

BROWN CITY COUNCIL PROCEEDINGS

APRIL 8, 2019

MEETING CALLED TO ORDER BY MAYOR JULIE MILLER AT 7:00 PM.

PLEDGE OF ALLEGIANCE LED BY MAYOR JULIE MILLER.

PRESENT: Mayor Julie Miller; Councilmembers: Stacy Biel, Christine Lee, Ross McIvor and Alecia Parks; City Manager Clint Holmes, City Clerk Juanita Smith and City Attorney Gregory Stremers.

ABSENT: Councilmembers Patricia Jacobson and Eugene Navock.

GUESTS: Dan Jones, Denise Jones, County Commissioner Joel Wyatt and DPW employee Mike Vislosky.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA:

One addition to be added under Petitions and Communications for 4109 Main Street home demolition.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM McIvor, second by CM Biel, to accept the Regular Meeting Minutes of March 25, 2019 as presented. Motion carried.

PAY BILLS:

Motion by CM Lee, second by CM Parks, to pay the bills in the following funds:

General - \$21,415.40 (9150 -9183), **Payroll** - \$20,053.13 (8856 – 8883 plus EFT), **Major Street** - \$1,448.50 (3988), **Water** - \$496.81 (3045 – 3047), **Arsenic Abatement** - \$8,635.01 (1436 and 1438) (Void #1437) and **Equipment** - \$22,398.77 (1669-1662). Motion carried.

PERSONAL APPEARANCES: None scheduled.

PUBLIC QUESTIONS & COMMENTS:

Denise Jones spoke about health concerns she believes are associated with the AT&T Cell Tower being discussed to be placed on the water tower. She stated that installing 5G instead of 4G will create even more “radio frequency” which is dangerous to people’s health. She asked the Councilmembers to do some research on this before addressing the AT&T proposal.

Joel Wyatt, District Representative, appeared before the Council to update them on County happenings. Several items he mentioned were: Taking down a billboard that many people found offensive, Sheriff Department will be getting more bailiffs and FFA members went to regionals. He also spoke about a free recycling date set for Thursday, April 25th which will include tires.

POLICE REPORT: Report reviewed. No questions or concerns.

UNFINISHED BUSINESS: None Scheduled.

PUBLIC HEARING: None Scheduled.

RESOLUTIONS: None Scheduled.

ORDINANCES: None Scheduled.

PETITIONS & COMMUNICATIONS:

- 1. Michigan Agricultural Commodities (MAC)—7115 Maple Valley Road:** Construction of a 90' x 85' circular steel grain bin on a 5' foundation to the rear and northeast of the existing structures. Planning Commission recommends approval.
Motion by CM McIvor, second by CM Lee, to accept the Planning Commission's recommendation to approve the request for a building permit to Michigan Agricultural Commodities (MAC) to construct a 90' x 85' circular steel grain bin on a 5' foundation to the rear and northeast of the existing structures at 7115 Maple Valley Road. Motion carried. The building permit may be picked up at the City Hall on Tuesday, April 9, 2019 after 10:00 p.m. by a representative of Michigan Agricultural Commodities. Michigan Agricultural Commodities must then go to the Sandusky Court House to purchase the required permit.
- 2. 6974 James Street:** Request Building Permit to demolish existing garage. Owner will submit a more detailed site and building plans for the proposed new garage to the Planning Commission at their next meeting. Planning Commission recommends approval.
Motion by CM McIvor, second by CM Lee, to accept the Planning Commission's recommendation to approve the request for a building permit to demolish an existing garage at 6974 James Street. Motion carried. The owner of this site may pick up the permit on Tuesday, April 9, 2019 after 10:00 a.m. A permit is required from Sanilac County.
- 3. 6895 James Street:** Request Building Permit to erect a new 25' X 30' garage and backyard privacy fence. Planning Commission recommends approval.
Motion by CM McIvor, second by CM Lee, to accept the Planning Commission's recommendation to approve the request for a building permit as submitted to erect a new 25' x 30' garage and backyard privacy fence at the address of 6895 James Street owned by Mitchell Kohler. Motion carried. If the garage needs to be moved closer than 10' to the boundary line then the owner must resubmit his application for a building permit. The building permit may be picked up at the City Hall on Tuesday, April 9, 2019 after 10:00 a.m. by owner, Mitchell Kohler, A required permit must then be purchased at the Sanilac County Court House in Sandusky, by Mr. Kohler.
- 4. 7151 Lincoln Street:** Request permit to install a 10' X 16' skid shed on the north side of the existing garage.
Motion by CM McIvor, second by CM Biel, to grant a permit to install a 10' x 16' skid shed on the north side of the existing garage at 7151 Lincoln Street. Property is owned by John Hayes. Motion carried. A Sanilac County building permit is not required for this project.
- 5. 4109 Main Street:** Request permit for the demolition of the existing home. Cheri Richardson of 15972 Dudley Road is requesting a permit for the demolition of the existing home at 4109 Main Street.
Motion by CM McIvor, second by CM Lee, to issue a permit for the demolition of the existing home at 4109 Main Street. Motion carried.

