

**MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON**  
**HELD ON APRIL 16, 2015 AT THE BRIGHTON CITY HALL**  
**200 N. 1ST STREET, BRIGHTON, MICHIGAN**

**BLUE SKY SESSION**

The Council conducted a Blue Sky Session at 7:00 p.m. Present were Mayor Muzzin, Councilmembers Bohn, Bandkau, Pipoly, Tobbe and Willis. The Council reviewed the agenda items.

**REGULAR SESSION**

Mayor Muzzin called the regular meeting to order at 7:30 p.m. Following the Pledge of Allegiance, the roll was called. Present were Mayor Muzzin, Councilmembers Willis, Pipoly, Tobbe, Bandkau and Bohn. Also in attendance were Attorney Paul Burns, Staff members Dana Foster, Diana Lowe, Amy Cyphert, Dave Blackmar, Tim Krugh, Kelly Hanna, Tom Wightman, Matt Modrack and an audience of 10. Press and media included Tom Tolen from WHMI.

It was moved by Councilmember Bohn, seconded by Bandkau to excuse Councilmember Gardner from the evening's meeting. Motion passed 6-0-1.

**AGENDA APPROVAL**

It was moved by Mayor Pro-Tem Pipoly, seconded by Tobbe to approve the agenda as presented. Motion passed 6-0-1.

**MINUTE APPROVAL**

It was moved by Councilmember Bohn, seconded by Willis to approve the Special Meeting minutes of April 1, 2015. Motion passed 3-0-2-1. With Councilmember Bandkau and Tobbe abstaining

It was moved by Councilmember Bohn, seconded by Bandkau to approve the Regular Meeting minutes of April 2, 2015. Motion passed 6-0-1.

It was moved by Councilmember Bohn, seconded by Bandkau to approve the Closed Session minutes of April 2, 2015. Motion passed 6-0-1.

**CALL TO THE PUBLIC**

Mayor Muzzin opened the Call to the Public at 7:32 p.m.

Steve Monet stated the 13<sup>th</sup> annual Gleaner's Fill the Gazebo Food Drive will be on May 2<sup>nd</sup> from 9:00 a.m. to 1:00 p.m. and asked for donations. He introduced the president of the Livingston County Realtors, Carl Vagnetti, Chairperson of the food drive. He stated all the food and donations collected at the event stay in the Livingston County.

Carl Vagnetti discussed the Fill the Gazebo event and thanked everyone for their support.

Randy Clifton stated he has read the proposed budget and complimented Kelly Hanna on a job well done. He discussed items in the proposed budget and questioned the Zoning Ordinance update.

Pat Cole complimented Steve Monet on his efforts with the annual Food Drive. She asked about people skating in the SELCRA Skate Park and who is responsible for securing it. She recommended SELCRA be billed for Police calls to the park.

City Manager, Dana Foster stated SELCRA has insurance coverage on the Skate Park. He stated the park would be treated like any other property in the City in regards to security.

Police Chief, Tom Wightman said the City's Police officers spot check the property.

Hearing no further comment, the Call to the Public was closed at 7:46 p.m.

### **CONSENT AGENDA**

It was moved by Councilmember Tobbe seconded by Willis to approve the Consent Agenda presented. A roll call vote was taken. Yes: Willis, Bohn, Pipoly, Muzzin, Bandkau, Tobbe. No: none. Absent: Gardner. Motion passed 6-0-1.

The following items were approved:

1. Granted conditional site plan approval for 8539 W. Grand River as depicted on the plans prepared by

Creative Land Planning & Design, sheets C1 – C12, job #14-030, last dated 11-5-14, and plans prepared by OX Studio, Inc., cover sheet, sheets 2-3, no. #14120-52, last dated 4-2-15, sheet LP-1; Landscape Planting Plan by J. Brian Devlin, last dated 4-2-15 and plans prepared by GAV Associates, sheets A.101, A.201, A.202, job #15027, last dated 4-2-15. The approval is subject to the following conditions:

1. That right of way permits be obtained from the Department of Public Services for work within the right of way.
2. That any damages done to the existing sidewalks be repaired.
3. That all signage comply with applicable Ordinances or variances obtained.
4. That the applicant must address any outstanding City Engineer requirements during the construction review.
5. That the applicant must address any outstanding Fire Code requirements during the construction review.
6. That the applicant must address any outstanding Building Code requirements during the construction review.
7. All landscape areas must be irrigated.
8. That light details be submitted during the construction review.

