



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 SEPTEMBER 3, 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 and Mayor Pro Tem Gardner, Councilmembers: Bohn, Emaus, Muzzin, and Tobbe. Councilmember Pettengill was absent. City Manager Nate Geinzer, City Clerk Tara Brown, Community Development Manager Mike Caruso, Human Resources Manager Michelle Miller, Finance Director Gretchen Gomolka, DPS Director Marcel Goch, Management Assistant Henry Outlaw, Superintendent Daren Collins, Deputy DPS Director Corey Brooks, Police Chief Rob Bradford, and Attorney Paul Burns. There were three persons in the audience.

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

4. Consider Approval of the Agenda

Motion by Councilmember Emaus, seconded by Councilmember Bohn to approve the agenda as presented. **The motion carried without objection by roll call vote.**

5. Consider Approval of Consent Agenda Items

Motion by Mayor Pre Tem Gardner, seconded by Councilmember Emaus to approve the consent agenda as presented. **The motion carried without objection by roll call vote.**

Consent Agenda Items

- a. **Approval of Minutes: Closed Session Meeting of August 20, 2020**
- b. **Approval of Minutes: Study Session Meeting of August 20, 2020**
- c. **Approval of Minutes: Regular Meeting of August 20, 2020**
- d. **Confirmation of Dining Igloos as Permitted Use Through the Sidewalk Café Permit Process**

Correspondence

6. Call to the Public

Mayor Pipoly opened the Call to the Public at 7:34 p.m. Hearing and seeing no comment, Mayor Pipoly closed the Call to the Public at 7:34 p.m.

7. Staff Updates

Director Goch relayed the ATF road projects is closing up and final restorations are being completed. The cross connection/FROG program has begun. The new regulation compliance officer has been in contact with restaurants and businesses throughout the City as the FROG program begun. Hydrant flushing will begin the week of September 16, 2020.

Finance Director Gomolka discussed the State shared revenue received were higher than budgeted by \$110,000.

Councilmember Bohn inquired as to how many customers took advantage of paying their utilities late.

Director Gomolka relayed that only a few took advantage of the late fee forgiveness but will get back to City Council with exact numbers.

Clerk Brown stated absent ballot application may still be turned in. Ballots for the November 3, 2020 election will be sent to those who have requested them on September 24, 2020.

8. Updates from Councilmember Liaisons to Various Boards and Commissions

Mayor Pro Tem noted her delight to see the picnic tables set up around the City becoming so popular and hopes that they become a permanent fixture. Mayor Pro Tem Gardner asked about the ADA accessibility in the dining igloos and the proximity of the igloos along sidewalk areas. She noted passing by some of the dining areas is already tight.

Public Hearing

9. Conduct a Public Hearing and Consider Adoption of Ordinance # 593: Amendment to Chapter 54 "Fireworks"

Chief Bradford introduced the agenda item, noting the amendment is to bring City ordinance in line with State Statute.

Councilmember Tobbe questioned the \$1,000 fine. Councilmember Muzzin stated the ordinance reads, "at discretion of the officer" and deferred to Chief Bradford that the amendment is to put the City ordinance in line with State Statute. Chief Bradford confirmed.

Mayor Pipoly opened the public hearing at 7:46 p.m. Hearing and seeing no comment, Mayor Pipoly closed the public hearing at 7:46 p.m.

Motion by Councilmember Bohn, seconded by Councilmember Muzzin to approve the adoption of Ordinance #593: Amendment to Chapter 54 "Fireworks". **The motion carried by roll call vote, with Councilmember Tobbe voting no.**

New Business

10. Consider Approval of the purchase of 2020 Salt/Dump Truck from D&K Truck Company and Truck & Trailer, Inc. for a price not to exceed \$205,344.00

DPS Director Goch introduced the agenda item relaying the needs for continuing to build a multi-use fleet of City trucks and the ongoing needs for efficiency and versatility of the fleet. Director Goch noted the truck, if approved, would be ordered as soon as possible but a portion would be paid from fiscal year 2021/2022 budget as there is a year lead time in production.

Councilmember Bohn would like to see a fleet list with millage should more vehicle requests come to City Council. He noted it is helpful to view the progress in capital.

Motion by Mayor Pro Tem Gardner, seconded by Councilmember Muzzin to approve the purchase of 2020 salt/dump truck from D&K Truck Company and Truck & Trailer, Inc. for a price not to exceed \$205,344.00. **The motion carried without objection by roll call vote.**

11. Receive City Attorney Update Regarding the Farmers Market and Applicable Executive Orders

Attorney Burns relayed after further Executive Order investigation, various Farmers Market organizations (MDARD and MIFMA) set comprehensive requirements and recommendations for modifications for each phase of opening, which have not been legally challenged. Therefore, through these different organizations working in conjunction with the Governor's office, Mr. Burns feels secure the Farmers Market downtown is in compliance and should be allowed to continue as long as the market complies with health and safety practices mandated by applicable executive orders.

Other Business

12. Call to the Public

Mayor Pipoly opened the Call to the Public at 8:09 p.m. Hearing and seeing no comment, Mayor Pipoly closed the Call to the Public.

13. Adjournment

Motion by Councilmember Muzzin, seconded by Councilmember Emaus to adjourn the meeting at 8:09 p.m. **The motion carried without objection by roll call vote.**

Tara Brown, City Clerk

Shawn Pipoly, Mayor