

COUNCIL PROCEEDINGS FOR OCTOBER 11, 1999

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

Pledge of Allegiance led by CM Mike Lents.

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

CORRECTION/APPROVAL OF MINUTES:

Moved by CM Pavel, supported by CM Carpenter, to approve the Minutes of September 27, 1999 as written. Motion Carried.

PAY BILLS:

Moved by CM Lukacs, supported by CM Carpenter, to pay the bills as presented in the following funds: General fund \$30,392.76; Payroll fund \$12,239.25; Sanitary Sewer fund \$10,652.24; Water Recreation fund: \$124.76; Local Street fund \$29,993.07; Investment fund \$19,627.06. Motion Carried.

OLD BUSINESS:

1. Resolution 99-18 (Jones and Henry Contract).

Attorney and Manager met and modified Jones and Henry Contract. Manager stated changes that were made in the contract.

Moved by CM Lents, supported by CM Lukacs, to approve August 20, 1999 Jones and Henry Contract as amended. Roll Call Vote: Pavel=yes, Lents=yes, Lukacs=yes, Carpenter=yes. 4=yes, 0=no, 2 absent. Motion Carried.

PUBLIC QUESTIONS AND COMMENTS:

Pastor Dallas Berry questioned Council concerning pool table at the Oasis Teen Center. Council stated that they are working on reviewing and modifying the Ordinances, with this Ordinance to be reviewed in the future. Pastor Berry requested that snow removal for Main and John Streets be done differently for ample parking for Church attendees. He also requested that the sidewalks along East John Street be cleared for children who are walking to school. Manager stated that currently there is not an ordinance enforcing snow removal on residential sidewalks, but is researching other municipality's ordinances to find an appropriate one for our City. Manager to research and bring back samples to the Council.

PERSONAL APPEARANCES: None.

RESOLUTIONS:

1. Resolution 99-19: [Adopting the City of Brown City Community Recreation Plan 1999-2004].

Moved by CM Lukacs, supported by CM Pavel, to adopt Resolution 99-19: RESOLUTION ADOPTING THE CITY OF BROWN CITY COMMUNITY RECREATION PLAN 1999-2004.

Roll Call Vote: Pavel-yes, Lents-yes, Lukacs-yes, Carpenter-yes. 4-yes, 0-no, 2 absent.
Motion Carried.

2. Resolution 99-20: [Authorizing Resolution for Renaissance Zone].

Moved by CM Lukacs, supported by CM Carpenter, to adopt Resolution 99-20:

AUTHORIZING RESOLUTION FOR THE CITY OF BROWN CITY RENAISSANCE ZONE.

Roll Call Vote: Pavel-yes, Lents-yes, Lukacs-yes, Carpenter-yes. 4-yes, 0-no, 2 absent. Motion Carried.

PETITIONS AND COMMUNICATIONS:

1. Moved by CM Carpenter, supported by CM Pavel, to approve the pre-application building permit for Alan Moroschan, 4333 First Street, for a 5 x 9 unattached porch. Motion Carried.

2. Moved by CM Carpenter, supported by CM Pavel, to approve the pre-application building permit for Lawrence Nason, 6850 St Marys Street, for approximately 16 feet of sidewalk and to change elevation on driveway approach. Motion Carried.

PUBLIC HEARING:

1. Continuation of Ordinance Section 17.100 (Sale of old fire hall and adjacent vacant lot).

Attorney stated that a new deed was sent to Mr. and Mrs. Nagy in South Carolina for signature.

Continued until next Council meeting.

ORDINANCES:

1. Ordinance Section 17.100. SEE ABOVE, UNDER Public hearing.

COMMITTEE REPORTS:

Buildings and Grounds: Carpenter: None.

Personnel: Lukacs: None.

Police: Ford: Absent.

Sewer and Water: Lents: None.

Tax and Finance: Murray: Absent.

Streets and Sidewalks: Pavel: None.

CM Pavel read a letter she had received from a teenager concerning curfew hours in Brown City.

CM Pavel stated she would respond with a letter to him.

ATTORNEY'S REPORT:

Attorney stated that she reviewed the Knox Disposal Contract from 1996 and made some language changes which have been incorporated. [Contract forwarded to Knox Disposal for signature.]

Attorney stated she purchased a Site Plan Review book and left it for the Manager and Council to review.

MANAGER'S REPORT:

1. **SANILAC COUNTY ECONOMIC DEVELOPMENT COUNCIL:** Met again with the Director, Dale Benish. He provided application materials for creating a Tax-Free

Renaissance Zone. Paperwork due Saturday, October 16. Letters have been sent to businesses in the City requesting letters of support, which are required for the application.

2. Resolution 99-20.

3. JONES & HENRY ENGINEERS: Met with City Attorney to discuss provisions of contract. Several deletions and modifications will be incorporated. Spoke with several city managers at the MML Conference who provided information on more equitable cost structuring.

4. Resolution 99-19.

5. CONSUMER CONFIDENCE REPORT/WATER QUALITY REPORT: Mailed to homes and businesses in the City. Also included a copy of the rules associated with Clean Up Days. Required paperwork for MDEQ and Sanilac County Health mailed.

6. 7108 LINCOLN STREET: Tracked down the owner who has since renewed building permit and acquired electrical and plumbing permits (following an inspection by Sanilac County Building Office in Sandusky). Expect owners to continue work in the immediate future.

7. MML CONFERENCE: Excellent conference. Attending classes on DDA, Storm Water Permitting, and Planning Commission Master Plan creation. Also had the opportunity to speak with other city managers and elected officials.

8. KNOX FRANCHISE AGREEMENT: Reviewed the contract with the City Attorney. Minor changes incorporated. Will sign and mail tomorrow.

9. GEMCRAFT HOMES: Met with the new owner of Softwinds Subdivision and his real estate agent. He plans to build 57 new homes at \$109K-119K each. He plans to appear before the next Planning Commission meeting to change the name and discuss requirements. Gemcraft owns 9 subdivisions, three of which are in Oxford (Glenmoore on the Lake, Crestmore on the Lake, and Little Pines).

10. MAC: Michigan Agricultural Commodities, Inc., has purchased Perrish & Heimbecker. The new general manager, Herm Greer, requested permission to erect a 4' x 8' sign.

11. PUMP #4: Layne Northern working to finish. Estimate another 3-4 weeks.

12. HILLSIDE SUBDIVISION: Wally Phillips, Engineer to lower road and modify heights for lots. He will provide new plans and appear at the next Planning Commission meeting on October 21.

CM Lukacs questioned amount of applicants for DPW. Manager stated: about 4.

MAYOR'S REPORT:

Mayor Brown reported on the MML conference that he and the Manager attended in Grand Rapids.

Moved by CM Pavel, supported by CM Carpenter to adjourn at 8:14 PM. Motion Carried.

Respectfully submitted,

Julie P. Miller
City Clerk