

CITY OF BRIGHTON
CITY COUNCIL MEETING
CITY HALL
October 21, 2010

Regular 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 10/07/10

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 ratification of a grant application that staff has submitted and approval for potential local City grant match for the installation of up to three free charging stations in City parking lots for electric cars per a recently-enacted federal government grant program
9. Consider ratification of a grant application that staff has submitted and approval for a potential local City grant match for a Police Department technology related grant for which the City has recently received a grant award notification
10. Consider approval of the Council Budget & Finance Subcommittee's recommendation for a formal lease agreement of the City's Fire Hall with the Fire Authority that will also provide for the Fire Authority budget to assume responsibility for routine building maintenance and cleaning related expenditures subject to the Authority entering into similar agreements with other member entities of the Authority
11. Consider approval of the proposed / draft Updated SELCRA master plan & the related City of Brighton sections of the draft
12. Consider approval of a resolution to place lien assessments against properties for unpaid city maintenance

Policy Development & Customer Communications' action item

13. Receive annual external audit report and related financial report presentation for Fiscal Year 2009-2010 from the City's External Auditors and city staff
14. Conduct public hearing for the second reading of an ordinance to amend the City's Sewer ordinance as recommended/requested by MDEQ
15. Consider request from the Dairy Queen owner with regards to the current agreement for the Dairy Queen's ongoing use of City property

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. Adjournment

MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON
HELD ON OCTOBER 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 Schillinger, Roblee, Bohn, Cooper and Pipoly. The Council reviewed the agenda items.

REGULAR SESSION

Mayor Bandkau called the regular meeting to order at 7:30 p.m. Following the Pledge of Allegiance, the roll was called, there being present were Mayor Bandkau, Councilmembers Schillinger, Bohn, Cooper, Roblee and Pipoly. Also in attendance were Attorney Paul Burns and Staff members Dana Foster, Diana Lowe, Matt Schindewolf, Jennifer Piasecki, Tom Wightman, Matt Modrack, Kelly LaLonde and an audience of 17.

It was moved by Roblee, seconded by Pipoly to excuse Councilmember Muzzin from the evening's meeting. Motion passed 6-0-1.

MINUTES APPROVAL

It was moved by Councilmember Cooper, seconded by Bohn to approve the revised Regular Meeting minutes of October 7, 2010 as presented. Motion passed 6-0-1.

It was moved by Councilmember Cooper, seconded by Roblee to approve the Closed Session minutes of October 7, 2010 as presented. Motion passed 6-0-1.

CALL TO THE PUBLIC

Mayor Bandkau gave a Call to the Public at 7:33 p.m. The following comments were heard:

Susan Walters-Steinacker, discussed the Bonner homes at 116 & 122 E. North Street, stating the property has been cleaned up, buildings have been painted and landscaping done. As soon as the Bonner's are able to get their permits, they will fix the homes. There has been \$68,000 spent by the City of Brighton on litigation for these homes. The City should look at what the Bonners have done and will do for the properties.

Jim Delcamp, Candidate for the State Representative 66th District, presented information to Council and Staff regarding himself.

Carl Argiroff, 6140 Dove Plum Drive, expressed his concerns regarding the increase in the water bill, particularly the debt assessment. He stated he would like to see the report from Tetra Tech. He questioned the funds available to pay the debt.

Patricia Cole, Brighton resident, asked that the Call to the Public not be used for politicians running for office.

Hearing no further comment, Mayor Bandkau closed the Call to the Public at 7:44 p.m.

CITIZEN INQUIRIES

None.

AGENDA APPROVAL

It was moved by Councilmember Schillinger, seconded by Roblee to approve the Consent Agenda as presented. Motion passed 6-0-1.

The following items were approved:

1. Approved ratification of a grant application approval for potential local City grant match for the installation of up to three free charging stations in City parking lots for electric cars per a recently-enacted federal government grant program.
2. Approved ratification of a grant application and approval for a potential local City grant match for a Police Department technology related grant for which the City has recently received a grant award notification.
3. Approved the Council Budget & Finance Subcommittee's recommendation for a formal lease agreement of the City's Fire Hall with the Fire Authority that will also provide for the Fire Authority budget to assume responsibility for routine building maintenance and cleaning related expenditures subject to the Authority entering into similar agreements with other member entities of the Authority.
4. Approved the proposed/draft Updated SELCRA master plan & the related City of Brighton sections of the draft.
5. Approved Resolution 10-28, Place lien assessments against properties for unpaid city maintenance.

It was moved by Councilmember Cooper, seconded by Bohn to approve the Action Agenda as presented. Motion passed 6-0-1.

