

BROWN CITY COUNCIL PROCEEDINGS

AUGUST 27, 2018

MEETING CALLED TO ORDER BY MAYOR JULIE MILLER AT 7:00 PM.

PLEDGE OF ALLEGIANCE LED BY MAYOR JULIE MILLER.

PRESENT: Mayor Julie Miller, Councilmembers: Patricia Jacobson, Gerald Kosal, Christine Lee, Ross McIvor, Alecia Parks, and William Walters; City Manager Clint Holmes, City Clerk Juanita Smith and City Attorney Gregory Stremers.

ABSENT: None.

GUESTS: Steven Kovacs, representing the Brown City Banner, Police Office Adam Stracenrider, and Stacy Biel.

ADDITIONS, CORRECTIONS AND DELETIONS TO AGENDA:

City Manager Clint Holmes reported that there would be two additions to the agenda—one under Petitions and Communications and the other would be one extra bill to pay under “General Fund”.

CORRECTION & APPROVAL OF MINUTES:

Motion by CM Walters, second by CM McIvor, to accept the Regular Meeting Minutes of August 13, 2018 as presented. Motion carried.

PAY BILLS:

Motion by CM Jacobson, second by CM Lee, to pay the bills in the following funds: **General** - \$10,167.44 (8769 – 8786) (Additional bill – 8 Mile Moving and Storage passed in addition.), **Payroll** - \$14,931.85 (8564-8563 plus EFT), **Major Street** - \$90.00 (3969), **Sanitary Sewer** - \$638.11 (3754 – 3755), **Water** - \$2,093.45 (2962 – 2965), **Arsenic Abatement** - \$7.25 (1410), **Storm Sewer** - \$117.70 (1276), **Equipment** - \$1,127.79 (1625 – 1627). Motion carried.

PERSONAL APPEARANCES: None Scheduled.

PUBLIC QUESTIONS & COMMENTS: None.

DPW REPORT: Report reviewed. No questions or comments.

UNFINISHED BUSINESS: None Scheduled.

PUBLIC HEARING: None Scheduled.

RESOLUTIONS: None Scheduled.

ORDINANCES: None Scheduled.

PETITIONS & COMMUNICATIONS:

1. **4456 Belview Drive:** Requesting a building permit to replace a buried culvert using John Daws as the contractor and the DPW to install a 40' culvert under the driveway.

Motion by CM McIvor, second by CM Parks, to approve a building permit to replace a buried culvert using John Daws as the contractor with our city DPW installing a 40" culvert under the driveway after John Daws removes the old one. Motion carried.

MANAGER'S REPORT:

1. **City Hall Renovation:** Furniture was picked up and placed in storage on Saturday, August 18th. Floor tile and carpet were removed and the floor was prepped on Monday, August 20th. City Hall closed at about 1:30. Floor tiles were installed the next day. The floor was sealed and waxed on Friday. Office furniture was returned on Saturday, August 25th, and new office furniture in the Treasurer's office and computers reinstalled.
2. **Evergreen Cemetery:** As an Eagle Scout Project, the flagpole was replaced and the VFW Memorial marker moved next to the new flagpole. The Cemetery Sexton, Rodger Wood, has requested funds to have the monument cleaned and polished. The former VFW Post Commander is recommending that the bronze markers commemorating America's wars be added to the east side of the memorial. The Sexton is working to determine the cost for cleaning and polishing the monument. The markers plus installation will be about \$800. Recommend using the funds provided by the Brown City VFW Post to complete these upgrades. How does the City Council wish to proceed?

The City Council would like City Manager Clint Holmes to proceed with the research on the cost of adding bronze markers commemorating America's wars to the east side of the memorial.

3. **Garbage Contract:** The Request for Proposals approved by the City Council at the last meeting were sent to the three area removal companies. Bids and any requested contract changes must be submitted to City Hall by September 6th. Bids will be presented at the regular September 10th City Council meeting.
4. **Cell Tower:** The company interested in constructing a second cell tower responded with the following: "The only way I can make this work is to start the rent at the original level and then let it escalate; by my calculations that would be 1,000 per month. I have to turn this into ATT's radio frequency group so I am going to go with a 195 foot tower (same as SBA) – in the aerial below is this the location we would be considering?" The location is immediately south of the existing cell tower. While SBA payments began at \$1,000 per month, over the years it has increased to \$1,520.88. How does the City Council wish to proceed?

The City Council would like City Manager Clint Holmes to continue to negotiate with this company but not to accept the \$1000 per month as they wish to start the rent per month. A figure given by CM Walters and acceptable by the other Councilmembers was \$1250 to begin the rent per month.

5. **Lagoon Geese:** Two individuals signed waivers and were issued gate keys to hunt geese at the City's lagoons. No additional access will be granted. This opening of the lagoons for hunting is necessary to reduce the number of geese and thereby reduce the associated pollution. Hunting is only allowed during the regular goose hunting season.
6. **Sewer Inspection:** The discussions with the two companies that clean and televise sewer systems in the area continue. Anticipate having estimates for City Council action at the September 10th regular meeting.
7. **Labor Day:** A reminder that the City Hall will be closed on Monday, September 3, 2018 for Labor Day.

ATTORNEY'S REPORT:

1. 4105 Main Street. City Attorney Gregory Stremers has been in contact with the neighbor of a Main Street property concerning the construction of an enclosure. They will provide photographs to the City Attorney for review.
2. City Attorney Gregory Stremers has been working on the FOIA request from "Emily". He gave a list of things that he has found out and will email them to our City Manager to become more aware of what we are facing with this request. Attorney Stremers provided us with a financial outline that we need to fill out and return to "Emily" before any ballots are furnished.

TREASURER'S REPORT: Nothing.

CLERK'S REPORT:

1. On August 14, 2018 Paul Muxlow filed a Petition for Recount of the County Commissioner District #5 jurisdiction. Denise McGuire, County Clerk, is unable to schedule until the State Board of Canvassers certify the State's elections results and to see if we will be involved in any State recount. Muxlow's recount will most likely not be until the first part of September. We will have to deliver our official ballots to the recount location when we are scheduled.
2. We have received a FOIA request from "Emily" asking to view voted ballots from the November 2016 election. Voted ballots are subject to FOIA and we must comply with their request. We have asked for a ten-day extension. This would mean photocopying each ballot and AV envelope which at this time we don't have the means to do. However, we have been advised to not send them anything until we submit a cost estimate to them and have a check in our hands. No one but the Clerk, or office staff designated by the clerk, may touch the ballots. Our City Attorney is checking on this FOIA request.

MAYOR'S REPORT:

1. City Manager Semi-Annual Evaluation – Please complete and return by the next City Council meeting.
2. Open Meetings Act Handbook - An Open Meetings Act Handbook was given to each Councilmember and potential Councilmembers.

COMMITTEE REPORTS:

1. Tax and Finance (Jacobson) – None.
2. Streets and Sidewalks (Kosal) – None.
3. Police / Fire Authority (Lee) – None.
4. Building and Grounds (Mclvor) – None.
5. Personnel (Parks) – None.
6. Water and Sewer (Walters) – None.

GENERAL CONCERNS OF THE COUNCIL: None.

PUBLIC QUESTIONS & COMMENTS: None.

EXECUTIVE SESSION: None scheduled.

ADJOURNMENT:

Motion by CM Lee, second by CM Mclvor, to adjourn at 7:59 p.m. Motion carried.

Respectfully submitted,

Juanita Smith
City Clerk