

BROWN CITY COUNCIL PROCEEDINGS

AUGUST 13, 2018

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: Patricia Jacobson, Gerald Kosal, Christine Lee, Ross Mclvor, Alecia Parks, and William Walters; City Manager Clint Holmes, City Clerk Juanita Smith and City Attorney Gregory Stremers.

ABSENT: None.

GUESTS: Steven Kovac representing the Brown City Banner, Police Chief Ron Smith, Stacey Dudewicz, Ron Dudewicz, and Stacy Biel.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA:

City Manager Clint Holmes reported that there would be one addition under the Manager's Report.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM Walters, second by CM Mclvor, to accept the Regular Meeting Minutes of July 23, 2018 as presented. Motion carried.

PAY BILLS:

Motion by CM Jacobson, second by CM Lee, to pay the bills in the following funds: **General - \$25,322.26** (8713-8768), **Payroll - \$14,137.81** (8548-8561 plus EFT), **Major Street - \$1,922.50** (3965-3968), **Local Street - \$307.50** (4299-4300), **Sanitary Sewer - \$10,558.01** (3747-3753), **Water - \$1,509.67** (2951-2961), **Arsenic Abatement - \$76.00** (1409), **Storm Sewer - \$2,394.87** (1269-1275), **Equipment - \$3,992.88** (1620-1624). Motion carried.

PERSONAL APPEARANCES:

1. Ms. Stacy Dudewicz – Region VII Area Agency on Aging.

Ms. Stacey Dudewicz, Region VII Area Agency on Aging presented the Councilmembers with information on the Region VII Area Agency on Aging. She covered topics to include: What is an Area Agency on Aging, Services that are provided in Sanilac County and the criteria to receive help, and where the funds come from to provide these services.

PUBLIC QUESTIONS & COMMENTS: None.

POLICE REPORT: Report reviewed. No questions or comments

UNFINISHED BUSINESS: None Scheduled.

PUBLIC HEARING: None Scheduled.

RESOLUTIONS: None Scheduled.

ORDINANCES: None Scheduled.

PETITIONS & COMMUNICATIONS (pink):

1. **4188 Second Street:** Requesting a building permit to remove existing 8' X 10' shed and replace with a 14' X 14' shed. No Sanilac County permit is required.

Motion by CM Walters, second by CM Parks, to approve a building permit to remove an existing 8' x 10'shed and replace with a 14' x 14' shed. A Sanilac County building permit is not required for this project. Motion carried.

Manager's Report:

1. **Thelman Avenue culvert replacement:** The culverts for five of the six driveways that the owners agreed to pay the cost of replacement culverts are installed. The sixth driveway culvert connects on either side to a covered plastic culvert that was neither installed with City Council approval nor buried deep enough. The DPW plans to try and use the camera system to analyze the interior of the existing culvert system to determine the best way to resolve this issue.
2. **Maple Valley Road Project:** The contracts from MDOT for the South Maple Valley Road Project were signed and mailed. MDOT required a formal Resolution along with the contracts. The motion approved by the City Council for the project was reformulated as a resolution and forwarded to MDOT. The bids for the project were then released. Unfortunately, both bids (Astec of Brown City and ACE of Saginaw) came in about \$50,000 over the engineers estimate. Since this was over 9.99%, MDOT would require the City to pay the difference between the bid and engineer's estimate. Since an immediate decision was required, the recommendation to MDOT was to rebid in the spring with completion required by mid-summer.
3. **State Road Revenue:** The Michigan Department of Treasury has released the Estimated New Revenue for Roads Coming to Michigan Communities in 2018-2019. This increase includes our portion of the One-time \$300 million (\$17,970.20); plus the General Fund \$175 million left over from 2017-2018 (\$10,479.31); and an expected \$150 million from the road funding package (\$8,982.28); for a total estimated increase of \$37,431.79 (green). For perspective, the current estimated cost for the Maple Valley Road Project is \$250,000.
4. **Police Grant:** The City Police Department received a grant for the purchase of four LE5 Lite Body Worn Video Cameras and video storage capability from the Michigan Township Participating Plan (ParPlan) Risk Reduction Grant Program (RRGP). The cameras and storage were \$3,695.00 complete. The City received a check on July 25th for \$3,000 toward the cost of the camera system. The Brown City Police Department has been using the cameras for several months now with good success.
5. **Garbage and Refuge Collection Contract:** The contract with Knox Disposal is due to expire on September 30th. The request for bids, contract and advertisement are ready for release. Bids will be due September 6th so the City Council can take action at the regular meeting on September 10th. How does the City Council wish to proceed?

It was the consensus of the Council to send out the request for bids for the Garbage and Refuse Collection.

