



Brighton City Council Meeting

City Hall Council Chambers • 200 N First St. • Brighton, Michigan 48116
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MINUTES OF THE REGULAR MEETING OF THE BRIGHTON CITY COUNCIL HELD ON APRIL 18, 2019

1. Call to Order

Mayor Muzzin called the Regular Meeting to order at 7:30 p.m.

2. Pledge of Allegiance

3. Roll Call

Present were Mayor Muzzin, Councilmembers: Bohn, Emaus, Gardner, Pettengill, Pipoly, and Tobbe. Staff: City Manager Nate Geinzer, City Clerk Tara Brown, Finance Director Gretchen Gomolka, Community Development Manager Mike Caruso, DPW Director Marcel Goch, Assistant to the DPW Director Patty Thomas, Human Resources Manager Michelle Miller, Chief Rob Bradford, and Attorney Paul Burns. There were five persons in the audience.

4. Consider Approval of the Agenda

Motion by Councilmember Gardner, seconded by Councilmember Pettengill to approve the agenda as amended, moving item 7 to new business. **The motion carried without objection.**

Consent Agenda Items

Motion by Councilmember Emaus, seconded by Councilmember Pettengill to approve the consent agenda as amended. **The motion carried without objection.**

5. Approval of Minutes: Study Session Meeting of April 4, 2019

6. Approval of Minutes: Regular Meeting of April 4, 2019

~~7. Approval of the Swinginfusion, Inc. Civic Event Application~~

8. Approval to Award Bid to Oscar Larson in the Amount of \$16,649.08 for Underground Storage Tank Monitoring System

9. Consider Approval to Purchase Digital Storage Software and Associated Hardware in the Amount of \$12,185.00

Correspondence

10. Call to the Public

Mayor Muzzin opened the Call to Public at 7:32 p.m.

Susan Bakhaus spoke about the upcoming May 2019 election, utility fees, and garbage fees.

Mayor Muzzin closed the Call to Public at 7:37 p.m.

Director Gomolka clarified several points that were spoke about at the call to public. Councilmember Tobbe asked how many users are on our system. Mr. Tobbe then asked for the estimated value of the sewer and water systems to which Director Goch stated \$200 million+.

Mayor Pro Tem Pipoly noted that his parents, in Brighton Township, pay fifty percent higher than City of Brighton residents for their refuse collection and must negotiate their rates each year. Brighton Township does not have a municipal wide agreement for refuse collection.

11. Staff Updates

Director Goch stated that Second Street construction has started back up again south of Walnut. The contractor will begin with some light patchwork. Crack sealing will begin during the last week of April, an updated list of streets will be provided on social media and the city website. Spray patch will start mid-May on Grand River, Main Street, and Woodlake. He also noted that Single Barrel Social started work on their connection near Grand River. The water plant media will be replaced on April 23 and 24, 2019.

Clerk Brown thanked city staff, Councilmembers, business owners, and residents for all their work on the Third Annual Millpond Cleanup. The cleanup centered around removing trash that accumulated over the winter.

12. Updates from Councilmember Liaisons to Various Boards and Commissions

Mayor Pro Tem Pipoly updated that the DDA met on April 16, 2019 and discussed three topics. The placement of the 150th bench from the committee, community bathroom by the Imagination Station, and civic events cost sharing.

Councilmember Bohn said that the Planning Commission met on April 15, 2019 to conduct a public hearing on a PUD rezoning for Brighton Square, approved a site plan extension for Town Place Suites for one year, and approved of a site plan and rezoning conditional on the approval of Brighton Square PUD agreement.

Councilmember Pettengill stated that the Imagination Station Kickoff is April 27, 2019 starting at 9:00 a.m. and should be finished by 11:00 a.m. Plenty of supplies will be on hand, this event is suitable for all ages and skillsets. Ms. Pettengill asked for more clarification about the DDA intentions for the community bathroom and if a budget was discussed. Mayor Muzzin stated that the DDA had supported up to \$10,000.00. Ms. Pettengill asked if the DDA was in favor of civic event reimbursement. Mayor Muzzin and Mayor Pro Tem Pipoly stated that there was discussion about the agenda item and noted the DDA's current funding support.

Councilmember Emaus stated that the Brighton Veteran Memorial Committee met on April 17, 2019 to continue planning for Memorial Day and talks of potentially utilizing The AMP for the celebration. The committee also discussed a War Dogs memorial as well as promoting Rosie the Riveter by working with the Brighton Garden Club to plant rose bushes in June or July.

Mayor Muzzin stated that the Brighton Area Fire Authority met on April 11, 2019 to discuss the operating budget. Mayor Muzzin also announced that Captain Curt Ruf has accepted a new job as Putnam Township Fire Chief.

Public Hearing

13. Conduct a Public Hearing and Consider Adoption of Ordinance #584 for Transitional Parking, Yard Setbacks, and Special Land Use

Community Development Manager Caruso introduced the agenda items noting that these ordinances have been discussed at a previous study session and is available for any of staffs questions or concerns.

Mayor Muzzin opened the Public Hearing at 8:01 p.m. After hearing and seeing no public comment, Mayor Muzzin closed the Public Hearing at 8:01 p.m.

