



CITY OF BURTON
BURTON CITY COUNCIL MEETING
AUGUST 8, 2019
AGENDA

Council Chambers

Regular Meeting

7:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

A. INVOCATION LED BY: THOMAS MARTINBIANCO

B. THE PLEDGE OF ALLEGIANCE IS LED BY: THOMAS MARTINBIANCO

C. ROLL CALL

D. STAFF PRESENT

E. APPROVAL OF MINUTES

1. City Council - Budget Workshop - May 29, 2019 6:00 PM
2. City Council - Regular Meeting - Jun 17, 2019 7:00 PM
3. City Council - Public Hearing - Jul 15, 2019 5:00 PM
4. City Council - Public Hearing - Jul 15, 2019 5:15 PM
5. City Council - Public Hearing - Jul 15, 2019 5:30 PM
6. City Council - Public Hearing - Jul 15, 2019 5:45 PM
7. City Council - Public Hearing - Jul 15, 2019 6:00 PM
8. City Council - Public Hearing - Jul 15, 2019 6:15 PM
9. City Council - Public Hearing - Jul 15, 2019 6:30 PM
10. City Council - Public Hearing - Jul 15, 2019 6:45 PM
11. City Council - Regular Meeting - Jul 15, 2019 7:00 PM
12. City Council - Special Meeting - Jul 22, 2019 6:30 PM

F. ADMINISTRATIVE REPORTS

1. Update and Presentation by Woodhill Group
2. Update and Presentation by Stantec

3. July 2019 Investment Report

G. COMMITTEE REPORTS**H. AUDIENCE PARTICIPATION**

Now is the time set-aside for members of the audience to address the Burton City Council. I would ask each individual to give their name and address for the record and to limit their comments to three (3) minutes and to speak on the topics germane to City business.

I. COUNCIL DISCUSSION**J. COUNCIL ACTION**

1. Approve and authorize the Attorney Billing (Doyle) 7/10/2019 to 7/29/2019 in the amount \$6,977.25.
2. Approve and authorize the Attorney Billing (Masud) 6/01/2019 to 6/28/2019 in the amount \$3,185.23.
3. Approve and authorize the Resolution 2019-_____ of Intent to Sell the City Owned Properties.
4. Approve and authorize the acceptance of the low bid from Michigan Overhead Door and Loading Dock for the purpose of replacing the garage doors at Fire Station #3.
5. Approve and authorize the Mayor's appointment of Kirk Wilkinson, 2222 McLaren St., Burton, MI 48529 as City of Burton Fire Chief.

K. FIRST READING OF ORDINANCE

1. Approve and authorize the First Reading of an Ordinance to amend Chapter 51 of the City of Burton Code of Ordinances by the removal of connection application language and the amendment of dates for certifying delinquent charges; and to provide the penalty for the violation thereof

2. Approve and authorize the First Reading of an Ordinance to amend Chapter 52, Sewer of the city of Burton Code of Ordinances by the addition of language addressing continuing balances, interest, and dates of certification of delinquencies and to provide the penalty for the violation thereof.

L. SECOND READING OF ORDINANCE

1. Approve and authorize the Second Reading OF AN ORDINANCE TO AMEND CHAPTER 140 OF THE CITY OF BURTON CODE OF ORDINANCES BY THE REGULATION OF THE USE OF CONSUMER FIREWORKS

Agendas and minutes may be found at www.burtonmi.gov



CITY OF BURTON
BURTON CITY COUNCIL MEETING
MAY 29, 2019
MINUTES

Council Chambers

Budget Workshop

6:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 6:00 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Late	6:17 PM
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. STAFF PRESENT

Bette Bigsby, Acting Clerk
 Rik Hayman, Chief of Staff
 Bob Slattery, DPW Director
 Charles Abbey, Deputy DPW Director
 Karen Moffitt, Controller
 Chris Howser, Road Superintendent

C. PRESENTATION & DISCUSSION

1. Budget Workshop Topics:

Mr. Smith detailed what budget would be discussed.

Items to keep in mind from Mr. Smith's notes:

Info on parking lot and gas tanks
 Police Department parking lot complete or holes
 Ladder truck for fire department

Mr. Martinbianco asked about the road superintendent being in attendance. Mr. Abbey called Mr. Howser to come to the meeting.

