

CITY OF BRIGHTON  
CITY COUNCIL MEETING  
CITY HALL  
December 15, 2011

**Regular Blue Sky - 7:00 pm:** Review of Agenda Items for this evening's meeting

**REGULAR SESSION - 7:30 P.M.**

1. Call to order
2. Pledge of Allegiance
3. Roll Call
4. Approval of [minutes: Regular Meeting](#) and Closed Sessions of [December 1, 2011](#), Closed Session of November 17th
5. Mayor's Reading of Citizen Inquiries received since the last City Council Meeting
6. Consider approval of the Agenda
7. Call to the Public

**Consent Agenda**

8. Consider approval of staff's recommended [budget amendment and for an emergency replacement of an ATV used by DPS for sidewalk snow removal and other DPS operations as a result of soliciting competitive price quotes from ATV equipment suppliers](#)
9. Consider reappointment of Council Member Pipoly as the Council Liaison Member to the Cable TV Advisory Commission
10. Consider authorization of staff to proceed with possible preapplication and/or applications for State of Michigan low-interest loan financing of a Mill Pond Dredging and cleanup project pursuant to staff's communications with State Representative Rogers and DEQ staff in recent months.
11. Consider approval of a [request from Brighton Area Schools for collection of their 2012 summer property tax levy](#) as recommended by staff
12. Consider authorizing the Mayor to sign and send a letter to our State Representative and State Senator to ask for their assistance with a reopening of communications from MDOT to the County Road Commission and the City regarding the need for I-96 & Grand River interchange improvements

**Policy Development & Customer Communications' action item**

13. Receive a presentation from the Downtown Parking Study consultant regarding the results of the recently conducted Downtown Parking Study Update as commissioned by the DDA Board and consider motions for any related followup actions for city staff to pursue
14. Receive informational presentation from DTE representatives regarding DTE's installation of "smartmeters"
15. Veterans Memorial Improvement Project report from Council Member Bandkau and related requested actions:
  - a. To consider approval of a modification to the Concept Plan that received preliminary approval by the City Council regarding the U.S. Flag as requested by one or more of the area Veterans' organizations to Council Member Bandkau
  - b. To authorize the establishment of a separate Veterans Memorial Improvement Project Fund to serve as a collection point for donations to the project that will be separate from the General Fund and all other City Funds but that will be administered by City Staff as a fiduciary agent.
16. Receive preliminary report from the City Manager regarding staff work to date pursuant to the City Council-established goal regarding the Development of Volunteer programs for City Service Delivery (Adopted Goal Category #8)

## **Other Business**

17. Information for City Customers
18. Receive updates from Council Member Liaisons to other Boards and Commission
19. Call to the Public
20. Conduct Closed session at the request of the City Attorney to receive an attorney-client privileged opinion from the City's Bond Counsel.
21. Conduct Closed session at the request of the City Attorney regarding pending litigation for Brighton Commercial v. City of Brighton MTT.
22. Consider action as may be recommended by the City Attorney regarding the Brighton Commercial v. City of Brighton MTT litigation
23. Adjournment

**MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON**  
**HELD ON DECEMBER 1, 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, Pipoly 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, Pipoly, Roblee and Bohn. Also in attendance were Attorney Paul Burns and Brad Maynes, Special Legal Counsel Dennis Gabrian and Staff members Dana Foster, Jennifer Burke, Diana Lowe, Amy Cyphert, Matt Schindewolf, Tom Wightman, Kelly Hanna, Matt Modrack and an audience of 7. Press and Media included Tom Tolen from WHMI and Nicole Krawcke from The Patch.

**MINUTES APPROVAL**

It was moved by Roblee, seconded by Bandkau to approve the Regular Meeting minutes of November 17, 2011 as corrected. City Customer Information, third paragraph should read: Mr. David Somerville, Commander of VFW Post 4357 and Mr. Ken Frasheski, Commander of American Legion Post 235. Abstain: Pipoly. Motion passed 6-0-1.

