

**MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON**  
**HELD ON JANUARY 6, 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 Bandkau, Councilmembers Schillinger, Muzzin, Bohn, Roblee, Cooper and Pipoly. The Council reviewed the agenda items.

**REGULAR SESSION**

Mayor Bandkau 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 Bandkau, Councilmembers Schillinger, Bohn, Muzzin, Cooper, Roblee and Pipoly. Also in attendance were Attorney Paul Burns and Staff members Dana Foster, Diana Lowe, Matt Schindewolf, Jennifer Piasecki, Tom Wightman, Matt Modrack, Kelly LaLonde, Amy Cyphert and an audience of 32.

**MINUTES APPROVAL**

It was moved by Councilmember Cooper, seconded by Muzzin to approve the Regular Meeting minutes of December 16, 2010 as presented. Motion passed 7-0.

It was moved by Councilmember Roblee, seconded by Muzzin to approve the Closed Session minutes of December 2, 2010 as presented. Councilmember Bohn abstained. Motion passed 6-0-1.

It was moved by Councilmember Muzzin, seconded by Cooper to approve the two Closed Session minutes of December 16, 2010 as presented. Motion passed 7-0.

**CALL TO THE PUBLIC**

Mayor Bandkau gave a Call to the Public at 7:33p.m. The following comments were heard:

John Tunis, 623 W. Main Street, submitted a paper with two pictures of downtown Brighton. He stated the downtown area does not have a parking problem. He asked the Council to support the new Pound site plan.

Larry Lawrence, 530 Spencer, agrees with everything Mr. Tunis said. He stated noise should not stop the redevelopment of the former Singer Press building for the proposed Pound site plan.

Mark Binkley, 105 W. Main Street, 713 Fairway Trails Drive, stated noises are part of living in the City and in terms of overall parking, there is no problem and is in favor of the Pound site plan.

Jim Tobbe, 1232 Brighton Lake Road, agrees with Mr. Tunis and stated Brighton is a fun community and it is good to be drawing people into the community. He supports the Pound site plan.

City Council  
January 6, 2011  
Page 2

Chris Tobbe, 725 W. Main Street, stated he and his wife look forward to raising their two daughters in this community. He is in support of the Pound site plan.

Mack Miller, 307 W. Main Street, stated we need to draw new business to the community and is in support of the Pound.

Keith Carp, 421 Millpond Lane, agrees with everyone that has spoken this evening. The Pound is family oriented and is unique and different. He believes in the Brighton community.

Stacey Kelbert, 221 N. Church Street stated live entertainment is a concern especially with a raised platform and asked for some noise studies. She hopes the Pound does well.

Susan Walters-Steinacker stated she is in support of the Pound.

Brian Duby, 427 W. Main Street, stated the noise violations can be controlled and is in favor of the redevelopment of a building that has sat vacant for six years.

Councilmember Cooper read a letter from Norma and Tim Clausnitzer stating the music for the Pound should be limited to weekends only.

Hearing no further comment, the Call to the Public was closed at 7:54.

### **CITIZEN INQUIRIES**

None.

### **AGENDA APPROVAL**

It was moved by Councilmember Roblee, seconded by Muzzin to approve the Action Agenda as amended. Delete item #8, Dairy Queen License Agreement. Motion passed 7-0.

### **UTILITY BILLING**

Finance Director, Kelly LaLonde stated the Finance Department is proposing to change Utility Billing to bi-monthly billing to achieve staff time efficiencies and related staff time processing costs for an annual savings of \$20,000.

Councilmember Muzzin stated the Budget and Finance Subcommittee is in support of the Utility Billing change.

It was moved by Councilmember Pipoly, seconded by Muzzin to approve the change from a monthly billing to a bi-monthly billing, and to direct staff to implement this change immediately. Motion passed 7-0.

### **FORMER SINGER PRESS PRELIMINARY SITE PLAN**

City Manager, Dana Foster stated the Pound site plan would come back to the Planning Commission and Council for final approval. Staff is looking for direction from Council that may be in addition to Planning Commission's motion.