Ms. Moffitt stated sixty percent local roads and forty percent and we have to report that way to state. In the past certain costs that have been split between the two have been reported that way. In reviewing the salaries and how people work it is reversed. Our employees only spend forty percent of their time on local roads and sixty percent of their time on major roads. We have switched our thinking. They are

Minutes Acceptance: Minutes of May 29, 2019 6:00 PM (APPROVAL OF MINUTES)

spending more time on major roads. There will be a shift again as the roads deteriorate. This budget reflects that change for salaries and benefits but not for road related costs. Updated salary allocations for shared staff. Increased equipment rental and training in a lot of areas. Want to focus more on training because of transition and succession planning. Have a lot of new employees. Equipment rental we are doing a better job of identifying usage charges should increase on roads budget and other budgets. Increased revenue coming into motor pool for those charges.

Major Street.

Estimated revenue of \$5,012,400.00 projected expenditures of \$7,348,100.00 Excess of expenditures over revenue \$2,335,700.00. Estimated we will end this year with \$3,823,793.00 estimated to be the beginning fund balance for next year minus \$2,335,700.00 leaving a fund balance of \$1,488,093.00 for 2019-2020. Over spending is basically because of the Center road project not in the TIF until 19-20 we are not going to start project until July. Because of technicalities we are not going to start the project until July. The cost is going to come out of next year. Money will roll into fund balance this year and get used next year to pay off the loan. The project is from Davison to Dolphaine.

The line item \$3,121,000.00 is the majority of funding from the state we are estimating an increase of 3%. Federal state construction match revenue \$1,799,000.00 is the revenue we expect to receive from state in October with next years' TIF money to fund the construction and construction engineering costs of Center Road. Most of the other revenue sources we left the same. Transfer from other funds we eliminated the \$150,000.00 transfer made last year. The loan proceeds center road are the loan proceeds in this year budget so we won't have next year so that was taken out. Under the construction area you will see \$2,248,700.00 that is the estimated costs for Center Road construction and Center Road construction engineering.

Surface Maintenance shared salaries have changed in both local and major budget. In the past they have been recorded in this budget 4063 technically they are considered administrative costs and should be recorded under 4082 department I have moved those costs out of the surface maintenance to 4082 is administrative.

Fringes down, shared salaries have gone down due to moving to other department. Fringes reflect a 10% increase in health insurance. MERS based on actual costs. In the roads budget most of the employees are either SEIU and AFSCME and their costs have gone down slightly. The 717 MERS active is zero or negative we are only paying on the unfunded liability line 718 MERS retirees.

Road preservation. In the past we have had a line item for crack seal under construction and then a line item for chip seal under surface maintenance area because there are several different methods and ways of repairing roads we thought it would be better to combine them all into one line item and call them road preservation. Then we can decide based on condition of the road what method is used to repair or preserve the road. Increased that line to \$700,000.00 basically that is combining the money that used to be under construction, DWRP repairs and other lines we have combined a lot of that down under the road preservation line.

Mr. Heffner asked if chip seal is under there and what else is under there? Ms. Moffitt stated that all road preservation is under that line in major streets. Mr. Heffner asked if we had gotten any state road preservation money. Ms. Moffitt stated we did this year. We received some last year as well. Mr. Heffner asked what projects were planned for this year. Mr. Slattery stated he did not have the list in front of him. He said they were crack sealing about 15 miles of road and they are chip sealing several roads and we are also chip sealing and fog sealing other roads. Mr. Heffner inquired about doing Lippincott and Lapeer. Mr. Slattery stated they just got done doing some crack seal on Lapeer to Belsay Road the Project was submitted for a thin overlay and wasn't approved probably because of traffic count. But we are chip sealing it. Mr. Heffner asked when they were going to finish filling the potholes on Lapeer road. Mr. Slattery stated they would be back on pot hole patching generally.

Mr. Martinbianco appreciates Mr. Howser is in attendance. One of the things that they wanted to talk about tonight was in motorpool. Mr. Martinbianco wanted an oversight on what we are faced with now and possibly later.

Mr. Howser stated the guys are out patching everyday. They put 49 tons of asphalt on Center road for the parade. That is 6500 shovels full. Roads are not horrible. Without funding from Council we will move back into deplorable the short staffing is hurting. The amount of Rain is hurting us.

