

CITY OF BRIGHTON
CITY COUNCIL MEETING
CITY HALL
January 7, 2010

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 December 17, 2009
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 Mayor's recommended DDA appointments
9. Consider approval of easements as may be needed for the 205 West and Village Cemetery Parking Lot & Streetscape related projects

Policy Development & Customer Communications' action item

10. Consider report from staff on the Bi-Annual City Service survey results
11. Consider first reading of a proposed ordinance to amend the DDA District Boundary
12. Consider first reading of a proposed ordinance to amend the DDA TIFA Financing Plan
13. Consider approval of the site plan amendments to the Summit and Paramount Park mixed-use development site plan and P.U.D. agreements as recommended by the Planning Commission
14. Consider report from the City Manager on Budget related follow-up tasks as a result of the recent City Council Budget Forecast-related discussion of December 17, 2009
15. Consider possible action/motions to direct the City Council Budget & Finance Subcommittee and staff to develop a report & recommended plan for the appointment of a Citizens Advisory Task Force for Capital Improvements' Funding at a future Council meeting

Other Business

16. Information for City Customers
17. Receive updates from Council Member Liaisons to other Boards and Commissions
18. Call to the Public
19. Closed Session for the Williams vs. City of Brighton litigation as recommended by the City Attorney
20. Adjournment

MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON
HELD ON JANUARY 7, 2010 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 Bandkau, Councilmembers Muzzin, Cooper, Roblee, Schillinger, Bohn and Pipoly. The Council reviewed the agenda items.

REGULAR SESSION

Mayor Bandkau 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 Bandkau, Councilmembers Muzzin, Roblee, Cooper, Bohn, Schillinger and Pipoly. Also in attendance were Engineer Linda Basista, Attorney Paul Burns and Staff members Dana Foster, Diana Lowe, Jennifer Piasecki, Matt Modrack, Dave Gajda, Tom Wightman, Matt Schindewolf and an audience of 8.

MINUTES APPROVAL

It was moved by Councilmember Roblee, seconded by Pipoly to approve the Regular Meeting minutes of December 17, 2009 as presented. Motion passed 7-0.

It was moved by Mayor Pro-Tem Bohn, seconded by Roblee to approve the Closed Session minutes of December 17, 2009 as presented. Motion passed 7-0.

CALL TO THE PUBLIC

Mayor Bandkau gave a Call to the Public at 7:36 p.m. The following comment was heard:

Douglas Leach, Jr., Wayside Drive, suggested a left arrow signal be installed at Cross Street and Grand River, as there is a danger that traffic can travel straight and left both ways at the same time.

Mayor Bandkau thanked Mr. Leach for his suggestion and stated Staff would look into it.

Hearing no further comment, Mayor Bandkau closed the Call to the Public at 7:37 p.m.

CITIZEN INQUIRY RESPONSE

Mayor Bandkau read a Citizen Inquiry from Patricia Cole, stating the Ladies Auxiliary flag holders were removed from the City's cemetery. She asked why they were removed, who is authorized their removal and where are the flag holders?

Mayor Bandkau asked Dana Foster to prepare a report and present to Council regarding these questions.

AGENDA APPROVAL

It was moved by Councilmember Schillinger, seconded by Muzzin to approve the Consent Agenda as amended. Add item #8a, Planning Commission Appointment. Motion passed 7-0.

The following items were approved:

1. Appointed Greg Strouse and Lisa Nelson to the Downtown Development Authority.
2. Appointed William Bryan to the Planning Commission.
3. Approved the easements for the 205 West and Village Cemetery Parking Lot and Streetscape related projects.

It was moved by Councilmember Cooper, seconded by Roblee to approve the Action Agenda as amended. Delete item #13, Summit and Paramount Park site plan. Motion passed 7-0.

BIENNIAL CITY SERVICE SURVEY

City Manager, Dana Foster briefed the Council on the Biennial City Service Survey. He commented that the nature in which we conducted this survey was on our website and there was a significant lower return rate of 330 completed surveys. He stated that if a DDA Citizens Advisory Task Force is appointed, they may want to consider some topical surveys to look at specific Capital Improvements and specific types of financing to gauge the thoughts on the citizens prior to rendering a final report to the City Council.

There was Council discussion regarding the return rate of the survey, notice of the survey, how the survey was available to citizens, making the survey results available to the citizens and a suggestion to have a regular schedule for leaf pick-up.

DDA DISTRICT BOUNDARY AMENDMENT

City Manager, Dana Foster, stated even though the boundaries are proposed to be expanded, we will not be capturing tax increment revenue from this area. Steve Mann from Miller/Canfield is present to answer any questions. The County's Resolution to opt out is only for the expansion area.

