

**BROWN CITY COUNCIL PROCEEDINGS
SEPTEMBER 24, 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, Ross McIvor, Alecia Parks, and William Walters; City Manager Clint Holmes, City Clerk Juanita Smith and City Attorney Gregory Stremers.

ABSENT: Councilmember Christine Lee.

GUESTS: Steven Kovacs representing the Brown City Banner, Police Officer Adam Stracenrider, Larry Boulier, Leslie Boulier, and Stacy Biel.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA:

City Manager Clint Holmes reported that there would be two additions under Petitions and Communications.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM Walters, second by CM McIvor, to accept the Regular Meeting Minutes of September 10, 2018 as presented. Motion carried.

PAY BILLS:

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

General - \$12,159.57 (8820-8834), Payroll - \$14,281.84 (8593–8608 plus EFT), Major Street - \$90.00 (3973), Sanitary Sewer - \$3,186.87 (3759-3763), Water - \$3,009.50 (2974-2981), Arsenic Abatement - \$24.70 (1412), and Equipment - \$117.88 (1629). Motion carried.

PERSONAL APPEARANCES:

- 1. Leslie Boulier –McLaren Port Huron:** Request to stream *Today's Health* over Channel 6.

Leslie and Larry Boulier appeared before the Councilmembers to explain their *Today's Health*, a weekly 30 minute program on DVD whereby McLaren Port Huron produces programs featuring local physicians, practitioners, healthcare specialists and experts with the latest, most accurate information on current healthcare topics. McLaren Port Huron proposes to purchase and install a DVD player and controller that would automatically play the program at specified times. There would be no cost for Brown City to grant this request. McLaren Port Huron would retain a qualified installer who would install and maintain the equipment.

Motion by CM Parks, second by CM Walters, to approve McLaren Port Huron's request to allow *Today's Health* to be shown on the Brown City cable system at 7:00 p.m. and 10:00 p.m. daily at no cost to the City. McLaren Port Huron is to purchase and install a DVD player and controller for the City. Motion carried.

PUBLIC QUESTIONS & COMMENTS:

Stacy Biel said she had been asked if the City was going to put more gravel on Thelman, Belview, and Autumn Gold. City Manager Clint Holmes replied that he was going to talk about this matter under the City Manager report but that it was going to happen.

DPW REPORT: Report reviewed. No questions or comments.

UNFINISHED BUSINESS: None Scheduled.

PUBLIC HEARING: None Scheduled.

RESOLUTIONS: None Scheduled.

ORDINANCES: None Scheduled.

PETITIONS & COMMUNICATIONS:

1. **4082 Main Street:** Request building permit to construct a lean-to onto an existing shed.

Motion by CM Walters, second by CM McIvor, to approve a building permit to construct a lean-to onto an existing shed meeting all set back requirements to the owner of 4082 Main Street. Building permit may be picked up at the City Hall after 10:00 a.m. on Tuesday, September 25, 2018. Motion carried with CM Kosal abstaining.

2. **4384 Main Street:** Request building permit to construct a 8' x 12' shed in his backyard.

Motion by CM Walters, second by CM Parks, to approve a building permit to the owner of 4384 Main Street to construct an 8' x 12' shed in his backyard. The building permit may be picked up at the City Hall after 10:00 a.m. on Tuesday, September 25, 2018. Motion carried.

MANAGER'S REPORT:

1. **Cell Tower:** The City received a letter from SBA's attorney expressing concerns about constructing a second cell tower next their existing one. The City has offered some alternative sites to AT&T. Currently, the City property on the west side of south Maple Valley Road is being evaluated. Informal talks are still underway.
2. **PFAs Training:** Area city and township managers met in Frankenmuth on September 14th to receive an update on Per- and Polyfluoroalkyl substances. These chemicals were used in a wide variety of industrial processes as well as fast food wrappers, clothing and household products. The EPA/MDEQ have lowered the acceptable levels for these chemicals in drinking water to 70 parts per trillion for surface water and 12 parts per trillion for ground water (One part per trillion (ppt) denotes one part per 1,000,000,000,000 parts or one part in 10¹². This is equivalent to one drop of water diluted into 400 Olympic-size swimming pools, or about three seconds out of every hundred thousand years.) Whether the City's water supply contains PFAs is currently unknown. MDEQ is responsible for testing the City's water for this contaminant and will

do so within the next few months. The current best practices for PFAs removal is carbon filtering.

- 3. Sewer Inspection:** The RFP responses were due by September 20th for north of Main Street from Cade Road to the Maple Valley Road Lift Station. They will be presented at the City Council meeting.

Only one RFP response was received, which was from Michigan Pipe. Motion by CM McIvor, second by CM Kosal, to do the Northern part of Brown City at a cost of no more than \$45,400. Motion carried.

