

COUNCIL PROCEEDINGS FOR JULY 12, 1999

Meeting called to order at 7:00PM by Mayor Ken Brown.

Pledge of Allegiance led by Attorney John Lengeman.

PRESENT: Councilmembers: Laura Carpenter, Frank Lukacs, Marvin Ford, Mike Lents, Judy Murray, Kelly Pavel; Mayor Ken Brown, City Clerk Julie Miller, City Manager Clint Holmes, City Attorney John Lengeman.

Moved by CM Pavel, supported by CM Lukacs to approve the Minutes of June 28, 1999 as written. Motion Carried.

PAY BILLS:

CM Murray questioned voucher for Carl's Septic Service for \$125.00. Manager stated that it was for work done on Lincoln Street, and end of James Street. Council questioned why not City equipment, DPW Kinney stated not adequate for the job.

Moved by CM Murray, supported by CM Carpenter to pay the bills as presented in the following funds: General fund: \$25,760.95; Payroll fund: \$16,618.73; Sanitary Sewer fund: \$7,543.24; Water Recreation fund: \$2,009.85; Investment fund: \$24,892.39.

Motion Carried.

OLD BUSINESS: RESOLUTION 99-15 (SALE OF HARRON CABLE)

Personal Appearance: Tom Lerash, Manager from Harron Cable, along with Flett Proctor, Chief Maintenance Technician, requested approval of Resolution 99-15. Mr. Lerash stated that Harron Cable has made corrections to the problems addressed. Channel 4, (electrical) switched from an off air antenna to satellite. Channel 2 (Fox), added antenna to receive Fox from Flint on Channel 58. Channel 15 and 20 adjusted. He added that the Character generator for local Channel 6 to comply with Y2K is \$2,900.00, with cost to be split ½ with City. Lerash reminded Council that this Resolution is for transfer, not for the Franchise. CM Pavel moved to rescind motion from June 28 meeting (to table this for 30 days after completion of work and additional 30 days to make sure completion is working properly). No support. Mr. Lerash reminded Council that this will be in effect on August 9, 1999, 120 days after notification, FCC regulation.

PUBLIC QUESTIONS AND COMMENTS: Question asked why Franchise agreement is for 15 years with changing technology. Manager stated that Marlette is in the process of switching their agreement, and the City will review the contract. Audience recommended that we sign for no more than 5 years with contingency of technical improvements.

PERSONAL APPEARANCES:

1. Bill Walters: Tax Collection Software.

Bill Walters, City Treasurer, presented a price list for new Resource Software for tax collection. The County Treasurer chose this program, with 10% discount if we purchase. County offering free training session. Cost of \$1,074.00, \$984.50 with 10% discount or

possibly \$850.00 if 20 units are purchased. Annual fee of \$179.00 for support and upgrade. No decision needed until September 1, 1999. Issue tabled.

2. Julia DeGuise: Human Development Health Plans.

Julia DeGuise presented a booklet and flyer to Council. She explained the program for Health Care Insurance for families below a specific income level, and especially the need for it to be provided to families with children.

RESOLUTIONS: Resolution 99-16 (Maple Valley Road Sewer Hook-Up for Manufactured Home Community).

Manager gave brief explanation.

Moved by CM Lents, supported by CM Lukacs to approve Resolution 99-16:

APPROVAL OF AMENDED PLANS FOR BROWN CITY MANUFACTURED HOME COMMUNITY TO CONNECT TO THE CITY OF BROWN CITY SEWAGE SYSTEM: with amendments a. b. c and d. Roll Call Vote: Pavel-yes, Murray-yes, Lents-yes, Ford-yes, Lukacs-yes, Carpenter-yes. 6-yes, 0-no. Motion Carried.

PETITIONS AND COMMUNICATIONS: NONE.

PUBLIC HEARING: NONE.

ORDINANCES: NONE.

COMMITTEE REPORTS:

Buildings and Grounds: Carpenter: None.

Personnel: Lukacs: None.

