

**BROWN CITY COUNCIL PROCEEDINGS
OCTOBER 22, 2007**

Meeting called to order at 7:00 p.m. by Mayor Carpenter.

Pledge of Allegiance led by Mayor Carpenter.

PRESENT: Mayor Laura Carpenter, Council members: Ron Wood, Julie Miller, Ross McIvor, Mike Lents, Christine Lee, Ken Brown (arrival at 7:13 p.m.). City Attorney Gregory Stremers, City Manager Clint Holmes, City Clerk Kelly Pavel.

ABSENT: None.

PRESENTATION OF PROCLAMATION:

Mayor Carpenter presented a Proclamation honoring Mr. Ken Welch, to his grandson, Mr. Wayne Smith Jr., due to Mr. Welch's inability to attend this evening. The City of Brown City wishes to commend and thank Mr. Welch for his many years of service in many areas, not only in Brown City but Sanilac County as well.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA: None.

CORRECTION AND APPROVAL OF MINUTES:

Motion by CM Miller, second by CM McIvor, to accept the Regular Meeting Minutes of 10-8-07 as presented. Motion carried.

PAY BILLS:

Motion by CM Lee, second by CM Wood, to pay the bills in the following funds: General - \$18,642.95, Payroll - \$12,086.75, Major Street - \$873.90, Local Street - \$858.90, Sanitary Sewer - \$10,023.97, Water Fund - \$17,401.17, Arsenic Abatement - \$4,900.00, Storm Sewer - \$500.00, Equipment - \$886.28. Motion carried.

Motion by CM Lee, second by CM Miller, to pay Arsenic Abatement bills for plant #2 in the amount of \$28,446.00. Motion carried.

PUBLIC QUESTIONS AND COMMENTS: None.

PERSONAL APPEARANCES: None.

DPW REPORT:

Written report reviewed. No questions or comments.

UNFINISHED BUSINESS:

1. Water Treatment Facility – The arsenic abatement program must be fully operational by 2-1-08. Please see Manager's Report.

ORDINANCES: None scheduled.

MANAGER'S REPORT:

1. **Water Treatment Facility:** The absorption equipment was moved inside the building and the contractor is in the process of installing the piping and various other connections. The doors and garage door are scheduled for installation by the end of October.
2. **City Auditor:** The City staff contracted the various municipalities in the area and created a list of firms that conduct audits for local governments. Request For Proposals (RFPs) (lavender) were sent to these organizations and responses are due to the City by 5:00 PM on November 20th.
3. **Exchange State Bank:** The Bank's President and CEO Sandra Willis scheduled a ground breaking ceremony for 2:00 PM on Monday, October 22nd. Additionally, the City has received an Irrevocable Letter of Credit for \$200,000 and the Bank has placed in escrow \$20,000 for construction inspections, replacing the culvert on Thelman Avenue and repairs to Cade Road. The Mayor and City Clerk signed the paperwork to access these funds the forms were returned to the Bank for processing. Contact with the Sanilac County Building Department revealed that they issued all necessary building and erosion control permits for construction of the facility. Huron Consulting, the company providing construction inspection services for the City's water treatment facility, submitted a bid of \$4,370 to provide inspection and testing services on behalf of the City for the construction of the Exchange State Bank facility. Recommend hiring Huron Consulting for this project (green). **REQUIRES MOTION.**

Motion by CM Miller, second by CM Lee, to hire Huron Consulting for inspection services for the Exchange State Bank Project at the price of \$4,370.00. Motion carried.

4. **USDA Rural Development:** Representative Candice Miller is sponsoring a workshop by USDA Rural Development. This meeting is for non-profit organizations and local governments to highlight available grant and loan programs. It will take place in Lapeer on the morning of October 22nd in Lapeer. Assistant Fire Chief Rob Jacobson and I plan to attend. The same workshop is being offered on October 29th in Sandusky (yellow).
5. **Election Day:** The City Council should pass a motion to close the City Library on November 6, 2007 for Election Day. **REQUIRES MOTION.**

Motion by CM Lee, second by CM McIvor, to close the City Library on November 6, 2007 for Election Day. Motion carried.

