

**BROWN CITY COUNCIL PROCEEDINGS
APRIL 22, 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, Patricia Jacobson, Christine Lee, Ross McIvor, Eugene Navock, and Alecia Parks; City Manager Clint Holmes, City Clerk Juanita Smith and City Attorney Gregory Stremers.

ABSENT: None.

GUESTS: Dan Jones, Denise Jones, William Walters, Jennifer Trombley, Ron Trombley, Brandon Armstead and Eileen Meeks.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA: Two additional items to be added under Petitions and Communications reported City Manager Clint Holmes.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM Parks, second by CM Navock, to accept the Regular Meeting Minutes of April 8, 2019 as presented. Motion carried.

PAY BILLS:

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

General - \$52,224.46 (9184-9194), **Payroll** - \$13,890.18 (8885-8900 plus EFT), **Major Street** - \$1,490.00 (3989) , **Local Street** - \$2,821.55 (4312-4314), **Sanitary Sewer** - \$5,103.66 (3798-3799), **Water** - \$3,710.45 (3048-3050, **Arsenic Abatement** - \$545.70 (1439-1449) and **Equipment** - \$15,324.00 (1663). Motion carried.

PERSONAL APPEARANCES:

1. Denise Jones, 4288 Main Street – Opposition to placing antenna on water tower and 5G. Denise Jones of 4288 Main Street appeared before the Council with many research results on placing an antenna on the water tower and 5G. She read to the Councilmembers much of the research results. In the research were listed many of the illnesses that could be caused by the 5G wavelengths. She asked the Council to delay or put a stop to putting in the 5G system. She stated it is just not safe. The Councilmembers followed with a discussion on the 5G situation.

PUBLIC QUESTIONS & COMMENTS:

Eileen Meeks of 4093 3rd Street also stated her opposition to placing the antenna on the water tower and the 5G airwaves. She also had been researching information on it and the illnesses it could cause. She asked the Council to do more research also before approving this move.

Denise Jones also asked if the City can do anything about the fireworks being set off in the City during special event days. The City Attorney answered that, “No”, that fireworks were allowed by law to be able to be set off the day before, the day of, and the day after. If a real problem occurred than the police should be notified and to let them handle the situation.

DPW REPORT: Report reviewed. No questions or concerns.

UNFINISHED BUSINESS: None Scheduled.

PUBLIC HEARING: None Scheduled.

RESOLUTIONS: None Scheduled.

ORDINANCES: None Scheduled.

PETITIONS & COMMUNICATIONS:

1. **6908 John Street:** Request Building Permit to construct a 6' wood fence on the north side of the property.

Motion by CM Navock, second by CM McIvor, to approve a building permit to construct a 6' wood fence on the north side of the property at 6908 John Street. Motion carried.

2. **4196 First Street:** Request Building Permit to construct a new 6' wood fence on the east and south sides of the property; and repair the existing fence on the north and east sides.

Motion by CM McIvor, second by CM Navock, to approve a building permit to construct a 6' wood fence on the east and south sides of the property at 4196 First Street and to repair the existing fence on the north and east side of this property. Motion carried.

3. **4090 Main Street:** BCAFA Request Building Permit to install a lighted sign at 4090 Main Street in front of the Brown City Fire Department on the west side of the driveway entrance.

Motion by CM McIvor, second by CM Navock, to approve a building permit to allow the BCAFA a sign installation at 4090 Main Street for a lighted sign. An electrical permit would also be needed. Motion carried.

4. **4212 4th Street:** Request Building Permit to extend the porch, add a 10' x 10' deck, install a new fence on the west and north sides of the property and replace the existing front yard fence.

Motion by McIvor, second by CM Parks, to approve a building permit to allow Ed Woodruff of 4212 4th Street to extend the porch on his home, add a 10' x 10' deck install a new fence on the west and north sides of the property and replace the existing front yard fence. Motion carried.

MANAGER'S REPORT:

1. **AT&T Cell Antenna:** The City has not received the draft contract at this time.
2. **Union Contract:** The City Personnel Committee met on April 15th to discuss the union demands. Their recommendations were incorporated into an updated draft of the contract. This was forwarded to the union on April 16th, with a request that the counterproposal be received by 5:00 PM on April 18th. The updated document was received at 4:59 on April 18th. The union agreed to the City's proposals. Recommend the City Council approve the contract renewal and authorize the Mayor and City Clerk to sign on behalf of the City.

The Union responded and accepted all recommendation put forth by the Personnel Committee except one—a “just cause” was vetoed. The wages, uniforms, and retirement were all accepted.

Motion by CM Parks, second by CM Navock, to authorize the Mayor, Clerk, and City Manager to sign the Union Contract on behalf of the City. ROLL CALL VOTE: CM Parks – Yes, CM Biel – Yes, CM McIvor – Yes, CM Lee – Yes, CM Navock – Yes, CM Jacobson – Yes. 6 Yes Votes, 0 No Votes, 0 Absent, 0 Abstaining. Motion carried.

