



Brighton City Council Meeting

Contact Information: City Hall • 200 N First St. • Brighton, Michigan 48116
(810) 227-1911 • www.brightoncity.org • info@brightoncity.org

This meeting will be conducted electronically.
Please visit the City website or the notice posted at City Hall for Zoom Meeting login instructions.

Special Meeting October 22, 2020 – 6:30 p.m.

AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Consider Approval of the Agenda
5. Consider Approval of Consent Agenda Items

Consent Agenda Items

- a. Approval of Minutes: [Study Session Meeting of October 1, 2020](#)
- b. Approval of Minutes: Closed Session Meeting of October 1, 2020
- c. Approval of Minutes: [Regular Meeting of October 1, 2020](#)
- d. [Approval of the Appointment of Shannon Frydl and Susan Gloster to the Board of Review](#)
- e. [Approval of the Transmittal of Pension and OPEB Reporting Under Public Act 2020 of 2017](#)

Correspondence

6. Call to the Public
7. Staff Updates
8. Updates from Councilmember Liaisons to Various Boards and Commissions
9. Receive Annual Audit Report and Presentation

New Business

10. [Conduct a First Reading and Set a Public Hearing for November 19, 2020 for Proposed Ordinance #594, Amendment to Chapter 78, Section 78-80, of the City of Brighton Code of Ordinances](#)

Other Business

11. Call to the Public
12. Consider Entering into Closed Session to Consider the Periodic Personnel Evaluation of the City Manager Pursuant to MCL 15.268(d)
13. Consider Approval of City Manager Compensation Task Force Recommendations
14. Adjournment



City Council Study Session

200 N First St • City Hall Council Chambers • Brighton, Michigan 48116
(810) 227-1911 • www.brightoncity.org

This meeting was conducted electronically.

MINUTES OF THE STUDY SESSION OF THE BRIGHTON CITY COUNCIL HELD ON OCTOBER 1, 2020

Call to Order

Mayor Pipoly called the Study Session to order at 6:30 p.m.

Roll Call

Present were Mayor Pipoly and Mayor Pro Tem Gardner, Councilmembers: Bohn, Emaus, Muzzin, Pettengill, and Tobbe. City Manager Nate Geinzer, City Clerk Tara Brown, Community Development Manager Mike Caruso, Finance Director Gretchen Gomolka, DPS Director Marcel Goch, Management Assistant Henry Outlaw, Code Enforcement Officer Jim O'Connor, Police Chief Rob Bradford, Attorney Paul Burns. There were six persons in the audience.

Call to the Public

Mayor Pipoly opened the Call to the Public at 6:32 p.m. Hearing and seeing no comment, Mayor Pipoly closed the Call to the Public at 6:32 p.m.

Discussion: Sidewalk Snow Removal

Community Development Manager Caruso began discussion by gauging City Council's snow ordinance enforcement level. City Council discussed repeat offenders, elderly, vacationers, snow emergencies, liability, and possible changes to the ordinance language. Community Development Manager Caruso will meet with City Attorney's to discuss the ordinance and report to City Council.

Sign Enforcement

Community Development Manager Caruso relayed he and the Code Enforcement Officer have given businesses throughout the City a bit of leniency during the first half of the year due to COVID-19. However, Code Enforcement will conduct an internal review of the ordinance and return to City Council with suggestions.

CALL TO THE PUBLIC

Mayor Pipoly opened the Call to the Public at 7:16 p.m. Hearing and seeing no comment, Mayor Pipoly closed the Call to the Public at 7:16 p.m.

ADJOURNMENT

Motion by Councilmember Tobbe, seconded by Councilmember Pettengill to adjourn the Study Session at 7:16 p.m. **The motion carried without objection by roll call vote.**

Tara Brown, City Clerk

Shawn Pipoly, Mayor



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 OCTOBER 1, 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, Pettengill and Tobbe. 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, Police Chief Rob Bradford, and Attorney Paul Burns. There were four persons in the audience.

