



# Brighton City Council Meeting

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## MINUTES OF THE REGULAR MEETING OF THE BRIGHTON CITY COUNCIL HELD ON OCTOBER 21, 2021

### 1. Call to Order

Mayor Pipoly called the meeting to order at 7:30 p.m.

### 2. Pledge of Allegiance

### 3. Roll Call

Present were Mayor Pipoly, Mayor Pro Tem Gardner, Councilmembers: Bohn, Emaus, Pettengill, and Tobbe. Councilmember Muzzin was absent.

Staff Present: City Manager Nate Geinzer, City Clerk Tara Brown, Community Development Manager Mike Caruso, DPS Director Marcel Goch, Assistant to the City Manager Henry Outlaw, Human Resources Manager Michelle Miller, Attorney Sarah Gabis, Attorney Greg Shultz, Chief Rob Bradford, and Sergeant Brent Pirochta. There were ten persons in the audience.

**Motion** by Councilmember Emaus, seconded by Mayor Pro Tem Gardner to excuse Councilmember Muzzin for personal reasons. **The motion carried without objection.**

### 4. Consider Approval of the Agenda

**Motion** by Councilmember Tobbe, seconded by Councilmember Emaus to approve the agenda moving item g from the consent agenda to new business as item 11a. **The motion carried without objection.**

### 5. Consider Approval of Consent Agenda Items

**Motion** by Mayor Pro Tem Gardner, seconded by Councilmember Pettengill to approve the agenda as amended. **The motion carried without objection by roll call vote.**

#### Consent Agenda Items

- a. **Approval of Minutes: Special Retreat Meeting of October 2, 2021**
- b. **Approval of Minutes: Study Session of October 7, 2021**
- c. **Approval of Minutes: Closed Session of October 7, 2021**
- d. **Approval of Minutes: Regular Session of October 7, 2021**
- e. **Approval of Sidecar Slider Bar Redevelopment Liquor License, Resolution #2021-22 and Resolution #2021-23**
- f. **Consider Approval of Budget Amendment to Transfer Funds Back to the General Fund for Sidewalk Improvements Not Completed in 2020-2021**
- ~~g. **Appointments to Various Boards and Commissions (moved to New Business)**~~
- h. **Acceptance of the Pension and OPEB Reporting Under Public Act 202 of 2017**
- i. **Approval of a Budget Amendment for the 2021/2022 Police Millage Fund in the Amount of \$5,121 from Fund Balance to Cover the Cost of Replacing a Furnace at the Police Department that was Approved by Council During the Last Fiscal Year**
- j. **Cancellation of Scheduled November 4, 2021 City Council Meeting**

#### Correspondence

### 6. Call to the Public

Mayor Pipoly opened the Call to the Public at 7:38 p.m. Hearing and seeing no comment, the Call to the Public was closed.

### 7. Staff Updates

Director Goch provided an update on the Northwest Neighborhoods construction project, noting sanitary and storm water should be completed during the end of October. Rickett Road water and storm water has been completed; pavement will be laid during the first week of November. The Nelson Street booster station is projected to be completed early next year.

Assistant Outlaw stated the signage for social district boundaries are out, red arrows indicate the patron is leaving the social district while green arrows indicate the patron is entering the district.

Chief Bradford stated Saturday, October 23, 2021 is drug take back day from 10:00 a.m. to 2:00 p.m. However, the red barrel located next to the front doors at the Police Department is always available.

Clerk Brown noted the November 2, 2021 election is quickly approaching, all voters who have an absentee ballot should return them before 8:00 p.m. on election night. It is advised to forego mailing the ballots but to drop them off at City Hall in one of the three drop boxes or hand deliver. Those who wish to vote in person can find polling location information on the City website or by contacting the City Clerk. Also, the City Clerk is holding special Saturday hours on October 30, 2021 from 8:00 a.m. to 4:00 p.m., to register residents or issue and receive absentee ballots.

#### **8. Updates from Councilmember Liaisons to Various Boards and Commissions**

Mayor Pro Tem Gardner noted the Brighton Arts & Culture Commission met on October 12, 2021 to consider the therapy dog memorial statue donation.

Councilmember Bohn noted the Planning Commission met on October 18, 2021 to discuss a site plan extension for DTN.

Councilmember Pettengill was happy to report a new addition to the Imagination Station is the Quinn Johnson climbing wall. The climbing wall took two days to install with the help from twenty children. The climbing wall is quite large, standing over 12 feet tall.

Councilmember Emaus stated the Brighton Veterans Memorial Committee met earlier in October for ongoing Veterans Day Parade planning. The parade will be on Saturday, November 6, 2021 starting at 11:00 a.m. Local Veterans as well as three City staff Veterans and two Brighton Area Fire Authority Veterans will be honored at the ceremony at the AMP.

Mayor Pipoly noted the Downtown Development Authority met on October 19, 2021 and approved digital promotional services from TwoSix Digital and approved holiday lighting services from Michigan Master Landscape.

Councilmember Muzzin noted the Brighton Area Fire Authority met on October 14, 2021 and discussed Station 33 construction update and lease agreements.

Mayor Pipoly attended a Lions Club meeting where 30-35 members met with a 37-year-old woman named Jamie Barron who is legally blind. The Lions Club paid for Ms. Barron's special telescopic biopic lens for her glasses.