Police: Ford: None.

Sewer and Water: Lents: None. (CM Lents apologized to Planning Commission for being firm at their meeting.)

Tax and Finance: Murray: None.

Streets and Sidewalks: Pavel:

CM Pavel stated that Valley Asphalt prepped edge of Crusty's (Bill Grace) parking lot on Maple Valley and did not complete the work. Misunderstanding from DPW Representative, told Valley to Contact City Hall to acquire information needed and Valley didn't. Bill Grace stated that Chief Smith recommended putting up a NO-U-TURN sign. DPW Kinney stated that Ajax Asphalt is doing project in town, possibly package deal. Mayor stated that St. Mary's Street needs repairs.

ATTORNEY'S REPORT: NONE.

MANAGER'S REPORT:

1. **ST MARY'S STREET AND MAPLE VALLEY ROAD:** Paving is complete. Contract let to have the paving tested to insure required depth and strength requirements have been met. Back fill and landscaping of St. Mary's Street, and shoulder gravel for Maple Valley Road remains to be done. Payment will be held pending final inspection by the City Engineer subsequent to completion of all work.

2. **DANIEL BURTON SWIMMING POOL:** Mr. Burton, who lives on Wood Street, erected a swimming pool five years ago which is built completely on Park property. Following a discussion at the June 10 Park Board Meeting, a letter was sent with options to resolve this situation. He attended the Board Meeting on July 9 and agreed to the following: (1) To immediately get an insurance rider to add the City and Park to his coverage, and (2) to buy that portion of the Park his pool is now on. The Park Board agreed to sell an approximately 80'X80' parcel for \$1,500. Mr. Burton is responsible for getting the property surveyed. The City will require the pool be 6' from the property line.
3. **TRAVCO DITCH:** Keith Muxlow contacted City Hall about getting the ditch cleaned out along Maple Valley, Kohler and Buby Streets. We are checking the cost of renting the necessary equipment from the county. Mr. Muxlow proposed splitting the cost with the City.
4. **LAGOON PERMIT:** Received a renewed permit from DEQ (old one had expired during the 1970's). Requirement exists to "conduct a wastewater stabilization lagoon exfiltration/leakage study." An approvable plan must be submitted by October 29, with work commencing within 60 days and the project complete within one year. Jones&Henry will meet with us next week to discuss costs and requirements.
5. **BEN'S SUPER MARKET, INC.:** Received notice from the Liquor Control Commission that Ben's has requested a Specially Designated Distributor (SDD) license. This would allow sale of liquor for consumption off premises only. Currently they have a license to sell beer and wine only. If the council wishes to contest this license, an immediate response must be forwarded to the from Liquor Control Commission. Council recommended a letter be sent expressing desire that no additional liquor licenses be granted in the City of Brown City.
6. **PARRISH & HEIMBECKER:** P&H has submitted a petition to the State Tax Tribunal to review their assessment. Current assessment is \$482,990 higher than they would like. Copy provided to City Attorney.
7. **DEQ WATER INSPECTION:** DEQ inspected the two water wells today. No problems or infractions reported. They did state that acceptable levels for arsenic could be reduced by the EPA/DEQ around January 1st. Will keep the Council advised as to whether or not this will affect us.
8. **COMPUTER GRANT:** Received information that our request for free computers has been approved. Information concerning types, numbers and delivery dates is pending.
9. **DETROIT EDISON:** Hosting a meeting in Cass City on Wednesday (July 14) to discuss business development in Brown City. Specific agenda item centers on building an ethanol plant in town.

CM Lukacs stated that the Tobey property behind Cade Rd, Belview St. and Autumn Gold Drive needs to be mowed. Manager aware and working toward completion.

CM Pavel questioned house on Lincoln Street. Manager stated that the lawn has been mowed.

MAYOR'S REPORT: NONE.

Moved by CM Ford, supported by CM Pavel to adjourn at 8:54PM. Motion Carried.

Respectfully submitted,

Julie P. Miller
City Clerk