

**MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON**  
**HELD ON APRIL 18, 2013 AT THE BRIGHTON CITY HALL**  
**200 N. 1ST STREET, BRIGHTON, MICHIGAN**

**BLUE SKY SESSION**

The Council conducted a Blue Sky Session at 6:00 p.m. Present were Mayor Muzzin, Mayor Pro-Tem Cooper, Councilmembers Bohn, Bandkau, Schillinger, Roblee and Pipoly. The Council received a field demonstration of the new Sewer Line Inspection Camera Equipment, and then reviewed the evening's agenda.

**REGULAR SESSION**

Mayor Muzzin called the regular meeting to order at 7:35 p.m. Following the Pledge of Allegiance, the roll was called, there being present were Mayor Muzzin, Mayor Pro-Tem Cooper, Councilmembers Bandkau, Schillinger, Pipoly, Roblee and Bohn. Also in attendance were Attorney Paul Burns, Staff members Dana Foster, Matt Schindewolf, Kelly Hanna, Jennifer Burke, Diana Lowe and Tom Wightman and an audience of 46. Press and Media included Tom Tolen of WHMI.

**AGENDA APPROVAL**

It was moved Mayor Pro-Tem Cooper, seconded by Bandkau to approve the agenda as amended. Delete item #14, Janitorial Services Contract and item #19 Residential Rental Inspection Program. Motion passed 7-0.

**MINUTES APPROVAL**

It was moved by Mayor Pro-Tem Cooper seconded by Pipoly to approve the corrected Regular Meeting minutes of April 4, 2013 as presented. Motion passed 7-0.

It was moved by Mayor Pro-Tem Cooper, seconded by Bandkau to approve the Budget Worksession minutes of March 25, 26 & 27 2013 as presented. Motion passed 7-0.

**CITIZEN INQUIRIES**

Mayor Muzzin read an inquiry from Susan Walters-Steinacker, the City's liability insurance policy lists BMH Realty, owned by Mike Corrigan and Nordic Realty, owned by attorney Neil Neilson as additional interest's names. 1)Please explain the involvement of these businesses to the city relating to needed insurance coverage. 2)Please explain any and all costs related to their insurance coverage.

Mayor Muzzin stated BMH Realty, owned by Mike Corrigan, was originally part of the listing of Additional Insured's because BMH Realty owned property and a structure that our police were using at a past point in time for tactical training. City staff has recently instructed our Insurance Carrier to remove it from our listings of additional insured's because our Police are no longer using the subject property. Nordic Realty, owned by Mr. Neil Neilson, is on our list of additional insured's because it is property that our City police use for firearms range training. Neither of these properties cost the City any additional money to have as part of our list of additional insured's and do not cost any money to the City to add additional insured whenever we need to do so for any purpose.

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Mayor Muzzin read an inquiry from Jeff Neubacher requesting Council to support a petition to condemn Federal outreach and infringement upon the Right of the Individual to Keep and Bear Arms, urge immediate passage of PA House Bill 357 and reserve the right of the City to take measures necessary to prevent enforcement of Federal acts regarding the right of the individual to keep and bear arms.

It was moved by Councilmember Bandkau, seconded by Pipoly to have the City Attorney review the proposed petition for a response at the next meeting. Motion passed 7-0.

### **PROCLAMATION HONORING THE BRIGHTON HIGH SCHOOL HOCKEY TEAM**

Mayor Muzzin read a Proclamation for the Brighton High School Hockey Team recognizing them as the 2013 State Champions.

The Hockey Team Captains stated there were many challenges for them to become the 2013 Champions and the credited their community for their success.

### **POLICE DEPARTMENTS OFFICER OF THE YEAR AWARD**

Police Chief, Tom Wightman presented the Police Department Officer of the Year Award to Brent Pirochta. He stated this is the second time he has been chosen for this award and has given outstanding service to the Police Department and the community.

