



Brighton City Council Meeting

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This meeting was conducted electronically.

MINUTES OF THE REGULAR MEETING OF THE BRIGHTON CITY COUNCIL HELD ON JUNE 18, 2020

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, Councilmembers: Bohn, Emaus, Muzzin, Pettengill, and Tobbe. Mayor Pro Tem Gardner was absent. City Manager Nate Geinzer, City Clerk Tara Brown, Community Development Manager Mike Caruso, DPS Director Marcel Goch, Finance Director Gretchen Gomolka, Management Assistant Henry Outlaw, Engineer Gary Markstrom, Attorney Paul Burns, and Attorney Jeff Alber. There were five persons in the audience.

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

4. Consider Approval of the Agenda

Motion by Councilmember Bohn, seconded by Councilmember Muzzin to approve the agenda as amended removing item g, and moving items b, c, and e to New Business. **The motion carried without objection by roll call vote.**

5. Consider Approval of Consent Agenda Items

Motion by Councilmember Tobbe, seconded by Councilmember Pettengill to approve the Consent agenda as amended. **The motion carried without objection by roll call vote.**

Consent Agenda Items

- a. Approval of Minutes: Regular Meeting of June 4, 2020
- ~~b. Approval of Freedom of Information Act (FOIA) Updates to Procedures and Guidelines & Written Public Statement, Rescinding and Replacing All Previously Adopted (moved to New Business)~~
- ~~c. Approval to Replace the City Hall, the Police Department and the DPW Building Network Switch Equipment in the Amount of \$14,585.50 (moved to New Business)~~
- d. Approval of Amendment to Resolution 20-12
- ~~e. Approval of Redevelopment Liquor License Canopy Lounge, Resolution #20-14 and #20-15 (moved to New Business)~~
- f. Approval of Alive Family Church's Sunday Nights of Hope Civic Event Application
- ~~g. Approval of Amendment to Wine Art and Music Civic Event Application~~
- h. Approval of Agreement for Cross Connection Control Services to Hydrocorp Inc. in the Amount of \$15,996 per Year

Correspondence

6. Call to the Public

Mayor Pipoly opened the Call to the Public at 7:37 p.m. Hearing and seeing no comment, Mayor Pipoly closed the Call to the Public.

7. Staff Updates

Director Goch reported the City sidewalk contractor has completed the sidewalk project concrete pouring for the season, but will on site to backfill soil into the voids that were made during the project. Alpine Fairway, and Third Project is moving along well and has moved onto phase two paving with leveling and final course. Phase three will begin on June 19, 2020.

Clerk Brown noted the Secretary of State's office has mailed absent voter ballot applications for the August 4, 2020 and November 3, 2020 elections to all registered voters not on the permanent absentee list. The completed applications can be returned by mail, dropped off at City Hall, or scanned and emailed to the email address listed on the application. Councilmember Emaus asked if voters choose to vote in person will precincts will be open as usual on election day. Clerk Brown stated if voters prefer to vote in person on election day, disregard the application and plan to attend the regular polling precinct on election day.

Manager Geinzer stated City Hall is open to the public for normal business purposes. Guidelines by the CDC have been implemented in City Hall to protect customers and employees and it is asked that customers practice social distancing and wear a facemask while in City Hall. Miles Buckley and a group of Boy Scouts have designed and planted many native plant species along the City Hall building near the Tridge as part of Mr. Buckley's project to become an Eagle Scout. Mr. Geinzer remarked what a pleasant experience working with Mr. Buckley, the Boy Scouts, and the Buckley family has been.

8. Updates from Councilmember Liaisons to Various Boards and Commissions

Councilmember Bohn reported the Planning Commission met on June 15, 2020 with three items on the agenda. Exterior color schemes and building materials were reviewed for the Uptown Vista development. DTN relayed plans to have shovels in the ground this fall for their project on 2nd Street. And a PUD contract for the Bluffs at Spring Hill was recommended to City Council for approval. And finally the Planning Commission discussed zoning ordinance for transit stops along with temporary land use permits.

Councilmember Pettengill reported the biennial sealing of the Imagination Station was completed by DPW along with Ms. Pettengill, on June 8, 2020 and reopened for play on June 10, 2020.

Councilmember Muzzin stated the Brighton Area Fire Authority met on June 11, 2020 and approved necessary budgets for fiscal year ending June 30, 2021. Also amended the operating budget and capital budget for the current fiscal year ending June 30, 2020.

Mayor Pipoly reported the DDA met on June 16, 2020 and the primary focus was a reorganization plan and to streamline the DDA for overall effectiveness for the City and the business within the DDA. Mayor Pipoly stated the City budget reality task force has been reengaged based on recommendations by Manager Geinzer. For continuity, Mayor Pipoly would like Councilmembers Bohn, Muzzin, and Emaus to continue as task force members.

Councilmember Pettengill added the ZBA met on June 11, 2020 to discuss a secondary ground sign at Chemical Bank. The board met in person at City Hall, all attendees were six feet away and the meeting went very well.