Steve Mann, Miller Canfield, stated the County has opted out to protect their rights going forward and are keeping their option open to participate in the future.

City Manager, Dana Foster stated this action must occur for applicants to apply for Redevelopment Liquor License within the expanded area and would enable the City and the DDA to utilize existing capture of tax increment revenue from within the existing DDA District in other parts of the City in that expanded area.

It was moved by Muzzin , seconded by Pipoly to approve first reading of the Ordinance to amend the Boundaries of the Downtown District of the Downtown Development Authority of the City of Brighton and schedule second reading and public hearing for February 4, 2010, and the Council receive the conditions from the County's Opt-out Resolution prior to second reading. Motion passed 6-1 with Councilmember Schillinger voting "no".

DDA TIFA FINANCING PLAN AMENDMENT

It was moved by Roblee, seconded by Muzzin to approve first reading of the Ordinance approving an amendment to the Development Plan and the Tax Increment Financing of the Downtown Development Authority of the City of Brighton and the Council receive the conditions from the County's Opt-out Resolution prior to second reading. Motion passed 6-1, with Councilmember Schillinger voting "no".

BUDGET FORECAST REPORT

City Manager, Dana Foster stated we are working on a revision to the City's health insurance with a possible March 1, 2010 implementation. He referenced the existing future Debt Roll-off schedule, OPEB, the upcoming Capital Improvement Program and review of the mid 1990's street bond issue and Citizens Advisory Task Force activities.

Councilmember Muzzin stated the one item discussed with the Budget and Finance Subcommittee was the National League of Cities Conference and it is their recommendation to pay a full airfare, registration and lodging for the Mayor plus one Councilmember. The City would pay the registration for others that would like to attend and they would pay for their own airfare and lodging.

It was moved by Councilmember Roblee, seconded by Muzzin for the Mayor and Mayor Pro-Tem to attend the National League of Cities Conference in Washington, DC in March, paid in full and registration paid for any Councilmember that wishes to attend. Motion passed 7-0.

There was Council discussion regarding a list of topic the delegation would take to the Legislators at the NLC Conference, replacement of three Police patrol cars and Federal Economic Stimulus Funding.

CITIZENS ADVISORY TASK FORCE FOR CAPITAL IMPROVEMENTS

City Manager, Dana Foster stated the only action needed tonight is to direct Staff and City Council Budget & Finance Subcommittee to formally work on a report and plan for the Citizens Advisory Task Force for Capital Improvements Funding, with the recommended process for the task force makeup, recruitment, appointment, scope of work and a timetable to do its work.

It was moved by Councilmember Cooper, seconded by Roblee to direct the City Council Budget & Finance Subcommittee and Staff to develop a report and recommended plan for the appointment of a Citizens Advisory Task Force for Capital Improvements' Funding at a future Council meeting. Motion passed 7-0.

INFORMATION FOR CITY CUSTOMER

Department of Public Services Director, Matt Schindewolf stated next week will be the last opportunity to dispose of live Christmas trees and that Waste Management will pick it up on your regular pick-up day.

Councilmember Cooper thanked the Department of Public Services for not trimming the snowplowing schedule.

Councilmember Cooper stated the four points he would like to bring to the Regional Cooperation Group for support are how we bring in a higher level of education to our community, sharing in common State Tax Commission cases, I-96 interchange improvements and services that each municipality wants and cannot provide and where we could provide services.

CALL TO THE PUBLIC

Mayor Bandkau gave a Call to the Public at 8:54 p.m. The following comments were heard:

Patricia Cole stated she appreciates her Citizen Inquiry being read, but she cannot see why a report needs to be generated in order to get answers to her questions. She asked when the information will be available.

Hearing no further comment, Mayor Bandkau closed the Call to the Public at 8:59 p.m.

WILLIAMS VS. CITY OF BRIGHTON CLOSED SESSION

It was moved by Roblee, seconded by Muzzin to go into Closed Session to discuss Williams' vs. City of Brighton pending litigation, pursuant to MCL 15.268(e). A roll call vote was taken. Yes: Schillinger, Cooper, Bohn, Bandkau, Muzzin, Roblee, Pipoly. No: none. Motion passed 7-0.

The Council convened into Closed Session at 9:02 p.m.

The Council reconvened the Regular Session at 9:17 p.m.

It was moved by Councilmember Cooper, seconded by Pipoly to proceed as recommended by the City Attorney regarding the Williams' vs. City of Brighton pending litigation. Motion passed 7-0.

ADJOURNMENT

It was moved by Councilmember Roblee, seconded by Muzzin to adjourn the meeting at 9:18 p.m. Motion passed 7-0.

Diana Lowe, City Clerk

Ricci Bandkau, Mayor