Motion by CM Parks, second by CM Jacobson, to give the proposed wage and defined contribution raises to all full time employees of the City. ROLL CALL VOTE: CM McIvor – Yes, CM Lee – Yes, CM Navock – Yes, CM Jacobson – Yes, CM Parks – Yes, CM Biel – Yes. 6 Yes Votes, 0 No Votes, 0 Absent, 0 Abstaining. Motion carried.

3. Lead and Copper Rule Implementation: This new law requires that the City conduct a survey of water line connections within the City to determine which ones do not meet new state standards. The first step is to expand the number and location of the water tests already being done by the City. The second requirement is to begin excavating water lines to determine metals used and types of connections made. Therefore the City has doubled, to 20, the number of homes and businesses that will be asked to provide water samples as part of this program. Additionally, the DPW will soon begin excavating water lines at twelve locations throughout the City.

4. Goose Permits: Spring is probably coming to Michigan and with it is the potential for an overabundance of geese at the City lagoon. Last year, the City Council authorized three individuals to hunt in the lagoon area after signing a waiver of liability: Brooks, West and West. So far, three additional individuals have requested this opportunity: Coddeeris, Jenkins and Wilkins. How does the City Council wish to proceed?

The Councilmembers discussed various ways to choose the individuals to hunt in the lagoon area after signing a waiver of liability. It was decided to advertise in the newspaper that people were needed to hunt in the lagoon area to keep the geese population down. At the May 13th meeting a lottery would be used by putting names in a hat and drawing the winners.

5. Par Plan: The City met with a representative from the City’s liability insurance carrier. Reviewed were replacement costs for buildings, vehicles and equipment. Also discussed were the various other coverages that are in the policy, such as cyber and volunteers. Cost will be about \$4,000 less than last year.

Because it is not covered by the policy, they also recommended that the City consider additional coverage for the June 8th Brown City Days Fireworks. Historically, the cost has been \$850, but for this year would be based on the completion of a 3-page application. How does the City Council wish to proceed?

Motion by CM Jacobson, second by CM Lee, to get supplemental liability insurance for \$850 for a million dollar policy for the fireworks that will be set off June 8th at the Brown City Days Festival.. Motion carried.

- 6. Fireworks Permit:** The City received the permit application for the June 8th Brown City Days Fireworks. Recommend approving the permit and authorizing the Mayor to sign on behalf of the City. Requires Motion.

Motion by CM Lee, second by CM Navock, to approve the Brown City Days Fireworks permit for June 8, 2019 and to authorize the Mayor to sign on behalf of the City. Motion carried.

- 7. Tri-County Bank:** The City received a check for \$2,079 from the bank for the transfer of the alley for the construction of the new bank.

- 8. Brush Pick-up:** The DPW will again this year pick-up brush on the second and fourth Monday of each month until Fall. Leaves must be in CLEAR plastic bags and trees/branches must be cut to lengths of no more than six (6) feet. Piled leaves are only collected in the Fall.

ATTORNEY'S REPORT: Everything is quiet at this time.

TREASURER'S REPORT: None.

CLERK'S REPORT: None.

MAYOR'S REPORT:

1. Proclamation for Valedictorian and Salutatorian.
2. Proclamation for Kendal Muxlow and Girl's Basketball Team.

Proclamations will be presented at a later date when most of the recipients can be at a Council Meeting. Bowling Proclamations will also be given when an available date is decided upon.

COMMITTEE REPORTS:

1. Building and Grounds (McIvor) – None.
2. Personnel (Parks) – None.
3. Police / Fire Authority (Lee) – None.
4. Streets and Sidewalks (Navock) – None.
5. Tax and Finance (Jacobson) – None.
6. Water and Sewer (Biel) – None.

GENERAL CONCERNS OF THE COUNCIL:

CM Jacobson asked about the fire hydrants. Are they still out of service?

Answer – City Manager Clint Holmes had spoken to the DPW today about them and hopefully they will get them done this week or at least get started on them.

The Tornado Siren to be placed in the Park. What is happening with this?

The bids are out to get it installed but the problem is at this time somebody has to set it off manually. This needs to get resolved before we can use it.

CM Alecia Parks informed the Councilmembers that she will be leaving the Council at the end of May as she is moving out of town and will no longer be eligible to serve on the Council.

CM Biel asked when the new Banners or Flags would be put up. Discussion ensued. It was decided to put up the Banners with no lights at the beginning of May and leave them at least through Brown City Festival days.

PUBLIC QUESTIONS & COMMENTS:

Denise Jones has a geese concern about lead bullets getting into the lagoon and poisoning the water.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion by CM Lee, second by CM Biel, to adjourn at 7:56 p.m. Motion carried.

Respectfully submitted,

Juanita M. Smith
City Clerk