

**BROWN CITY COUNCIL PROCEEDINGS
NOVEMBER 12, 2012**

MEETING CALLED TO ORDER BY MAYOR CHRISTINE LEE AT 7:00 PM.

PLEDGE OF ALLEGIANCE LED BY MAYOR CHRISTINE LEE.

PRESENT: Mayor Christine Lee, Councilmembers: Pat Jacobson, Ross McIvor, Julie Miller (arrived at 7:08), Eugene Navock, and Bill Walters. City Manager Clint Holmes, City Attorney Gregory Stremers.

ABSENT: Councilmember Dan Loutzenhiser and City Clerk Kelly Pavel.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA: None.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM Walters, second by CM Navock, to accept the Regular Meeting Minutes of October 22, 2012 as presented. Motion carried.

PAY BILLS:

Motion by CM Jacobson, second by CM Navock, to pay the bills in the following funds: General - \$25,017.73 (5482-5527), Payroll - \$11,697.75 (5716-5730 plus EFT), Major Street - \$115.62 (3779), Sanitary Sewer - \$9.98 (3270), Water - \$2,241.79 (2149-2155), Arsenic Abatement - \$11.35 (1199), Equipment - \$32.85 (1362). Motion carried.

PUBLIC QUESTIONS & COMMENTS: None.

POLICE REPORT: Written report reviewed. No questions or concerns. There were no significant Halloween incidents.

PERSONAL APPEARANCES:

1. **4000 Main Street** – Chris Madea for Mary Ann’s Restaurant: Potential for approval of Beer/Wine License Application. Consensus of the City Council was to approve this application when submitted.

2. **7115 Maple Valley Road** – Chuck Kunisch for Michigan Agricultural Commodities: Possible purchase of City property north of their facility. The City Council discussed the sale of the property; the existing drainage system; possibly vacating the City street easement east of the intersection of Corn and Soybean Drives; and allowing the replacement of the ditch on the south side of Soybean Drive with a covered culvert.

UNFINISHED BUSINESS: None Scheduled.

PETITIONS & COMMUNICATIONS:

1. **4222 Main Street** (Tri-County Bank): Installation of two windows. Planning Commission recommends approval.

Motion by CM Walters, second by CM Navock, to approve the Building Permit application for Tri-County Bank. **ROLL CALL VOTE:** Jacobson-yes, Loutzenhiser-absent, Mclvor-yes, Miller-yes, Navock-yes, Walters-yes. Motion carried.

ORDINANCES:

1. **Ordinance 17.990:** Introduction of an Ordinance to Amend the Brown City Code by adding a new section which new section shall be known as Section 17.990 of Title XVII – Special Ordinance. Ordinance concerns sale of Parcel #76-300-017-200-010-00.

Ordinance 17.990 was introduced by CM Walters.

Motion by CM Miller, second by CM Mclvor, to schedule a Public Hearing concerning the sale and Ordinance, to take place during the next regularly scheduled City Council meeting on November 26th at 7:15 PM. **ROLL CALL VOTE:** Jacobson-yes, Loutzenhiser-absent, Mclvor-yes, Miller-yes, Navock-yes, Walters-yes. Motion carried.

PUBLIC HEARING: None Scheduled.

RESOLUTIONS: None Scheduled.

MANAGER'S REPORT:

1. **East Maple Street:** Astec Asphalt completed the grinding, reshaping and compacting of the east end of Maple Street on Tuesday, November 6th.
2. **Internet Connectivity:** The Air Advantage sub-contractors have completed the installation of conduit and have substantially finished the installation of fiber optic cable. There is no word as to when the final connections to the national grid will be completed, but the estimate was within a couple of weeks. Cleanup from the boring and installation of removed sidewalks is ongoing.
3. **Countywide Informational Update:** Sanilac County is providing overviews of the laws and regulations concerning medical marihuana, gravel mining, fireworks and cell towers. The briefing will be conducted by Rowe Professional Services in the Board of Commissioners Chambers on Tuesday, December 11th at 6:00 PM. Those interested in attending need to RSVP by December 3rd at (810) 359-8646. The Mayor, City Manager and City Attorney will attend.
4. **Newspaper Sales Boxes:** The parent company for the *Banner* has requested permission to install newspaper sales boxes for the *Banner* and the *County Press* adjacent to the Game Age on Main Street. They originally wanted to install the boxes in front of the Banner Officer but were concerned it would interfere with snow removal. The location identified is City property. The sales representative and I looked at several alternate locations on Main Street. This is the first time that this type of request has been made to the City. There may be a concern about allowing private sales on public property. How

does the City Council wish to proceed? The consensus of the City Council was to not allow permanent private sales on public property.