It was moved by Councilmember Bandkau, seconded by Pipoly to table the Closed Session Meeting minutes of November 7, 2011. Motion passed 7-0.

It was moved by Councilmember Pipoly, seconded by Bandkau to approve the Biennial Election Meeting minutes of November 14, 2011 as presented. Motion passed 7-0.

**CITIZEN INQUIRIES**

None.

**AGENDA APPROVAL**

It was moved by Councilmember Schillinger, seconded by Pipoly to approve the Agenda as amended. Delete item #12, PSD Extension, item #14, SELCRA Bylaws and item #19, Code Enforcement Closed Session. Move from Action Agenda to Consent Agenda item #13, Worksession dates. Add item #19a, Attorney/ client privileged written communications Closed Session; item #19b, Special Meeting; item #19c, SELCRA Articles; #19d, Pending Litigation Closed Session; item #19e, Pending Collective Bargaining Closed Session and item #19f, Action on Pending Collective Bargaining. Motion passed 7-0.

### **EAGLE SCOUT PROCLAMATION**

Mayor Muzzin read and presented an Eagle Scout Proclamation to Oliver Nelsen.

Oliver Nelsen stated his Eagle Scout project was at Howell Conference and Nature Center where he added a steel lid to the top of the donation receptacle, added a road gate, added a locking farm gate and landscaping.

### **CALL TO THE PUBLIC**

Mayor Muzzin opened the Call to the Public at 7:41 p.m. Hearing no comment, the Call to the Public was closed.

### **CONSENT AGENDA APPROVAL**

It was moved by Councilmember Pipoly, seconded by Schillinger to approve the Consent Agenda as amended. Move to Consent Agenda from Action Agenda item #13, City Council Worksession dates. Motion passed 7-0.

The following items were approved on the Consent Agenda

1. Accepted the proposal from ADP to provide the City payroll, HR and Flexible spending account services effective 1/1/2012.
2. Accepted the proposal from BS&A Software for a Financial Management Solution package and an upgrade to the BS&A Tax, Assessing, Building and Dog License Program.
3. Appointed the following Councilmembers to the following Boards and Commissions: SELCRA – Cooper, SEMCOG – Cooper, City Council Budget & Finance Subcommittee - Bohn & Cooper, Livingston Regional Subcommittee - Cooper & Bandkau, Planning Commission – Schillinger, Zoning Board of Appeals – Cooper, Traffic Safety Advisory Board – Bohn, DDA – Muzzin & Pipoly, City/Township Advisory Committee – Muzzin, Brighton Area Fire Board - Muzzin & Schillinger, EDC of Brighton – Roblee, Arts & Culture Advisory Commission – Roblee, PSD Board – Roblee, DDA Citizen Advisory Council – Roblee, Environmental Control Facility Operation Board – Muzzin, Brownfield Redevelopment Authority – Muzzin and Veteran’s Memorial – Bandkau.
4. Established January 26, 2012 and February 23, 2012 at 6:30 p.m. for the worksessions relating to Council adopted goals.

### **BENCHMARKING CONSORTIUM PROJECT**

City Manager, Dana Foster updated the City Council on the benchmarking consortium project that the City of Brighton has been participating in and stated the data should be available for the upcoming budget process.

### **CITY CUSTOMER INFORMATION**

Department of Public Services Director, Matt Schindewolf stated the unlimited leaf collection process has ended and leaves were vacuumed today. Christmas tree pick up will occur in January and 8,000-yard waste bags were given out this year.

City Manager, Dana Foster stated he will be conducting four Focus Group meetings regarding the Public Improvement needs input, which may lead up to a City Council decision on a proposed bond issue in 2012 and he will be sending out letters for this focus group.

Councilmember Roblee stated there would be an Informational meeting on December 8, 2011 at 7:00 p.m. at the Brighton Community Center regarding the Millpond Master Plan.

Councilmember Pipoly discussed his reappointment to the DDA board.

