Bids

Mike Vigneron, Anderson, Eckstein and Westrick, reviewed that the water main bids were opened on June 22 and there were six bidders. T.R. Pieprzak was qualified to do this work and they were low bidder. AEW was recommending that they be awarded the bid.

Motion by Baranski supported by Blanke to approve awarding of a contract for the 2022 Water Main Replacement Program to T.R. Pieprzak Company in the amount of \$1,612,943.75 and authorize Anderson, Eckstein and Westrick, Inc. to provide construction engineering services in the amount of \$200,000 for a total project cost of \$1,812,943.75.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

j. DPW Budget Amendment

Motion by Baranski supported by Schornak to amend the FY 2022 2023 Budget with \$50,000. in funds being transferred from the FY 2021 2022 Budget for the purpose of purchasing a

new Kubota UTV with attachments from line item 101-690-934.000 that was originally approved in the FY 21/22 Budget.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

k. Recreation Manager Position

City Manager Leven reviewed the proposed job description and wages that had been given to the City Council. Discussion was had by City Council. Mayor Pro-Tem Schornak noted that she would like to see this labeled as a "Coordinator" instead of a "Manager".

Motion by O'Dell supported by Sutherland to authorize the City Manager to hire a full-time Recreation Coordinator Position as recommend to the City Council with inclusion in the job description that this was not a 9 to 5 job and that there would be a flexible schedule to allow for required nights and weekend hours.

Council Member Baranski shared that she wanted to make certain the job description indicated that this was a job that would require some odd hours – weekends and nights – and that she was not in favor of a position that was 40 hours plus overtime for events that would take place during those odd hours. She also would like to see some type of data points as to how we are doing now as to the Senior Programs that we have up and running right now – have the membership numbers increased? Discussion was had on what this employee would be doing.

Council Member Blanke stated that for months she had been concerned that there will not be enough for a full-time person to be doing at this time.

Council Member Sutherland commented that she knew there was quite a bit of work to be done with recreation already. She told Council that just in the last couple of weeks she had volunteered to help with the parade and it has taken up ten to 15 hours a week just calling former participants to see if they were interested in being in this year's parade. As far as needing someone and having enough work for them at this time she feels we definitely do have enough for them to do. Assistant City Manager Mistretta needs help with this department – there is just too much for her to do with everything else on her plate. She stated that Ms. Mistretta is doing a great job, but we need to get her help.

Council Member Baranski stated that it was never her intention for Parks and Recreation to be part-time, the decision was a decision made to be fiscally responsible for the City at that time. Times have changed.

AYES: Baranski, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS: Blanke

Motion Carried

City Council took a break at 8:40 p.m.

City Council reconvened at 8:50 p.m.

I. Senior Activity Center Gym Floor Replacement Bids

City Manager Leven reviewed that the gym floor at the Senior Activity Center was in need of repair. She is not sure what is causing this. Mayor Carnagie stated that he would like to know the cause of this – it was not the first time that it happened and he would like see if they could figure it out so that they did not have to continue to repair it. City Manager Leven noted that many companies were contacted and only one company responded with a price.

City Council discussed for some time their desire to determine why this kept happening. They would like to see if the engineer could figure this out and report back to City Council.

Motion by Baranski supported by O'Dell to direct city administration to utilize our experts, engineers, Department of Public Works and Building Department, to investigate the cause of the buckling, mounding and general disrepair of the gym floor at the Senior Activity Center within the next 30 days.

City Council and City Manager discussed the timeline and now waiting to find out the issue effects the repairs.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

Attorney DeNault reviewed the timeline as stated in the Motion would put the results of the investigation past the Next City Council meeting.

Amended motion by Baranski, with support by O'Dell to
Read as follows:

Motion by Baranski supported by O'Dell to direct city administration to utilize our experts, engineers, Department of Public Works and Building Department, to investigate the cause of the buckling, mounding and general disrepair of the gym floor at the Senior Activity Center prior to the next Fraser City Council meeting on August 11, 2022.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

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Discussion was had on whether or not the lone proposal to replace the Senior Activity Center gym floor would be willing to wait until the City determined the cause of the damage.