### **RECOGNITION OF A CITY EMPLOYEE'S RETIREMENT**

City Manager, Dana Foster read a Proclamation for David Letzring and his retirement from the Wastewater Treatment Plant, Department of Public Services and years of service to the City of Brighton.

Dave Letzring recognized and thanked all of his fellow employees, City Council and Staff.

### **CALL TO THE PUBLIC**

Mayor Muzzin opened the Call to the Public at 7:58 p.m. The following comments were heard:

Chuck Ishlighter, Howell, thanked the Council for their consideration to his previously submitted petition.

Steve Monet stated the 11<sup>th</sup> Annual Gleaner's Fill the Gazebo Food Drive will be held May 4, 2013 from 10:00 a.m. to 2:00 p.m. He thanked the community for the success of this food drive.

Edwin Nyhus, Brighton, discussed the cost of rubbish pick-up. He stated he appreciates the support the Council gives to public safety. He asked the Council to stay focused on public safety.

Hearing no further comment, the Call to the Public was closed at 8:08 p.m.

### **CONSENT AGENDA**

It was moved by Mayor Pro-Tem Cooper, seconded by Bandkau to approve the Consent Agenda. A roll call vote was taken. Yes: Schillinger, Bohn, Cooper, Muzzin, Bandkau, Roblee, Pipoly. No: none. Motion passed 7-0.

The following items were approved:

1. Approved the A Taste of Brighton Civic Event.
2. Approved the BAFD 5K Run/Walk Civic Event.
3. Awarded the Challis Water Plan Iron-removal Filtration Tanks repainting to Quality Maintenance Contractors, Inc. in the amount of \$45,000.00.
4. Approved Resolution 13-06, Recommending State LCC approval of a liquor license transfer from Pizza Hut, Inc. at 8300 W. Grand River in Brighton Township to Great Dane Ventures, Inc., at 423 W. Main Street including change in classification of license from Tavern to Class C.
5. Approved an intergovernmental agreement with Hamburg Township for the transfer of ownership of taser equipment to the Brighton Police Department.

### **FIREWORKS ORDINANCE AMENDMENTS PUBLIC HEARING AND SECOND READING**

Mayor Muzzin opened the Public Hearing for the proposed Fireworks Ordinance amendments at 8:10 p.m. Hearing no comment, the Public Hearing was closed.

It was moved by Mayor Pro-Tem Cooper, seconded by Pipoly to approve Ordinance 563, Fireworks Ordinance Amendments, to Chapter 54, Article V, Division 1, Section 54-121, Discharge of fireworks. A roll call vote was taken. Yes: Schillinger, Bohn, Cooper, Muzzin, Bandkau, Roblee, Pipoly. No: none. Motion passed 7-0.

### **FISCAL YEAR 13-14 CITY BUDGET PUBLIC HEARING**

City Manager, Dana Foster gave a PowerPoint presentation regarding the proposed Fiscal Year 13-14 City Budget. He highlighted the Budget Baseline Forecast, Changes from the City Manager Proposed Budget of March 21, 2013 to the City Council's proposed Budget and How the City Council Proposed Budget affect Millage Rates and User Fees.

Mayor Muzzin read a letter he wrote in response to "Who started budget brouhaha?" guest column in Sunday's April 14, 2013 newspaper into the record regarding the DDA Fund budget.

Mayor Muzzin opened the Public Hearing for the proposed Fiscal Year 13-14 City Budget at 8:40 p.m. The following comments were heard:

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Pat Cole discussed the extension of the Refuse Collection fees, the Headlee Override Millage, the possibility of a reduction in the refuse user fee and making it part of the property tax.

It was moved by Councilmember Bohn, seconded by Bandkau to grant Pat Cole three additional minutes for the Public Hearing. Motion passed 7-0.

Pat Cole continued to discuss the Headlee override, Refuse Tax, Rental homes, fixed incomes and to consider both rich and poor when deciding the budget.