New Business

b. Approval of Freedom of Information Act (FOIA) Updates to Procedures and Guidelines & Written Public Statement, Rescinding and Replacing All Previously Adopted

Councilmember Tobbe asked for clarification and necessity of the update to the FOIA policy.

Clerk Brown noted a mass FOIA request sent out to municipalities requesting copies of all 2016 Presidential ballot and absent ballot documents by a sender named Emily prompted legislators to quickly revise the existing FOIA laws. This request by Emily failed to list a complete mailing address, phone number, and other important information therefore presenting a large problem for clerks. The timing of this FOIA request, unresponsive requestor, and lack of communication precipitated this update. The current FOIA procedures and guidelines and written public statement

were last revised in 2015. The new documents have been revised to include the newest updates and have been streamlined to mirror the Michigan State Police policies.

Councilmember Tobbe asked if City Attorneys have reviewed the proposed revisions. Clerk Brown noted both Mr. Alber and Mr. Burns have reviewed the recommended changes.

Motion by Councilmember Bohn, seconded by Councilmember Muzzin to approve the Freedom of Information Act updates to procedures and guidelines and written public statement, rescinding and replacing all previously adopted. **The motion carried without objection by roll call vote.**

c. Approval to Replace the City Hall, the Police Department and the DPW Building Network Switch Equipment in the Amount of \$14,585.50

Councilmember Tobbe noted that he had asked for the Consent Agenda item to be moved to New Business due to his current role and will abstain.

Motion by Councilmember Bohn, seconded by Councilmember Pettengill to approve the replacement of the City Hall, the Police Department, and the DPW building network switch equipment in the amount of \$14,585.50. **The motion carried by roll call vote with Councilmember Tobbe abstaining.**

e. Approval of Redevelopment Liquor License Canopy Lounge, Resolution #20-14 and #20-15

Councilmember Emaus asked for the Consent Agenda items to be moved to New Business due to conflict and will abstain.

Motion by Councilmember Muzzin, seconded by Councilmember Tobbe to approve of the redevelopment liquor license for Canopy Lounge by resolution #20-14 and #20-15. **The motion carried by roll call vote with Councilmember Emaus abstaining.**

9. Consider Approval of Bluffs at Springhill PUD Agreement

Mr. Caruso briefly described the agreement and the PUD process as it pertains to the Springhill development. He also noted Mr. Nowles from the development team is present should City Council have questions.

Motion by Councilmember Emaus, seconded by Councilmember Muzzin to approve of Bluffs at Springhill PUD agreement. **The motion carried without objection by roll call vote.**

10. Consider Approval of Change Authorization from Tetra Tech Engineering Services for Remaining Construction Phase Engineering on the North Rickett Rod Utility and Street Project for an Additional \$31,200

Director Goch introduced the agenda item giving a brief synopsis of the remaining construction phase engineering.

Manger Geinzer reminded all that the project was not a typical road project, but was a necessary utility project to prevent sink holes. This project started late and weather issues delayed the project, pushing the project to the next construction year.

Councilmember Bohn asked if the overage would not have been realized if the project was completed during the same construction years as started. Mr. Goch stated yes but due to weather the project was delayed.

Mayor Pipoly noted the project did come in almost \$120,000 under original estimate and even with this engineering fee the total cost will still be under by \$90,000.

Motion by Councilmember Tobbe, seconded by Councilmember Pettengill to approve of change authorization from Tetra Tech Engineering services for remaining construction phase engineering on the North Rickett Road Utility and Street Project for an additional \$31,200. **The motion carried without objection by roll call vote.**

11. Consider Approval of Final Budget Amendments for Fiscal Year Ending June 30, 2020, Resolution #20-13

Director Gomolka introduced the agenda item and explained in detail the intricacies of the final budget amendments

Motion by Councilmember Muzzin, seconded by Councilmember Emaus to approve of final budget amendments for fiscal year ending June 30, 2020, resolution #20-13. **The motion carried without objection by roll call vote.**

Other Business

12. Call to the Public

Mayor Pipoly opened the Call to the Public at 8:06 p.m.

Susan Bakhaus remarked that she was having technical issues with her connection and stated the BACC met to have two art pieces painted.

Mayor Pipoly closed the Call to the Public at 8:08 p.m.

Councilmember Pettengill thanked Manager Geinzer and staff for their support on the Eagle Scout project with the Buckley family.

Councilmember Muzzin also remarked how different the surrounding City Hall and Millpond looks from work by Miles Buckley, Boy Scouts, and the Buckley family. Mr. Muzzin also remarked that having remote meetings are difficult and technical difficulties are to be expected but the Executive Order does cover these issues.

Councilmember Tobbe asked about the rumored gas line repair along Brighton Lake Road. Director Goch noted that he is aware of plans for Consumers Energy to repair leaks along Brighton Lake Road.

13. Adjournment

Motion by Councilmember Tobbe, seconded by Councilmember Pettengill to adjourn the meeting at 8:12 p.m. **The motion carried without objection by roll call vote.**

Tara Brown, City Clerk

Shawn Pipoly, Mayor