

**BROWN CITY COUNCIL PROCEEDINGS
MAY 27, 2019**

MEETING CALLED TO ORDER BY MAYOR JULIE MILLER AT 7:00 PM.

PLEDGE OF ALLEGIANCE LED BY MAYOR JULIE MILLER.

PRESENT: Mayor Julie Miller, Councilmembers: Stacy Biel, Patricia Jacobson, Christine Lee, Ross McIvor, Eugene Navock, and Alecia Parks; City Manager Clint Holmes and City Clerk Juanita Smith.

ABSENT: City Attorney Gregory Stremers.

GUESTS: Doug Muxlow, Kendal Muxlow, Phil Bartle, Payton Nagle, Valyn Cutcher, Courtney Wheeler, Megan Anglebrandt, Madisen Anglebrandt, Danyale McIvor, Kristal McIvor, Xander McIvor, Russ McIvor, Melissa Anglebrandt, Scott Anglebrandt, Faith Gleasure, Sarah Woodall, Isabel Woodall, Cindy Burton, Delilus McIvor, Megan Vislosky, John Martus, Becky Vislosky, Dan Jones, Denise Jones and Shaun Wheeler.

PRESENTATION OF PROCLAMATIONS BY MAYOR JULIE MILLER.

Mayor Miller opened the Council Meeting with a series of Proclamations to both scholars and athletic students from Brown City High School.

Courtney Wheeler was presented a Proclamation by Mayor Julie Miller for her Outstanding Bowling performance.

Faith Gleasure was presented a Proclamation by Mayor Julie Miller for her Outstanding Bowling performance.

The entire Bowling Team was also presented a Proclamation by Mayor Miller for their Outstanding Bowling performance this year and for qualifying to go to State Tournaments where they took 4th place.

Mayor Julie Miller presented a Proclamation to Sarah Woodall, Salutatorian of the Brown City Class of 2019. Sarah has been involved in many academic and athletic endeavors during her school career and excelled in all that she participated.

Kendal Muxlow was presented a Proclamation by Mayor Miller for her superb athleticism exemplified by Brown City High School Girl's Basketball and being named Player of the Year. Kendal is the all time leading scorer with 1,419 points during the 2018-2019 basketball season.

The Girl's Basketball Team and their Coach, Cindy Burton, was awarded a Proclamation for their successful season. The Varsity Basketball Team was successful in winning the League and District Championship. The Team consisted of the following girls: Valyn Cutcher, Grace Schlaud, Chelsey Daws, Jordan Millsap, Juliana Hanson, Kendal Muxlow, Alexis Wiltse, Payton Nagle,

Sarah Woodall, Olivia Bovenchen, Carleigh Randolph, Miki Frey, Makayla Couryna and Isabel Woodall.

Pictures were taken of each recipient receiving their Proclamation from Mayor Miller.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA:

City Manager Clint Holmes reported that there would be one additional item under Petitions & Communications.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM Navock, second by CM Mclvor, to accept the Regular Meeting Minutes of May 13, 2019 as presented. Motion carried.

PAY BILLS:

Motion by CM Jacobson, second by CM Lee, to pay the bills in the following funds:

General - \$7,988.21 (9238 – 9250), Payroll - \$17,202.81 (8937 – 8955 plus EFT), Major Street - \$210.25 (3992 – 3994), Local Street - \$1,427.25 (4319 – 4320), Sanitary Sewer - \$1,131.30 (3804 – 3806), Water - \$1,054.14 (3060 – 3063), Arsenic Abatement - \$8.61 (1444), Storm Sewer - \$60.00 (1288) and Equipment - \$21,565.00 (1667). Motion carried.

PERSONAL APPEARANCES: None Scheduled.

PUBLIC QUESTIONS & COMMENTS:

Denise Jones, 4288 Main Street: Denise Jones appeared again before the Council with more research results on placing an antenna on the water tower and 5G. She reported that the Firefighters Association can fight against having Cell phone towers and 5G.

DPW REPORT: Report reviewed. No questions or concerns.

UNFINISHED BUSINESS: None Scheduled.

PUBLIC HEARING: None Scheduled.

RESOLUTIONS: None Scheduled.

ORDINANCES: None Scheduled.

PETITIONS & COMMUNICATIONS: (pink)

1. **7046 Reed Street:** Request building permit to replace existing fence around the backyard to include the swimming pool.

Motion by CM Navock, second by CM Parks, to approve a building permit request to replace an existing fence around the backyard to include the swimming pool located at 7046 Reed Street. Motion carried.

2. **4156 Maple Street:** Request Building Permit to construct a new 6' X 37' porch on the rear of the house. A request to build a front porch of about equal size is being forwarded to the Planning Commission since it may not meet required setbacks.

Motion by CM Mclvor, second by CM Navock, to approve a building permit request to construct a new 6' x 37' porch on the rear of the house and replace a window with a smaller one at 4156 Maple Street. The building permit will be available for pickup after 10:00 a.m. on Tuesday, May 28, 2019. A permit will also have to be pulled at the Court House in Sandusky. Motion carried.

- 3. 4440 Autumn Gold Drive:** Request Building Permit to remove an existing 4' x 5' porch and replace with a 6' x 20' porch with roof and guardrails.

Motion by CM Mclvor, second by CM Lee, to approve a request for a building permit to remove an existing 4' x 5' porch and replace with a 6' x 20' porch with roof and guardrails at 4440 Autumn Gold Drive. Motion carried.

