

CITY OF BRIGHTON
CITY COUNCIL MEETING
CITY HALL
August 6, 2009

Blue Sky - 7:00 PM

Review of Agenda Items for this evening's meeting

REGULAR SESSION - 7:30 P.M.

1. Call to order
2. Pledge of Allegiance
3. Roll Call
4. Approval of minutes: Regular Meeting and Closed Session of 07/16//09

5. Call to the Public

6. Response to Citizen Inquiries to City Council received prior to this City Council Meeting

7. Consider approval of the Agenda

Consent Agenda

8. Consider approval of Memoranda of Understanding agreements regarding a re-use of the Old Town Hall by local non-profit Arts & Culture related organizations
9. Consider approval of staff's recommended Biennial City Service Survey instrument for posting on the City's website
10. Consider first review of Council + staff-identified topics for the 2009 Goal-Setting Retreat agenda

Policy Development & Customer Communications' action item

11. Receive report & recommendations from the Maximus User Fee & Cost of Service study and consider follow-up requests and direction to the City Council Budget & Finance Subcommittee and staff to pursue for final future City Council actions
12. Consider final site plan review/approval of the Grand River and Main Street intersection streetscape project as recommended by the Planning Commission
13. Consider construction contract bid award approval for the Grand River and Main Street intersection street project as funded by the combination of MSDHDA grant # 1 and the DDA
14. Receive and consider acceptance of staff's report on the MDOT-directed scheduling of the federal economic stimulus grant-funded Main Street milling & repaving project
15. Receive and consider approval of the Finance Director's Quarterly Idle Funds' Investment report
16. Consider approval of an interlocal agreement for the City's participation in the Livingston County Public Safety related records management system
17. Consider request from Brighton Charter Township for connection of 96 residential equivalent units in the previously agreed-upon franchise transfer district and without the City's previously-requested loop line connection

Other Business

18. Information for City Customers
19. Receive updates from Council Member Liaisons to other Boards and Commissions
20. Call to the Public
21. Adjournment

MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON
HELD ON AUGUST 6, 2009 AT THE BRIGHTON CITY HALL
200 N. 1ST STREET, BRIGHTON, MICHIGAN

BLUE SKY SESSION

The Council conducted a Blue Sky Session at 7:00 p.m. Present were Mayor Lawrence, Mayor Pro-Tem Bandkau, Councilmembers Cooper, Muzzin, Bohn, Roblee and Tunis. The Council reviewed the agenda items.

REGULAR SESSION

Mayor Lawrence called the regular meeting to order at 7:34 p.m. Following the Pledge of Allegiance, the roll was called, there being present were Mayor Lawrence, Mayor Pro-Tem Bandkau, Councilmembers Muzzin, Bohn, Cooper, Roblee and Tunis. Also in attendance were Engineer Linda Basista, Attorney Paul Burns and Brad Maynes Architect Piet Lindhout and Staff members Dana Foster, Diana Lowe, Jennifer Piasecki, Matt Modrack, Dave Gajda, Tom Wightman, Matt Schindewolf and an audience of 16.

MINUTES APPROVAL

It was moved by Mayor Pro-Tem Bandkau, seconded by Roblee to approve the Regular Meeting minutes of July 16, 2009 as presented. Motion passed 7-0.

It was moved by Councilmember Muzzin, seconded by Tunis to approve the Closed Session Meeting minutes of July 16, 2009 as presented. Motion passed 7-0.

ART PRESENTATION

Rita Vadis, previously the Administrator for the Brighton Senior Center in 1976, donated two framed Joe Mike artwork prints to the City of Brighton. She thanked the City for their support to the Senior Center.

Mayor Lawrence thanked her for the donation.

Mayor Pro-Tem Bandkau thanked Councilmember Roblee for suggesting the donation to Ms. Vadis.

CALL TO THE PUBLIC

Mayor Lawrence gave a Call to the Public at 7:37 p.m. The following comments was heard:

Rick Gienapp, 675 W. Grand River, expressed his complaint regarding a drainage issue located on the Consumer Power property, which floods his parking lot when it rains.