Motion by Baranski supported by O'Dell to approve the contract for the repair of the Senior Activity Center gym floor with Varsity Flooring, Inc. in the amount of \$63,900 using Grade 3 flooring option as outlined in the packet pending the outcome of the investigation.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

Amended motion by Baranski, with support by O'Dell to
Read as follows:

Motion by Baranski supported by O'Dell to approve the contract for the repair of the Senior Activity Center gym floor with Varsity Flooring, Inc. in the amount of \$63,900 using Grade 3 flooring option as outlined in the packet and to have the installation subject to our investigation concluding that it is appropriate to move forward.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

City Manager Leven stated she would keep City Council
Informed as to her findings on the floor.

m. Senior Activity Center Cleaning Bids

City Manager Leven reviewed the proposal before City Council for cleaning services at the Senior Activity Center.

Motion by Baranski supported by Blanke to approve hiring Brighter Cleaning Services in the amount of \$125.00 per cleaning as outlined in the City Council packet to clean the Senior Activity Center with the scope of work and the amount of cleanings per week to be determined by City Administration.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

n. Carnival/Parade

Motion by Schornak supported by Kalka to approve the closure of Garfield Road between Fraser High School and City Hall/Park Lane on Sunday, July 24, 2022 from 11:00 a.m. to 1:00 p.m.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

o. Finance Policies and Procedures

City Manager Leven reviewed that these Financial Policies and Procedures were here for approval by City Council and that they were one deficiency that was noted from the State due to our audit and we had to provide the policies to the State within 30 days.

Motion by Baranski supported by Sutherland to approve the comprehensive financial policies as provided to City Council by Assistant City Manager Sarah Mistretta.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

p. DPS Hiring

Interim Director of Public Safety Gillies was present at the meeting to review this item with City Council. He stated that he was aware of one retirement that would be happening very soon and he would like to get this hire and training addressed before that retiree is gone from the City.

City Council discussed the candidates on the current eligibility list with Interim DPS Gillies. He was certain both were good candidates; he was recommending the candidate that had the higher score at this time. Further discussion was had on other pending retirements in the Department as well as staffing levels and the challenges that were had in getting good candidates for these positions.

Motion by Baranski supported by Sutherland to allow the Public Safety Department to hire two (2) full-time Firefighter/Paramedics from current eligibility list in anticipation of upcoming retirement.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland,
NAYS:

Motion Carried

q. Recreation Commission Liaison

City Manager Leven shared that with the resignation of Council Member Winowiecki that left the position of Council Liaison to the Recreation Commission vacant.

Motion by Schornak supported by Baranski to appoint City Council Member O'Dell to be the liaison to the Recreation Commission.

AYES: Baranski, Blanke, Carnagie, O'Dell, Kalka, Schornak, Sutherland,
NAYS:

Motion Carried

r. Full Time Clerical

City Manager Leven reviewed that this request was to have City Council affirm that the City Administration had the authority to back fill the vacant position left when Hunter Pullis transferred to the Department of Public Works.

Motion by Schornak supported by Baranski to give City Administration authority to hire a full-time clerical person to back fill the vacancy left by Hunter Pullis when she transferred over to the Department of Public Works.

AYES: Baranski, Blanke, Carnagie, O'Dell, Kalka, Schornak, Sutherland,
NAYS:

Motion Carried

8. RETURNING BUSINESS

None at this time.

9. REPORT OF CITY ADMINISTRATION

City Manager Leven gave updates on the following items:

With assistance of AEW we have been awarded the Drinking Water Asset Management Grant;

Thanks to the Department of Public Safety for their actions during the recent incident we had in Fraser as well as other communities that helped;

Review of a resident complaint with GFL;

Klein Road was almost completed;

Legal and Engineering bids are due on the 15th, we already have a number of bids and hopefully we will have some good responses for the next meeting for you to consider;

There was a meeting on the Industrial Park Road on the 13th and some good and productive conversation was had; spray patching was favorably discussed – it was about half completed;

She and Sarah had a meeting with the banking authority and were reviewing investment options;

She will be attending the Michigan Municipal Executives Conference next week in Holland;

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Congratulations to Mark Ragsdale for renewing his S1 License – it is good through 2025;

The CDBG for the electronic sign at the Senior Activity Center was approved;

She has contacted the vendor regarding the play equipment at Somerset Park, she received additional pictures from residents;

She received an estimate from the Macomb County Sheriff for dispatch services;

Meadows Park the contractor was out and has done some restoration work and other repairs at the site;

The Primary Election is August 2;

Board of Review meets on July 19, 2022.