Mayor Muzzin stated the Holiday Glow had a fantastic turnout and he presented Santa with a key to the City. He stated Elias Realty will be having an upcoming fundraiser.

### **CALL TO THE PUBLIC**

Mayor Muzzin gave a Call to the Public at 8:10 p.m. Hearing none the Call to the Public was closed.

### **WRITTEN ATTORNEY/CLIENT PRIVILEGE OPINION LETTERS**

It was moved by Mayor Pro-Tem Cooper, seconded by Bandkau to go into Closed Session to discuss attorney/client privileged written communication pursuant to MCL 15.268(h). A roll call vote was taken. Yes: Schillinger, Bohn, Cooper, Muzzin, Bandkau, Roblee, Pipoly. No: none. Motion passed 7-0.

The Council convened into Closed Session at 8:14 p.m.

The Council reconvened the Regular Session at 8:48 p.m.

### **SPECIAL MEETING DATE**

It was moved by Councilmember Bohn, seconded by Pipoly that the City Council set a Special Meeting of the City Council and the Brighton Arts and Culture Commission for December 8, 2011 at 7:00 p.m. for the conceptual Plan for the Millpond, with no end time at the Brighton Community Center. Motion passed 7-0.

### **SELCRA BY-LAWS**

It was moved by Councilmember Cooper, seconded by Roblee to approve the amended SELCRA By-Laws as presented by the City Attorney's office. Motion passed 7-0.

**PENDING LITIGATION CLOSED SESSION**

It was moved by Councilmember Cooper, seconded by Pipoly to go into Closed Session to Closed Session regarding pending litigation, pursuant to MCL 15.268(e) at 8:52 p.m. A roll call vote was taken. Yes: Schillinger, Cooper, Bohn, Muzzin, Bandkau, Roblee, Pipoly. No: none. Motion passed 7-0.

The Council convened into Closed Session at 8:52 p.m.

The Council reconvened the Regular Session at 9:10 p.m.

**PENDING COLLECTIVE BARGAINING NEGOTIATIONS CLOSED SESSION**

It was moved by Mayor Pro-Tem Cooper, seconded by Pipoly to go into Closed Session to receive written Attorney/Client privilege information from the City Labor Attorney pursuant to MCL 15.268(c). A roll call vote was taken. Yes: Schillinger, Cooper, Bohn, Muzzin, Bandkau, Roblee, Pipoly. No: none. Motion passed 7-0.

The Council convened into Closed Session at 9:13 p.m.

The Council reconvened the Regular Session at 9:22 p.m.

It was moved by Councilmember Bandkau, seconded by Cooper to approve the DPS Collective Bargaining Agreement as recommended by the City's Labor Attorney. Motion passed 7-0.

**ADJOURNMENT**

It was moved by Mayor Pro-Tem Pipoly, seconded by Cooper to adjourn the meeting at 9:24 p.m. Motion passed 7-0.

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Diana Lowe, City Clerk

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Jim Muzzin, Mayor

**POLICY REPORT NO. DPS –14-11**  
**DEPARTMENT OF PUBLIC SERVICE**

**Prepared by:**

**Reviewed by:**

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**Matthew J. Schindewolf**  
**Public Service Director**

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**Dana W. Foster**  
**City Manager**

**ISSUE:** To consider approval of staff's recommended budget amendment and for an emergency replacement of an ATV (All Terrain Vehicle with Plow) used by DPS staff for sidewalk snow removal and other DPS operations as a result of soliciting competitive price quotes from area ATV equipment suppliers

**STAFF RECOMMENDATION:** To approve the purchase of a Polaris XP 850 ATV with Front Blade and winter accessories at a cost of \$10,663.43 from Kensington Motor Sports pursuant to Government Pricing as allowed. The other unit from C&C Sports, while priced \$120.50 less than the unit from Kensington Motor Sports, does not have a factory warranty and is a demonstration unit, hence the recommendation for the purchase of the unit from Kensington, which would have the full factory warranty and is not a demonstration unit.

