

CITY OF BRIGHTON
CITY COUNCIL MEETING
CITY HALL
January 21, 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 January 7, 2010

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 Arts & Culture Advisory Commission reappointments

9. Consider acceptance of staff progress report on the recruitment process for an Intern to assist the Community Development/Planning Director with the Main Street Program implementation and appoint a City Council Member per the City Manager's request to serve on an interview panel in the selection process.

10. Consider acceptance of a report as requested by City Council regarding the County Board of Commissioners resolution regarding DDA TIFA capture

11. Consider acceptance of an updated OPEB actuarial report and related recommendations from the Council Budget & Finance Subcommittee and staff

Policy Development & Customer Communications' action item

12. Consider approval of a contract to provide Building Inspection and Enforcement services

13. Consider approval of a Lease-Purchase financing agreement with Ford Credit to finance the replacement of three Police Patrol cars as recommended by the Council Budget & Finance Subcommittee and staff

14. Consider approval of the City Manager and Council Budget & Finance Subcommittee's report & recommended plan for the appointment of a Citizens Advisory Task Force for Capital Improvements' Funding

Other Business

15. Information for City Customers

16. Receive updates from Council Member Liaisons to other Boards and Commissions

17. Call to the Public

18. Closed Session to receive a written attorney-client privileged communication from the City's Labor Attorney

19. Consider possible motion to authorize City staff to proceed with implementation of changes in the processing of City employee health insurance plan benefits to lower the City's costs for the City-provided health insurance plan without reducing said benefits

20. Closed session to receive a written attorney-client privileged communication from the City's Labor Attorney

21. Adjournment

MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON
HELD ON JANUARY 21, 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, Special Legal Counsel Dennis Gabrian and Staff members Dana Foster, Diana Lowe, Jennifer Piasecki, Matt Modrack, Dave Gajda, Tom Wightman, Matt Schindewolf and an audience of 5.

MINUTES APPROVAL

It was moved by Councilmember Cooper, seconded by Bohn to approve the Regular Meeting minutes of January 7, 2010 as presented. Motion passed 7-0.

It was moved by Councilmember Muzzin, seconded by Schillinger to approve the Closed Session minutes of January 7, 2010 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:

Sherry Grandston, President of the VFW Ladies Auxiliary Post 4357 in Brighton, expressed her concerns regarding the removal of the flag holders from the graves in the City's cemetery. She asked how to get the flag holders back and how to prevent this from happening in the future?

Hearing no further comment, Mayor Bandkau closed the Call to the Public at 7:38 p.m.

CITIZEN INQUIRY RESPONSE

Mayor Bandkau read a Citizen Inquiry from Patricia Cole, stating the VFW 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 stated they flag holders were removed, as they are not authorized decorations in accordance with current rules. Authorization was from Matthew J. Schindewolf, Director of Public Services, under supervision of Dana W. Foster, City Manager, City of Brighton, for Cemetery Sexton to remove all unauthorized decorations. The flag holders are in the Cemetery Maintenance Building at Fairview Cemetery.

Mrs. Grandston stated she would call Mayor Bandkau to get the flag holders back.

There was Council discussion regarding an upcoming Public Hearing for input on Cemetery Rules and Regulations.

AGENDA APPROVAL

It was moved by Councilmember Cooper, seconded by Roblee to approve the Consent Agenda as amended. Move to Consent Agenda from Action Agenda item #12, Building Inspection Contract. Move from Consent Agenda to Action Agenda item #11, OPEB Report. Motion passed 7-0.

The following items were approved:

1. Reappointed Eugene Jurgens and Mary Jo Takagi to the Arts and Culture Advisory Commission.
2. Received a Staff progress report on the recruitment process for an Intern to assist the Community Development/Planning Director with the Main Street Program implementation and appointed Councilmembers Roblee and Muzzin to serve on an interview panel in the selection process.
3. Received a report regarding the County Board of Commissioners Resolution regarding DDA TIFA capture.
4. Approved a contract to provide Building Inspection and Enforcement services to the City of Howell.

