

**MINUTES OF THE MEETING OF THE CITY COUNCIL OF BRIGHTON**  
**HELD ON AUGUST 18, 2016 AT THE BRIGHTON CITY HALL**  
**200 N. 1ST STREET, BRIGHTON, MICHIGAN**

**REGULAR SESSION**

Present were Mayor Muzzin, Mayor Pro-Tem Pipoly, Councilmembers Bohn, Pettengill, Gardner, Emaus, and staff: City Manager Nate Geinzer, Utilities Director Tim Krugh, Assistant DPW Director Patty Thomas, Chief Tom Wightman, Clerk Pamela Stewart, Attorney Burns, Labor Attorney Gabrian and an audience of 7.

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

Moved by Mayor Pro Tem Pipoly and seconded by Bohn to excuse Councilmember Tobbe due to personal reasons.

**AGENDA APPROVAL**

Mayor Muzzin moved #7 the approval of the minutes from the August 10<sup>th</sup> Special Meeting from the Consent Agenda.

It was moved by Councilmember Emaus seconded by Pettengill to approve the Agenda. The motion passed 6-0-1.

**RECOGNITION OF THE PASSING OF MATT MODRACK**

Mayor Muzzin recognized the passing of a long time employee and community pillar, Matt Modrack. A moment of silence was held and Mayor Muzzin, Mayor Pro Tem Pipoly, Councilmember Gardner, and Pettengill shared memories.

**CONSENT AGENDA**

It was moved by Mayor Pro Tem Pipoly seconded by Pettengill to approve the Consent Agenda as amended. The motion passed 6-0-1.

The following items were approved:

Approved Minutes: Study Session of August 4, 2016

Approval of Minutes: Regular Meeting of August 4, 2016

Approval of settlement of MTT docket no. 15-002932.

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### **CALL TO THE PUBLIC**

Mayor Muzzin opened the Call to the Public at 7:35 p.m.

Randy Clifton, 1364 Baywood Circle, spoke about his support of the City's decision to demolish 1517 Whispering Oak. Wanted to know what the future of the property would be.

Renee Kidder, from Turn the Town Teal, spoke her desire for the Council to approve the event held August 28 placing teal ribbons down Main Street in recognition of September as Ovarian Cancer Awareness month. Manager Geinzer stated that Turn the Town Teal's request had been approved.

John Tonge, 1531 Whispering Oaks, also talked about his support of the City decision to demolish 1517 Whispering Oak but mentioned he had concerns about a hazmat situation within the building and the unmaintained bushes and trees on the property.

Joannee DeBruhl, Stone Coop Farms, a 6 year vendor at the Farmer's Market commended the City on their quick notification of potential issues with the new portable bathroom trailer and action to ensure her spot at the Market

The Call to the Public was closed at 7:48 p.m.

### **CITY CUSTOMER INFORMATION AND BOARD UPDATES**

Manager Geinzer addressed the questions about 1517 Whispering Oaks Lot restoration asked during the Call to the Public. Geinzer stated the City is unsure about the future of the property after the demo at this time and that every precaution will be taken with the property.

Utilities Director Krugh spoke about the goal of painting 673 hydrants this year. The City has 100 currently completed.

Mayor Pro-Tem Pipoly stated PSD met and saw a presentation on potential advertising opportunities at the Legacy Center.

Councilmember Bohn stated that at the Planning Commission meeting they talked about the Buon Gusto expansion and making sure the curb cut is ADA compliant. They began work on the zoning update. Bohn mentioned Northridge Woods flooding on Butternut Circle and that residents on Northridge Wood Drive had water in their basements. Northern Ridge also had flooding.

Manager Geinzer responded to some of the questions about the crushed downspout tubing at Northridge and stated he would be doing more follow up.

Councilmember Pettengill mentioned that the Historical Society is having a bugler demonstrating different bugle commands on Sunday, Aug 21 at the CoBach from 5-6 pm

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Councilmember Emus met with VA and talked about the sale of pavers and plans for potential expansion. The VA has added vendors to speed up time to receive pavers, and has added signage to deter kids playing on structure. In respect to Matt Modrak, the Veteran's decided to fly the flag at ½ mast during Matt's memorial service on Oct 1.