2. Granted conditional site plan approval for Sky Zone at 8151 Movie Drive as depicted on plans prepared by Atwell Hicks, job no. #05000090, last dated 1-25-05 and plans prepared by Sky Zone Franchise Group, last dated 3-16-15, sheet A1.1 subject to the following:
  1. That all signage comply with the previously approved size requirements or a site plan amendment will be submitted.
  2. That the applicant must address any outstanding Fire Code requirements during the construction review.
  3. That the applicant must address any outstanding Building Code requirements during the construction review.
  
3. Granted a conditional one year extension for the Hampton Inn site plan which was originally approved on May 1, 2014 as depicted on plans prepared by Giffels Webster, project no. 18403.00, sheets SP-01 through SP-16, LA-01, LA-02, last dated 4- 16-14 and plans prepared by Gasser Bush Associates, Drawing No. #13-21276-V3, dated 12-18-13 and plans prepared by Victor Saroki & Associates Architects PC, dated 12-30-13 sheets Ground Level Floor Plan, Second Level Floor Plan, Third Level Floor Plan, South Elevation, West and East Elevation, and North Elevation subject to the following:
  1. That this approval includes the approval of changes to the Parker Property mixed use development as shown on Sheet SP-06.
  2. That all signage comply with applicable ordinances or variances are obtained.
  3. That the applicant must address any outstanding Fire Code requirements with the Fire Department during the construction review.
  4. That the applicant must address any outstanding City Engineer requirements during the construction review.
  5. That right of way permits are obtained from the Department of Public Services for work within the right of way.
  6. That any damages done to the existing sidewalks or Homewood Suites parking lot be repaired.
  7. That the easement documents for the public sidewalk and public utilities be filed with Livingston County once completed.
  8. That the building materials of the new dumpster enclosure match those of the existing dumpster.
  9. That the new parking lot lighting match the existing parking lot lighting at the Homewood Suites site.
  10. That the type of proposed screens and fences and the height, typical elevation and vertical section of screens, showing materials and dimensions be reviewed during the construction plan review.
  
4. Approved a Special Land Use Permit for an overflow parking lot within the CSX railroad property adjacent to the DBD Zoning District and northwest of the Main Street and railroad intersection with the following conditions:
  1. That City Council determine the yearly usage time with the special land use permit.
  2. That a maintenance agreement be signed between the City and DDA prior to the use of the overflow lot.

5. Granted conditional site plan approval for the CSX West Overflow Parking Lot to be located within the CSX property adjacent to the DBD zoning district as depicted on the plans prepared by Desine, Inc., project no #142520, last dated 4-3-15, cover sheet, C1.0, C2.0, C2.1, C3.0, C4.0, C4.1 and plans prepared by Lindhout Associates Architects, job #1484, last dated 4-2-15, sheets A1.0, A7.0, E1.0. The approval is subject to the following conditions:
  1. That City Council determine the yearly usage time with the special land use permit.
  2. That a maintenance agreement be signed between the City and DDA prior to the use of the overflow lot.
6. Approved Resolution 15-05, Lake Trust Credit Union gaming license.

### **PROPOSED FISCAL YEAR 15-16 CITY BUDGET PUBLIC HEARING**

City Manager, Dana Foster discussed the Millage Rate for the City of Brighton, refuse collection fees, utility fees, Capital Improvement Program, Zoning Ordinance Update, the Finance Director's budget letter, the published Budget notice and user fees for SELCRA.

Mayor Muzzin opened the Public Hearing for the proposed Fiscal Year 15-16 City Budget at 8:19 p.m. Hearing no comment, the Public Hearing was closed.

There was discussion regarding the addition of a Department of Public Works employee, net cost in reduction of contracted work and impact on amount of street cleaning.

### **CITY CUSTOMER INFORMATION**

City Manager, Dana Foster thanked everyone involved in the recent Parking Ordinance amendment.

Councilmember Bohn gave a Planning Commission update. He discussed an email Council received regarding a Clean-up Day in Brighton and cigarette debris near the downtown restaurants. He suggested the PSD and the DDA work with the downtown businesses regarding cigarette litter.

Mayor Pro-Tem Pipoly suggested sharing the email with the restaurants downtown.

Mayor Muzzin gave a Brighton Area Fire Authority update.

### **CALL TO THE PUBLIC**

Mayor Muzzin gave a Call to the Public at 8:34 p.m. The following comment was heard:

Pat Cole, Brighton City, suggested the SELCRA Councilmember liaison alert the Board of trespassing at the closed Skate Park and to get word out to trespassers regarding ramifications.

Hearing no comment, the Call to the Public was closed at 8:37 p.m.

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**ADJOURNMENT**

It was moved by Mayor Pro-Tem Pipoly, seconded by Willis to adjourn the meeting at 8:38 p.m. Motion passed 6-0-1.

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Diana Lowe, City Clerk

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Jim Muzzin, Mayor