5. **Public Use Airport:** The Bureau of Aeronautics of MDOT contacted the City concerning a request to allow a public use airport at 4155 Galbraith Line. They were told that this address is located in Maple Valley Township and were provided with contact information. However, they are accepting written comments from local governments and citizens concerning this license at their office in Lansing until November 15th.
6. **Sandusky Tribune:** The newspaper is interested in running a monthly column highlighting events and activities in the City of Brown City. A sample proof sheet is enclosed (tan). They are also looking for a name for the page and have suggested the "Brown City Beacon" but would welcome any recommendations from the City Council. The project is subject to identifying adequate advertising support. Does the City Council wish the City to participate in this endeavor? The City Council had no objection to submitting a monthly column and had no naming suggestions.
7. **Union Audit:** The firm of Stefansky, Holloway & Nichols will be conducting an audit of the City's payroll and employee records on behalf of IOUE Local 324. The audit will take place on November 14th and will cover the period of January 2009 to present. This audit is conducted every three years and should be similar in both content and result to the last one. The City will redact Social Security Numbers before providing the information.
8. **Brown City Area Fire Authority:** The regular November meeting has been postponed to Tuesday, November 20th at 8:00 PM. Also, the annual Christmas Party for the members of the Fire Department and the Authority Board will be December 1st. The Mayor and members of the City Council are invited to attend. RSVPs are due at the meeting.
9. **Final Brush Pick-up:** The DPW has been doing an excellent job of getting the leaves collected. The next regular brush pick-up is November 15th. The November 30th pick-up will be the last for 2012.
10. **Thanksgiving:** City Hall, the police department and DPW will be closed on Thursday November 22nd and Friday November 23rd in observance of the Thanksgiving Holiday.

ATTORNEY'S REPORT:

1. The City Attorney briefly discussed the procedures for the Purchase Agreement associated with Ordinance 17.990.

TREASURER'S REPORT: None.

MAYOR'S REPORT:

1. City Clerk Appointment:

Motion by CM Miller, second by CM Navock, to appoint Juanita Smith as the City Clerk for the December 2012 to December 2014 term of office. **ROLL CALL VOTE:**

Jacobson-yes, Loutzenhiser-absent, Mclvor-yes, Miller-yes, Navock-yes, Walters-yes.
Motion carried.

2. Congratulations to City Attorney Greg Streamers for his induction into the Michigan Association of Municipal Attorneys.
3. Thank you to all of the veterans that have served.
4. Congratulations to Robert Jacobson for his election to the City Council.
5. A new business – Get Serious Fitness – opens on Main Street on December 1st. An official ribbon cutting ceremony is planned.

COMMITTEE REPORTS:

1. Police (Miller) – none.
2. Water and Sewer (Navock) – none.
3. Tax and Finance (Jacobson) – none.
4. Streets and Sidewalks (Loutzenhiser) – none.
5. Building and Grounds (Walters) – none.
6. Personnel (Mclvor) – none.

GENERAL CONCERNS OF THE COUNCIL:

1. The Mayor will be absent from the November 26th regular City Council Meeting. The meeting will be chaired by Mayor Pro-Tem Miller.
2. The Mayor sincerely thanked Councilmember Navock and City Clerk Pavel for their service to the City Council and the City of Brown City.
3. CM Walters recommended gravel be placed on Walter Street to remediate the ground that settled after the installation of the new water main.

PUBLIC QUESTIONS & COMMENTS:

1. Sanilac County Commissioner Jamie Daws provided an update on matters concerning Sanilac County and the Board of Commissioners.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion by CM Miller, second by CM Navock, to adjourn at 7:37 p.m. Motion carried.

Respectfully submitted,

Clinton K. Holmes
City Manager