Mr. Martinbianco asked what else can we do proactively that we are not doing with respect to road preservation. Are there areas of the city we are not looking at that we are not looking at. Mr. Howser stated we need to start looking at local streets They were crack sealing Lippincott last week. We need to keep doing the programs that we can do with the funding we have. Mr. Martinbianco asked if there are any other substitute funding we can employ that we can put in place to be able to put some of those other issues to rest. Mr. Howser stated a special assessment or grant writing. Mr. Martinbianco asked about a road bond. Mr. Howser stated he didn't know if the residents would vote for a road bond. Mr. Martinbianco said the city had the facility top bond for road funds.

Mr. Martinbianco asked if Mr. Howser had any specific needs for motor pool. Mr. Howser stated he is adamant about a facility to house equipment. There are millions of dollars in equipment out there that is fading, falling apart and rusting away.

Mr. Heffner asked Mr. Howser what the next major road we need to look at doing something with. Mr. Howser answered the other side of Saginaw Street then this stretch of Center road. Mr. Heffner asked Mr. Howser if he had been on Vassar Road near Maple. Mr. Howser answered that Vassar road was going to need a total reconstruct.

Mr. Haskins asked if he was talking about Saginaw over by Bristol Road. Mr. Howser said Bristol Road is still workable and patchable. The Saginaw street they are getting big chunks out of it and flipping them up vertically. One spot on Vassar road we need to somehow fix it temporarily.

Mr. Abbey stated one thing we are going to have to talk about if we are not going to have enough money and we know we aren't we may have to do more than our typical repairs. We are probably going to have to do some short runs mill it out and

do a repair. Mr. Slattery we recognize there are places that are concrete that need some spot treatments. Mr. O'keefe disagrees with cutting things out and filling it with asphalt.

Mr. Smith we have talked about roads and we talked about a building. I understand that a building will help to extend the life of the equipment. How will this affect the personnel? Mr. Abbey answered that the trucks are diesel if they are housed in a facility they can get in and they are ready to roll. They can be loaded the night before. It takes about 30 minutes in the morning before they can head out.

Mr. Heffner asked how many trucks we lost when we had the fire out back. It was stated they lost two trucks. Mr. Heffner stated that if the trucks were housed together we could have lost the whole fleet. Mr Abbey stated the reason we had a fire was due to bad cords out in the elements.

Mr. Smith stated he was looking for efficiencies for the City and this would be a long term efficiency. We would be saving on labor and equipment. Mr. Abbey stated we are about to pay off the lease to owns. We can prolong the use of the trucks. We would be able to save money for more work. Each truck is a quarter million dollars.

Mr. Heffner said if you go to the residents if they want a pole barn or roads they say roads. Mr. Smith stated they were elected to make decisions. Mr. Heffner stated the machines were made to be out in the worst weather Michigan has. We don't have the funds to do everything. Building a pole barn does nothing for the roads. Mr. Smith stated you are shortening the life span of the vehicles by keeping out in the weather.

Mr. Wells stated we brought this guy in for his knowledge and expertise and we are arguing about his knowledge and expertise. Discussion on the \$320,000.00 from the sale of property.

Mr. Haskins asked if we could down it a little bit and find a cheaper resolve for your trucks. Mr Abbey stated they are trying to get bids to find out what it would costs. Mr. Haskins asked about the manpower issue at DPW. Mr. Abbey stated they advertised for Laborer and they have no takers. The economy is good. The only way to get good people is to pay more money. That is the reason we are losing people. Mr. Abbey asked if he was given a choice he would take manpower and raises over the pole barn.

Mr. Heffner asked what the roads supervisor could do with \$350,000.00. Mr Howser stated not much at this point. We have a lot of subdivision roads that we need to do something with.

Mr. Smith is looking at the \$320,000.00 as one time money. Local roads life expectancy is gone. People expect we are going to maintain them. Mr. Smith stated he has been jogging in Davison and grand Blanc and our roads are better.

Ms. Moffitt stated we have \$700,000.00 in the road preservation line for whatever road projects come up this year. In surface Maintenance the line for equipment rental was increased a little bit. The Major street and local street budgets there are certain departments the state mandates we break out expenditures. In the past we would draw in wages and what people would be paid over 12 months. I went over a two year period and do an average. Most departments have salaries, salaries permanent, overtime, retirement costs fringe benefits. Contractual services, supplies

and equipment rental. Lines are either up or down based on the percentages allocated. There was a 10% healthcare increase. MERS costs on actual percentages received from MERS.

