

MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON
HELD ON AUGUST 17, 2017 AT THE BRIGHTON CITY HALL
200 N. 1ST STREET, BRIGHTON, MICHIGAN

REGULAR SESSION

Mayor Muzzin called the meeting to order at 7:32 p.m. Present were Mayor Muzzin, Mayor Pro-Tem Pipoly, Councilmembers Emaus, Pettengill, Tobbe, and Gardner. Staff: City Manager Nate Geinzer, Attorney Paul Burns, Police Chief Rob Bradford, DPW Director Marcel Goch, Finance Director Gretchen Gomolka, Clerk Pamela Stewart, Management Assistant Jessica Lienhardt, City Assessor Colleen Barton, and an audience of five.

Tom Tolen from WHMI also attended.

It was moved by Mayor Pro-Tem Pipoly and seconded by Gardner to excuse Councilmember Bohn for personal reasons.

AGENDA APPROVAL

Items 9 and 10 were moved to New Business and item 16 was deleted from the agenda.

It was moved by Councilmember Tobbe seconded by Pettengill to approve the agenda as amended. The motion passed 6-0-1.

CONSENT AGENDA

It was moved by Mayor Pro-Tem Pipoly seconded by Emaus to approve the Consent Agenda.

The following items were approved:

Study Session Minutes of August 3, 2017

Regular Session Minutes of August 3, 2017

Closed Session Minutes of August 3, 2017

Approved reappointments of Michael Schutz and Robert Pawlowski to the Planning Commission

Approved City Attorney to execute settlement of Nu-Vest Associates Inc. vs City of Brighton MTT Cases No. 15-3004 & 16-2956

Approved Resolution 17-22 to allow the City Manager to execute closing for city owned 1517 Whispering Oaks

Roll Call Vote: (Yes) Muzzin, Pipoly, Pettengill, Gardner, Emaus, Tobbe (No) None (Absent) Bohn

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Motion passed 6-0-1

CALL TO THE PUBLIC

Mayor Muzzin opened the Call to the Public at 7:35 p.m.

Jim Vichich of the Brighton Historical Society commented on the 150th anniversary and staff. He also mentioned how much the City Sexton, Chad Selby, had assisted him during the restoration of historic cemetery headstones. He wanted the Council to recognize Mr. Selby for his hard and excellent work.

Joyce Powers, 982 Hickory Ridge, discussed the proposed Mill Pond plan. She suggested that any changes be safe, practical, comfortable and honor the natural and historical setting. She also wanted Council to acknowledge Management Assistant Lienhardt and Assistant to the DPW Director Thomas for a job well done at the 150th anniversary celebration.

The Call to the Public closed at 7:47 p.m.

CITY CUSTOMER INFORMATION AND BOARD UPDATES

Chief Bradford mentioned that they had five new applications for reserve officers and that one of their recent hires was now on duty.

DPW Director Goch mentioned he was working on a contract for sidewalk work which should continue into the Fall.

Manager Geinzer mentioned that he had received calls complementing the improvement of the infrastructure and sidewalks within Brighton.

Mayor Pro-Tem Pipoly responded to some of the Call of the Public statements concerning the Mill Pond plan and said that the City was taking the input from residents and businesses into account. He read a letter thanking everyone involved in the Brighton 150th anniversary including City staff, sponsors, the committee, and volunteers. Mayor Muzzin thanked Mayor Pro-Tem Pipoly for his involvement.

Councilmember Tobbe mentioned how wonderful the 150th celebration was and gave kudos to staff and volunteers.

Councilmember Gardner mentioned that she had attended a meeting at Livingston County. The County is planning a new 911 facility and also has a newsletter available on their website. She also mentioned that she wanted citizens to let the sponsors know that they enjoyed the 150th Anniversary event.

Councilmember Pettengill met with the ZBA and granted a variance to a home on Lincoln Drive. She also thanked everyone for the 150th Anniversary celebration and made a point of mentioning Management Assistant Lienhardt and Assistant to the DPW Director Patty Thomas.