4. Consider Approval of the Agenda

Motion by Mayor Pro Tem Gardner, seconded by Councilmember Bohn to approve the agenda, deleting item 12. **The motion carried without objection by roll call vote.**

5. Consider Approval of Consent Agenda Items

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

Consent Agenda Items

- a. **Approval of Minutes: Study Session Meeting of September 17, 2020**
- b. **Approval of Minutes: Closed Session Meeting of September 17, 2020**
- c. **Approval of Minutes: Regular Meeting of September 17, 2020**

Correspondence

6. Call to the Public

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

Susan Bakhaus spoke about snow removal and liability.

Mayor Pipoly closed the Call to the Public at 7:38 p.m.

7. Staff Updates

Director Goch updated City Council that Titus Welding is starting work on the oxidation ditch.

Director Gomolka happily reported the Lee Road project came in \$5,200 less than what was estimated for the City of Brighton contribution. The Police Department received \$68,500 in federal forfeiture money that will be distributed in the forfeiture fund to be spent on specific items. Director Gomolka was elected President of the Michigan Government Finance Officers Association and conducted her first board meeting to a membership of 700 on October 1, 2020.

Human Resources Manager Miller noted City Hall will be closed on October 2, 2020 from 8:00 a.m. to 12:00 p.m.

and DPS will be closed October 9, 2020 from 8:00 a.m. to 12:00 p.m. for mandatory employee training.

Clerk Brown reported that 42% of City of Brighton registered voters currently have an absentee ballot for the November 3, 2020 General Election. For those who wish to vote by absentee ballot, please email the City Clerk or visit City Hall to get your ballot.

8. Updates from Councilmember Liaisons to Various Boards and Commissions

Mayor Pro Tem Gardner reported Livingston County received a funding of \$702,400 for COVID-19 related health issues which translates into twenty-two term positions that focus on COVID-19 and health related issues starting October 1, 2020 through September 3, 2021 with a possible extension. Also chalk artist David Zinn was commissioned by the BACC to decorate the City with his creations. Mona Shand and her daughter received the most likes on their Facebook post picturing a few of David Zinn's creations. They will receive a signed book by David Zinn.

Mayor Pipoly relayed City staff has received several inquiries about Halloween but notes the City of Brighton does not regulate Halloween but the Michigan Department of Health and Human Services and the Center for Disease Control and Prevention have published best practices and urged all who choose to celebrate Halloween to read and implement the recommendations. A City of Brighton Facebook post will contain links to both the CDC and MDHHS recommendations for resident's review.

New Business

9. Consider Approval of the Purchase of PowerDMS and Associated Budget Amendment

Chief Bradford introduced the agenda item noting his staff is preparing to achieve accreditation and PowerDMS is a step towards that goal. PowerDMS will streamline trainings certifications, accreditation, and policy management.

Motion by Mayor Pro Tem Gardner, seconded by Councilmember Pettengill to approve of the purchase of PowerDMS and associated budget amendments and allow the City Manager and Chief of Police to sign the contract. **The motion carried without objection by roll call vote.**

10. Consider Approval of Notice of Intent Resolution # 20 -17 to Issue Capital Improvement Bonds

Manager Geinzer introduced the agenda item citing previous informational meetings however Bond Counsel, Director Gomolka, and himself are available to answer questions from Council.

City Council discussed the clear infrastructure and streets necessity of the bond and then discussed the term of the bond with a majority in favor of extending the term from ten years to up to twenty years. Councilmember Tobbe is not in favor of the bond because of the high dollar amount.

Manager Geinzer clarified the term and dollar amount are a framework to work within, if the motion passes there will be further discussion and approvals necessary.

Motion by Councilmember Bohn, seconded by Councilmember Muzzin to approve of the notice of intent Resolution #20-17 to issue capital improvements for up to \$18 million dollars and a term of up to twenty years.

The motion carried by roll call vote with Councilmember Tobbe voting no.

