

Fraser City Council - Regular Meeting
Thursday – July 12, 2012 - 7:00 P.M.
Municipal Building

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 Hagerty and Council Members Accavitti, Blanke, Carnagie,
Cilluffo, Jennings and Morelli
Absent: None
Also Present: Richard E. Haberman, City Manager
Kathy Kacanowski, City Clerk
Jack Dolan, City Attorney

1. **Call Meeting to Order** - Mayor Hagerty called the regular meeting to order at 7:00 p.m.
2. **Pledge of Allegiance**
3. **Approval of Agenda**

Member Cilluffo moved, seconded by Member Carnagie, to POSTPONE ITEM 12, RELATIVE TO CLOSED SESSION, TO ANOTHER MEETING.

The motion carried unanimously .

Member Accavitti moved, seconded by Member Morelli, to APPROVE THE AGENDA AS AMENDED.

The motion carried unanimously.

4. **Citizen Participation on Agenda Items** - none
5. **Presentations**

a) Volunteer Firefighter President Mike Carnagie, along with several paid on call firefighters, presented a whole house ventilation firefighting fan to the Public Safety Department.

6. **Public Hearings** - None
7. **Consent Agenda**

Member Accavitti moved, seconded by Member Morelli, to APPROVE THE CONSENT AGENDA ITEMS AS PRESENTED.

- a. Approval of Minutes of the June 14, 2012 Regular Council meeting.
- b. Approval of Minutes of the June 8, 2012 Special Council meeting.
- c. Approval of Minutes of the June 19, 2012 Special Council meeting.
- d. Approval of Bills for the Month of June 2012 in the amount of \$1,115,217.49
- e. Receive and file the Minutes of the May 14, 2012 Library Board meeting.
- f. Receive and file the Minutes of the May 7, 2012 Historical Commission meeting.

The motion carried unanimously.

8. **Requests For Council Action**
 - a. **Request Council ratify changes to the Collective Bargaining Agreements as presented.**

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Manager Haberman requested Council approve enforcement of the health insurance benefits due to Public Act 152 as well as providing direction relative to the pension distribution percentage. He has advised 7% target over three years may be more acceptable to the unions than 10%. The educational benefit language will be held until after the Michigan State Police investigation. The remainder of the agreements would be presented to Council in August. Member Carnegie suggested all employees be made aware of the contract changes.

Member Blanke moved, seconded by Member Cilluffo, to APPROVE RATIFYING CHANGES TO THE COLLECTIVE BARGAINING AGREEMENTS AS DISCUSSED.

The motion carried unanimously.

b. Request Council approves the request for a parade permit from Fraser Schools for a homecoming parade on Friday, October 12, 2012 at 6:00 pm.

Member Accavitti moved, seconded by Member Jennings, TO APPROVE THE REQUEST FOR A PARADE PERMIT FROM FRASER SCHOOLS FOR A HOMECOMING PARADE ON FRIDAY, OCTOBER 12, 2012.

The motion carried unanimously.

RESOLUTION

At the Regular Meeting of the Fraser City Council held on Thursday, July 12, 2012, in the Council Chambers of the City Municipal Building located at 33000 Garfield Road, City of Fraser, County of Macomb, State of Michigan, the following motion was offered by Council Member Accavitti, seconded by Council Member Jennings and adopted by the Council with a unanimous vote.

RESOLVED, whereby the Council of the City of Fraser approves a request for a permit for the conduction of the Fraser High School Homecoming Parade for Friday, October 12, 2012.

The motion carried unanimously.

c. Request Council approves the settlement of claims with D'Agostini for the Hayes-Masonic Interceptor Project.

The following resident spoke regarding this item:
Angelo Pederiva, 18400 Masonic

Member Accavitti moved, seconded by Member Jennings, TO APPROVE THE SETTLEMENT OF CLAIMS WITH D'AGOSTINI FOR THE HAYES-MASONIC INTERCEPTOR PROJECT.

The motion carried unanimously.

d. Request Council amend Section 10.3-Local Amendments to the International Fire Code pertaining to fireworks limiting the use of fireworks to the day before, day of, and day after specific holidays listed in new state laws governing the sale of, and use of, consumer fireworks.

Manager Haberman explained the noise ordinance is currently being enforced; however, stricter guidelines may be necessary. Lt. Dan Kolke provided information relative to this request and Representative Lane's staff member, John, provided further explanation of the intent of this law.

Further discussion ensued regarding safety issues, limiting when and where vendors may sell these items and a minimum fine of \$150 with the money deposited in Public Safety accounts.

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Attorney Dolan suggested resolutions for Council to consider, these being to request State Senate and House repeal the present law; direct the preparation of an ordinance limiting fireworks to days allowed by new state law and adding a fine for noncompliance; and restrict location (zoning and setback) and time frame of where vendors can sell these items.

The following citizens spoke regarding this item:

Anna Cameron, 34273 Garfield Circle
Gloria Buffa, 31186 Elodie
Mike Lesich, 15201 Fairview
Jodi Horan, Plaza East

Member Jennings moved, seconded by Member Morelli, to PREPARE AND PASS A RESOLUTION SUPPORTING THE REPEAL OF THE RECENT FIREWORKS LAW, AS WELL AS ANY OTHER SUBSTITUTE BILL.

The motion carried unanimously.

e. Request Council discuss guidelines with the Administration on the approval process for charitable events involving the collection of money in street intersections.

Discussion ensued with suggestions on utilizing colored vests and cones, only unpaid volunteers at least 18 years of age, background checks and limiting the collection to local or fraternal organizations within the community.

At this time, 9:00pm, Mayor Hagerty requested a break while the video tape was changed; meeting resumed at 9:09 pm.

The following residents expressed their views on this topic:
Mike Lesich, 15201 Fairview
Dave Stouder, Linden

At the consensus of Council, it was determined that an ordinance be drafted for Council to review at the August meeting and to hold any requests until that time.

9. Report of City Administration/Pending Items

Manager Haberman advised Council that he attended a meeting today regarding the new website and that November 15 is the expected date to go live. CivicPlus is agreeable with the City working with Granicus for streaming video. The Collective Bargaining Agreements will be brought to closure soon. Water rate increases are expected and will be discussed with Council at the September meeting. Mayor Hagerty suggested input from residents so Manager Haberman will provide a power point presentation for the website and Council meeting.

10. Report of Mayor and City Council/New Business

Mayor and Council discussed various topics. Member Carnagie inquired when Department Head reviews would be completed; Manager Haberman expects to begin in July. Mayor Hagerty suggested Member Carnagie prepare suggestions for Manager Haberman's evaluation.

11. Citizen Participation

The following residents spoke on various topics:
Dave Stouder, Linden
Mike Lesich, 15201 Fairview

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Lynn Evans, 16550 Kingston

12. **Request Council Enter Into Closed Session to discuss June 8, 2012 written opinion of legal counsel regarding closed meeting confidentiality.** Postponed
13. **Adjournment**

Member Accavitti moved, seconded by Member Morelli, to ADJOURN
THE REGULAR COUNCIL MEETING OF THURSDAY, JULY 12, 2012
AT 9:46 P.M.

The motion carried unanimously.

Respectfully submitted,

Kathy Kacanowski, City Clerk

Doug Hagerty, Mayor

/kk