Councilmember Emaus thanked everyone for the 150th Anniversary. He mentioned that the Livingston County Transportation Coalition met and discussed health care transportation for both patients and employees. The Coalition will be meeting again on September 12 at 3 p.m. at the Howell CMH building. The Veterans Memorial Committee met and continues to sell pavers. The Brighton Historical Society is partnering with the Vet's Memorial Committee to replace medallions in the Brighton Historic cemetery.

Mayor Muzzin also discussed the 150th Anniversary and thanked everyone involved. He also complimented the City Manager and staff on the new paint at City Hall. He mentioned the DDA meeting and the Mill Pond plan. The board passed the revisions and sent the plans to Planning Commission. The DDA awarded a bid for the N. 2nd Street property to Power Play development.

RENEWAL OF COMCAST UNIFORM FRANCHISE AGREEMENT

Manager Geinzer spoke about the renewal of the contract. Since the last renewal the state has made the contract standardized with only two options which are: the franchise fee 5 % in the past and suggested it remains the same and PEG fees maintain the same .19 percent of fees or \$50,000 over 10 years. The agreement had been amended to include a guarantee of a minimum of \$5,000 a year.

It was moved by Councilmember Emaus and seconded by Gardner to approve the renewal of the Comcast Uniform Franchise Agreement.

Motion passed 6-0-1

LIQUOR LICENSE FOR NPZ ON MAIN, LLC DBA ROADIES AT 205 W. MAIN ST.

Manager Geinzer answered questions about why the liquor license was up for approval before the project was approved. Nicholas Sander a representative of NPZ spoke about his business history and why he wanted the license. He stated that he needed it to continue the project. The concern was that the liquor license would go with the property if sold and it was determined that it would not.

Mayor Pro-Tem Pipoly moved and Tobbe seconded Resolutions 23 & 24 approving the liquor license for NPZ on Main, LLC.

Roll Call vote: (Yes):Muzzin, Pipoly, Gardner, Tobbe, Pettengill (No): none (Abstain): Emaus (Absent): Bohn

Motion passed: 5-0-1-1 Councilmember Emaus abstained due to the owners being clients.

RENEWAL OF CONTRACT WITH THE ECONOMIC DEVELOPMENT COUNCIL

Richard Perlberg and Marcia Gebarowski of SPARK discussed the benefits of being a member. The EDC provides a menu of services including, but not limited to, focused marketing materials, assistance with development incentives, business retention activities, and business recruitment.

Councilmember Emaus although supported the EDC noted that an addendum to the agreement had not been

distributed. He also asked about adding an early out clause.

It was moved by Councilmember Emaus and seconded by Pipoly to table the agreement with the Economic Development Council of Livingston County until more information is provided.

Motion passed 6-0-1

REVISION OF POVERTY EXEMPTION POLICY

Assessor Barton discussed the revision of Michigan law concerning poverty exemptions. MCL 211.7u requires that local units annually adopt a policy, including an asset test, used to approve or deny poverty. The new guidelines outline in detail items to be included on the income and asset tests, and provide a concrete policy for the Board of Review to follow when making decisions on poverty exemption applications.

It was moved by Councilmember Tobbe and seconded by Pipoly to approve Resolution 17-25 revising the poverty exemption policy guidelines.

Roll Call vote: (Yes): Muzzin, Pipoly, Gardner, Emaus, Pettengill, Tobbe (No): none (Absent): Bohn

Motion passed 6-0-1

CALL TO THE PUBLIC

Mayor Muzzin opened the Call to the Public at 8:37 p.m. Hearing and seeing none the Mayor closed the Call to the Public at 8:37 p.m.

ADJOURNMENT

It was moved by Councilmember Gardner and seconded by Emaus to adjourn the meeting at 8:37 p.m.

Motion passed 6-0-1

Pamela Stewart, City Clerk

James Muzzin, Mayor