Pam McConeghy, Brighton Chamber of Commerce, commended the City on the re-use of the Old Town Hall for the three non-profits, the Brighton Art Exhibit and for tying it in with the Fine Art Festival occurring this weekend.

Hearing no further comment, the Call to the Public was closed at 7:40.

Department of Public Services Director, Matt Schindewolf explained that drainage has been an issue with Mr. Gienapp's parking lot and the drainage, which cuts diagonally across the parking lot. City of Brighton personnel have cleaned the drain several times and have met with Consumers Power representatives on this issue. He suggested an additional drain in Mr. Gienapp's parking lot, as the current drain runs slow. He also stated he has discussed the installation of a private storm sewer with Mr. Gienapp, with the biggest issue being elevation.

Engineer Linda Basista stated that area is low and has bad soils. They have put in an emergency overflow on Grand River going back to Library Drive. Action has been taken to alleviate flooding conditions on Grand River. There are options and there is responsibility of the property owner to remedy this problem.

CITIZEN INQUIRY RESPONSE

No inquiries to be read.

AGENDA APPROVAL

It was moved by Councilmember Muzzin, seconded by Bohn to approve the Consent Agenda as amended. Move from Consent Agenda to Action Agenda item #8, Old Town Hall Agreement and item #10, Goal Setting Retreat agenda. Move to Consent Agenda from Action Agenda item #14, Main Street Milling and Repaving report and Item #15, Quarterly Idle Funds Investment Report. Motion passed 7-0.

The following item was approved:

1. Approved the Biennial City Service Survey instrument for posting on the City's website.
2. Received a report on the MDOT directed scheduling of the federal economic stimulus grant funded Main Street milling and repaving project.
3. Approved the Quarterly Idle Funds' Investment report.

It was moved by Councilmember Roblee, seconded by Bandkau to approve the Action Agenda as amended. Add item #19a, Possible Property Acquisition Closed Session. Delete item #11, Maximus User Fee & Cost Study and item #17, Brighton Township Water Request. Move from Action Agenda to Consent Agenda item #14, Main Street Milling and Repaving report and Item #15, Quarterly Idle Funds Investment Report. Move to Action Agenda from Consent Agenda item #8, Old Town Hall Agreement and item #10, Goal Setting Retreat agenda. Motion passed 7-0.

OLD TOWN HALL AGREEMENTS

City Manager, Dana Foster stated it was determined this is a lease agreement with the three non-profits, which is free of charge, in exchange for them to conduct activities that will attract people to the downtown. The City is proposing to place the Art Guild, Historical Society and Livingston Players in the Old Town Hall to develop the City of Brighton Arts, Culture and Historical Center.

Attorney Paul Burns stated the lease agreement before Council is legally sufficient, the City can terminate the agreement at any time and there is sufficient insurance. We can fine-tune the agreement regarding retail sales and to allow ticket sales.

There was Council discussion regarding budgeted funds for this project, yearly expenses of the Old Town Hall, retail activities, ticket sales, fundraising and the City paying for the phone and fax for the building. Council expressed their support of the re-use of the Old Town Hall.

City Manager, Dana Foster discussed the City's responsibility of the sidewalk maintenance for the building. The City, as a landlord, would have to be asked regarding changes to the interior of the building.

It was moved by Councilmember Muzzin, seconded by Cooper to approve the lease as written with the exception of item # VII C being relaxed. Councilmember Roblee abstained. Motion passed 6-0-1.

City Manager, Dana Foster thanked the City Council for taking this action. He thanked the non-profits and their representatives for their work on this project as well as City Staff and the Attorneys office. A space upstairs is still reserved for the Main Street Michigan Program Manager.

2009 GOAL SETTING RETREAT AGENDA

City Manger, Dana Foster discussed making the retreat something more than a Council meeting, with the possibility of having guest speakers from the MML and that Council may want to consider a pre-retreat Worksession devoted to MML Staff member coming in to talk about the bigger picture concepts in the twenty first century.

Mayor Lawrence stated it was suggested to have the retreat after the Election with the newly elected Councilmembers.

There was Council discussion regarding scheduling of the retreat and the value of having new Councilmember attend the retreat.

It was moved by Councilmember Cooper seconded by Bandkau to schedule the 2009 Goal Setting Retreat for November 14th and 15th. Motion passed 7-0.