**BACKGROUND:** The Department of Public Services is responsible for sidewalk snow removal services for the area as shown on the map attached to this report. Three specialized pieces of equipment are used:

**Bombardier Vehicle:** Is used for all of Grand River and a substantial portion of the main sidewalks in the downtown area proper.

**ATV with Plow Blade:** Is used for areas of the downtown that the Bombardier cannot maneuver or fit into or around, and also is used for clearing the Tridge/Boardwalk, due to the lesser weight of the vehicle and the ease of mobility.

**John Deere ATV/Dump Box:** Is used for salting of the sidewalks with the spreader system that is carried on the unit to provide for extra safety and melting of accumulated snow and ice on sidewalk network.

Specifically, the ATV unit with Plow Blade is used for many different aspects of snow control in the downtown area, and is also used during downtown snow cleanup efforts. Without that unit to supplement the work of the Bombardier, areas of sidewalk and the Tridge/Boardwalk could not be effectively or timely cleared of accumulating snow during the winter season. Its smaller size and maneuverability, in combination with the other equipment as listed above, is crucial to the department's performance of this winter season work.

The existing unit has exceeded its useful life due to the heavy work required of it, and failed due to electrical short and transmission/clutch damage when mobilized for the first snow of this winter season. Mechanics at Kensington Motor Sports have advised that repair of this unit is not recommended due to age and wear, and monies put forth to make repairs would not ensure that the unit would be able to perform the work required of it during snow events. It should be noted that this unit is a 2003 model, and has seen seven years of severe use.

Though its primary purpose is for winter season snow removal, this replacement unit (ATV with Front Blade) is also used for summer season smoothing of Karl Griemel walkway when necessary, and for other tasks that involve the need for transport of one person and or work that is suited to the vehicle's design and capabilities, such as dragging of heavy limbs from fallen trees after storm events or in general cleanup efforts at various city properties. Additionally, this unit allows for staff to work in some of the remote, field or wooded areas that are not able to be reached by the trucks, and would be otherwise damaged if a backhoe and or loader were used to gain access when work is required.

It should be noted that this unit is subjected to severe duty use, and has a much more limited life expectancy than the typical ATV that is used for recreational or home use.

**BUDGET IMPACT:** This purchase would require a budget amendment to allow for the emergency replacement of the existing, failed ATV that has been in service since 2003.

**RELATIONSHIP TO GOALS:** Maintain a walkable and safe sidewalk system during cold weather season for achieving the goal of vibrant and healthy downtown shopping district, and to maintain a walkable pathway on the Tridge/Boardwalk for winter time leisure.

**COUNCIL ACTION:** To approve the budget amendment and subsequent purchase of the recommended ATV unit for the DPS for its primary purpose of winter season snow removal work.

**Attachments:** Two price quotes and map of sidewalk snow removal area that the City of Brighton DPS is responsible for.



1-96 & Milford Rd.  
 56605 Pontiac Trall 248-446-0000 tel  
 New Hudson, MI 48165 248-446-1299 fax  
 www.kensingtonmotorsports.com

POLARIS



Kawasaki



Buyer City OF Brighton Co-Buyer \_\_\_\_\_  
 Date \_\_\_\_\_ Delivery Date \_\_\_\_\_  
 Street \_\_\_\_\_  
 City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
 Buyer's Driver's License Number \_\_\_\_\_  
 Co-Buyer's Driver's License Number \_\_\_\_\_  
 Date of Birth \_\_\_\_\_ Home Phone \_\_\_\_\_  
 Bus. Phone \_\_\_\_\_ Cell Phone 248-231-0661

New  Used  Demo

SUBJECT TO THE TERMS AND CONDITIONS BELOW AND ON THE REVERSE SIDE OF THE ORDER, THE DEALER AGREES TO SELL/LEASE AND THE BUYER(S) AGREE(S) TO PURCHASE/LEASE THE VEHICLE DESCRIBED BELOW.