6. **Brown City Schools:** The school's administration is planning to extend the SEMCO gas main from the north end of Cade Road to their concession stand at the baseball fields located north of the City Limits. Because SEMCO will be doing the work on their own right-of-way, no action by the City is required. They also plan to install a septic field for the restrooms and use their existing well for water.
7. **City Hall Tile Replacement:** City Hall is scheduled to have the old tile and carpets removed and replaced with new floor tile the week of August 20th. American Moving Partners will be here on Saturday, August 18th to load, store and return the City Hall furniture, desks and boxed records. Work should be complete by late on Friday, August 24th. City Hall and the Library will remain open to the extent possible. Would the City Council support closing both on Wednesday, August 22nd, or the day that the entrance hall and bathrooms (toilets must be removed) are being re-tiled, if necessary?

The Council would like to support closing both the City Hall and the Library on whatever days deemed necessary.

8. **Lift Station Engineering:** The full Spicer Group report will be presented to the Sewer & Water Committee prior to the regular City Council meeting.
9. **New Cell Tower:** **ATT would like to install a new 195' monopole and requests a lease for City property adjacent to where the SBA tower currently sits. They would need a space that is approximately 50' x 50'.**

Motion by CM Lee, second by CM Jacobson, to have City Manager Clint Holmes continue to negotiate with ATT concerning the proposed cell tower. Motion carried.

10. **Steel Fence enclosure:** A number of concerns from nearby residents have been raised concerning the enclosure being erected behind a home on Main Street. No setbacks were required and it was approved by the Council. Our Attorney will check the setback rules and regulations.

ATTORNEY'S REPORT:

1. Attorney Gregory Stremers discussed the new state law concerning TIFAs and how it could affect Brown City.
2. Attorney Gregory Stremers also said that he drove by Kirpatrick Apartments and he could see absolutely no paper or garbage on the neighbor's property.

TREASURER'S REPORT:

Taxes are coming in.

CLERK'S REPORT:

1. August 7th Primary Election report:

We had 261 registered voters vote out of a possible 846 which is about 33% of the Brown City voters. Overall Sanilac County had 35.19% vote. The new machines worked great—a few things went wrong but no more than normal. 66 people voted on the ICX machine and all said they really liked it. We had 54 AV ballots sent out and 50 were returned. Due to a paper jam our count on the tabulator was off by one so at the end of the night all the ballots had to be run through the

tabulator again. At this point the count registered correctly. All our proposals passed. Our local County Commissioner Paul Muxlow won in the City of Brown City election but overall lost by 6 votes.

MAYOR'S REPORT:

1. MML Training in Ubyly on August 1st report:

Mayor Julie Miller and CM Parks attended MML Training in Ubyly on August 1st. They reported on this meeting and how informative it was. The meeting was in regard to running a council meeting using Robert's Rules as a guideline. They both agreed they learned a lot on how to run a meeting.

COMMITTEE REPORTS:

1. Tax and Finance (Jacobson) – None.
2. Streets and Sidewalks (Kosal) – None.
3. Police / Fire Authority (Lee) – None.
4. Building and Grounds (Mclvor) – None.
5. Personnel (Parks) – None.
6. Water and Sewer (Walters) – A committee meeting was held just before the regular Council Meeting on August 13th. It adjourned at 6:45 p.m.

- a. Discussion of the lift station: It was decided to hire a firm to clean and see if there are any blockages. They feel there may be grease in the line. This could cost in the range of \$20,000. It has been 10 years since the last cleaning of the system.

Motion by CM Parks, second by CM Lee to RFP for cleaning on the North side of Main Street, televising of the sewer system.

- b. Put in a bigger wet cell holding tank—Manager Clint Holmes will talk to the property owners about the City purchasing a small amount of land for this.
- c. The new lead (pb) and copper (cu) law has been published and the final regulations should be completed by MDEQ before January 2019. . We are waiting for information to come from Lansing to determine what we may have to do when this regulation is fully implemented. We do not expect any financial support from Lansing or Washington, D.C., for this regulation.

GENERAL CONCERNS OF THE COUNCIL:

CM Jacobson expressed concern about a home on Second and St. Marys Street. City Manager Clint Holmes explained that the city workers had replaced the lead as the City will probably need to do when the Lead and Copper regulation comes into play. This is one house that will already be done.

CM Parks spoke about the goose situation at the City Lagoon. She had been asked about it. The City has waivers concerning the shooting of the geese as they did last year.

PUBLIC QUESTIONS & COMMENTS:

Stacy Biel asked about the home on Main Street that has had a fish tank on the yard for about a month. She also stated that there was a lot of other “junk” laying all over the yard making for a mess on Main Street. Police Chief will inspect and address the situation.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion by CM Lee, second by CM McIvor, to adjourn at 8:15 p.m. Motion carried.

Respectfully submitted,

Juanita Smith
City Clerk