

**BROWN CITY COUNCIL PROCEEDINGS
SEPTEMBER 8, 2008**

Meeting called to order by Mayor Laura Carpenter.

Pledge of Allegiance led by Mayor Carpenter.

PRESENT: Mayor Laura Carpenter, Councilmembers: Pat Jacobson, Julie Miller, Ross McIvor, Christine Lee. City Attorney Gregory Stremers, City Clerk Kelly Pavel.

ABSENT: CM Mike Lents and CM Ken Brown; City Manager Clint Holmes.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA: None.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM Miller, second by CM McIvor, to accept the Regular Meeting Minutes of August 25, 2008 as presented. Motion carried.

PAY BILLS:

Motion by CM Lee, second by CM Jacobson, to pay the bills in the following funds: General - \$9,920.51, Payroll - \$13,597.52, Major Street - \$45.00, Sanitary Sewer - \$985.00, Water - \$1,437.91, Storm Sewer - \$843.48, Equipment - \$372.01. Motion carried.

PUBLIC QUESTIONS & COMMENTS: None.

PERSONAL APPEARANCES: None scheduled.

POLICE REPORT:

Written report reviewed. No questions or comments.

UNFINISHED BUSINESS:

1. 7030 Welles Street Basement Flooding – The DPW installed a catch basin on the north side of the alley and a 6” pipe to carry the storm water to the catch basin in the City parking lot. CM Lee has looked at the work and states that water appears to be flowing properly but there are two holes that need to be filled.

PETITIONS & COMMUNICATIONS: None.

PUBLIC HEARING: None scheduled.

ORDINANCES: None scheduled.

RESOLUTIONS: None scheduled.

MANAGER'S REPORT:

1. **Phase III Sewer Rehabilitation Project:** The Qualifying Statement for Sanilac County is still pending.
2. **2008 Street Rehabilitation Program:** The bid packages were opened at 2:00 PM on Thursday, September 4th. A total of three bids were received:

a. Astec Asphalt, Inc. – Brown City, MI	\$220,189.37
b. James P Contracting, Inc. – Washington, MI	\$208,661.65
c. Saginaw Asphalt Paving Co. – Saginaw, MI	\$289,722.60

Astec has done patch work on Main Street and other locations in the City, James P did Welles Street in 2000. The City budgeted \$100,000 in Major Streets and \$75,000 in Local Streets. Total amount available for street repair is: \$411,502 (\$317,041 County Road Millage and \$94,461 in Street Reserve). How does the City Council wish to proceed? **REQUIRES MOTION.**

Discussion that one bid received does not state the replacement of curb and gutter on Wells Street. It is recommended that this be clarified that it is part of the quote and that it would not be considered an add-on.

Motion by CM Jacobson, second by CM Miller, to table 2008 Street Rehabilitation Program until all bid packages and quotes are clear. Motion carried.

3. **Wayfinding Signs:** A letter was sent to the Cass City MDOT Transportation Service Center requesting to have directional signs for the Park placed on M-90 at Cade Road and at McMorrان.
4. **New Zoning District:** The Planning Commission at their September 4th meeting voted to approve a new zoning district for the City (please see enclosed Planning Commission minutes). This new zone – designated Mixed Use (MU) is specifically targeted at the west side of Maple Valley Road south of M-90. Proposed Ordinance 152.120 (yellow) would allow a combination of residential and non-residential. Under the new Zoning Enabling Act (Act 33 of 2008), the Planning Commission must hold a public hearing on the ordinance, which is scheduled for October 2nd at 7:15 PM as a part of their next regularly scheduled meeting. The new law then requires a report concerning the results of the public hearing be made to the City Council. The City Council could introduce Section 152.120 at the October 13th meeting, and to meet City Charter requirements schedule a public hearing on the ordinance for October 27th and then either adopt or reject the Ordinance. If adopted the new ordinance would become effective November 26th.
5. **Exchange State Bank:** Mr. Phelan called on September 4th. He said that the Bank will move the one tree and add a second. He requested that Kelly mark the location for the two trees (DPW dropped off two small marking flags). The grading to remove the ditch next to Main Street and the retention pond adjacent to the ditch should be repaired in the near future.
6. **School Crossing Guard:** The City hired Francesca Celani as the school crossing guard for the corner of Main and John Streets beginning September 2nd.
7. **Tree Removal/Trimming:** Frank Lukacs has volunteered to put together a list of trees in the City's right-of-way that require either removal or trimming. He will provide the list by September 18th so that the City Council can decide whether to do a 2008 Tree Project.
8. **City Manager Evaluation:** City Ordinance Section 2108.2.1 requires the semi-annual evaluation of the City Manager (February and September). A copy of the standard evaluation sheet is enclosed in your

packet (tan). Please complete the evaluation and turn it over to the Mayor at the beginning of the September 22nd City Council meeting.

ATTORNEY'S REPORT: None.

TREASURER'S REPORT: None.

COMMITTEE REPORTS:

1. Police (Miller) – none.
2. Water and Sewer (Lents) – none.
3. Tax and Finance (Lee) – none.
4. Streets and Sidewalks (Jacobson) – none.
5. Building and Grounds (Brown) – none.
6. Personnel (McIvor) – none.

GENERAL CONCERNS OF THE COUNCIL: None.

MAYOR'S REPORT: None.

PUBLIC QUESTIONS & COMMENTS:

Mr. Beldock expressed his desire to see rolled asphalt on Wells Street instead of a curb and gutter. He feels that rolled asphalt will last just as long and will be more cost effective.

Motion by CM Miller, second by CM Lee, to adjourn at 7:19 p.m. Motion carried.

Respectfully submitted,

Kelly Pavel
City Clerk