11. Consider Approval of an Advance of Funds to the Brownfield Redevelopment Authority in the Amount of up to \$15,000 for the Purpose Conducting Brownfield Plan Development Activities

Councilmember Pettengill asks that updates from the Brownfield Redevelopment Authority are given during Updates from Councilmember Liaisons to Various Boards and Commissions at Council Meetings.

Motion by Councilmember Bohn, seconded by Mayor Pro Tem Gardner to approve of an advance of funds to the Brownfield Redevelopment Authority in the amount of up to \$15,000 for the purpose of conducting Brownfield Plan Development activities. **The motion carried without objection by roll call vote.**

~~12. Consider Approval of City Manager Compensation Task Force Recommendations~~

Other Business

13. Call to the Public

Mayor Pipoly opened the Call to the Public at 8:10 p.m.

Susan Bakhaus spoke about past fire department training.

Mayor Pipoly closed the Call to the Public at 8:12 p.m.

14. Consider Entering into Closed Session to Discuss the Purchase or Lease of Real Property Pursuant to MCL 15.268(d)

Motion by Mayor Pro Tem Gardner, seconded by Councilmember Tobbe to enter into closed session to discuss the purchase of real property pursuant to MCL 15.268(d). **The motion carried without objection by roll call vote.**

Motion by Councilmember Tobbe, seconded by Mayor Pro Tem Gardner to reconvene the regular meeting. **The motion carried without objection by roll call vote.**

~~15. Consider Possible Action Resulting from Closed Session~~

16. Adjournment

Motion by Councilmember Muzzin, seconded by Councilmember Emaus to adjourn the meeting at 9:25 p.m. **The motion carried without objection by roll call vote.**

Tara Brown, City Clerk

Shawn Pipoly, Mayor



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL OCTOBER 22, 2020

SUBJECT: APPOINTMENTS TO THE CITY OF BRIGHTON BOARD OF REVIEW

ADMINISTRATIVE SUMMARY

The following individuals are seeking appointment to the City of Brighton Board of Review.

- Shannon Frydl
- Susan Gloster, Alternate

RECOMMENDATION

Approval to appoint Shannon Frydl to the Board of Review and Susan Gloster to the Board of Review as an alternate as recommended by Mayor Pipoly.

Prepared by: Gretchen Gomolka, Finance Director

Approved by: Nate Geinzer, City Manager



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL OCTOBER 22, 2020

SUBJECT: Transmittal of Pension and OPEB Reporting under Public Act 202 of 2017

ADMINISTRATIVE SUMMARY

- In 2018, the Michigan Department of Treasury released initial reporting requirements under Public Act 202 of 2017, the Protecting Local Government Retirement Benefits Act (“the Act”), which was a primary component of the act. These reporting requirements apply to all local units of government that offer or provide defined pension and/or defined benefit OPEB retirement benefits.
- In addition to submitting this form to the Department of Treasury, local units must also post this information on their website. The governing body of the local unit must also receive a copy of this form, in according with the Act, but the Act does not require approval by the governing body.
- The reporting form provided by the State uses inputs from the annual audit, actuarial reports, and investment providers to determine if a local unit meets the definition of “underfunded status” which will require corrective action plans by the local unit.
- The tests to determine if an “underfunded status” is triggered for Pension and OPEB are as follows:
 - Pension Triggers – The plan is less than 60% funded AND the annual Actuarial Determined Contribution is greater than 10% of Governmental fund revenues
 - OPEB Triggers – The plan is less than 40% funded AND the Annual Required Contribution is greater than 12% of Governmental fund revenues
- Attached is a copy of the completed report for the City of Brighton and we are pleased to say that an “underfunded status” was not triggered on either our pension or OPEB plans, however we want to point out that we are very close in both cases to the trigger point.
 - With the changes that were made to the pension plan in the last year we were able to bring our funded status up to just over the 60% funded requirement in the pension plan to 62.5% and we are at 7.9% of our governmental fund revenues for our Actuarial Determined Contribution, which has a limit of 10%. If you recall last year, we pulled the funded status trigger and we are pleased to say that neither trigger on the pension plan has been pulled. The positive change we saw this year would have been much larger had MERS not changed their actuarial assumptions. If we had not made the positive changes we did our funded status would have dropped lower than it had been in the prior year.
 - For the OPEB plan we continue to fail the 40% funded mark as we are at 18.2% funded, however this is a significant increase over the 12.4% funded status we



