

**MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON**  
**HELD ON NOVEMBER 17, 2011 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, Mayor Pro-Tem Cooper, Councilmembers Schillinger, Bandkau, Bohn and Roblee. 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, there being present were Mayor Muzzin, Mayor Pro-Tem Cooper, Councilmembers Schillinger, Bandkau, Roblee and Bohn. Also in attendance were Attorney Paul Burns, Special Legal Counsel Dennis Gabrian and Staff members Dana Foster, Jennifer Burke, Diana Lowe, Amy Cyphert, Matt Schindewolf, Tom Wightman, Kelly Hanna and an audience of 2. Press and Media included Tom Tolen from WHMI.

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

**MINUTES APPROVAL**

It was moved by Roblee, seconded by Bandkau to approve the Regular Meeting minutes of November 3, 2011 as presented. Absent: Pipoly. Motion passed 6-0-1.

It was moved by Mayor Pro-Tem Cooper, seconded by Roblee to approve the Closed Session Meeting minutes of November 3, 2011 as presented. Absent: Pipoly. Motion passed 6-0-1.

**CITY MANAGER RECOGNITION**

City Manager, Dana Foster read a letter of recognition to Councilmember Bandkau for her service to the City of Brighton. He presented the letter and a gavel to her.

Councilmember Bandkau thanked Mr. Foster.

City Manager, Dana Foster read a letter of recognition to Councilmember Bohn for his service to the City of Brighton. He presented the letter to him.

Councilmember Bohn thanked Mr. Foster.

**CITIZEN INQUIRIES**

None.

### **AGENDA APPROVAL**

It was moved by Mayor Pro-Tem Cooper, seconded by Roblee to approve the Agenda as amended. Delete item #5, Eagle Scout Proclamation, item #9, Payroll Services Contract and item #18, Written Opinion Closed Session. Absent: Pipoly. Motion passed 6-0-1.

### **CALL TO THE PUBLIC**

Mayor Muzzin opened the Call to the Public at 7:47 p.m. Hearing no comment, the Call to the Public was closed.

### **LEASING OF NON-CITY OWNED PROPERTY**

City Attorney, Paul Burns stated it is legally permissible for the City to lease private property for City actions provided it is for a governmental purpose.

### **CITY HALL PRELIMINARY APPRAISAL**

City Manager, Dana Foster gave a report to Council regarding the preliminary appraisal of City Hall building and property from the City's Assessing staff, which is an estimate of the market value.

### **CITY COUNCIL ADOPTED GOALS WORKSESSION DATES**

City Manager, Dana Foster recommended City Council attend the Millpond Master Plan Update Public Input meeting to be held on December 7<sup>th</sup> or 8<sup>th</sup>.

It was the consensus of the Council present to conduct a Worksession on December 13, 2011 at 6:30 p.m. relating to topics on Council-adopted goals.

### **CITY CUSTOMER INFORMATION**

Community Development/Planning Director, Amy Cyphert stated the new parking lot on West Street would be open by this weekend.

Department of Public Services Director, Matt Schindewolf stated the leaf collection process is ahead of schedule and unlimited leaf collection from Waste Management is still ongoing.

Councilmember Bandkau stated she received a letter from Mr. David Somerville, Commander of VFW Post 4357 and Mr. Ken Frasheski, Commander of American Legion Post 235 stating they would like to see the American and P.O.W. flags flown at the Veteran's Memorial at the Millpond. She also stated the City of Brighton was the gold winner of the International Communication Award from the MML for the Abbey Road album cover. She read a few letters from the Cornerstone second grade class thanking her and Mr. Foster for hosting a visit to the City Hall Council Chambers.

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Mayor Pro-Tem Cooper stated DTE would present Smartmeter information to the MML Energy and Technology Commission.

Councilmember Roblee stated that a draft Mill Pond Master Plan Update plan has been introduced and the Holiday Glow event will be this Saturday at 6:00 p.m.

Mayor Muzzin gave a Brighton Area Fire Authority update stating a Fire Chief agreement offer went to Mike O'Brien and will be voted on at the next meeting. He stated he attended the recent DDA meeting and there was a Parking Study and Millpond Master Plan presentation.

### **CALL TO THE PUBLIC**

Mayor Muzzin gave a Call to the Public at 8:27 p.m. The following comments were heard:

Susan Walters-Steinacker referenced the City Charter relative to meeting locations.

Hearing no further comment, the Call to the Public was closed at 8:28 p.m.

### **CITY LABOR ATTORNEY CLOSED SESSION**

It was moved by Mayor Pro-Tem Cooper, seconded by Bandkau to go into Closed Session with the City's Labor Attorney to discuss attorney client privileged written communication pursuant to MCL 15.268(c). A roll call vote was taken. Yes: Schillinger, Bohn, Cooper, Muzzin, Bandkau, Roblee. No: none. Absent: Pipoly. Motion passed 6-0-1.

The Council convened into Closed Session at 8:28 p.m.

The Council reconvened the Regular Session at 8:56 p.m.

### **PUBLICLY FUNDED HEALTH INSURANCE CONTRIBUTION ACT FOR 2012**

It was moved by Councilmember Bohn, seconded by Bandkau that the City of Brighton be exempted from the requirements of the Publicly Funded Health Insurance Contribution Act, MCL 15.561, et. seq., for calendar year 2012, as permitted by Section 8 of the Act. A roll call vote was taken. Yes: none. No: Schillinger, Bohn, Cooper, Muzzin, Bandkau, Roblee. Absent: Pipoly. Motion failed 0-6-1.

It was moved by Councilmember Bohn, seconded by Roblee that the City of Brighton comply with the requirements of the Publicly Funded Health Insurance Contribution Act, MCL 15.561, et. seq., for calendar year 2012, in accordance with Section 3 of the Act, which provides for fixed maximum employer annual payments/contributions for medical benefit plans. A roll call vote was taken. Yes: Schillinger, Bohn, Cooper, Muzzin, Bandkau, Roblee. No: none. Absent: Pipoly. Motion passed 6-0-1.

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It was moved by Councilmember Bohn, seconded by Schillinger to direct Staff to explore and begin the process for implementing new health insurance plans for employees that provide benefits for premiums that are less than the maximum employer contribution rates permitted under Section 3 of the Publicly Funded Health Insurance Contribution Act. Motion passed 6-0-1.

City Manager, Dana Foster stated Dennis Gabrian, Jennifer Burke and Kelly Hanna have done an incredible amount of work to achieve conformance of this issue.

**ADJOURNMENT**

It was moved by Mayor Pro-Tem Cooper, seconded by Roblee to adjourn the meeting at 9:04 p.m. Motion passed 6-0-1.

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Diana Lowe, City Clerk

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Jim Muzzin, Mayor