City Manager, Dana Foster stated the proposed budget does not include his phased-in Headlee override proposal.

Hearing no further comment, Mayor Muzzin closed the Public Hearing at 8:50 p.m.

The Council discussed the proposed budget, user fees, the last City Service Survey, the importance of Public Safety and utilities, Civic Events and overtime.

Councilmember Bohn discussed his proposed City of Brighton Fiscal Year 2013-2014 Budget Opportunities. He highlighted Personnel Reduction & Savings Summary, 2011 City Survey Results, Budget Priorities in Order of Importance, Budget Cost Saving Opportunities, Elimination of Two Staff Positions, Rationale for Eliminating Two Staff Positions, Potential Additional Savings based on Labor Negotiations and Budget Opportunities Summary.

Mayor Muzzin read a letter from Susan Walters-Steinacker for the Public Hearing for the City's proposed City Budget for Fiscal Year 13-14. She discussed the burden of debts on the residential tax payers, Headlee Lid Override, snow removal, trash pick-up fees, conserving cash for the DDA Fund and asked Council to take the budget back to the drawing board to spread the needs and wants of the City evenly between business, industry and residents.

City Manager, Dana Foster discussed a Headlee Lid Override not to go to the Charter lid all at once. He stated he evaluates staffing needs on an on going basis. He thanked all Council and Staff for all of the input for the budget.

### **CITY CUSTOMER INFORMATION**

Police Chief, Tom Wightman stated that the Police Department will participate in a Take Back Drug Program for expired or unused prescriptions on April 27, 2013.

City Clerk, Diana Lowe stated the deadline to accept nominating petitions for City Council is May 14, 2013 at 4:00 p.m.

City Manager, Dana Foster discussed the Imagination Station Clean-up day and thanked the over 70 volunteers.

Mayor Muzzin also thanked all volunteers for their hard work on the Imagination Station Clean-up Day.

Councilmember Roblee stated Renee Pettengill asked her to thank Dana Foster and Matt Schindewolf for the changes to the pavilion restroom and that Renee coordinated the repainting of them.

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Mayor Pro-Tem Cooper gave a SELCRA update stating the playing fields are being rebuilt to make them better for the users.

Councilmember Bandkau stated they are moving forward on the Brighton Veteran's Memorial. She thanked the business owners for coming to the last City Council meeting and voiced their support for the DDA. She stated it is not Council's intent to eliminate the DDA.

Councilmember Roblee stated she will be speaking with Lauri French on April 29, 2013 at the 2013 Building Michigan Communities Conference. regarding Envision Brighton.

Mayor Muzzin read a letter from Ken Schmenk, Hightree Court, thanking the Assessors Department for lowering his taxes.

Mayor Muzzin gave condolences to Lauri French and her family for the passing of her sister Kathleen O'Brien.

Mayor Muzzin gave a Brighton Area Fire Authority update and he stated he will provide their compensation manual to City Council. He also gave a DDA update.

### **CALL TO THE PUBLIC**

Mayor Muzzin gave a Call to the Public at 9:42 p.m. The following comment was heard:

Pat Cole, Brighton City, asked why Council has not addressed Dana Foster's refuse tax being rolled into Headlee Override? She stated the five minute limit should be enforced at all future Public Hearings and she was distracted by Mayor Pro-Tem Cooper holding his fingers up to tell her how much time she had left.

Mayor Pro-Tem Cooper stated he does this as a courtesy for speakers not to go over their time limit.

Mayor Muzzin stated the Headlee Override was not addressed because it is not part of the Fiscal Year 13-14 budget.

Hearing no further comment, Mayor Muzzin closed the Call to the Public at 9:47 p.m.

### **ADJOURNMENT**

It was moved by Mayor Pro-Tem Cooper, seconded by Bandkau to adjourn the meeting at 9:47 p.m. Motion passed 7-0.

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Diana Lowe, City Clerk

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Jim Muzzin, Mayor