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL OCTOBER 22, 2020

had last year. This increase is a result of the changes to the OPEB plans that were implemented this past year. We continue to be below the 12% limit for the Annual Requirement Contribution limit as we are at 7.2%. This percentage could get larger in coming years if we continue to see large increases in the premium costs of retiree healthcare. We have received our renewal for the plan that retirees are on and will for the first time in many years be experiencing a decrease in rates.

- In order to try and avoid triggering “underfunded status” in future years, management will continue looking into making additional contributions to these plans as a part of the annual budget process.
- The report also includes trigger calculations using State mandated uniform assumptions. These assumptions are included on the report so that the State can compare all municipalities as though all plans had the same assumptions. While these are not the official calculations for determining if triggers are pulled, they are very telling for us, because they are indicative of what will happen when MERS changes assumptions. Using the State Assumptions, the City’s pension plan **DOES** pull both triggers and is in UNFUNDED STATUS. This year the assumptions used in calculating the OPEB plan liability was the same as the state uniform assumptions so we don’t see the large difference in the two calculations.

RECOMMENDATION

No action is needed by Council at this time

Prepared by: Gretchen M. Gomolka, Finance Director

Approved by: Nate Geinzer, City Manager

The Protecting Local Government Retirement and Benefits Act (PA 202 of 2017) & Public Act 530 of 2016 Pension Report

Enter Local Government Name	City of Brighton	Instructions: For a list of detailed instructions on how to complete and submit this form, visit michigan.gov/LocalRetirementReporting .
Enter Six-Digit Municode	472010	
Unit Type	City	
Fiscal Year End Month	June	
Fiscal Year (four-digit year only, e.g. 2019)	2020	
Contact Name (Chief Administrative Officer)	Gretchen Gomolka	Questions: For questions, please email LocalRetirementReporting@michigan.gov . Return this original Excel file. Do not submit a scanned image or PDF.
Title if not CAO	Finance Director	
CAO (or designee) Email Address	gomolkag@brightoncity.org	
Contact Telephone Number	810-225-9283	
Pension System Name (not division) 1	MERS	If your pension system is separated by divisions, you would only enter one system. For example, one could have different divisions of the same system for union and non-union employees. However, these would be only one system and should be reported as such on this form.
Pension System Name (not division) 2		
Pension System Name (not division) 3		
Pension System Name (not division) 4		
Pension System Name (not division) 5		

