

CITY OF BRIGHTON
CITY COUNCIL MEETING
CITY HALL
February 4, 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 Sessions of January 21, 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 Progress report on City Council-adopted Goals from the City Manager
9. Receive Quarterly Investment report from the Finance Director

Policy Development & Customer Communications' action item

10. Conduct a public hearing for the second readings on two proposed ordinances to amend the DDA Plan and Boundary
 - a. Mayor closes the regular Council meeting discussion and opens the 1st public hearing for public comment/input on the Ordinance Approving an Amendment to the Boundaries of the Downtown District of the Downtown Development Authority of the City of Brighton
 - b. Mayor closes the public hearing and resumes regular City Council meeting discussion
 - c. Consider motion to adopt the proposed ordinance Approving an Amendment to the Boundaries of the Downtown District of the Downtown Development Authority of the City of Brighton
 - d. Mayor closes the regular Council meeting discussion and opens the 2nd public hearing for public comment/input on the Ordinance Approving an Amendment to the Development Plan and the Tax Increment Financing of the Downtown Development Authority of the City of Brighton
 - e. Mayor closes the public hearing and resumes regular City Council meeting discussion
 - f. Consider motion to adopt the proposed ordinance Approving an Amendment to the Development Plan and the Tax Increment Financing of the Downtown Development Authority of the City of Brighton
11. Receive Proposed updated Capital Improvements Program presentation and related submittal and consider conducting a Proposed CIP worksession on either 02/09 or at an Extended Blue Sky Session on 02/18/10

Other Business

12. Information for City Customers
13. Receive updates from Council Member Liaisons to other Boards and Commissions
14. Call to the Public
15. Consider Closed Session to receive a written attorney-client privileged communication from the City Attorney
16. Consider possible action on a proposed Budget Amendment for the current fiscal year DDA Budget
17. Adjournment

MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON
HELD ON FEBRUARY 4, 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 4.

MINUTES APPROVAL

It was moved by Councilmember Muzzin, seconded by Schillinger to approve the Regular Meeting minutes of January 21, 2010 as presented. Motion passed 7-0.

It was moved by Councilmember Muzzin, seconded by Cooper to approve the Closed Session minutes of January 21, 2010 as presented. Motion passed 7-0.

It was moved by Mayor Pro-Tem Bohn, seconded by Cooper to amend the January 7, 2010 minutes to read: CITIZENS INQUIRY, First line, "VFW" Ladies Auxiliary flag holders.

CALL TO THE PUBLIC

Mayor Bandkau presented an award the City of Brighton received from the Chamber of Commerce in appreciation of the City's support in 2009.

Mayor Bandkau gave a Call to the Public at 7:35 p.m. Hearing none, the Call to the Public was closed.

CITIZEN INQUIRY RESPONSE

Mayor Bandkau read a Citizen Inquiry from Susan Walters-Steinacker asking the explanation of the term "deadline date" when it is used in legal City postings for open positions on City Boards and Commissions. She stated the City Manager or herself would be submitting a letter answering this inquiry.

AGENDA APPROVAL

It was moved by Councilmember Pipoly, seconded by Roblee to approve the Consent Agenda as amended. Move to Consent Agenda from Action Agenda item #10a, Sidewalk Café Time Period. Motion passed 7-0.

The following items were approved:

1. Received a progress report on City Council-adopted Goals.
2. Received the Quarterly Investment report.
3. Approved First Reading on an Ordinance to amend the Temporary Use Time Period for outdoor Cafes.

It was moved by Mayor Pro-Tem Bohn, seconded by Muzzin to approve the Action Agenda as amended. Move from Action Agenda to Consent Agenda item #10a, Sidewalk Café Time Period. Motion passed 7-0.

DDA PLAN AND BOUNDARY ORDINANCE AMENDMENT

Finance Director, Dave Gajda highlighted the amendments for the proposed Ordinances for the DDA Plan and Boundary. The plan was adopted over 20 years ago and amended twice and this is an update to the existing plan. He discussed the Capture of Tax Increment Revenues, stating the amounts will not change. The expansion will allow additional Redevelopment Liquor Licenses and potential developments within the expanded boundaries.

Community Development/Planning Director Matt Modrack stated the amendments would enable the DDA and the City Council to expend funds for projects within the expanded boundaries, such as the East Grand River corridor, CIP Projects, Department of Public Services and Public Safety costs attributable to DDA activities, fund the future Main Street Program and eligible expenses attributable to Civic Events.