MANAGER'S REPORT:

- 1. 2019 Street Project:** City staff, Spicer Group, the engineering firm hired for the Thelman Avenue Project, and contractor T.G. Priehs Paving Company met for a pre-construction meeting on April 4th at 9:00 AM at City Hall. The proposed schedule for Thelman Avenue, Belview and Autumn Gold Drives is to have work begin on June 17th. Letters will be sent to the residents on those streets later this month. No significant issues were noted at the meeting. The Mayor will need to sign the final contracts.
- 2. AT&T Cell Antenna:** Attorney Van Allsburg, representing SBA, the owner of the cell tower in Brown City, has requested that his corporate headquarters contact the City to determine if the City could compel AT&T to use the SBA cell tower rather than the water tower. This phone call is expected soon. Once their proposal is received, the City Council will need to review this request.

Also, AT&T submitted a new proposal concerning the location of their equipment building. The initial location would have been on top of the primary water mains connecting the system to the water tower. Their new proposal is to put the equipment building to the south of the well house. How does the City Council wish to proceed?

Recommend by City Attorney Gregory Stremers that until we receive a contract that there be no review or action to be taken at this time.

- 3. Database Management/Printing Services:** The City received the annual Agreement to Provide Database Management/Printing Services from Sanilac County Equalization. The rates for both Summer 2019 Billing and Winter 2019 Billing remain the same as last year. Recommend the City Council accept the Agreement and authorize the Mayor to sign on behalf of the City.

Motion by CM Lee, second by CM McIvor, to approve the Agreement with Database Management/Printing services from Sanilac County Equalization with the rates remaining the same as last year and to authorize the Mayor to sign on behalf of the City. Motion carried.

- 4. Union Contract:** At 6:19 PM on Friday, April 5th, the City received a response from the union concerning contract updates submitted to them on March 1st. The current contract expired on March 31st; however, the union has indicated that it will stay in effect until the new contract is signed or the negotiation process goes to arbitration. There are five primary demands that need to be reviewed by the City Council. Recommend a meeting of the Personnel Committee to make recommendations to the City Council.

Several items need to be agreed upon before a new contract is accepted. A meeting of the Personnel Committee will take place at 6:00 p.m. on April 15th to discuss the contract.

- 5. DPW Uniforms:** The city received bids from the two uniform suppliers in the area. Cost will be determined by the type of shirt the City Council selects. How does the City Council wish to proceed?

The new DPW Uniforms will be discussed at the Personnel Committee meeting at 6:00 p.m. on April 15th. The Councilmembers would like to see pictures of the uniforms the companies are offering.

- 6. Good Friday:** City Hall and DPW will be closed on Friday, April 19th in observance of the holiday; however the Police Department will have an officer on duty and a DPW employee will be on-call.

ATTORNEY’S REPORT:

AT&T is put on hold for the time being. They will get back to us before we proceed.

TREASURER’S REPORT: None.

CLERK’S REPORT: None.

MAYOR’S REPORT:

1. Motion by CM Lee, second by CM McIvor, to appoint Doug Mitten to the Planning Commission to complete Keith Redlin’s term which expires December 31, 2022. Motion carried.
2. Battle of the Bulls Rodio—Will be held during the Festival Days on Sunday, June 9th at 3:00 p.m. at the park.
3. There will be a Brown City Community Easter Egg Hunt on Saturday, April 13th at 1:00 p.m. at the Brown City Park at the Pavilion by the old pool.
4. A Bake Sale will be held at Ben’s in Brown City on April 13th from 9-5 to raise money for the Brown City Days Festival.
5. There will be a Craft Show on Saturday, April 13th at the Brown City High School from 9:00 am till 2:00 pm

COMMITTEE REPORTS:

1. Building and Grounds (McIvor) – None.
2. Personnel (Parks) – None.
3. Police / Fire Authority (Lee) – There will be a car wash on April 13th at the Fire Hall.
4. Streets and Sidewalks (Navock) – Absent.
5. Tax and Finance (Jacobson) – Absent.
6. Water and Sewer (Biel) – None.

GENERAL CONCERNS OF THE COUNCIL:

City Manager Clint Holmes had two items to share with the Council.

1. Kevin Burke opened the park for the season on Friday, April 5th.
2. The City has made out a check for \$2,500 for the co-pay for the Festival Fireworks but he wanted to know if it was the Council’s wish to hold the check until the Festival Committee has authorized their matching share of the \$2500. Councilmembers were in agreement that the check should be held until we know they have matching funds.

PUBLIC QUESTIONS & COMMENTS:

Denise Jones asked again if the councilmembers would do some research on the 5G radio frequency before making a decision to let them put an antenna on the water tower.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion by CM Lee, second by CM McIvor, to adjourn at 7:43 p.m. Motion carried.

Respectfully submitted,

Juanita M. Smith
City Clerk