Traffic signs line I added \$18,000.00 for 4 traffic counters. Material sign added purchase two electronic speed signs. Mr. Martinbianco asked where they were going to be. Mr. Slattery stated they are going to look at various areas where we get complaints of excess speeds and crash data to see where it may be effective. Going to take the Police Chiefs recommendations. Mr. Martinbianco asked about Vassar and Bristol road. There are solar flashers on the stop signs and advance stop warning sign. Mr. Martinbianco asked about Lippincott and Genesee.

Mr. Haskins asked why DPW is buying them. Mr. Slattery stated they are also traffic counters.

Contractual services line under traffic signs this is the last year we updating the LED traffic signals. Should be able to free up \$150,000.00 in next years budget. Winter maintenance increased the salt line item a little bit. That may not be enough. We are under the County bid and have heard prices have really risen. May need a budget amendment depending on how the bids come in and how much we use. What ever we didn't use this year we put down under the Belsay Road costs.

Administration area has new allocations for the shared salaries. Under debt figures comes from the debt schedule. Lapeer Road is money we borrowed for the Lapeer Road project. That loan was paid off this year so we won't have interest to pay on it this year. We will have interest to pay on the Center Road loan. That \$73,400.00 due June 1st. Principal payment on Center Road project is \$2,244,000.00. Under transfers to local streets. We had been transferring 20% to local street and that balance had been continuing to build and we decided not to do that last year and this year keeping more money in major streets.

Mr. Haskins asked about equipment rentals. Looking at revenue and expenditure report. There is all kinds of money left in equipment rental lines right now. Is there a necessity to beef the lines up. We are making a concerted effort to make sure people are using the lines. They have been a little lax in that. Some of it has been undercharged. Rates go up every January 1st based on rates the state provides. Mr. Heffner asked where gas and oil were in the budget. Ms. Moffitt stated gas and oil get charged to motor pool and then it is billed out as part of equipment rental. Part of the cost for them using equipment. Revenue into Motor pool.

Mr. Heffner asked about crack sealing on the roads where the water lines went in. Is it charged to local roads? Those roads need to be crack sealed. Mr. Heffner stated he feels it should be part of the restoration. Mr. Martinbianco brought up how bad Camden is after the renovation in that area. Mr. Hayman stated that there were other phases that we were able to fix the roads under a non-participant while the company was fixing the roads.

Mr. Martinbianco asked about fringe benefits and who is all in there. Ms. Moffitt stated the shared salaries like from her office. He wanted to talk about the percentages. He wanted to know about from the controllers office. Ms. Moffitt stated her office is 11% each person including the Purchasing agent. Based on percentage of budget. Executive Benefits and Human Resources is 6% it is based on number of

employees. Treasurer is 2.4% depending on how much time she spends on major streets. A lot of her time is monitoring cash flow and investments. Collection clerks are 1.2 % for billing. Chief of staff and executive assistant are 5.5% and the fringes that are associated with them to major streets. Previously shared salaries went to 4063. They are indirect costs and should be in 4082. That is why there was an increase in this budget.

Discussion on the impact of Center Road on the upcoming budget. The budget for major streets is in the positive. There is money in the budget for roads. There is about \$200,00.00 for road costs. Projection of 1.25% increase from state

Ms. Moffit did a review of the 5 year projection for local streets. Budgeting revenue of \$926,300.00 and expenditures of \$1,085,100.00 over spending by \$158,800.00 about a million dollars in fund balance. We are projecting to end the year with \$900,000.00 in fund balance. We are not expecting to receive Public Act 207 funds. We projected a 3% increase in state revenue increased up to \$848,000.00. The transfer to major streets was eliminated. Transferred \$30,000.000 from general fund. You can spend up to 10% on administrative costs in state revenue.

Mr. Heffner stated the state claims they overpaid municipalities and we had to pay it back. Ms. Moffit stated that is correct. They dispersed it to municipalities and then they realized they over paid. So they have started to take it back. Mr. Slattery stated we are getting less money we do not have to write the state a check.

Expenditures

In Surface maintenance the shared salaries moved to 4082 so there is nothing budgeted on that line item. All the fringes reduced moved to 4082. Reflects all new allocations. Mr. O'Keefe asked what we have left in dirt/gravel roads in the City? What do you think about getting into the 21st Century and getting all of our roads black topped. Mr. Abbey stated the only way you are going to be able to do it is by special assessment. Mr. Abbey stated he would get a map of the gravel roads.