GRAND RIVER AND MAIN STREET STREETScape SITE PLAN

It was moved by Roblee, seconded by Tunis to approve the site plan for the City of Brighton Main Four Improvements as depicted on the site plan prepared by Lindhout Associates Architects, job #0927, sheets C1, C2, C3, C4, TS3, TS4, TS5, TS5, last dated 8/10/09. Motion passed 6-0-1. Mayor Pro-Tem Bandkau was not present for this vote.

GRAND RIVER AND MAIN STREET MSDHDA BID AWARD

Community Development and Planning Director, Matt Modrack stated this is the first grant that the City of Brighton applied for from MSDHDA.

Architect Piet Lindhout, Lindhout and Associates, stated eight bids were opened yesterday with the low bidder being Contracting Resources of \$356,000, which is ten percent under budget.

It was moved by Councilmember Tunis, seconded by Bandkau to award the construction contract bid to Contracting Resources for the Grand River and Main Street intersection street project as funded by the combination of MSDHDA grant #1 and the DDA. Motion passed 7-0.

LIVINGSTON COUNTY PUBLIC SAFETY RELATED RECORDS MANAGEMENT SYSTEM

Police Chief, Tom Wightman stated the units in Livingston County has been operating on separate systems and with this new system all information will be shared immediately. It will cut down on man-hours and is largely being paid for by Livingston County. Our costs will be for our portion of the operating costs, which are similar to what we are paying now.

It was moved by Councilmember Cooper, seconded by Muzzin to approve the inter-local agreement for the City's participation in the Livingston County Public Safety related records management. Motion passed 7-0.

INFORMATION FOR CITY CUSTOMER

Police Chief, Tom Wightman had a slide showing what the Biennial City Service Survey would look like.

Department of Public Services Director, Matt Schindewolf stated the two railroad track projects have been completed. He discussed the Orndorf Drive construction. He stated people have been using Meijer parking lot and walking across the construction site to go to the Post Office. He is recommending that people do not do this for safety reasons and they should follow the detour route.

Councilmember Muzzin suggested having the Post Office install a mailbox in the Meijer parking lot.

Mayor Pro tem Bandkau attended a SEMCOG meeting regarding some possible Federal Stimulus Funds. The MML is doing a Newly Elected Officials Indoctrination and Brighton is going to sponsor Region I, which should be in November between the week of the 9th and the 16th.

Mayor Lawrence stated Mayor Pro-Tem Bandkau is the secretary of the MML Region I.

Councilmember Muzzin gave a Planning Commission update referencing the Main Four site plan and they welcomed their new member, Dave McLane.

Councilmember Tunis stated Saganos is making progress on Main Street and they should be opening any day now. He thanked Matt Modrack and Jim Rowell for their work on the Brighton Biennial.

Councilmember Roblee invited everyone downtown for the Art Festival being held this weekend. She stated the City Manager said our town is a “gallery without walls”. She stated the PSD met and they are working on their fourth quarter of advertising.

Councilmember Cooper is excited to see the parking survey that is currently on the City’s website as he is seeing parking spaces filled in the City.

CALL TO THE PUBLIC

Mayor Lawrence gave a Call to the Public at 8:58 p.m.

The following comment was heard:

Marianna Bair, Historical Society, stated too many of the curb cuts are being occupied during the Sunday Gazebo concerts and walkers and wheelchairs are unable to pass.

Hearing no further comment, the Call to the Public was closed at 9:00 p.m.

POSSIBLE PROPERTY ACQUISITION CLOSED SESSION

It was moved by Councilmember Muzzin, seconded by Tunis to go into Closed Session to discuss a possible property acquisition. A roll call vote was taken. Yes: Cooper, Tunis, Bandkau, Lawrence, Muzzin, Roblee, Bohn. No: none. Motion passed 7-0.

The Council convened into Closed Session at 9:04 p.m.

The Council reconvened the Regular Session at 9:24 p.m.

ADJOURNMENT

It was moved by Councilmember Tunis, seconded by Muzzin to adjourn the meeting at 9:24 p.m. Motion passed 7-0.

Diana Lowe, City Clerk

Kate Lawrence, Mayor