Line	Descriptive Information	Source of Data	System 1
1	Is this unit a primary government (County, Township, City, Village)?	Calculated	YES
2	Provide the name of your retirement pension system	Calculated from above	MERS
3	Financial Information		
4	Enter retirement pension system's assets (system fiduciary net position ending)	Most Recent Audit Report	15,696,732
5	Enter retirement pension system's liabilities (total pension liability ending)	Most Recent Audit Report	25,105,689
6	Funded ratio	Calculated	62.5%
7	Actuarially Determined Contribution (ADC)	Most Recent Audit Report	895,385
8	Governmental Fund Revenues	Most Recent Audit Report	11,396,520
9	All systems combined ADC/Governmental fund revenues	Calculated	7.9%
10	Membership		
11	Indicate number of active members	Actuarial Funding Valuation used in Most Recent Audit Report	41
12	Indicate number of inactive members	Actuarial Funding Valuation used in Most Recent Audit Report	14
13	Indicate number of retirees and beneficiaries	Actuarial Funding Valuation used in Most Recent Audit Report	46
14	Investment Performance		
15	Enter actual rate of return - prior 1-year period	Actuarial Funding Valuation used in Most Recent Audit Report or System Investment Provider	14.02%
16	Enter actual rate of return - prior 5-year period	Actuarial Funding Valuation used in Most Recent Audit Report or System Investment Provider	6.39%
17	Enter actual rate of return - prior 10-year period	Actuarial Funding Valuation used in Most Recent Audit Report or System Investment Provider	7.97%
18	Actuarial Assumptions		
19	Actuarial assumed rate of investment return	Actuarial Funding Valuation used in Most Recent Audit Report	7.35%
20	Amortization method utilized for funding the system's unfunded actuarial accrued liability, if any	Actuarial Funding Valuation used in Most Recent Audit Report	Level Percent
21	Amortization period utilized for funding the system's unfunded actuarial accrued liability, if any	Actuarial Funding Valuation used in Most Recent Audit Report	19
22	Is each division within the system closed to new employees?	Actuarial Funding Valuation used in Most Recent Audit Report	No
23	Uniform Assumptions		
24	Enter retirement pension system's actuarial value of assets using uniform assumptions	Actuarial Funding Valuation used in Most Recent Audit Report	15,725,776
25	Enter retirement pension system's actuarial accrued liabilities using uniform assumptions	Actuarial Funding Valuation used in Most Recent Audit Report	27,648,806
26	Funded ratio using uniform assumptions	Calculated	56.9%
27	Actuarially Determined Contribution (ADC) using uniform assumptions	Actuarial Funding Valuation used in Most Recent Audit Report	1,231,212
28	All systems combined ADC/Governmental fund revenues	Calculated	10.8%
29	Pension Trigger Summary		
30	Does this system trigger "underfunded status" as defined by PA 202 of 2017?	Primary government triggers: Less than 60% funded AND greater than 10% ADC/Governmental fund revenues. Non-Primary government triggers: Less than 60% funded	NO

Requirements (For your information, the following are requirements of P.A. 202 of 2017)
 Local governments must post the current year report on their website or in a public place
 The local government must electronically submit the form to its governing body.
 Local governments must have had an actuarial experience study conducted by the plan actuary for each retirement system at least every 5 years.
 Local governments must have had a peer actuarial audit conducted by an actuary that is not the plan actuary OR replace the plan actuary at least every 8 years.

By emailing this report to the Michigan Department of Treasury, the local government acknowledges that this report is complete and accurate in all known respects

The Protecting Local Government Retirement and Benefits Act (PA 202 of 2017) Health Care (OPEB) Report

Enter Local Government Name	City of Brighton	Instructions: For a list of detailed instructions on how to complete and submit this form, visit michigan.gov/LocalRetirementReporting .
Enter Six-Digit Municode	472010	
Unit Type	City	
Fiscal Year End Month	June	
Fiscal Year (four-digit year only, e.g. 2019)	2020	
Contact Name (Chief Administrative Officer)	Gretchen Gomolka	
Title if not CAO	Finance Director	Questions: For questions, please email LocalRetirementReporting@michigan.gov . Return this original Excel file. Do not submit a scanned image or PDF.
CAO (or designee) Email Address	gomolkag@brightoncity.org	
Contact Telephone Number	810-225-9283	
OPEB System Name (not division) 1	City of Brighton Retiree Healthcare Plan	If your OPEB system is separated by divisions, you would only enter one system. For example, one could have different divisions of the same system for union and non-union employees. However, these would be only one system and should be reported as such on this form.
OPEB System Name (not division) 2		
OPEB System Name (not division) 3		
OPEB System Name (not division) 4		
OPEB System Name (not division) 5		

