

COUNCIL PROCEEDINGS FOR JULY 23, 2001

Meeting called to order at 7:00 P.M. by Mayor Kelly Pavel.

Pledge of Allegiance led by Michael Stain.

PRESENT: Mayor Kelly Pavel, Council members- Laura Carpenter, Frank Lukacs, Michael Stain, Julie Miller, Judy Murray, Patricia Jacobson; City Clerk Christine Lee, City Manager Clint Holmes, City Attorney Gerard Garno.

ABSENT: None.

APPOINTMENT OF NEW CITY CLERK:

Mayor Pavel recommended the City Council appoint Christine Lee as City Clerk to replace Denise Hoff. Motion by CM Lukacs, support by CM Carpenter, to appoint Christine Lee as City Clerk. Motion Carried. Deputy Clerk VanCura swore in Christine Lee as City Clerk.

CORRECTION AND APPROVAL OF MINUTES:

Motion by CM Lukacs, support by CM Murray, to approve the Minutes of July 9, 2001, as submitted. Motion Carried.

PAY BILLS:

CM Lukacs questioned the bill of Tony Lung for sidewalk repair. City Manager explained details.

Motion by CM Murray, support by CM Jacobson, to pay the bills as presented in the following funds: General-\$39,296.54, Payroll-\$13,847.02, Sanitary Sewer-\$10,248.75, Major St.-\$45.00, Investment-\$13,942.81. Motion Carried.

OLD BUSINESS:

1. City Ordinance Chapter 5 Work Session Scheduling: Pending.
2. Rezoning Request- Keith Muxlow: Pending.
3. Mosquito Abatement Program: The City has three choices:
 - a. Fogging and larvicide's from Ortonville Cost \$3,000.00 plus \$2,000.00 for larva control from local individual (spraying 10:30 p.m. – 11:30 p.m.)
 - b. Fogging from Fenton \$5,000.00 for rest of the season
 - c. Purchasing equipmentTabled - Wait until spring

PUBLIC QUESTIONS AND COMMENTS: Carol Walters thanked Laura Carpenter on Bill's behalf for inviting him to take part in the Mayor Exchange Day.

PERSONAL APPEARANCES:

Mr. Ecklund was present to explain and answer any questions on the bond issue and how it works. Action Steps were presented to the City Council. The county will be borrowing the money for the City and the City will pay the County back. By going through the county the City will save a lot of money on interest, 2nd fees. Time line about 2 months.

RESOLUTIONS:

1. Number 01-07 = City Water Tower Bond
Motion by Stain, support by CM Lukacs, to adopt Resolution #01-07: City Water Tower Bond. ROLL CALL VOTE: Jacobson yes, Murray yes, Miller yes, Stain yes, Lukas yes, Carpenter yes. 6 Yes, 0 No, 0 Absent, 0 Abstaining. Motion Carried.

PETITIONS AND COMMUNICATIONS:

1. Susanne Parent, 6954 George Street – 24'x24' Garage/Pole Barn.
Motion by CM Carpenter, support by CM Miller, to approve the pre-application building permit for Susanne Parent, 6954 George Street to build a 24'x24' garage/pole barn. Motion Carried.
2. Patrick Nason, 4116 Fourth Street – Replace Shingles.
Motion by CM Carpenter, support by CM Miller, to approve the pre-application building permit for Patrick Nason, 4116 Fourth Street to replace shingles. Motion Carried.
3. Suburban Home Sales, Inc./Maple Valley Estates, 5070 Sycamore Drive, Lot #63 – Foundation and House.
Motion by CM Carpenter, support by CM Jacobson, to approve the pre-application building permit for Suburban Homes Sales, Inc./Maple Valley Estates, 5070 Sycamore Drive, Lot #63 for a foundation and house. Motion Carried.
4. Duane Mitchell, 7167 Lincoln Street – 40'x 40' Garage/Pole Barn.
Motion by CM Carpenter, support by CM Lukacs, to approve the pre-application building permit for Duane Mitchell, 7167 Lincoln Street to build a 40'x40' garage/pole barn. Motion Carried.