City Manager, Dana Foster stated no promises of Redevelopment Liquor Licenses have been made to restaurants in the proposed expansion area. He stated the DDA would be involved in the budget review and process and be consistent with the plan.

Mayor Bandkau opened the Public Hearing for the Amendment to the Boundaries of the Downtown District of the Downtown Development Authority of the City of Brighton at 8:16 p.m. Hearing no comment the Public Hearing was closed.

It was moved by Mayor Pro-Tem Bohn, seconded by Pipoly to approve Second Reading of Ordinance 547, Amendment to the Boundaries of the Downtown District of the Downtown Development Authority of the City of Brighton. A roll call vote was taken. Yes: Cooper, Bohn, Bandkau, Muzzin, Roblee, Pipoly. No: Schillinger. Motion passed 6-1.

City Council
February 4, 2010
Page 3

Mayor Bandkau opened the Public Hearing for the Amendment to the Development Plan and the Tax Increment Financing of the Downtown District of the Downtown Development Authority of the City of Brighton at 8:21 p.m. Hearing no comment the Public Hearing was closed.

It was moved by Roblee, seconded by Muzzin to approve Second Reading and Public Hearing of Ordinance 548, Amendment to the Development Plan and the Tax Increment Financing of the Downtown Development Authority of the City of Brighton. A roll call vote was taken. Yes: Cooper, Bohn, Bandkau, Muzzin, Roblee, Pipoly. No: Schillinger. Motion passed 6-1.

CAPITAL IMPROVEMENTS PROGRAM

Community Development/Planning Director, Matt Modrack gave a PowerPoint presentation on the 2010-2016 Capital Improvement Program and discussed the 21st Century Communities Eight Assets, New Proposed Projects, Revenue Sources and funding, Unfunded projects and 2009-2010 Funded CIP Projects.

Finance Director, Dave Gajda discussed the Funding Sources, the Police Patrol Car Lease and recommended funding sources, Debt limits, General Fund support Limits and Utility Fund Limits.

City Manager, Dana Foster stated Staff updates the CIP every six years. He highlighted the most critical projects in the CIP. He discussed the Self Imposed CIP Funding Limitations.

INFORMATION FOR CITY CUSTOMER

Mayor Pro-Tem Bohn stated the Budge and Finance Subcommittee met and discussed the proposed CIP.

Councilmember Muzzin gave Brighton Area Fire Authority update stating there is a Special meeting tomorrow to discuss Collective Bargaining.

Councilmember Cooper discussed the importance of participating in the 2010 Census and to look for it in March.

Councilmember Roblee stated there would be a Main Street In Practice in Howell organized by MSHDA on February 11, 2010.

Councilmember Schillinger stated the Planning Commission met and approved the CIP and Council will have a Worksession on the CIP on the February 18, 2010 at an early Blue Sky.

Mayor Bandkau stated representatives from Brighton Township, Livingston County Road Commission and the City of Brighton met regarding the I-96/Grand River intersection improvement. The Livingston County Road Commission will be the lead agency on this project and will be submitting a request for funding to the Federal Government.

City Council
February 4, 2010
Page 4

Councilmember Cooper stated the I-96/Grand River intersection project will address congestion and traffic flow problems in that area.

CALL TO THE PUBLIC

Mayor Bandkau gave a Call to the Public at 9:00 p.m. Hearing none the Call to the Public was closed.

WRITTEN ATTORNEY/CLIENT PRIVILEGED COMMUNICATONS CLOSED SESSION

It was moved by Muzzin, seconded by Cooper to go into Closed Session to receive Attorney/Client privileged communication from the City's 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 9:04 p.m.

The Council reconvened the Regular Session at 9:44 p.m.

PROPOSED BUDGET AMENDMENT FOR THE CURRENT YEAR DDA BUDGET

It was moved by Cooper, seconded by Roblee to approve the proposed Budget Amendment for the current fiscal year DDA Budget. Motion passed 7-0.

ADJOURNMENT

It was moved by Councilmember Cooper, seconded by Muzzin to adjourn the meeting at 9:48 p.m. Motion passed 7-0.

Diana Lowe, City Clerk

Ricci Bandkau, Mayor