

AGENDA
CITY COUNCIL REGULAR BUSINESS MEETING
CITY OF BRIGHTON
JULY 21, 2016 - 7:30 P.M.
CITY HALL COUNCIL CHAMBERS
200 NORTH FIRST STREET
BRIGHTON, MICHIGAN
TELEPHONE: 810-227-1911 WEBSITE: www.brightoncity.org

Business Meeting - 7:30 PM

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Consider Approval of the Agenda

Consent Agenda Items

5. Approval of Minutes: [Study Session of July 7, 2016](#)
6. Approval of Minutes: [Regular Meeting of July 7, 2016](#)
7. Approval of Minutes: Closed Session of July 7, 2016

Correspondence

8. Call to the Public
9. Information for City Customers
10. Receive Updates from Council Member Liaisons to other Boards and Commissions

New Business

11. Consider Request to [Approve Alcohol Sales by Main Street Ventures at 503 W. Grand River Ave.](#)
12. Consider Approval of [BID for 2016 Pavement Maintenance in the Amount of \\$86,982.28](#)

Other Business

13. Call to the Public
14. Closed Session Pursuant to MCL 15.268(C), for Strategy Session Connected with the Negotiation of a Collective Bargaining Agreement
15. Possible Action as a Result of Closed Session
16. Adjournment

MINUTES OF THE STUDY SESSION OF THE CITY COUNCIL OF BRIGHTON
HELD ON JULY 7, 2016 AT THE BRIGHTON CITY HALL
200 N. 1ST STREET, BRIGHTON, MICHIGAN

STUDY SESSION

The Council conducted a Study Session at 6:32 p.m.

Present were Mayor Muzzin, Mayor Pro-Tem Pipoly, Councilmembers Bohn, Pettengill, Tobbe, Gardner, Emaus, Attorney Burns and staff: Manager Geinzer, Finance Director Gomolka, Utilities Director Krugh, DPW Director Dave Blackmar, Human Resources/Deputy Clerk Jennifer Burke, DDA/Community Development Director Modrack, Acting Clerk Stewart, Economic & Community Development Liaison Miller, Chief Wightman, and an audience of 4.

COMMUNITY ENGAGEMENT

Mr. Geinzer spoke about how to encourage people to participate in the community. He discussed creating a newsletter and starting a 'Road Show' that would allow more face-to-face engagement. Mr. Modrack spoke about creating a non-profit to help reach the funding goal of \$500,000 to improve the Mill Pond. Ms. Miller talked about creating a steering committee to move the effort forward. Councilmember Gardner expressed a desire to name the new non-profit Friends of the Mill Pond to include surrounding areas. Mr. Geinzer mentioned a potential City 'open house' and school and youth engagement. Mr. Geinzer handed out examples of brochures that would potentially be handed out concerning the Mill Pond.

ADJOURNMENT

It was moved by Councilmember Tobbe and seconded by Gardner to adjourn the meeting at 7:16 p.m. Motion passed 7-0.

Pamela Stewart, Acting City Clerk

James Muzzin, Mayor

MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON
HELD ON JULY 7, 2016 AT THE BRIGHTON CITY HALL
200 N. 1ST STREET, BRIGHTON, MICHIGAN

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, Mayor Pro-Tem Pipoly, Councilmembers Bohn, Tobbe, Gardner, Emaus, and Pettengill. Also in attendance were Attorney Burns, Attorney Maynes, Attorney Gabrian and Staff members: City Manager Geinzer, Police Chief Wightman, Human Resources Director/Deputy Clerk Burke, Acting Clerk Stewart, DPW Director Blackmar, DDA/Community Development Director Modrack, Utilities Director Krugh, Economic & Community Development Liaison Miller, and an audience of 30.

Press and media included Noe Hernandez from the Press & Argus and Tom Tolen from WHMI.

AGENDA APPROVAL

It was moved by Mayor Pro Tem Pipoly, seconded by Pettengill to approve the agenda.

Motion passed 7-0.

OFFICER OF THE YEAR PRESENTATION

Chief Wightman spoke about Officer Meldrum and his contribution to the Brighton Police highlighting his efforts to raise funds and donations, get approval, and training for Danko, the new canine officer. Danko attended the meeting.

BRIGHTON AREA FIRE MILLAGE PRESENTAION

Chief O'Brien talked about increasing the millage by .25 mills for the Brighton Area Fire Department. He stated that in order to continue to provide and increase their support of the city the fund were necessary. The City also gave the Chief a Proclamation to commend his role in saving a child's life while he was on vacation.

CONSENT AGENDA

It was moved by Councilmember Emaus seconded by Pettengill to approve the Consent Agenda.