2009-2010 ANNUAL EXTERNAL AUDIT REPORT

Acting Finance Director, Kelly LaLonde briefed the Council on the 2009-2010 annual external audit. She introduced Chris Jones and Tim St Andrews from Plante and Moran. In June the City received the Certificate of Achievement for Excellence in Financial Reporting Award and the City will submit for the second this year. She thanked the Finance Department for their hard work and assistance, Department Directors and Plante and Moran.

Chris Jones from Plante and Moran stated they have come to the conclusion the City of Brighton has another unqualified opinion, stating this is the City's 23rd year for this and he commended the Finance Staff and other staff for their time and effort.

Tim St Andrews thanked Kelly LaLonde and Staff for their help on producing the report. He discussed General Fund Revenue, Revenue Trends, Taxable Value Breakdown, General Fund Expenditures, Expenditure Trends, Comparison of General Fund Balances, Taxable Value vs. State Equalized Value and Homestead Property Tax Analysis.

Acting Finance Director, Kelly LaLonde stated the City has received their 5th GFOA Distinguished Budget Award. She thanked all Department Directors and Dana Foster for their help with this award. She stated there are 27 criteria to receive this award.

SEWER ORDINANCE SECOND READING AND PUBLIC HEARING

Mayor Bandkau opened the Public Hearing for the Ordinance amendment to the City's Sewer Ordinance as recommended by the MDEQ at 8:19 p.m. Hearing no comment, the Public Hearing was closed.

It was moved by Mayor Pro-Tem Bohn, seconded by Schillinger to approve Second Reading and adoption of an Ordinance to amend the Code of Ordinances, City of Brighton, Michigan, by replacing subsection Sec. 90-37(b)(1)(m) with a new subsection, Sec. 90-137(b)(1)(m) of Article IV, Chapter 90 of the Code. A roll call vote was taken. Yes: Schillinger, Cooper, Bohn, Bandkau, Roblee, Pipoly. No: none. Absent: Muzzin. Motion passed 6-0-1.

DAIRY QUEEN REQUEST

Donald Samhat, Attorney for the Dairy Queen property owner and Mr. and Mrs. Eichen were present. He discussed the Revocable License in which the Dairy Queen is currently paying \$4017 and wishes to have it changed to \$1 per year. He stated there is currently not a need to use the area and the property owners would like equitable treatment as other businesses are receiving the use of the City property behind their businesses. He suggested the existing rear parking area be left intact.

City Attorney, Paul Burns stated in 1998 Mr. Eichen wished to add a drive thru to his business, in which the property was needed. They are requesting a waiver of the fee of the Revocable License. The City has to receive fair value for their property that is being used.

Community Development/Planning Director, Matt Modrack described the construction of the new parking lot project. He suggested the Dairy Queen employees' park in the new lot. He displayed a site plan and pictures of the new parking.

City Council
October 21, 2010
Page 4

It was moved by Mayor Pro-Tem Bohn, seconded by Cooper to direct Staff to pull up the site plan and see what kind of historical records are associated with it and come back at the next meeting in November to see what staff has to say about the site plan and about potentially moving the dumpster and that there be no financial penalties added. Motion passed 6-0-1.

INFORMATION FOR CITY CUSTOMER

Department of Public Services Director, Matt Schindewolf stated leaf bags are available at the DPS and vacuuming will start next week. Yard waste is picked up every other week ending the end of November.

City Manager, Dana Foster commended Kelly LaLonde and staff for all the work as a team on the audit process. He reemphasized the Distinguished Budget Award stating we do not pursue these awards to get an award, but to improve processes. The City Council Goal Setting Retreat is this weekend and staff has spent much time to prepare for it.

Mayor Pro-Tem Bohn stated the Budget & Finance Subcommittee met.

Councilmember Cooper thanked staff for providing the Retreat packet electronically.

Bandkau gave a SELCRA update stating she met with the other entities.

Schillinger stated the Brighton Area Fire Authority is having Halloween activities on October 31st from 6-8 and requested the announcement be put on the website. Have a safe Halloween.

Mayor Bandkau stated there are vacancies on some commissions and applicants must be a registered voter, not in default to the City and be a resident for two years. Deadline for applications is October 29, 2010.

CALL TO THE PUBLIC

Mayor Bandkau gave a Call to the Public at 9:03 p.m. The following comments were heard:

Derek Smith, director of SELCRA, stated per DNRE guidelines today starts the 30-day period for the SELCRA Master Plan updates and the plan can be adopted on December 2nd.

Hearing no further comment, Mayor Bandkau closed the Call to the Public at 9:05 p.m.

ADJOURNMENT

It was moved by Councilmember Cooper, seconded by Roblee to adjourn the meeting at 9:05 p.m. Motion passed 6-0-1.

Diana Lowe, City Clerk

Ricci Bandkau, Mayor