5. Alan Moroschan, 4333 First Street – 16’x20’ New Porch.

Motion by CM Carpenter, support by CM Lukacs, to approve the pre-application building permit for Alan Moroschan, 4333 First Street to build a 16’x20’ porch on rear of house. Motion Carried.

COMMITTEE REPORTS:

1. Building and Grounds (Carpenter): Street light by Linda Yockey west end of town, need to have one put in. Street light at 3rd and Kohler needs to be fixed. Table until next council meeting and ask the Police Chief if there are any other areas that need to be lighted or fix.
2. Streets and Sidewalks (Lukacs): The Committee will meet on Wednesday, August 8th at 7:00 p.m. to discuss what street lights in town need to be fix or added. Trees- Frank will get with Dave and maybe some of the trees only need to be trimmed.
3. Police (Miller): None.
4. Water and Sewer (Stain): None.
5. Tax and Finance (Murray): None.
6. Personnel (Jacobson): None.

CITY MANAGER’S REPORT:

1. **Welch vs. City of Brown City:** Arbitration Committee, following a six hour session, elected to award Mr. Welch \$15,000, which is the upper limit of insurance coverage. Since this was an arbitration instead of a trial, there can be no appeal, case closed.
2. **Master Plan Contract:** The Planning Commission heard presentations from two companies and recommend McKenna and Associates be selected as the company to create/update the City’s Master Plan. A copy of the contract will be made available when provided by McKenna and Associates. Motion by CM Lukacs, support by Carpenter, to accept the Planning Commission recommendation to accept the Master Plan by McKenna and Associates subject to review by the Attorney with the amount of \$10,700.00. Motion Carried
3. **Brown City Renaissance Zone:** The advertisement for the various Zones in Sanilac County have been completed. A copy of Brown City’s is included in your packet. The advertisements are scheduled to be published soon and sent to various corporations and companies throughout the United States.

4. **Tree Bids:** Need to get more information because the number of trees has change. Postpone until next council meeting.
5. **Sidewalk Bids:** Motion by CM Carpenter, support by CM Jacobson, to go with the bid from Tom's Ultimate Concrete Finish in the amount of \$2,281.60. Motion Carried.
6. **City Manager Vacation:** A reminder that I plan to leave the afternoon of July 25th for a short vacation. I will be back in the office on August 6th. I will be available by cell phone in the interim.
7. **State of Michigan:** The City received a check from the State Emergency Fund in the amount of \$6506.25 to be put in the Major Street Fund.

MAYOR'S REPORT:

1. Mayor Exchange with Lexington was very productive.
2. Proposed City Library: Mayor Pavel will attend the Library Board next meeting to set a target date, to have an architect hired by September 1st, with Council ready to proceed in expanding City Hall.
3. Office Casual Friday's: Clint will check into getting shirts with City Logo to wear in the office on Fridays.

ATTORNEYS REPORT:

Motion by CM Miller, support by Carpenter, to move into Executive Session to consult with the City Attorney.

1. To consult with it attorney regarding trial or settlement strategy in connection with specific pending litigation, but only if an open meeting would have a detrimental financial effect on the litigating or settlement position of the public body.
2. To consider the purchase or lease of real property up to the time an option to purchase or lease that real property is obtain.

ROLL CALL VOTE: Jacobson yes, Murray yes, Miller yes, Stain yes, Lukacs yes, Carpenter yes. 6 Yes, 0 No, 0 Absent, 0 Abstaining. Motion Carried.

Council went into Executive Session at 8:26 p.m.

Motion by CM Carpenter, support by CM Stain to move out of Executive Session. ROLL CALL VOTE: Jacobson yes, Murray yes, Miller yes, Stain yes, Lukacs yes, Carpenter yes, 6 Yes, 0 No, 0 Absent, 0 Abstaining. Motion Carried. Council came out of Executive Session at 8:50 p.m.

No decisions were made during this Executive Session.

Motion by CM Lukacs, support by CM Carpenter, to adjourn the meeting at 8:51 P.M. Motion Carried.

Respectfully Submitted,

Christine Lee
City Clerk