10. REPORT OF MAYOR AND CITY COUNCIL

Council Member Baranski reminded everyone to vote. She thanked City Manager Leven and the Department Heads for their monthly reports on activity in their department. She encouraged all residents to feel free to contact any City Council member with any concerns or issues. She added that she looked forward to working as a team on City Council. She wished everyone a great summer.

Council Member Sutherland reminded everyone to get out and vote as well. She updated the work that she had been doing on the upcoming parade. She reminded everyone to get their wristbands for the festival.

Council Member O'Dell shared that next week was the Fraser Lions' Annual Festival – it was a great event. He was excited that we were having a parade and said he would be happy to help if needed. Fraser First was selling raffle tickets; the Zip Cruise was fun! He was happy to see the City was pursuing grants and having some success. He wished everyone a great summer.

Council Member Kalka began by stating it was bittersweet to be sitting on City Council again as the reason for the vacancy was not a good one. She stated that she was giving her word and commitment that she would work only in the best interest of the City. She wanted to quash any negativity and just move forward at this time. She wished everyone a great summer.

Council Member Blanke shared that David Winowiecki was one of the most extraordinary men she had ever worked with on City Council. It had been a real pleasure to work with him and he would be missed. Have a good summer and God bless.

Mayor Pro-Tem Schornak agreed with everything that had been said about David Winowiecki and his wife. She would miss them greatly. Museum having their open house and a barn sale – they have a lot of good items in the sale. Congratulations to City Council Member Sutherland for passing her LSATs. She wished for a successful festival. She encouraged everyone to watch out for their neighbors and to be a good neighbor.

Mayor Carnegie reviewed the meeting with the businesses in the Industrial Park regarding the road issue. He felt the meeting was really well received. Thanks to Carmello foods for allowing us to use their facility for this meeting. He encouraged everyone to be careful at the City Picnic.

11. CITIZENS PARTICIPATION

Laura Lesich, 15201 Fairview addressed City Council. She welcomed Council Member Kalka back onto City Council, thanked Assistant City Manager Mistretta for all of her efforts in getting the parade together, thanked Council Member Sutherland for her time volunteering on parade matters, she was concerned that it took so long to take action on the gym floor when it had been out of commission for a while, mentioned her concern that Council had such a lengthy discussion about the full time Recreation Coordinator – it was clearly needed and she did not want to see Assistant City Manager Mistretta overworked – as that would not be a good thing.

12. CLOSED SESSION

- a. **Motion** by Carnagie supported by Schornak to enter into closed session for the purposes of Labor Union Contract Negotiations and Strategy–Teamsters Local 214 DPW at 9:55 p.m.

Roll Call Vote

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland
NAYS: None

Motion Carried

Meeting reconvened at 10:13 p.m.

- Motion** by Kalka, supported by Schornak to approve the ratified Labor Agreement with Teamsters DPW 214.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland
NAYS: None

Motion Carried

- b. **Motion** by Schornak supported by Kalka to consider a written legal opinion of the City Attorney exempt from discussion or disclosure at 10:15 p.m.

Roll Call Vote

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland
NAYS: None

Motion Carried

Meeting reconvened at 10:25 p.m.

- Motion** by Schornak, supported by Kalka to instruct the City Attorney to move forward as discussed in Closed Session.

AYES: Baranski, Blanke, Carnagie, Kalka, O'Dell, Schornak, Sutherland
NAYS: None

Motion Carried

13. ADJOURNMENT

- Motion** by Kalka supported by Baranski to adjourn the meeting at 10:25 p.m.

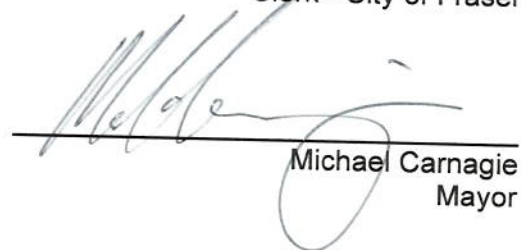
AYES: Baranski, Blanke, Carnagie, O'Dell, Schornak, Sutherland
NAYS:

Motion Carried

Respectfully Submitted:



Cindi Greenia
Clerk - City of Fraser



Michael Carnagie
Mayor

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