

COUNCIL PROCEEDINGS FOR SEPTEMBER 24, 2001

Meeting called to order at 7:05 P.M. by Mayor Kelly Pavel.

Pledge of Allegiance led by Councilmember Frank Lukacs.

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

ABSENT: None.

CORRECTION AND APPROVAL OF MINUTES:

Motion by CM Carpenter, support by CM Miller, to approve the Minutes of September 10, 2001, as corrected. Motion Carried.

PAY BILLS:

Motion by CM Murray, support by CM Jacobson, to pay the bills as presented in the following funds: General -\$14,815.30, Payroll - \$11,457.14, Sanitary Sewer - \$885.21, Investment - \$35,471.29. Motion Carried.

OLD BUSINESS:

1. City Ordinance Chapter 5 Work Session Scheduling: Pending
2. Rezoning Request – Keith Muxlow: Pending

PUBLIC QUESTIONS AND COMMENTS.

William Walters – Informed the Council that Sanilac County has a DPW pickup truck for sale. The truck is a 1995 Chevy 4-wheel drive with 35,000 miles. The Transportation Department was asking \$9,500 but now is taking bids.

PERSONAL APPEARANCES.

Dave Kredell, from Representative Stephen R. Ehardt's office, informed the City Council that the Representative's office would support the City's grant request for a streetscape project.

PUBLIC HEARING: 7:15 PM = MDOT Street Enhancement Grant: Mayor Pavel opened the Public Hearing at 7:15 PM. Spicer Group to help with a

formal grant application for streetscape, Veterans Park to James Street on the north and Lincoln to Wells Streets on the south, and around City Hall to the alley. Total cost is approximately \$320,000 with the City's share about \$130,000.00. Mayor Pavel closed the Public Hearing at 7:18 PM.

RESOLUTIONS:

1. No. 01-11 = Resolution of the City of Brown City at actively support the enhancement of our Main Street; add to resolution (and to provide necessary future maintenance).

Motion by CM Lukacs, support by CM Carpenter, to adopt Resolution No.01-11.
ROLL CALL VOTE: Jacobson - Yes, Murray - Yes, Miller - Yes, Stain - Yes, Lukacs - Yes, Carpenter - Yes. 6 - Yes, 0 - No, 0 – Absent, 0 - Abstain. Motion Carried.

2. No. 01-12 = Resolution formally causing to be levied a special tax or assessment to recover monies owed the City of Brown City as amended.

Motion by CM Miller, supported by CM Lukacs, to adopt Resolution No. 01-12.
ROLL CALL VOTE: Jacobson - Yes, Murray - Yes, Miller - Yes, Stain - Yes, Lukacs - Yes, Carpenter - Yes. 6 - Yes, 0 - No, 0 – Absent, 0 - Abstain. Motion Carried.

PETITIONS AND COMMUNICATIONS:

Preapplication Building Permits:

1. Darrell Schlabach, 4345 Maple St. – 24'x32' Garage.

Motion by CM Carpenter, support by CM Miller, to approve the above listed preapplication building permit as submitted. Motion Carried.

2. Rod Hughes, 6920 St. Marys St. – Fence.

Motion by CM Carpenter, support by CM Lukacs, to deny the above listed preapplication building permit as submitted pending better identification of fence location relative to existing property lines. CM Miller - Abstain, Motion Carried.

3. Michael Jones, 6805 Cade Rd. – 12'x14' Garden Shed.

Motion by CM Carpenter, support by CM Jacobson, to approve the above listed preapplication building permit as submitted. Motion Carried.

4. Steve Kohler – Kohler Oil, 4130 main St. – reface and remodel building and resurfacing front parking lot.

Motion by CM Carpenter, support by CM Lukacs, to approve the above listed preapplication building permit as submitted. Motion Carried.

COMMITTEE REPORTS:

1. Building and Grounds (Carpenter)– Ditch is done – Kohler Road
2. Streets and Sidewalks (Lukacs)–
City Manager had answers for CM Lukacs:
 - a. Water tanker - MDOT water for road work
 - b. Shell's Service Station trees will be trimmed by DPW when it stops raining.
 - c. Shadley's tree will be scheduled for removal next year.
3. Police (Miller)- None
4. Water and Sewer (Stain)- None
5. Tax and Finance (Murray)- None
6. Personnel (Jacobson)- None

ATTORNEY'S REPORT:

1. Maplevue Estates vs City of Brown City: The City's insurance company will not cover the costs of the appeal. The City's attorney in this matter, Mr. Dloski's will therefore be paid by the City.
2. MML Legal Defense Fund Update. – MML to decide issue and inform City of their decision.

CITY MANAGER'S REPORT:

1. **Maple Valley Lift Station:** Hydrodynamics is still scheduled to do the work on the lift station.
2. **Spicer Group:** I met with Cynthia Winland on Sept 17th concerning our application for a Street Enhancement Grant. I provided an overview, maps and measurements. She stated that several items were required for the application package. Letters of support have been requested and are expected from MDOT and EDC. (For the Public Hearing and Resolution see agenda above.)
3. **Representative Barcia:** The Congressman gave a speech at the Sanilac Career Center on Sept 10th concerning the state of the Congress relative to

District 5. One issue he mentioned was arsenic in drinking water. Apparently the USA Today article had some impact in Washington. He stated that Congress would try and provide “resources” once the EPA releases their final decision. I requested that some of the funds be specifically targeted to small communities and he agreed that would be prudent. The Congressman also discussed several other topics to include current events in New York and Washington, solid waste and agricultural issues.

- 4. DPW Pick-up Truck:** The Ford truck had its transmission fail. Options include repairing or replacing the truck. Minimum repair cost will be about \$1,400. Replacement cost depends on size and whether the truck is new or used. Note however, the truck has other problems including a cracked and separated frame. If repaired, recommend moving the snowplow to the Chevy. Look at options for replacement.
- 5. School Water Mains:** Spoke with the school’s engineer concerning rerouting water mains and adding fire hydrants on Sept 20th. He agreed to the recommendations of the DPW Supervisor and the Fire Chief and will work up some cost estimates for the work. Once the estimates are available, we need to negotiate with the school who will pay for the various components: 1) hydrants, pipes & mains, 2) trenching, and 3) repaving 2nd Street.
- 6. EPA Survey:** Representatives from the US Environmental Protection Agency and the DEQ met with the DPW Supervisor and me on Sept 20th. Apparently, the EPA conducts a survey every five years of small water systems to assist the EPA in creating cost-benefit models for regulatory issues. They asked about costs, revenues, infrastructure enhancement, system components, etc. (He did state that this is the 98th community he had surveyed and has never seen a water rate structure like ours before.)
- 7. Hydrant Flushing and Clean Up Days:** Recommended the week of 8-12 of October for hydrant and October 15 & 16 for Clean Up Days with October 17 as optional.

Motion by CM Miller, support by CM Stain, to schedule Hydrant Flushing for October 8-12, and Brown City Clean Up Days for October 15 & 16. Motion Carried.

- 8. Sanilac County Police:** County Police road patrol and Central Dispatch is facing a significant budget cut. County officials will meet next week to discuss options. Could have an impact on 911 services. Additional information as it becomes available.

MAYOR'S REPORT.

1. CM Lukacs asked the Mayor to send a thank you note to the City DPW for the good job of cleaning the ditch on Kohler Street.
2. The Mayor asked that everyone keep New York City in our thoughts and prayers.

Motion by CM Lukacs, support by CM Stain, to adjourn the meeting at 8:07 P.M.
Motion Carried.

Respectfully Submitted,

Christine Lee
City Clerk