

Minutes
Fraser City Council – Regular Meeting – (Virtual)
July 9th, 2020

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

Present: Mayor Carnagie, Council Members; Baranski, Blanke, Kalka, Lesich, Schornak and Winowiecki
Absent: City Manager Wayne O’Neal
Also Present: Kelly Dolland, City Clerk
Donald DeNault, City Attorney

- 1. Call Meeting to Order**—Mayor Carnagie called the Regular Virtual meeting to order at 7:02pm.
- 2. Pledge of Allegiance to the Flag of the United States**
- 3. Roll Call of Council Members**

Members: Baranski, Blanke, Carnagie, Kalka, Lesich, Schornak and Winowiecki present.

4. Approval of Agenda

Member CARNAGIE moved, second by Member KALKA, TO AMEND AGENDA TO ADD CITY OF FRASER HAZARD MITIGATION PLAN AS 9.G TO AGENDA.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnagie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

Member BARANSKI moved, second by Member KALKA, TO AMEND AGENDA TO MOVE ITEM 9A. CONSIDERATION OF CONTRACT WITH AMY CELL, LLC FOR HR SERVICES TO 5A.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnagie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

Member BARANSKI moved, second by Member BLANKE, TO AMEND AGENDA TO ADD 5B. TO ENTER CLOSED SESSION FOR MACOMB COUNTY CIRCUIT COURT CASE NO. 2019-002843-CD.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnagie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

5. Introduction – Amy Cell, LLC

Representatives of Amy Cell, LLC, Amy Cell and Don Voyles spoke of Amy Cell LLC services, experience, expectations and forecasts.

Conversation ensued regarding an immediate search for a City Manager, City Council expectations and the motivation of employees and a budget amendment of roughly \$69,000 above the \$75,000 HR Service budget.

Ms. Cell thanked Council for the opportunity.

5. a. Consideration of Contract with May Cell, LLC for HR Services

Public to be heard: - None

Member BARANSKI moved, second by Member WINOWIECKI, TO APPROVE THE CONTRACT BETWEEN THE CITY

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OF FRASER AND AMY CELL, LLC FOR HUMAN RESOURCES CONSULTING SERVICES, AS PRESENTED AND SIGNED BY AMY CELL, AND TO AUTHORIZE THE MAYOR AND OR THE CITY MANAGER TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY OF FRASER AND TAKE ALL NECESSARY STEPS TO IMPLEMENT THE CONTRACT BEGINNING JULY 13, 2020.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

6. Closed Session –

Closed Session – Attorney/Client Privilege Communication – Labor Negotiation Strategy.

Member CARNAGIE moved, second by Member LESICH; TO ENTER CLOSED SESSION –TO DISCUSS ATTORNEY/CLIENT PRIVILEGE COMMUNICATION – LABOR NEGOTIATION STRATEGY.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

Enter Closed Session meeting 7:21pm

Meeting called to Session 8:20pm

6a. Closed Session discussion Macomb County Circuit Court Case No. 2019-002843-CD.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	—
Schornak	yes
Winowiecki	yes

Motion carried 6-0

Enter Closed Session meeting 8:21pm

Meeting called to Session 9:09pm

City Manager Wayne O’Neal exited meeting at 8:45pm

7. Consent Agenda

- a. Approval of Minutes of the Regular Council Meeting of June 11, 2020
- b. Approval of Minutes of the Special Council Meeting of June 25th, 2020
- c. Approval of Bills for the month of May - 2020 in the amount of \$1,020,323.11
- d. Receive and File Finance Budget to Actual Report ending May, 2020
- e. Receive and File Fraser Parks & Recreation March 3rd, 2020 meeting
- f. Receive and File Fraser Parks & Recreation May 12th, 2020 meeting
- g. Receive and File Assessing Board of Review Member Sandy Decker term end date December 31st, 2021

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

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

8. Citizen Participation on Agenda Items - None

9. Requests for Council Action

- a. Consideration of Contract with Amy Cell, LLC for HR Services – Motion to move to item to 5a.
- b. Discussion of Hidden Pines Senior Housing Balcony and Door Replacement bids.

Interim Director Schaefer stated the replacement would be a three-year project for all 75 units and suggested award bid to D&S Contractors for \$254,770.

Conversation ensued regarding bid verbiage ‘the wording or equivalent, glass quality, information that varied from

January 2020 council presentation and mention of current management company.

AEW Mike Vigneron spoke on topic.

Member SCHORNAK moved, second by Member BLANKE, TO TABLE DISCUSSION OF HIDDEN PINES SENIOR HOUSING BALCONY AND DOOR REPLACEMENT BIDS.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

- c. Consideration of Purchase of a Replacement Utility Truck for the Fire Division – Public Safety Department

Interim Director Mike Pettyes spoke on topic.

Conversation ensued regarding transparency, availability of gambling funds, repurposing or the ability to retrofit existing vehicles.

Member CARNAGIE moved, second by Member BLANKE, TO APPROVE THE CONSIDERATION OF A REPLACEMENT UTILITY TRUCK FOR THE FIRE DIVISION – PUBLIC SAFETY DEPARTMENT IN THE AMOUNT OF \$34,733.