It was moved by Councilmember Roblee, seconded by Cooper to approve the Action Agenda as amended. Move from Action Agenda to Consent Agenda item #12, Building Inspection Contract. Move to Action Agenda from Consent Agenda item #11, OPEB Report. Motion passed 7-0.

OTHER POST EMPLOYMENT BENEFITS ACTUARIAL REPORT

Finance Director, Dave Gajda stated summarized the Other Post Employment Benefits actuarial report. He discussed possible ways to fund the OPEB and stated if left unfunded it becomes a liability and can affect the City's credit rating over time.

Councilmember Muzzin stated the time has come where we have to address OPEB.

Councilmember Bohn stated from a premium standpoint we need to take action.

It was moved by Muzzin, seconded by Bohn that 1. The Subcommittee recommends/endorse the Finance Director's recommendations in his related updated OPEB Issue Paper. 2. That the Subcommittee recommends that the City Council adopts a motion to direct the Subcommittee and staff to pursue implementation of the Finance Director's recommendations. 3. That the Subcommittee recommends that the City Council direct the Subcommittee and Staff to develop a proposed FY 2010-2011 Budget, which includes proposed transfers from the City's General Fund and Utilities Fund to the OPEB Reserve Fund to occur by/before the end of FY 10-11, which represents substantive progress towards funding the future OPEB Actuarial Report's identified future liability. Motion passed 7-0.

POLICE PATROL CARS

City Manager, Dana Foster briefed the Council on the proposed lease-purchase financing agreement with Ford Credit to finance the replacement of three Police Patrol cars to be funded by annual General Fund revenue.

Finance Director, Dave Gajda stated Chief Wightman has identified three vehicles with high mileage in his department, which should be replaced. We would acquire the vehicles this FY and start paying on them next FY. Ford credit has the best terms and the flexibility to fit our needs. The recommendation is a three-year lease, tax-exempt rate, and is funded thru current year revenue. Something has to be cut in the budget order for this to happen.

There was Council discussion regarding the age of the current police vehicles, the condition of the four cars we are not planning to replace, the need to replace two more cars within a couple of years, concerns regarding the ability to pay for them, responsibility for the safety of our residents and officers and savings on maintenance.

It was moved by Schillinger, seconded by Pipoly to direct staff to execute a Lease-Purchase Agreement with Ford Credit to finance up to three Police Patrol Cars; providing the financing rate is tax exempt, the capital lease does not exceed three years, the first payment is not due into FY 2010-11, and that only if the annual payments can be funded by annual General Fund revenue, not General Fund - fund balance. Motion passed 6-1, with Councilmember Cooper voting "no".

CITIZENS ADVISORY TASK FORCE FOR CAPITAL IMPROVEMENTS' FUNDING

City Manager, Dana Foster briefed the Council on the Citizens Advisory Task Force for Capital Improvements' Funding and outlined the following is to be accomplished by a Citizens' Advisory Task Force:

1. Identify & reach consensus on what the Capital Improvement needs are which need funding sometime within the next 10 years at minimum.
2. Identify & reach consensus on What the Preferred Financing Methods (Cash/pay as you go, Short and/or Long-term Capital Debt , or other methods) should be for all of the identified consensus Capital Improvement needs .

3. Identify & reach consensus on How best to Fund the given Financing Methods selected (i.e. where will the funds come from to support any given financing method selected) with an eye towards the words “dependable and stable” with respect to any given Funding Method selected & recommended since that is what the core essence of the City Council-adopted goal which is driving this report is about.
4. And to develop a comprehensive report with related recommendations for all 3 of the above-listed objectives that is submitted to the City Council for final review and action consideration. Not a specific timetable placed upon the task force.