ADDITIONAL VEHICLES		VEHICLE #1	
Vehicle #2	Brand <u>Polaris</u>	Color	Model/Year <u>2012</u>
Frame Number (I.D. Number)	Model/Year	Model Description <u>XP 850</u>	Stock #
		Frame Number (I.D. Number)	Mileage
Vehicle #3	Vehicle Price	\$ <u>8799</u>	<u>00</u>
Frame Number (I.D. Number)	Model/Year	Freight <u>150</u>	<u>00</u>
		Destination	
Vehicle #4	Assembly		
Frame Number (I.D. Number)	Model/Year	Vehicle Preparation	
		Documentation Fees	<u>85.00</u>
		Accessories	<u>1189 93</u>
ACCESSORIES	QTY	\$ AMOUNT	TAXABLE AMOUNT
			Sales Tax
			UCC
			License/Registration
			Title <u>11 00</u>
			Credit Check Fee <u>Parts Install</u> <u>429 00</u>
			Service Contract
			Gap Insurance
ACCESSORIES-SUBTOTAL			
TRADE-IN			
Brand	Color	Model/Year	
Model Description		Mileage	
Frame Number (I.D. Number)		Key #	
Trade-In Allowance	\$		TRADE-IN ALLOWANCE
Less Financing Payoff			DEPOSITS
Net Trade-In Allowance			BALANCE
Cash Down			<u>10,663 93</u>
TOTAL DOWN			
BALANCE TO FINANCE			

IMPORTANT BUYER INFORMATION

1. Any warranties from a Manufacturer or supplier, including warranties on any Dealer-installed Non-Manufacturer accessories are theirs, not Dealers, and only such Manufacturer or other supplier will be liable for performance under those warranties. All goods, services and Vehicles sold by Dealer are sold "AS IS" unless Dealer furnished Buyer with a separate written warranty or service contract. (SEE PARAGRAPH 10 ON REVERSE SIDE.) This disclaimer in no way affects the manufacturer's Vehicle Warranty.

C&C SPORTS, INC.  
 8090 W. GRAND RIVER  
 BRIGHTON, MI 48114  
 810-227-7068 | 810-227-1625-FAX | www.ccsport.com  
 E-MAIL: info@ccsport.com

SalesCode Created Processed Printed Due PO# Origin Department Page Invoice #  
 PP 12/06/11 00:00:00 12/06/11 Contract SALES 1 of 1 93973

Sold To [6ESC]  
 CITY OF BRIGHTON/ACCTS PAYABLE  
 200 N. FIRST ST.  
 BRIGHTON MI 48116  
 H: 810-225-9282 W:

Ship To:

Items purchased with a check may be refunded after 10 business days.

\*\*SALES DEPOSITS ARE NON-REFUNDABLE\*\*

Returned checks subject to a \$30.00 fee

\*\*\*\*\*

<u>Qty</u>	<u>Ord</u>	<u>Order</u>	<u>Lot</u>	<u>Part Number</u>	<u>Description</u>	<u>Alt</u>	<u>List</u>	<u>Your Price</u>	<u>Total</u>	<u>Order #</u>
1	0	1		POLA 2875627	PLOW BLADE, 52"	N/A	179.99	161.99	161.99	9999 *
1	1	0		POLA 2877363	HANDWARMERS, CA		54.99	49.49	49.49	
1	0	1		POLA 2877364	THROTTLE HEATER		44.99	40.49	40.49	9999 *
1	0	1		POLA 2878228	G3 PLOW PUSH FR	N/A	199.99	179.99	179.99	9999 *
1	0	1		POLA 2878229	G3 PLOW MOUNT,	N/A	159.99	143.99	143.99	9999 *
1	0	1		POLA 2878389	L&R WINDSHIELD,	N/A	129.99	116.99	116.99	9999 *
1	1	0		POLA 2878790	PII HD 2500 SPO	N/A	419.99	377.99	377.99	
1	1	0		F&I DOCFEE	DOC FEE		90.00	90.00	90.00	
1	1	0		F&I FINISH	TITLE FEE		11.00	11.00	11.00	
1	1	0		F&I FREIGHT	FREIGHT		400.00	400.00	400.00	
1	1	0		F&I LABOR	LABOR		455.00	455.00	455.00	
1	1	0		F&I SETUP	SET UP		295.00	295.00	295.00	
1	1	0		PATV 4XAZN8EA0CA342885	SPORTSMAN 850 XP EPS	RED	8221.00	8221.00	8221.00	
									<u>Sub Total</u>	10542.93
									<u>Sales Tax - 38-6004526</u>	0.00
									<u>Deposit</u>	0.00*
									<u>TOTAL</u>	10542.93