6. Veterans Day: City Hall will be closed on Monday, November 12th for Veterans Day. The first City Council meeting in November is the same day. Does the City Council wish to reschedule this meeting? Recommend having the meeting as scheduled. Council consensus to leave scheduled meeting on November 12, 2007.

7. Michigan State Economy: The Michigan Department of Labor & Economic Growth just released a report concerning our unemployment rate and industry trends. Also, the Michigan Economic Development Corporation released a report called "There Are Great Things Happening in Michigan – September 2007. Both reports are in your packets (white).

ATTORNEY'S REPORT: None.

TREASURER'S REPORT: None.

COMMITTEE REPORTS:

1. Police – none
2. Water and Sewer – none
3. Tax and Finance – review of committee meeting minutes from 10-18-07.
4. Streets and Sidewalks – CM Wood discussed concerns that MAC has for the intersection of Maple Valley Road and M90, due to increased traffic from MAC. MAC is requesting that Opportunity Drive be reinstated as a two way street.

PUBLIC HEARING:

Mayor Carpenter opened Public Hearing at 7:15 p.m.

Mrs. Celani questioning recent happenings and is looking for reassurance that this vacating is not going to cost neighboring homeowners monies to remedy any situation.

City Manager and City Attorney explained that the City is simply vacating this property and giving up its rights. Any further changes to the plat to be made must be made by individual property owners.

Mayor Carpenter closed Public Hearing at 7:17 p.m.

CM Lents questioned if any residents have expressed concerns. City Manager states that Mike Frey has expressed some concerns in the past. It was suggested that Mr. Frey felt he would be able to clear up any of his concerns with his neighbors, Dennis and Sandy Bissett, as Mr. Frey had discussed at a previous council meeting.

Motion by CM Brown, second by CM McIvor, to accept the Order of Vacation of the alley between McMorran Streets and Reed Streets as requested by Mr. Carmen and to direct the Mayor and City Clerk to sign this vacation. ROLL CALL VOTE: Wood-yes, Miller-no, McIvor-yes, Lents-yes, Lee-yes, Brown –yes. Motion carried.

PETITIONS AND COMMUNICATIONS:

CM Brown discussed additional concerns for the property at 4182 Maple Street that need to be completed. He has concerns for the condition of this building at this point in time.

Motion by CM Brown, second by CM Miller, to table the pre-application building permit for 4182 Maple Street for a 6’ x 16’ addition until further investigation takes place regarding additional work that needs to be completed. Motion carried.

COMMITTEE REPORTS CONTIUED:

CM Wood further discussed his concerns for Opportunity Drive traffic congestion. CM Wood also discussed frost-free fire hydrants that are on Opportunity Drive which need to be properly utilized, especially during the winter months.

Motion by CM Wood, second by CM Lents, to turn Opportunity Drive back into a two-way street. ROLL CALL VOTE: Wood-yes, Miller-yes, McIvor-yes, Lents - yes , Lee -yes, Brown - yes. Motion carried.

Motion by CM Wood, second by CM Lents to amend the above motion by adding “two-way street change to take place on 10-29-07 in order to properly notify Llink employees as well as the general public”. Motion carried.

- 5. Buildings and Grounds – none.
- 6. Personnel – none.

RESOLUTIONS:

City Manager discussed proposed amendments to be made to the 2007-2008 City budget.

Motion by CM Miller, second by CM Lee, to accept Resolution 07-10, *A Resolution Of The City Of Brown City To Amend The City’s 2007-2008 Budget To Better Reflect Revenues And Expenditures*. ROLL CALL VOTE: Wood –yes, Miller-yes, McIvor-yes, Lents-yes, Lee-yes, Brown-yes. Motion carried.

GENERAL CONCERNS OF THE PUBLIC:

CM Lee commented that the military funeral that took place today in town was very well addressed by Chief Smith and his assistance was appreciated.

CM McIvor asked if any new updates were available regarding Dave Kinney. Mr. Kinney will not sign a separation agreement and his insurance runs out in approximately 3 weeks. Family Medical Leave Act was granted to Mr. Kinney upon his oral request.

MAYOR'S REPORT: None.

PUBLIC QUESTIONS AND COMMENTS:

Motion by CM Miller, second by CM McIvor, to adjourn at 7:48 p.m. Motion carried.

Respectfully submitted,

Kelly Pavel
City Clerk