Councilmember Bohn asked for clarification on transitional parking. Mr. Caruso stated that the ordinance solidifies what the City is already doing. Councilmember Tobbe asked about the reasoning behind the yard setbacks. Mr. Caruso noted that the ordinance is an effort to allow enough room for a mower to fit between property lines and a secondary structure under 200 square feet such as a shed. Previously the setbacks from the side were two feet but nothing in the ordinance about rear setbacks. Councilmember Pettengill asked why the Planning Commission settled on five feet rather than three feet. Mr. Caruso stated that several distances were discussed but ultimately the commission decided on five feet to allow enough room for a mower to pass through.

Motion by Councilmember Bohn, seconded by Councilmember Emaus to adopt Ordinance #584 for Transitional Parking, Yard Setbacks, and Special Land Use. **The motion carried without objection by roll call vote.**

New Business

7. Approval of the Swinginfusion, Inc. Civic Event Application

Councilmember Emaus asked for clarification on the time, Ms. Thomas will correct the typographic error for the start time of the event to be 7:00 p.m.

Motion by Councilmember Emaus, seconded by Councilmember Gardner to approve Swinginfusion, Inc. Civic event application. **The motion carried without objection.**

14. Conduct First Reading and Set Public Hearing of Proposed Ordinance #585: Amendment to Chapter 54 Article Viii Division 2 Smoking

Chief Bradford introduced the agenda item, noting that the proposed ordinance was discussed at a previous study session. Councilmember Bohn asked how the department envisions enforcement. Chief Bradford stated that Officer Parks is school officer and would start with diversion when warranted. Councilmember Tobbe asked if Brighton Area Schools was consulted for the drafting of the ordinance, Chief confirmed that the schools were consulted and no negative feedback was given.

Motion by Councilmember Tobbe, seconded by Councilmember Gardner to set a public hearing for proposed Ordinance #585: Amendment to Chapter 54 Article Viii Division 2 Smoking for May 16, 2019. **The motion carried without objection.**

15. Conduct First Reading and Set Public Hearing of Proposed Ordinance #586: Collection Containers

Mr. Caruso introduced this proposed ordinance noting that of the many collection bins that were in the city, only seven remain. Ordinance #586 will require collection containers to be registered with the state, be a nonprofit company, and conform to the regulation set forth within the ordinance to allowed within the city.

Motion by Councilmember Gardner, seconded by Councilmember Pettengill to set a public hearing for proposed Ordinance #586: Collection Containers for May 16, 2019. **The motion carried without objection.**

16. Conduct First Reading and Set Public Hearing of Proposed Ordinance #587: Noise

Motion by Councilmember Emaus, seconded by Councilmember Pettengill to set a public hearing for proposed Ordinance #587: Noise for May 16, 2019. **The motion carried without objection.**

17. Conduct First Reading and Set Public Hearing of Proposed Ordinance #588: Vacant Structures

Mr. Caruso introduced the new proposed ordinance to address vacant structures.

Motion by Mayor Pro Tem Pipoly, seconded by Councilmember Pettengill to set a public hearing for proposed Ordinance #588: Vacant Structures for May 16, 2019. **The motion carried without objection.**

18. Consider Staff Direction Regarding the Budgeting of Possible Revenues Resulting from the May 7th Headlee Override Ballot Proposal to Local (Neighborhood) Streets for Fiscal Year 2019/2020 to be Considered at the May 16th City Council Meeting

Manager Geinzer started the discussion outlining the extensive work that is required for the City's streets outlining specific projects for the 2020 and 2021 construction seasons. He noted that the areas were chosen specifically because of the condition of the roads and planning.

Councilmember Bohn stated that based on the scope and location of the projects proposed debunks the myth that the city is not trying to direct money into local streets. Manager Geinzer agreed. Further Mr. Geinzer stated that this staff recommended local streets plan will position Council to be able to act on a streets construction plan at the May 16, 2019 meeting should the ballot proposal be successful.

Motion by Mayor Pro Tem Pipoly, seconded by Councilmember Pettengill to Approve Staff Direction for the 20/21 Road Construction Season for Local (Neighborhood) Streets and Associated Budget Amendments for Fiscal Year 2019/2020 to be Considered at the May 16th City Council Meeting. **The motion carried without objection.**

Other Business

19. Call to the Public

Mayor Muzzin opened the Call to Public at 8:30 p.m.

Megan Palmer thanked Council Members and Chief Bradford for considering the Vaping Ordinance.

Mayor Muzzin closed the Call to Public at 8:31 p.m.

20. Closed Session for Strategy Session Connected with the Negotiation of a Collective Bargaining Agreement Pursuant to MCL 15.268 (c)

Motion by Mayor Pro Tem Pipoly, seconded by Councilmember Pettengill to go closed session. **The motion carried without objection by roll call vote.**

21. Consider Possible Action Resulting from Closed Session

Motion by Councilmember Emaus, seconded by Mayor Pro Tem Pipoly to direct the bargaining team to proceed in negotiations under the framework and guidance provided by Council in closed session. **The motion carried without objection.**

22. Adjournment

Motion by Councilmember Gardner, seconded by Councilmember Tobbe to adjourn the meeting at 9:47 p.m. **The motion carried without objection.**

Tara Brown, City Clerk

James Muzzin, Mayor