­­**This meeting was conducted electronically.**

**MINUTES OF THE REGULAR MEETING OF THE BRIGHTON CITY COUNCIL**

**HELD ON MARCH 4, 2021**

**Minutes**

1. **Call to Order**

Mayor Pipoly called the Regular Meeting to order at 7:30 p.m.

1. **Pledge of Allegiance**
2. **Roll Call**

Present were Mayor Pipoly (City of Brighton, MI) and Mayor Pro Tem Gardner (City of Brighton, MI), Councilmembers: Bohn (Naples, FL), Emaus (City of Brighton, MI), Muzzin (City of Brighton, MI), Pettengill (USVI), and Tobbe (City of Brighton, MI). City Manager Nate Geinzer, City Clerk Tara Brown, Community Development Manager Mike Caruso, Finance Director Gretchen Gomolka, DPS Director Marcel Goch, Human Resources Manager Michelle Miller, Management Assistant Henry Outlaw, Deputy Director of the DPW Corey Brooks, DPS Superintendent Daren Collins, DPS Compliance Officer Josh Bradley, Economic Development Coordinator Denise Murray, Assistant to the DPW Director Patty Thomas, and Police Chief Rob Bradford. There were seven persons in the audience.

1. **Consider Approval of the Agenda**

**Motion** by Mayor Pro Tem Gardner, seconded by Councilmember Pettengill to approve the agenda as amended moving item d to new business as item 9a. **The motion carried without objection by roll call vote.**

1. **Consider Approval of Consent Agenda Items**

**Motion** by Councilmember Tobbe, seconded by Councilmember Emaus to approve the consent agenda as presented. **The motion carried without objection by roll call vote.**

## Consent Agenda Items

* 1. **Approval of Minutes: Study Session of February 18, 2021**
  2. **Approval of Minutes: Regular Session of February 18, 2021**
  3. **Approval of Minutes: Closed Session of February 18, 2021**
  4. **~~Acceptance of Quarterly Finance and Investment Reports~~ (moved to New Business)**
  5. **Approval of the purchase of a Lobeline Waste Activated Sludge (W.A.S.) Pump and Motor from Hesco Industrial in the amount of $21,105**

**Correspondence**

1. **Call to the Public**

Mayor Pipoly opened the Call to the Public at 7:35 p.m. Hearing and seeing no comment, Mayor Pipoly closed the Call to the Public.

1. **Staff Updates**

Chief Bradford noted a countrywide tornado drill will be conducted on March 24, 2021 at 1:00 p.m.

Director Gomolka stated the City has received the second funding grant of $7,000 from the Community Development Block Grant from the Federal CARES Act.

Assistant to the City Manager Outlaw stated he is working to get RAVE texting service up and running, stay tuned for more information and sign up notices.

Clerk Brown stated a member from the Redistricting Commission will be present during the March 18, 2021 meeting to relay the new redistricting process with a two to three-minute presentation.

1. **Updates from Councilmember Liaisons to Various Boards and Commissions**

Mayor Pro Tem Gardner stated the Brighton Arts and Culture Commission will meet on March 8, 2021.

Councilmember Bohn stated the Planning Commission met on February 22, 2021 and discussed two items. The conceptual site plan for thirty-two units but there are some challenges. The Planning Commission also reviewed a draft of the Capital Improvement Plan. Councilmember Bohn then asked that City Council address the February 16, 2021 letter from Attorney Burns and the abrupt retirement letter dated March 4, 2021, as well as the Brownfield meeting between City Attorney’s office and City staff which included the City Manager that he presumed prompted the retirement. Further Councilmember Bohn had asked for a closed session to discuss these topics, but a closed session was not on the agenda.

Councilmembers debated the accusations made by Councilmember Bohn, at length.

Councilmember Emaus noted under the City’s Charter, section 6.8, an investigation by City Council can only be initiated by a vote of City Council, not by a single Councilmember.

Councilmember Muzzin stated the Brighton Area Fire Authority will meet on March 11, 2021.

Councilmember Tobbe relayed his disappointment in the decorum at the meeting and asked that a closed session be scheduled for the March 18, 2021 meeting.

Councilmember Emaus stated the Brighton Veterans Memorial Committee has had discussions via email regarding the Memorial Day Parade; however, it is unclear what the MDHHS legal limits for gatherings will be in April.

Mayor Pipoly relayed that he chose not to schedule a closed session for the meeting as some Councilmembers would not be present at the meeting and he preferred to have a closed session when all Council was present. Further Mayor Pipoly stated that upon discussions with City staff and legal counsel, there did not seem to be reason or legal basis to enter into a closed session.

Councilmember Pettengill noted that she responded promptly to Mayor Pipoly that she was able to attend the meeting remotely.

**Public Hearing**

1. **Conduct a Public Hearing and Consider Adoption of Ordinance #595, Amendments to Chapter 22 and Chapter 98 of the City of Brighton Code of Ordinance**

**Motion** by Councilmember Tobbe, seconded by Councilmember Pettengill to table the public hearing and consideration to adopt Ordinance #595, amendments to Chapter 22 and Chapter 98 of the City of Brighton Code of Ordinances until the City obtains legal counsel. **The motion carried without objection by roll call vote.**

**New Business**

**9a. Acceptance of Quarterly Finance and Investment Reports**

Councilmember Bohn asked about the September 2020 date on the report. Director Gomolka stated the date is in error and will be corrected and replaced on the City website.

**Motion** by Councilmember Bohn, seconded by Councilmember Tobbe to accept the quarterly finance and investment reports. **The motion carried without objection by roll call vote.**

1. **Consider Issuing a Purchase Order for Storm Line Video Inspection of Grand River Avenue to Advanced Underground Inspection, LLC for an amount not to exceed $30,000**

Director Goch introduced the agenda item and discussed the specific differences of the bids.

Councilmember Bohn stated that he was not sure Advanced is the lowest bidder, noting the varying prices and differences of the bids.

Director Goch stated he is aware that the other company would appear less expensive however knowing the scope and needs of the project, he feels confident in his recommendation to extend the purchase order to Advanced Underground.

**Motion** by Councilmember Tobbe, seconded by Mayor Pro Tem Gardner to issue a purchase order for storm line video inspection of Grand River Avenue to Advanced Underground Inspection, LLC for an amount not to exceed $30,000. **The motion carried without objection by roll call vote.**

1. **Consider Approval of Bid for 2021 Right of Way Tree Maintenance to Arbor Master Tree Service Inc. in the Amount of $16,433**

Director Goch introduced the agenda item and scope of work. He noted the previous contractor did a wonderful job however their bid was much higher than the lowest bidder.

**Motion** by Councilmember Bohn, seconded by Councilmember Pettengill to approve of bid for the 2021 right of way tree maintenance to Arbor Master Tree Services Inc. in the amount of $16,433. **The motion carried without objection by roll call vote.**

1. **Consider Staff and Planning Commission Direction Regarding Marijuana Related Land Uses**

**Motion** by Councilmember Emaus, seconded by Councilmember Tobbe to table staff and Planning Commission direction regarding marijuana related land uses until Council retains legal counsel. **The motion carried by roll call vote, with Councilmember Muzzin voting no.**

## Other Business

1. **Call to the Public**

Mayor Pipoly opened the Call to the Public at 8:23 p.m. Hearing and seeing no comment, the Call to the Public was closed.

1. **Adjournment**

**Motion** by Councilmember Tobbe, seconded by Councilmember Pettengill to adjourn the meeting at 8:24 p.m. **The motion carried without objection by roll call vote.**

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Tara Brown, City Clerk Shawn Pipoly, Mayor