Acting Community Development/Planning Director, Amy Cyphert stated the preliminary Pound site plan is being presented to Council to see if they are in favor of rooftop dining. City Staff suggested that the applicant seek preliminary site plan approval for the roof top dining before going through all the motions and costs of finalizing their exterior, interior and site improvements that would change if the City denied the roof top dining.

Piet Lindhout, Architect for the proposed Pound rooftop dining. He stated part of the DDA support to attract downtown businesses is to help with vision of the redevelopment. He described the project and addressed noise concerns.

Kevin Montagano, developer of the Pound project, thanked the people of the community for supporting the Pound project. He stated Brighton is a unique community and would like to provide an affordable place to eat for family and friends. He addressed the noise issue stating he would work with the City of Brighton to address any problems.

After Council discussion, it was moved by Councilmember Muzzin, seconded by Pipoly to recommend conceptual approval to allow rooftop dining at 139 W. Main Street and that a plan of operation is required with the site plan submittal. Motion passed 7-0.

### **NORTH AND WEST STREET STREETScape IMPROVEMENTS**

Acting Community Development/Planning Director, Amy Cyphert discussed the site plan for the North & West Streetscape Improvements. She highlighted the crosswalk improvements at Main & West Street, additional street parking spaces, sidewalk replacement and other streetscape improvements.

DDA Executive Director and Main Street Program Manager, Matt Modrack described the project, highlighting the improvements at the intersection for increased pedestrian traffic, sidewalk and parking.

Architect Piet Lindhout described the design of the proposed project highlighting sidewalks, parking and landscaping.

It was moved by Pipoly, seconded by Cooper to approve the site plan for the City of Brighton North and West Streetscape Projects as depicted on the site plan prepared by Lindhout Associates Architects, job #1035, sheets C1, C2, C3, C4 & C5, last dated 11/19/10 and site plan prepared by Kem-Tec & Associates, job #10-02422, sheet C6, last dated 7/12/10. The approval is subject to the following condition: That the Fire Department and City Engineers review the plans during the building permit process. Motion passed 7-0.

### **CITY CUSTOMER INFORMATION**

City Manager, Dana Foster stated there might be some web broadcasts from the upcoming National League of Cities conference for Council's viewing, as there are no funds in the budget for attendance at the conference. We are looking into funding for the upcoming budget for attendance for Council and Staff at conferences. He gave kudos to Kelly LaLonde for recommending the Utility Billing cost saving changes approved this evening.

Councilmember Muzzin gave a Budget and Finance Subcommittee update stating the budget will be challenging. He gave kudos to a letter to the editor written by Carol Munce regarding staff members Diane Cureton and Colleen Barton for their helpfulness at City Hall.

Councilmember Roblee gave an Arts and Culture update stating they are planning for the next year and discussed grant funds coming in for the pocket park. She gave a Principle Shopping District update stating they are goal setting for this coming year. She discussed the upcoming Visioning Session and encouraged citizens to sign up for attendance.

### **CALL TO THE PUBLIC**

Mayor Bandkau gave a Call to the Public at 9:28 p.m. The following comment was heard:

Susan Walters-Steinacker stated in light of City transparency, the Bonner lawsuit has cost the City much money. The City manager and five Councilmembers were delivered summons today and she suggested they read them.

### **DAIRY QUEEN LICENSE AGREEMENT CLOSED SESSION**

It was moved by Muzzin, seconded by Pipoly to go into Closed Session to discuss the Dairy Queen License Agreement pursuant to MCL 15.268(c) at 9:33 p.m. A roll call vote was taken. Yes: Schillinger, Cooper, Bandkau, Muzzin, Bohn, Roblee, Pipoly. No: none. Motion passed 7-0.

The Council convened into Closed Session at 9:34 p.m.

The Council reconvened the Regular Session at 9:55 p.m.

### **ADJOURNMENT**

It was moved by Councilmember Pipoly, seconded by Cooper to adjourn the meeting at 9:55 p.m. Motion passed 7-0.