Mayor Muzzin stated that the BAFA met and discussed the recruiting process of part-time, on-call firefighters.

### **SPECIAL MEETING ON AUGUST 10**

Mayor Muzzin discussed the Special Meeting from August 10. The Explorers group met with City Council and gave suggestion on improvements. Some of the suggestions included bike racks, signs warning against feeding the waterfowl, and recycling.

Councilmember Emaus made a motion to approve meeting Minutes from the August 10 Special Meeting and Gardner seconded the motion.

Yes: 4 No: 0 Abstain: 2 Absent: 1

### **1517 WHISPERING OAKS DRIVE HOUSE DEMOLITION/LOT RESTORATION**

Manager Geinzer received 3 bids and chose the lowest bidder. Provisions were mentioned to keep the dust down and the length of time to demo.

Councilmember Emaus had questions concerning the change of the amount required to demolish compared to the original amount budgeted.

It was moved by Councilmember Gardner and seconded Pipoly by to approve the RFP to award bid to demolish 1517 Whispering Oaks Drive to Bob Myers Excavating and to approve Resolution 16-11 amending the budget \$15,900 to fund the project.

Roll Call Yes: Emaus, Gardner, Muzzin, Pipoly, Bohn, Pettengill No: None Absent: Tobbe

Motion passed 6-0-1.

### **SIDEWALK REPAIR/REPLACEMENT**

Councilmember Pettengill suggested that the spreadsheet of sidewalk repair be put map on website.

Councilmember Emaus had questions about the need for additional funds, and Bohn suggested that the funds may come from committed fund balance

It was moved by Gardner and seconded Bohn by to approve the RFP to award bid to repair and replace sidewalks within the City to Lacaria Concrete Construction and to approve Resolution 16-12 amending the budget \$36,370 to fund the project.

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Roll Call Yes: Emaus, Gardner, Muzzin, Pipoly, Bohn, Pettengill No: none Absent: Tobbe

Motion passed 6-0-1.

### **CALL TO THE PUBLIC**

Mayor Muzzin opened the Call to the Public at 8:31 p.m.

Randy Clifton, 1364 Baywood Circle, appreciated the response and suggested the City does not try to build a home and sell it.

John Tonge, 1531 Whispering Oaks, stated he was still concerned with mold and bacteria but has confidence in the demo crew.

Call to the Public was closed at 8:33 p.m.

### **CLOSED SESSION PURSUANT TO MCL 15.268 (C)**

Mayor Pro Tem Pipoly moved to go into Closed Session and was seconded by Gardner at 8:35 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, Bohn. No: none. Absent: Tobbe

Motion passed 6-0.

It was moved by Mayor Pro Tem Pipoly, seconded by Emus to come out of closed session at 8:57 p.m.

### **CLOSED SESSION PURSUANT TO MCL 15.268 (D)**

Mayor Pro Tem Pipoly moved to go into Closed Session and was seconded by Emaus at 8:58 p.m. to consider the purchase or lease of Real Property pursuant to MCL15.268(D)

A roll call vote was taken. Yes: Muzzin, Pipoly, Gardner, Emaus, Pettengill, Bohn. No: none Absent: Tobbe.

Motion passed 6-0-1.

It was moved by Councilmember Emaus, seconded by Mayor Pro Tem Pipoly to come out of closed session at 9:10 p.m.

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**PENDING NEGOTIATIONS CLOSED SESSION ACTION**

It was moved by Councilmember Emaus, seconded by Pipoly to approve the proposed contract with the Clerical 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 6-0-1.

**ADJOURNMENT**

It was moved by Councilmember Gardner seconded by Pipoly to adjourn the meeting at 9:12 p.m.

Motion passed 6-0-1.

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Pamela Stewart, Clerk

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James Muzzin, Mayor