NOT PROCESSED

All Pricing is Government Pricing.

Demo Unit, only has 1 mile / 8 hr

-No Factory Warranty

SPECIAL ORDER INFORMATION

<u>Sub Tot</u>	<u>Tax</u>	<u>Total</u>	<u>Deposit</u>	<u>Due On Del</u>
643.45	0.00	643.45	0.00	643.45

APPROVED BY: \_\_\_\_\_

NO RETURNS AFTER 10 DAYS OR WITHOUT RECEIPT  
 NO RETURNS ON ELECTRICAL OR SPECIAL ORDER  
 PARTS. RETURNS MUST HAVE ALL TAGS &  
 ORIGINAL PACKAGING. RETURNS MAY BE SUBJECT

BRIGHTON CITY  
BROOKSIDE LN.

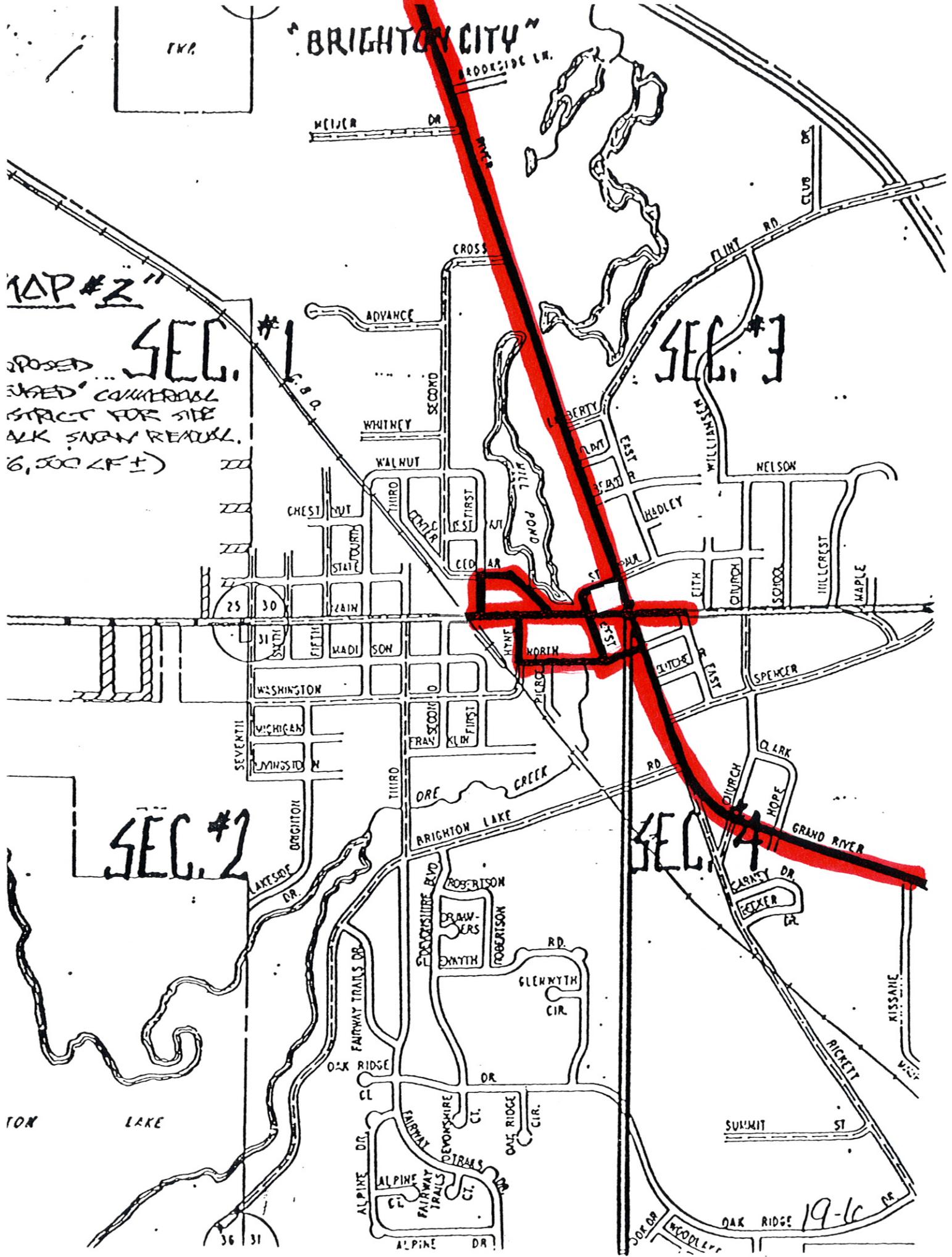
MAP #2

PROPOSED...  
USED 'COMMERCIAL'  
STREET FOR SIDE  
ALK (SLOPE REAKL.  
6,500 LF±)

SEC. #2

SEC. #3

SEC. #4



TON LAKE

19-6

## FINANCE POLICY REPORT

Consider a Request from the Brighton Area Schools to Collect their Operating Property Taxes (non-principal residence) on the City's Summer 2012 Tax Bills

December 15, 2011

Prepared by:

Reviewed by:

\_\_\_\_\_  
Kelly Hanna  
Finance Director

\_\_\_\_\_  
Dana William Foster  
City Manager

### ISSUE:

Consider a Request from the Brighton Area Schools to collect their operating property taxes on the City's Summer 2012 Tax Bills.

### STAFF RECOMMENDATION:

It is staff's recommendation to approve the attached request from the Brighton Area Schools (BAS) to collect their (non-principal residence) operating property taxes on the City's Summer 2012 Tax Bills, per the terms and conditions of the attached contractual agreement between the City and Schools.

### BACKGROUND:

State law allows for the City to charge a fee for the collection of school taxes in the summer to recoup the treasury and assessing costs associated with providing this service. It has been determined and agreed to that \$3.00 per parcel is an acceptable fee for this service

### BUDGET IMPACT:

Of the approximate 4,200 taxable parcels, there are approximately 1,775 non-principal residence parcels (real & personal) in the City, which at \$3.00 per parcel will generate \$5,325 of revenue for the City's General Fund in FY 2012-13, which will be reflected in the proposed FY 2012-13.

### RELATIONSHIP TO GOALS:

Related to the City's Previous Goal of Responding to Formal Service Requests through Regional Cooperation.

### ACTION/MOTION:

Motion to approve the attached Agreement for Collection of Summer School Property Taxes.



December 1, 2011

Maria A. Gisting CPA, Ph.D  
Assistant Superintendent of Finance

Treasurer  
City of Brighton  
200 N. First Street  
Brighton, Michigan 48116

Dear Treasurer:

Enclosed is the agreement for collection of summer school property taxes of the Board of Education of Brighton Area Schools, Livingston County, Michigan, whereby the Board, pursuant to statute, has determined to impose a summer property tax levy in 2012 of all annual school district operating property taxes.