- 4. Fire Hydrant Flushing:** The Brown City DPW plans to flush fire hydrants October 1st through October 5th as part of this semi-annual program. Hydrant flushing will usually take place during the day. Residents may notice some discoloration in the water during this process. Residents are advised not to wash white or light colored clothes during this period.
- 5. National Pollutant Discharge Elimination System (NPDES):** This permit is required so that the City can discharge purified water from the City's lagoon system. The permit must be renewed every four years. The multi-page renewal application was submitted September 17th, along with the required fee. The City will be notified if additional information is required.
- 6. MDOT Forms:** The City filed the required Title VI MDOT Sub-Recipient Annual Certification. Title VI of the Civil Rights Act of 1964 protects people from discrimination based on race, color or national origin in programs or activities that receive Federal financial assistance. Also the 2018 Annual Certification of Employee Related Conditions Form 2068 was completed and sent to MDOT. Both are required before road funds can be released.
- 7. Main Street Holiday Decorations:** The new holiday lights and brackets should arrive within the next month. Michigan Agricultural Commodities (M.A.C.) has a lift truck and can make it available for the DPW to install these decorations.
- 8. MML Conference:** The Annual Michigan Municipal League Conference took place in Grand Rapids September 19-22. The Mayor, Councilmember Parks and the City Manager attended. (See Mayor's Report.).
- 9. IPPSR Public Policy Forum:** The Institute for Public Policy and Social Research at Michigan State University sponsored a forum in Lansing on September 19th. Subject was "The Recreational Pot Market – Michigan Voters to Decide." Speakers included the Director of the Michigan Department of Licensing and Regulatory Affairs (LARA), a psychiatrist and medical school professor. Discussed were questions concerning potential for increased drug use, physiological effects of marijuana, and sundry legal and employment issues.
- 10. Storm Drain:** The replacement of culverts on the west side of Thelman Avenue with the ordinance required larger ones is impacting the flow of storm water. Burgess Excavating

is putting together a bid for the cost to remediate. Information should be available at the next City Council meeting for review and action.

- 11. Proclamation for Equestrian Team:** Melissa Angelbrandt is requesting a Proclamation be given to the Brown City High School Equestrian Team for their successful season. She will provide the information necessary to create the Proclamation and it will be presented to the City Council at their next meeting for approval.
- 12. Tree at the Corner of John and Main Street:** Raymond's Tree Service was awarded the job of removing this tree. Work should be completed within the next couple of weeks.

ATTORNEY'S REPORT:

City Attorney Greg Stremers said that he believed the Councilmembers' decision to accept McLaren Port Huron's request to broadcast "Today's Health" television on Brown City's cable system was a good decision.

City Attorney Greg Stremers will monitor the Recreational Marijuana situation and check with his colleagues to see what they've come up with. He will get back to the Council.

TREASURER'S REPORT: None.

CLERK'S REPORT:

Our November ballots are ready for pick-up. On Wednesday morning I will go to Sandusky to obtain the Brown City Sanilac and Lapeer ballots.

We have received a check from United Impact Group, LLC (FOIA,"Emily") in the amount of \$333.00. Stephanie Stimson and I will copy the requested ballots and AV envelopes tomorrow morning.

The Public Accuracy test has been set for October 25th at 5:00 p.m. You are all invited to attend this testing session.

The November 6th Election Inspectors have been assigned but not yet approved by Sanilac County. The Commissioners meeting, which includes this agenda item is set for October 1st. I will bring the names to the Council for a motion to accept these workers at the October 8th Council Meeting at which time we will also request a motion to close the library on November 6th for the General Election.

A new FOIA request has come in. They want to know how many absentee ballots we will be mailing out and the date we will be mailing them.

MAYOR'S REPORT:

1. Michigan Municipal League 2018 Convention in Grand Rapids.
Mayor Miller, Councilmember Alecia Parks and City Manager Clint Holmes attended the Michigan Municipal League 2018 Convention in Grand Rapids on September 19-22. Mayor Miller went over the various classes and training they attended. They thought it to be a very informative week and would recommend it to other Councilmembers.

COMMITTEE REPORTS:

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

GENERAL CONCERNS OF THE COUNCIL:

CM Parks questioned the storage of a neighbor's boat. City Manager Clint Holmes replied that if it was temporarily parked behind the house and covered it met requirements.

CM Kosal commented on the enclosure fence being built on Main Street and that it is still leaning very badly. The posts are not in the ground deep enough to support the structure. The owner's comment to City police was that they are still working on it.

CM Jacobson questioned what the object is at the house on Maple and Lincoln leaning against the porch. City Manager Clint Holmes will check it out.

CM Walters spoke about the Michigan Township Participating Plan Conference he attended in Grand Rapids. Primarily it reviewed policies and procedures for first responders - EMS and Fire. He thought it a very informative meeting.

PUBLIC QUESTIONS & COMMENTS: None.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion by CM Walters, second by CM Jacobson, to adjourn at 8:10 p.m. Motion carried.

Respectfully submitted,

Juanita Smith
City Clerk