#### **9. Receive Annual Audit Report and Presentation**

Tim St. Andrew and Tyler Luce, from Plante Moran presented the findings from the 2020-2021 audit for the City of Brighton. The City, again, received an unmodified opinion which is a clean opinion.

#### **Public Hearing**

#### **10. Conduct a Public Hearing and Consider Adoption of Proposed Ordinance Number 598: Code of Ethics Amendments to Chapter 43 of the City of Brighton Code of Ordinances, Resolution #2021-24**

Mayor Pipoly opened the public hearing at 8:21 p.m. Hearing and seeing no comment, the public hearing was closed.

**Motion** by Councilmember Emaus, seconded by Mayor Pro Tem Gardner to adopt ordinance number 598: Code of Ethics Amendments to Chapter 43 of the City of Brighton Code of Ordinances, Resolution #2021-24. **The motion carried without objection by roll call vote.**

#### **New Business**

**11. Consider Approval of Site Plan 21-16, Scooters Coffee Drive Thru, 910 W. Grand River**

**Motion** by Mayor Pro Tem Gardner, seconded by Councilmember Emaus to approve of site plan 21-16, Scooters Coffee Drive Thru, 910 W. Grand River. **The motion carried without objection.**

**11a. Appointments to Various Boards and Commissions**

Councilmember Bohn questioned why Councilmember Muzzin should be appointed rather than a continuing Councilmember. Mayor Pipoly relayed that Council may appoint those who are not on City Council.

**Motion** by Councilmember Tobbe, seconded by Councilmember Emaus to reappoint Shawn Pipoly and Jim Muzzin to the Brighton Area Fire Authority as recommended by Mayor Pipoly. **The motion carried with Councilmember Bohn voting no.**

**12. Consider Approval of Resolution #2021-26 to Accept the Caesar Memorial Statue Donation from Brighton Area Schools**

**Motion** by Mayor Pro Tem Gardner, seconded by Councilmember Pettengill to approve of resolution #2021-26 to accept the Caesar Memorial Statue Donation from Brighton Area Schools. **The motion carried without objection by roll call vote.**

**13. Consider Adoption of Resolution #2021-25 to Adopt City of Brighton Public Meeting Procedures**

**Motion** by Councilmember Emaus, seconded by Councilmember Pettengill to adopt resolution #2021-25 to adopt City of Brighton Public Meeting Procedures. **The motion carried without objection by roll call vote.**

**14. Consider Award of Bid for Backwash Basin Rehabilitation to Myers Excavating in an Amount Not to Exceed \$34,000, with a Budget Transfer of \$44,000 from the Utilities Fund Fund Balance to the Utilities CIP Fund for a Total Project Cost Not to Exceed \$114,000.**

**Motion** by Councilmember Emaus, seconded by Councilmember Tobbe to award the bid for backwash basin rehabilitation to Myers Excavating in an amount not to exceed \$34,000, with a budget transfer of \$44,000 from the Utilities Fund fund balance to the Utilities CIP Fund for a total project cost not to exceed \$114,000. **The Motion carried without objection.**

**15. Consider Approval of City Manager's 2021/22 Budget Amendment Recommendations**

**Motion** Councilmember Emaus, seconded by Councilmember Bohn to approve of a budget amendment transferring an additional \$750,000 from the City's General Fund fund balance to increase the Fiscal Year 2021/2022 General Fund contribution to the MERS Pension plan to \$1,250,000. **The motion carried without objection.**

**Motion** by Mayor Pro Tem Gardner, seconded by Councilmember Emaus to approve of necessary budget amendment to facilitate the implementation of a one-time performance pay to all regular full and part time employees, with the exception of the City Manager, in the approximate amount of \$60,000 as outlined. **The motion carried by roll call vote with Councilmember Bohn voting no.**

**Motion** by Councilmember Tobbe, seconded by Councilmember Emaus to approve the transfer \$18,250 from the City's General Fund Balance to the Police Department Budget for the purpose of adding a new Police Officer Position creating a temporary staffing overlap in perpetration of an anticipated retirement. **The motion carried without objection.**

**Other Business**

**16. Call to the Public**

Mayor Pipoly opened the Call to the Public at 10:05 p.m.

Susan Bakhaus noted various concerns she has with the City.

Mayor Pipoly closed the Call to the Public at 10:06 p.m.

**17. Consider Entering Closed Session to Receive Written Attorney-Client Privileged Communications Pursuant to MCL 15.268(h)**

**Motion** by Councilmember Emaus, seconded by Councilmember Tobbe to enter into closed session to receive written attorney-client privileged communications pursuant to MCL 15.268(h) at 10:09 p.m. **The motion carried without objection by roll call vote.**

**Motion** by Councilmember Emaus, seconded by Councilmember Pettengill to resume the regular meeting at 10:32 p.m. **The motion carried without objection.**

**18. Consider Approval of City Manager Compensation Task Force Recommendations**

**Motion** by Mayor Pro Tem Gardner, seconded by Councilmember Pettengill to approve of City Manager Compensation Task Force recommendations and to execute the contract between the City Manager and the City of Brighton. **The motion carried without objection.**

**19. Adjournment**

**Motion** by Councilmember Tobbe, seconded by Councilmember Emaus to adjourn the meeting at 10:43 p.m. **The motion carried without objection.**

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Tara Brown, City Clerk

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Shawn Pipoly, Mayor