The Board of Education requests that the City of Brighton collect the district's summer school operating property taxes. The district is willing to enter into the same collection expense agreement for 2012, please sign and return the enclosed copy. If the Township will not agree to collect the district's summer tax levy, please notify the Board of Education so other arrangements may be made as the district may agree to have the levy collected by the County Treasurer or collect the taxes itself.

Sincerely,

A handwritten signature in black ink that reads "Maria A. Gisting".

Maria A. Gisting, PhD, CPA  
Assistant Superintendent of Finance

Enclosures

Brighton Area Schools, Livingston County, Michigan (the "District")

A regular meeting of the board of education (the "Board") of the District was held in the BECC Building, 125 S. Church St. Brighton, Michigan, in the District, on the 28 day of November, 2011, at seven o'clock in the pm.

The meeting was called to order by Cheryl Leach, President.

7 Present: Members Bill Anderson, Greg Rassel, Miles Vieau, John Conely,  
Beth Minert, Jay Krause and Cheryl Leach

0 Absent: Members

The following preamble and resolution were offered by Member Rassel and supported by Member Krause:

**WHEREAS**, this Board previously adopted a resolution to impose a summer tax levy to collect all of annual school property taxes, ~~including debt service~~, upon property located within the school district and continuing from year to year until specifically revoked by the Board.

**NOW, THEREFORE, BE IT RESOLVED THAT:**

1. This Board, pursuant to 1976 PA 451, as amended (the "Revised School Code"), hereby invokes for 2012 its previously adopted ongoing resolution imposing a summer tax levy of all of annual school property taxes, ~~including debt service~~, upon property located within the District and continuing from year to year until specifically revoked by this Board and requests each city and/or township in which this District is located to collect those summer taxes.

2. The Superintendent or designee is authorized and directed to forward to the governing body of each city and/or township in which this District is located a copy of this Board's resolution imposing a summer property tax levy on an ongoing basis and a copy of this resolution requesting that each such city and/or township agree to collect the summer tax levy for 2012 in the amount as specified in this resolution. Such forwarding of the resolutions and the request to collect the summer tax levy shall be performed so that they are received by the appropriate governing bodies before January 1, 2012.

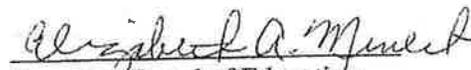
3. Pursuant to and in accordance with Section 1613(1) of the Revised School Code, the Superintendent or designee is authorized and directed to negotiate on behalf of this District with the governing body of each city and/or township in which the District is located for the reasonable expenses for collection of the District's summer tax levy that the city and/or township may bill under MCLA 380.1611 or MCLA 380.1612. Any such proposed agreement shall be brought before the Board for its approval or disapproval.

4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

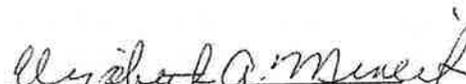
5 Ayes: Members Leach, Rassel, Minert Krause and Anderson

2 Nays: Members Vieau and Conely

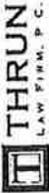
Motion declared adopted. Yes.

  
Secretary, Board of Education

The undersigned, duly qualified and acting Secretary of the Board of Education of Brighton Area Schools, Livingston County, Michigan, hereby certifies that the foregoing constitutes a true and complete copy of a resolution adopted by said Board of Education at a regular meeting held on November 28, 2011, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (Act 267, PA 1976, as amended).

  
Secretary, Board of Education

CJI:klg

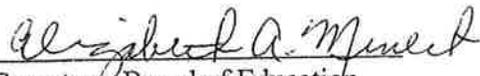


4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

Ayes: Members

Nays: Members

Motion declared adopted.

  
Secretary, Board of Education

The undersigned, duly qualified and acting Secretary of the Board of Education of Brighton Area Schools, Livingston County, Michigan, hereby certifies that the foregoing constitutes a true and complete copy of a resolution adopted by said Board of Education at a regular meeting held on November 28, 2011, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (Act 267, PA 1976, as amended).

  
Secretary, Board of Education

CJI:klg

