

**BROWN CITY COUNCIL PROCEEDINGS
NOVEMBER 26, 2012**

MEETING CALLED TO ORDER BY MAYOR PRO-TEM JULIE MILLER AT 7:05 PM.

PLEDGE OF ALLEGIANCE LED BY MAYOR PRO-TEM JULIE MILLER.

PRESENT: Mayor Pro-Tem Julie Miller, Councilmembers: Pat Jacobson, Dan Loutzenhiser, Ross McIvor, and Bill Walters. City Manager Clint Holmes, City Attorney Gregory Stremers.

ABSENT: Mayor Christine Lee, Councilmember Eugene Navock and City Clerk Kelly Pavel.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA: None.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM Walters, second by CM McIvor, to accept the Regular Meeting Minutes of November 12, 2012 as presented. Motion carried.

PAY BILLS:

Motion by CM Jacobson, second by CM Loutzenhiser, to pay the bills in the following funds: General - \$5,141.44 (5529-5537), Payroll - \$12,564.20 (5731-5746 plus EFT), Major Street - \$163.14 (3780), Local Street - \$3,744.70 (4182-4183), Sanitary Sewer - \$962.02 (3271-3272), Water - \$932.88 (2156). Motion carried.

PUBLIC QUESTIONS & COMMENTS: None.

DPW REPORT: Written report reviewed. No questions or concerns.

PERSONAL APPEARANCES: None Scheduled.

UNFINISHED BUSINESS: None Scheduled.

PETITIONS & COMMUNICATIONS: None Scheduled.

PUBLIC HEARING: Mayor Pro-Tem Miller opened the Public Hearing at 7:15 PM. The City Manager provided an overview of the proposed land sale. Mr. Chuck Kunisch of Michigan Agricultural Commodities (MAC) answered questions. Mayor Pro-Tem Miller closed the Public Hearing at 7:17 PM.

ORDINANCES:

- 1. Ordinance 17.990:** 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.

Motion by CM Walters, second by CM Jacobson, to adopt Section 17.990 of Title XVII – Special Ordinance. **ROLL CALL VOTE:** Jacobson-yes, Loutzenhiser-yes, Mclvor-yes, Navock-absent, Walters-yes. Motion carried.

PUBLIC HEARING: None Scheduled.

RESOLUTIONS: None Scheduled.

MANAGER’S REPORT:

- 1. DTE Tree Trimming:** The City was notified by DTE that they will have crews in the City trimming trees around their power lines. Neither a beginning date nor a projected completion date was provided.
- 2. Internet Connectivity:** The Air Advantage sub-contractors have completed the installation of conduit and fiber optic cable. There is no word as to when the final connections to the national grid will be completed. Also, the Thumb Cellular crew has completed the installation of their (separate) fiber optic cable to the water tower. Both crews used City water as a component of their boring process and paid for its use.
- 3. Countywide Informational Update:** The Mayor, City Attorney and City Manager are registered to attend the Sanilac County overview of the laws and regulations concerning medical marihuana, gravel mining, fireworks and cell towers on December 11th in Sandusky.
- 4. International League of Cities:** The City of Brown City has been invited to join the International League of Cities. The cost for 2013 is \$500. Due to our size, there is no apparent advantage to joining this organization. The City already receives periodic reporting from the International League of Cities through the Michigan Municipal League. How does the City Council wish to proceed? City Council consensus was not to join the International League of Cities.
- 5. Michigan Rural Water Association:** The specialist from MRWA will be in City Hall the week of November 26th to complete the analysis of the City’s current rates for water, storm water, arsenic control and sewage. He is scheduled to provide a formal report to the City Council during the regular January 14th meeting of his findings.
- 6. Final Brush Pick-up:** The DPW has been doing an excellent job of getting the leaves collected. The November 30th pick-up will be the last for 2012.
- 7. The Center for Local, State and Urban Policy:** This organization, which is part of the U of M Gerald R. Ford School of Public Policy, recently released a Michigan Public Policy Survey concerning Michigan’s Personal Property Tax. Since the City was a part of this survey, a copy of the final report was made available. The entire report has been provided to the Mayor and City Council.

8. City Meetings: The regular meetings of the Planning Commission, Park Board and Festival Commission for December have been cancelled. If due to an emergent situation, special meetings will be scheduled.

9. Comcast: The City received a letter from Comcast stating that rates will increase for cable service in the City of Brown City.

ATTORNEY'S REPORT:

1. The City Attorney briefly discussed the procedures and potential issues associated with the Purchase Agreement and other documentation associated with Ordinance 17.990. Following a question from CM Loutzenhiser, the City Attorney emphasized that the passage of Ordinance 17.990 did not obligate the City to sell the property, and that several issues would need to be resolved prior to further action by the City Council.

TREASURER'S REPORT: CM Walters reported that tax bills will be sent out next week.

MAYOR'S REPORT: None.

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. CM Jacobson noted that at the last meeting, the City Council banned newspaper sales boxes on City property. She noted that a box was located in front of a business on Main Street. City Manager to request the box be relocated.

PUBLIC QUESTIONS & COMMENTS: None.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion by CM Jacobson, second by CM Walters, to adjourn at 7:30 p.m. Motion carried.

Respectfully submitted,

Clinton K. Holmes
City Manager