It was moved by Councilmember Cooper, seconded by Bohn to approve the report and recommended plan for the appointment of a Citizens Advisory Task Force for Capital Improvements’ Funding and direct Staff to proceed to draft & publish notices/advertisements to recruit applications for the Mayor and City Council to consider as appointees to the Task Force and move forward such that City Council could vote to approve appointments to the Task Force by no later than the February 18, 2010 City Council Meeting. Motion passed 7-0.

INFORMATION FOR CITY CUSTOMER

Department of Public Services Director, Matt Schindewolf stated tomorrow morning between 9:00 a.m. and 10:00 a.m., the overhead cobra lighting will be installed at Main Street and Grand River.

City Manager, Dana Foster stated he had a meeting with representatives from Congressman Rogers, Senator Levin and Senator Stabenow’s offices to discuss a coordinated strategy for funding for the possible curb and gutter project Northwest of downtown and the I-96 and Grand River Interchange. He suggested to organize an intergovernmental meeting of Brighton Township and the Livingston County Road Commission to see if there is consensus that this is a priority and instead of the City being the lead agency, have the Livingston County Road Commission be the lead agency. He asked that Mayor Bandkau and Councilmember Cooper attend the meeting with him because of their involvement with the Regional Cooperation Group.

Mayor Pro tem Bohn asked to include the sidewalk on Brighton Lake Road and a portion of Oarkridge/Woodlake Drive that needs to be replaced in the list of projects.

Councilmember Muzzin gave a Brighton Area Fire Authority report, stating the Fire Marshall, Mike O’Brien received Inspector of the Year award, they are getting closer on the proposed millage language and they had their election of officers.

Councilmember Cooper stated SELCRA held their elections. He suggested the annual evaluation for the City Manager be held at the City Council Retreat.

Councilmember Roblee stated the Arts and Culture Advisory Commission is working on a webpage with maps on art location and artist information. The Brighton Area Fire Authority was awarded a piece of the World Trade Center steel and are working out a location for the piece. She also stated she went to Portland for Michigan Main Street training.

Councilmember Pipoly stated the DDA is excited to have Matt Modrack as the new DDA administrator.

Mayor Bandkau stated School Superintendent Gray stated the High School Liaison Officer is such an asset and he agreed they would be funding the position next year.

CALL TO THE PUBLIC

Mayor Bandkau gave a Call to the Public at 8:58 p.m. Hearing none the Call to the Public was closed.

ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS CLOSED SESSION

It was moved by Muzzin, seconded by Roblee to go into Closed Session to receive Attorney/Client privileged communication from the City's Labor Attorney pursuant to MCL 15.268(c). 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 9:03 p.m.

The Council reconvened the Regular Session at 9:26 p.m.

It was moved by Councilmember Roblee, seconded by Pipoly to authorize City Staff to proceed with implementation of changes in the processing of City employee health insurance plan benefits to lower the City's costs for the City-provided health insurance plan without reducing said benefits. Motion passed 7-0.

City Manager, Dana Foster thanked Jenni Piasecki, Dave Gajda and Tom Wightman for serving as the staff for the Pay and Benefits Subcommittee to bring this to Council's table.

Councilmember Bohn thanked them as well.

ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS CLOSED SESSION

It was moved by Cooper, seconded by Muzzin to go into Closed Session to receive Attorney/Client privileged communication from the City's Labor Attorney pursuant to MCL 15.268(c). A roll call vote was taken. Yes: Schillinger, Cooper, Bohn, Bandkau, Muzzin, Roblee, Pipoly. No: none. Motion passed 7-0.

City Council
January 21, 2010
Page 6

The Council convened into Closed Session at 9:30 p.m.

The Council reconvened the Regular Session at 10:00 p.m.

ADJOURNMENT

It was moved by Councilmember Cooper, seconded by Pipoly to adjourn the meeting at 10:00 p.m.
Motion passed 7-0.

Diana Lowe, City Clerk

Ricci Bandkau, Mayor