Line	Descriptive Information	Source of Data	System 1
1	Is this unit a primary government (County, Township, City, Village):	Calculated	YES
2	Provide the name of your retirement health care system	Calculated from above	City of Brighton Retiree Healthcare
3	Financial Information		
4	Enter retirement health care system's assets (system fiduciary net position ending:	Most Recent Audit Report	2,077,357
5	Enter retirement health care system's liabilities (total OPEB liability)	Most Recent Audit Report	11,415,145
6	Funded ratio	Calculated	18.2%
7	Actuarially determined contribution (ADC)	Most Recent Audit Report	817,376
7a	Do the financial statements include an ADC calculated in compliance with Numbered Letter 2018-3?	Most Recent Audit Report	Yes
8	Governmental Fund Revenues	Most Recent Audit Report	11,396,520
9	All systems combined ADC/Governmental fund revenues	Calculated	7.2%
10	Membership		
11	Indicate number of active members	Actuarial Funding Valuation used in Most Recent Audit Report	28
12	Indicate number of inactive members	Actuarial Funding Valuation used in Most Recent Audit Report	
13	Indicate number of retirees and beneficiaries	Actuarial Funding Valuation used in Most Recent Audit Report	34
14	Provide the amount of premiums paid on behalf of the retireant:	Most Recent Audit Report or Accounting Records	465,561
15	Investment Performance		
16	Enter actual rate of return - prior 1-year period	Actuarial Funding Valuation used in Most Recent Audit Report or System Investment Provider	2.27%
17	Enter actual rate of return - prior 5-year period	Actuarial Funding Valuation used in Most Recent Audit Report or System Investment Provider	5.47%
18	Enter actual rate of return - prior 10-year period	Actuarial Funding Valuation used in Most Recent Audit Report or System Investment Provider	7.61%
19	Actuarial Assumptions		
20	Assumed Rate of Investment Return	Actuarial Funding Valuation used in Most Recent Audit Report	7.00%
21	Enter discount rate	Actuarial Funding Valuation used in Most Recent Audit Report	7.00%
22	Amortization method utilized for funding the system's unfunded actuarial accrued liability, if any	Actuarial Funding Valuation used in Most Recent Audit Report	Level Dollar
23	Amortization period utilized for funding the system's unfunded actuarial accrued liability, if any	Actuarial Funding Valuation used in Most Recent Audit Report	29
24	Is each division within the system closed to new employees?	Actuarial Funding Valuation used in Most Recent Audit Report	Yes
25	Health care inflation assumption for the next year	Actuarial Funding Valuation used in Most Recent Audit Report	5% pre-65, 6.5% post-65
26	Health care inflation assumption - Long-Term Trend Rate	Actuarial Funding Valuation used in Most Recent Audit Report	4.50%
27	Uniform Assumptions		
28	Enter retirement health care system's actuarial value of assets using uniform assumptions	Actuarial Funding Valuation used in Most Recent Audit Report	2,148,657
29	Enter retirement health care system's actuarial accrued liabilities using uniform assumptions	Actuarial Funding Valuation used in Most Recent Audit Report	11,149,847
30	Funded ratio using uniform assumptions	Calculated	19.3%
31	Actuarially Determined Contribution (ADC) using uniform assumptions	Actuarial Funding Valuation used in Most Recent Audit Report	817,376
32	All systems combined ADC/Governmental fund revenues	Calculated	7.2%
33	Summary Report		
34	Did the local government pay the retiree insurance premiums for the year?	Accounting Records	YES
35	Did the local government pay the normal cost for employees hired after June 30, 2018?	Accounting Records	N/A
36	Does this system trigger "underfunded status" as defined by PA 202 of 2017?	Primary government triggers: Less than 40% funded AND greater than 12% ARC/Governmental fund revenues. Non-Primary government triggers: Less than 40% funded	NO

Requirements (For your information, the following are requirements of P.A. 202 of 2017)
Local governments must post the current year report on their website or in a public place
The local government must electronically submit the form to its governing body.
Local governments must have had an actuarial experience study conducted by the plan actuary for each retirement system at least every 5 years
Local governments must have had a peer actuarial audit conducted by an actuary that is not the plan actuary OR replace the plan actuary at least every 8 years.

By emailing this report to the Michigan Department of Treasury, the local government acknowledges that this report is complete and accurate in all known respects.



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL OCTOBER 22, 2020

SUBJECT: FIRST READING AND SETTING OF A PUBLIC HEARING FOR NOVEMBER 19, 2020 FOR ORDINANCE NO. 594, AMENDMENT TO CHAPTER 78, SECTION 78-80, OF THE CITY OF BRIGHTON CODE OF ORDINANCES.