The following items were approved:

Approved Joint Meeting Minutes of June 6, 2016

Approved Minutes: Study Session of June 16, 2016

Approval of Minutes: Regular Meeting of June 16, 2016

Motion passed 7-0.

CALL TO THE PUBLIC

Mayor Muzzin opened the Call to the Public at 7:43 p.m.

Carol Samples, from Jack's Custard 415 Mill Pond Ln, spoke about how the problems with the public bathrooms had been address and she thanked the Council for their actions.

The Call to the Public was closed at 7:45 p.m.

CITY CUSTOMER INFORMATION AND BOARD UPDATES

Manager Geinzer mentioned freeway and ramp closures July 8 and 9th, and DNR Duck tagging. He informed Council that the Arcadia project is not going forward. He also talked about an upcoming visit by grade schoolers to learn about recycling July 20 and August 10.

Mayor Pro Tem Pipoly board met and approved purchased a banner for a Walk to End Alzheimer's Oct 1, 2016. Pipoly gave condolences to PSD chairman Mark Binkley whose mother Mrs. Binkley passed away. She had been very active in the community.

Councilmember Bohn reported that Planning Commission met and approved the Jimmy John and talked about Clearzoning.

Councilmember Tobbe reported that the Arts and Culture Commission had kickoff of downtown art project in Hyne Alley a new chalkboards, chairs, pianos, and treasure hunt. Tobbe commended Michelle Miller for all her efforts in this project.

Councilmember Pettengill reported that June 25 new swing had been installed.

Mayor Muzzin mentioned that the Taste of Brighton is being held Friday, July 15th and Sat July 16 10am -10pm. And talked about a litigation regarding a Brighton reserve police officers that had been to the State Supreme Court.

Councilmember Gardner volunteered to work on a different board, and Mayor Muzzin suggested SEMCOG.

CONFIRMATION OF CITY CLERK APPOINTMENT

Ms. Burke and Mr. Geinzer spoke about the time Ms. Stewart had worked for the City, and the innovations that she had brought since her appointment.

It was moved by Mayor Pro Tem Pipoly and seconded by Gardner to approve the appointment of City Clerk Stewart.

Motion passed 7-0.

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REVIEW SITE PLAN FOR #16-005 750 W. GRAND RIVER (JIMMY JOHN'S)

Matt Modrack introduced the subject and spoke about the approval at the Planning Commission. Issues with the drive had been addressed with Livingston County and the City Engineer.

It was moved by Councilmember Gardner supported by Emaus to approve #16-005 750 W. Grand River (Jimmy John's Restaurant) site plan.

Motion passed 7-0.

MICHIGAN INTERGOVERNMENTAL TRADE NETWORK (MITN) MEMBERSHIP

Mr. Geinzer discussed the potential use of MITN to locate the best pricing for the City. The agreement with Bidnet/MITN was considered and Mr. Geinzer mentioned that a new procurement template is under review with City Attorney. Mr. Geinzer is working to formalize a procurement policy and will present to City Council once reviewed by City Attorney.

It was moved by Councilmember Tobbe and seconded by Pipoly to table the discussion until a future meeting.

TETRA TECH CONTRACT AMENDMENT

Tetra Tech's annual retainer services was considered. Mr. Geinzer talked about the day-to-day activities that the engineer provides for the city such as: site plan coordination, Act 51, reviews legal descriptions and intergovernmental meeting.

It was moved by Councilmember Emaus and supported by Pipoly to allow the City Manager to execute the contract amendment #349 for Tetra Tech.

Motion passed 7-0.

CALL TO THE PUBLIC

Mayor Muzzin opened the Call to the Public at 8:20 p.m. Hearing and seeing none the Call to the Public was closed at 8:20 p.m.

CLOSED SESSION PURSUANT TO MCL 15.268 (C)

Mayor Pro Tem Pipoly moved to go into Closed Session and was seconded by Tobbe at 8:30 p.m. for a strategy session connected with the negotiation of a collective bargaining agreement pursuant to MCL15.268(C)

A roll call vote was taken. Yes: Muzzin, Pipoly, Gardner, Emaus, Pettengill, Tobbe, Bohn. No: none. Motion passed 7-0.

It was moved by Mayor Pro Tem Pipoly, seconded by Tobbe to come out of closed session at 9:15 p.m.

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PENDING NEGOTIATIONS CLOSED SESSION ACTION

It was moved by Councilmember Bohn, seconded by Pipoly to approve the proposed labor contract changes for Command Officers Collective Bargaining Unit, as contained in the tentative agreement presented and to authorize the Mayor and City Clerk to execute the collective bargaining agreement incorporating such changes. Motion passed 7-0.

ADJOURNMENT

It was moved by Councilmember Tobbe, seconded by Pipoly to adjourn the meeting at 9:18 p.m.

Motion passed 7-0.