MANAGER'S REPORT:

- 1. AT&T Cell Antenna:** The City has not yet received the final contract for the lease of space near the base of the water tower for an equipment building and for the placement of LTE and 4G cell phone antennas on the top. Until all information is available, the City Council cannot make a decision either for, against, or request additional information and details. The City Attorney expects that the contract and plans will be ready for review and consideration by the City Council at the June 10th meeting.
- 2. Thumb Cellular Ground Station:** Thumb Cellular contacted the City about replacing their telecommunication building located at the base of the City's water tower. They want to replace the current 10' X 10' building with a new one that is 12' X 20'. The concern raised is that it would sit over the water mains that connect the water tower to the City's water system. Thumb Cellular was told of this concern along with a recommendation to place the new building to the north of the existing one. They replied with "That is fine with us, it really doesn't matter where we go. We are just looking for some preliminary approval from your council before we get estimates and permits." How does the City Council wish to proceed with this request?

The consensus of the Councilmembers is that they have no objection to Thumb Cellular replacing their 10' x 10' building with a new 12' x 20' building as long as it does not sit over the water mains that connect the water tower to the City's water system.

- 3. Union Contract:** Apparently the Union approved the contract on April 30th (according to the union pension office). To date, the City has neither received a signed copy of the document nor been officially informed of the approval.
- 4. Wastewater Engineering:** The City contracted with Spicer Engineering to conduct two studies of the City's wastewater system. The first determined that the pipe under the railroad tracks at First and St Marys Streets is adequate and does not need replacement; the second, concerning the sewer main at the northeast end of Main Street will have to be replaced by excavating and replacing the pipe. Details on this project are being analyzed. The second study is to determine how much capacity is available at the City lagoons to verify if it can accommodate the water volume from a proposed industrial washing process. The initial report on both is attached. Spicer recommends additional analysis on

lagoon capacity. A proposal, with an estimated cost of \$5,000, requires City Council review and action

Motion by CM Lee, second by CM Biel, to continue with additional analysis on the lagoon capacity with Spicer Engineering for an estimated cost of \$5,000. Motion carried.

5. **Fire Hydrant Flushing:** The Brown City DPW flushed City fire hydrants May 20th through May 24th as part of this semi-annual program. No issues were noted
6. **Brown City Street Projects:** Contact with contractors revealed that plans to mill and resurface Maple Valley Road from the railroad tracks south to the City Limits will begin on June 10th. The detour while this work is being done will be Wilcox Road to Lincoln Street. The work will include refurbishing the railroad crossing and is estimated to take about two weeks. The Thelman Avenue, Belview and Autumn Gold Drive Project will begin June 17th. Notices will be sent to residents on those streets beginning on May 28th.
7. **Canada Geese Hunt:** Discussion with the DPW Foreman revealed that geese have not been a significant problem this spring. The official season for goose hunting does not begin until September 1st. Recommend revisiting this issue in August, after re-advertising the opportunity to hunt at the City lagoons and emphasizing that hunters will be limited to two parties total.
8. **Planning Commission:** The Brown City Planning Commission has scheduled two Public Hearings during their regular June 6th meeting. The first is at 7:05 PM and concerns a variance request for a reduced set back distance at 6974 James Street. The second is at 7:15 PM for a variance request to allow a larger illuminated sign at 4152 Main Street – SUNOCO. Letters have been sent to all property owners living within 300’ of these locations. Notice was published in the Banner on May 20th will be again on June 3rd, and is on Channel 6.
9. **Downtown Development Authority Training:** Public Act 57 of 2018 went into effect January 1, 2019. PA 57 repeals and re-codifies multiple acts related to tax increment finance authorities and subjects TIFAs to standard reporting requirements. The Michigan Downtown Association provided training to ensure communities are compliant, to include website and formal reporting requirements to Department of Treasury. The class, held in Lapeer on Friday, May 17th at City Hall was very helpful. The City’s reports are due to Lansing prior to September 1st.
10. **DPW Equipment:** The DPW took possession of the new B-2650 Kubota tractor, which replaced the John Deere 955, as well as ordered the 10’ snow box blade and received the concrete cutting saw. The DPW appreciates the City Council supporting them with this new equipment.
11. **Junk Car and Blight Letters:** The City sent out nine letters requiring that owners either license vehicles on their property or remove them. The City also sent out eight letters telling residents that their lawn has exceeded the maximum height of 8” and informed them the grass had to be mowed, and weeds cleared, by May 31st.

- 12. Brown City Clean-Up Day:** This annual event is scheduled for Wednesday, June 19th. All appliances and scrap metal should be stacked separately from non-metal eligible items. Plan to run the notice in *The Banner* on June 3rd and 17th.

ATTORNEY'S REPORT: No report. City Attorney was absent.

TREASURER'S REPORT: None.

CLERK'S REPORT: None.

MAYOR'S REPORT:

Mayor Miller reported that the Memorial Day Parade and Ceremony was bigger and better than last year. The new sound system was clear and generally worked great. Brown City also went to Omard Cemetery where they also conducted a ceremony.

COMMITTEE REPORTS:

1. Building and Grounds (McIvor) – None.
2. Personnel (Parks) – None.
3. Police / Fire Authority (Lee) – None.
4. Streets and Sidewalks (Navock) – None.
5. Tax and Finance (Jacobson) – None.
6. Water and Sewer (Biel) – None.

GENERAL CONCERNS OF THE COUNCIL:

One concern was raised by CM Navock. He asked about a fifth-wheeler or house trailer being parked in a yard and could people live in it. City Manager Clint Holmes replied that he was aware of the situation and that it was being checked on.

PUBLIC QUESTIONS & COMMENTS: None.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion by CM Lee, second by CM Jacobson, to adjourn at 7:36 p.m. Motion carried.

Respectfully submitted,

Juanita M. Smith
City Clerk