ADMINISTRATIVE SUMMARY

A discussion was held during the Study Session conducted by City Council on October 1, 2020, regarding the removal of snow upon City sidewalks. It was determined by Council, the current ordinance language that addresses property owners and/or occupants to clear the sidewalks of snow, was in need of updating due to a limited period in which they felt was not a sufficient amount of time. In researching this issue, staff looked at other comparable communities, and found the following time period for the removal of snow upon City sidewalks:

- City of Howell - within 24 hours after snow has fallen or accumulated.
- City of Saline - within 24 hours after snow has fallen or accumulated.
- City of Northville - within 24 hours after snow has fallen or accumulated.
- Village of Milford - within 48 hours after snow has fallen or accumulated.
- City of Fenton - within 12 hours after snow has fallen or accumulated.
- Village of Pinckney - within 24 hours after snow has accumulated, less than 4 inches,
within 48 hours after snow has accumulated, greater than 4 inches.

RECOMMENDATION

Staff is recommending Section 78-80 be amended to allow a 24-hour time period for snow removal on City sidewalks.

Staff recommends that City Council set a public hearing date of November 19, 2020, to field public comments regarding the proposed ordinance amendment to Chapter 78, and to consider approval of Ordinance 594.

Prepared by: Michael Caruso, Community Development Manager

Approved by: Nate Geinzer, City Manager

Attachments: 1. Proposed ordinance amendment
2. Ordinance 594 (proposed draft)

Chapter 78 STREETS, SIDEWALKS AND OTHER PUBLIC PLACES

ARTICLE III. SIDEWALKS

REPEAL THE FOLLOWING SECTION

Sec. 78-80. Snow removal.

Whenever any snow shall fall or drift on or across any sidewalk, the owner or occupant of the lot, building or other premises adjacent to or abutting upon the sidewalk, shall remove such snow or cause the same to be removed within periods of time herein limited:

- (1) Snow that has accumulated in or during the nighttime shall be removed by 6:00 p.m. of the day thereof;
- (2) Snow falling or drifting during the day shall be removed before 12:00 noon of the following day.

REPLACE WITH THE FOLLOWING LANGUAGE

Sec. 78-80. Snow removal.

No person owning or occupying any lot or premises in the City shall permit sidewalks adjacent to or abutting upon, to become obstructed by snow, so as to inconvenience and/or endanger public travel thereon, within periods of time herein limited:

- (1) Snow shall be cleared within 24 hours after it has fallen or accumulated,
- (2) In the event a declaration of a snow emergency is issued, snow shall be cleared within 24 hours after the emergency has expired.

CITY OF BRIGHTON
ORDINANCE NO. 594

AN ORDINANCE OF THE CITY OF BRIGHTON, MICHIGAN; AMENDING CHAPTER 78, "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES"; BY REMOVING AND REPLACING ARTICLE III, SECTION 78-80 OF THE CODE.

THE CITY OF BRIGHTON, LIVINGSTON COUNTY, HEREBY ORDAINS:

- I. That the current Chapter 78, Article III, Section 78-80 of the Code of Ordinance, is hereby repealed.
- II. A new Chapter 78, Article III, Section 78-80 of the Code of Ordinance, is hereby created to read as follows:

ARTICLE III. SIDEWALKS.

Section 78-80. Snow Removal.

No person owning or occupying any lot or premises in the City shall permit sidewalks adjacent to or abutting upon, to become obstructed by snow, so as to inconvenience and/or endanger public travel thereon, within periods of time herein limited:

- (1) Snow shall be cleared within 24 hours after it has fallen or accumulated,
- (2) In the event a declaration of snow emergency is issued, snow shall be cleared within 24 hours after the emergency has expired.

TARA BROWN, City Clerk

Shawn Pipoly, Mayor

First Reading: _____

Brief Publication: _____

Second Reading: _____

Public Hearing: _____

Adoption: _____

Full Publication: _____