Pamela Stewart, City Clerk

James Muzzin, Mayor



CITY OF BRIGHTON

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

July 21, 2016

SUBJECT: REQUEST TO APPROVE ALCOHOL SALES BY MAIN STREET VENTURES AT 503 W. GRAND RIVER AVENUE

ADMINISTRATIVE SUMMARY

- Main Street Ventures Brighton, LLC has applied to Michigan Liquor Control Commission (MLCC) to transfer ownership of the Class C & SDM liquor licenses for Stillwater Restaurant at 503 W. Grand River Avenue. The transfer process almost complete. Local approval is not required by MLCC for such a license transfer.
- Brighton ordinance code 6-32 requires the express approval of the Brighton City Council for a liquor license operation in the City.
- The police department has conducted an investigation of the applicant business including all stockholders above 10% ownership. A criminal record check reveals no criminal arrests or convictions of any type.
- The owners also own 6 other liquor licensed restaurants in Michigan including Palio's, Brandy's, Mezzevino, Carson's American Bistro, and Real Seafood Company in Ann Arbor, and Real Seafood Company in Bay City. No significant issues were found in the MLCC history for these locations.
- The Brighton code enforcement officer reports no outstanding issues regarding the current Stillwater property. Brighton Area Fire Department also reports no outstanding issues.
- The required liquor license application fee has been paid to the City.

RECOMMENDATION

- The Police Department has determined that the applicants meet the requirements of the City's liquor ordinances (6-31 to 6-41) and therefore recommends approval of the request.
- If Council approves, the following resolution is suggested:

A RESOLUTION APPROVING THE SALE OF ALCOHOLIC LIQUOR

WHEREAS, pertinent sections of the Brighton Municipal Code require that the Brighton City Council expressly approve the sale of alcoholic liquor by any person or persons within the City of Brighton; and

WHEREAS, the applicants have applied to the Michigan Liquor Control Commission for the transfer of a state issued liquor license to be used within the City of Brighton; and

WHEREAS, the Brighton Police Department has conducted an investigation of the applicants and found said applicants to be in compliance with the Brighton Municipal Code; and therefore

BE IT RESOLVED, that Main Street Ventures Brighton, LLC is approved to sell alcoholic liquor at 503 W. Grand River Avenue in the City of Brighton in accordance with the Brighton Municipal Code.

Prepared by: Thomas Wightman, Chief of Police

Approved by: Nate Geinzer, City Manager



CITY OF BRIGHTON
REPORT FROM THE CITY MANAGER TO CITY COUNCIL
JULY 21, 2016

SUBJECT: PAVEMENT MAINTAINENCE 2016 – RFP RECOMMENDATION

ADMINISTRATIVE SUMMARY

- An RFP was posted earlier this year for the 2016 Pavement Maintenance Program resulting in three (3) responses.
- The recommended contractor would begin work in late August.
- Rickett, Library Drive and at the 3rd /W. Main Street roundabout, will see some milling and filling, with crack sealing locations all thru-out town.
- Funding for this project comes from a recent one-time MDOT Appropriation to assist local agencies in repairing & maintaining streets and roads.

BID SUMMARY

NO	COMPANY NAME	QUANT	UNIT	\$/UNIT	TOTAL AMOUNT
	MILL & OVERLAYS:				
	ASI	1	LPSM	\$ 27,238.50	\$ 27,238.50
***	One Way Asphalt	1	LPSM	\$ 40,614.00	\$ 40,614.00
	Midwest Pavement	1	LPSM	\$ 60,280.00	\$ 60,280.00
	RECOMMENDED AMOUNT:				\$ 40,614.00
	PATCHING:				
	ASI	1	LPSM	\$ 1,280.00	\$ 1,280.00
***	One Way Asphalt	1	LPSM	\$ 2,200.00	\$ 2,200.00
	Midwest Pavement	1	LPSM	\$ 6,400.00	\$ 6,400.00
	RECOMMENDED AMOUNT:				\$ 2,200.00
	CRACK SEALING:				
***	One Way Asphalt	1	LPSM	\$ 44,168.28	\$ 44,168.28
	Midwest Pavement	1	LPSM	\$ 67,951.20	\$ 67,951.20
	ASI	1	LPSM	\$ 147,442.65	\$ 147,442.65
	RECOMMENDED AMOUNT:				\$ 44,168.28
	RECOMMENDED GRAND TOTAL:				\$ 86,982.28

RECOMMENDATION

It is the recommendation of Staff that City Council award 2016 Pavement Maintenance to One-way Asphalt in the amount of \$86,982.28 and authorize the City Manager to execute the necessary agreement/purchase order.

Prepared by: Dave Blackmar, DPW Director

Reviewed/Approved by: Nate Geinzer, City Manager