Roll Call Vote:

Baranski	no
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 6-1

- d. Permission to Hire a Replacement Department of Public Works Employee

Interim Director Nick Schaefer stated employee Pat McManamay will retire from the department 7-17-2020 and requested from Council to post the position.

Conversation ensued regarding Amy Cell, LLC services determination of need of position in department, the interview process, the lack of information presented,

Member Lesich move d, second by Member BARANSKI, TO AUTHORIZE DPW SUPERINTENDENT AND AMY CELL LLC. BEGIN REPLACEMENT SEARCH FOR PUBLIC WORKS EMPLOYEE.

Member Lesich withdrew motion.

Member KALKA moved, second by Member WINOWIECKI, MOTION TO DIRECT AMY CELL, LLC. TO MAKE AN EVALUATION OF THE DPW AND DETERMINE IF THE INDIVIDUAL WHO IS RETIRING DOES NEED TO BE REPLACED AND IF SO, WORK WITH INTERIM DIRECTOR NICK SCHAEFER TO WORK TOWARDS AN ADEQUATE JOB DESCRIPTION, GET IT POSTED AND FILLED AS SOON AS POSSIBLE WITH AN UPDATE AT THE AUGUST 2020 COUNCIL MEETING. THE UPDATE DOES NOT MEAN IT IS A FINAL DECISION. THE UPDATE IS WHAT PROGRESS HAS BEEN MADE BETWEEN NOW AND THAT PARTICULAR ISSUE BECAUSE INTERIM DPW DIRECTOR NICK SCHAEFER HAS COME TO US AND INDICATED THAT HE HAS A NEED.

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Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	no
Schornak	no
Winowiecki	yes

Motion carried 5-2

Meeting Recess, meeting reconvened 11:08pm

- e. Transfer of Class C Liquor License, SDM, Sunday AM Sales, Dance and Entertainment and Carry Out – 18339 E. 14 Mile Rd

Interim Director Mike Pettyes spoke of the transfer process; the State of Michigan LCC. is responsible for licenses. It is a formality that City Council approves the transfer.

Public to be heard – None.

Member WINOWIECKI moved, second by Member BLANKE, TO APPROVE THE TRANSFER OF CLASS C LIQUOR LICENSE, SDM, SUNDAY AM SALES, DANCE AND ENTERTAINMENT AND CARRY OUT – 18339 E. 14 MILE RD.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

- f. Discussion of Extension of City of Fraser Covid-19 State of Emergency through July 9th, 2020

Member KALKA moved, second by Member WINOWIECKI, TO APPROVE THE EXTENSION OF THE CITY OF FRASER COVID-19 STATE OF EMERGENCY THROUGH AUGUST 13TH, 2020.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

- g. Discussion of City of Fraser Hazard Mitigation Plan Approval

Interim Director Mike Pettyes stated the Hazard Mitigation Plan is approved by the State of Michigan and FEMA. The five-year plan is qualifying the City of Fraser for grant and federal government funding.

Member CARNAGIE moved, second by Member WINOWIECKI, TO POSTPONE THE APPROVAL OF THE CITY OF FRASER HAZARD MITIGATION PLAN TO AUGUST 13TH, 2020 MEETING.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

10. Pending Items of Unfinished Business / Report of City Administration

- a. Property Maintenance Enforcement Options – Don DeNault

Member BARANSKI moved, second by Member SCHORNAK, TO POSTPONE DISCUSSION OF CITY OF FRASER PROPERTY

MAINTENANCE ENFORCEMENT OPTIONS - DON DENAULT.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	no
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 6-1

11. Report of Mayor and City Council / New Business

Blanke: Thanked all, agreed the meetings are long
Carnegie: Condolences to the Slominski family, spoke of new ambulance
Baranski: Thanked everyone, requested an update from Recreation Director how the summer went and accomplishments, updates from department heads and the frequency of the updates

Member BARANSKI moved, second by Member KALKA, MOTION TO SCHEDULE CLOSED SESSION TO DISCUSS LEGAL STRATEGY JULY 23RD, 2020 @ 6PM.

Roll Call Vote:

Baranski	yes
Blanke	yes
Carnegie	yes
Kalka	yes
Lesich	yes
Schornak	yes
Winowiecki	yes

Motion carried 7-0

Kalka: Condolences to the Slominski family, requested agenda item have sufficient back up material for Council, expressed concern with order of agenda items, the accuracy of draft minutes and Farmers Market and expressed concern with City of Fraser BS&A Building permit application process.
Lesich: Condolences to the Slominski family.
Schornak: Condolences to the Slominski family, volunteer opportunities at the Baumgartner House garden every Wednesday @ 6pm, requested closed door session schedule at beginning of meeting, expressed concern with meeting agenda format.
Winowiecki: Condolences to the Slominski family, expressed concern with the length of Council meeting.

12. STANDING ITEMS, UNFINISHED BUSINESS / PROJECT STATUS UPDATES

13. Citizen Participation -None

14. Adjournment

Member WINOWIECKI moved, second by Member BLANKE, TO ADJOURN THE REGULAR VIRTUAL COUNCIL MEETING OF JULY 9TH, 2020 @ 11:56PM

The motion carried unanimously,
Respectfully submitted,

Kelly Dolland, City Clerk

Michael Carnegie, Mayor