Traffic signs added \$5,000.00 for updating signs. Replacement of faded and graffiti signs. Salt was increased slightly anticipating an increase in pricing. Administrative shared salaries and benefits moved from 4063 to 4082. In the 4090 department contingency that is for special assessments on city owned property going down every year with the assessments getting paid off. There is \$75,000.00 under surface maintenance for preservation.

Mr. Heffner asked how much was budgeted for road preservation. Mr. Slattery stated we are crack sealing all the Paser 9, 8, and 7's. Part of the road preservation \$150,000.00.

Mr. Heffner stated we should budget for two more DPW people. Discussion took place on where they advertised for applicants.

MOTOR POOL

Motor Pool is an internal service fund. We have 2 mechanics and some of the shared salaries that get charged there. We purchase vehicles form motor pool except police and fire. We pay for all the repair costs plus Gas oil and other related costs. We

generate revenue a couple of different ways. One way is equipment rental, anytime a person or department uses a vehicle they log it on their time sheet and we charge out a factor per the state and charge out the costs to that department for using that vehicle. The other way we bring in revenue is repairs to police and fire vehicles as those are worked on the mechanics create an invoice of time and parts and that gets charged off to the department and recorded as revenue to that department. Supposed to be a self supporting fund. We are projecting revenue at \$1,136,000.00 and expenditures of \$1,346,700.00 estimating to overspend \$210,700.00 We have a fund balance of 1.6 million dollars to cover the overage leaving a fund balance of 1.4 million dollars. Look at the five year forecast it improves over the years due to paying off some of the vehicles and debt depreciation. Some of the vehicles we were depreciating the cost come off completely. Looking at revenue tweaked slightly charges out at estimated rates.

Under expenditures with the new salary allocations we had not been charging the director, the assistant director or the supervisor. There is more activity now with the Plante Moran study they have recommended more reviews of things with the purchase order system. Administration is spending more time on that department so we spread the cost were people are working. We have determined that we need to charge some of those salaries to that department.

Mr. Haskins stated that is a pretty significant fund balance of 1.4 million. Is it possible to help alleviate some of the drudgery of the barn to use some of the a money for the barn?

Ms. Moffitt stated if you look at the five year forecast it is a proprietary fund. If you look at the first column you will see it is projected to be at 1.4 million but a million of that is tied up in our capitol assets. So that is not money we can really use. We only have \$400,000.00 unrestricted to use. Mr. Haskins asked if that was going to change as we pay things off. Mr. Abbey stated one other thing that has an impact on that if you are down employees you are not renting out equipment.

Mr. Heffner asked about gas and oil. Budgeted \$100,000.00 he was hoping the LED committee would look at making some of the vehicles natural gas. He thinks we could save a ton of money and the environment in the long run. Mr. Slattery stated they are very expensive vehicles. Mr Abbey stated it would be something to look into.

Mr. Martinbianco asked about information technology allocation. How it went down from \$19,000.00 to \$3,000.00 in this budget and not in the others. Ms. Moffitt stated the allocation is based on the number of computers. Some of the previous figures were not correct. The allocation was updated based on the number of actual computers being used.

Mr. O'Keefe commented on the five year forecast for motor pool. On other costs and transfers he would like to see an expansion on other costs. In regards to fund balance have those lines go straight across.

Capitol Asset requests

First item is storage building. This has already been talked about and you are looking for more information. Second item is asphalt mill to smooth and grind roads bumps.

It is Estimated to cost \$30,000.00 it would not all be expensed in one year. It would be expensed \$6,000.00 a year.

Mr. Abbey stated we are looking at a couple of options there is one that hooks to the front loader and one that hooks to the skid steer. We are looking at both for costs and where we would get the best bang for our bucks. You can buy a new skid steer with a 4 foot planer for \$40,000.00. Bobcat dealer was going to bring in machine and do a demo.

Ms. Moffitt stated the third item is a solar stop sign. Estimated costs is \$33,750.00 Mr. Haskins asked what a solar stop sign is and what it does. Mr. Slattery answered it is a stop sign with a red or yellow light that flashes. One intersection also for the stop ahead sign. Vassar and Bristol is a high accident location and Mr. Haskins asked how many accidents we have there.

Mr. Slattery stated he would get Council an accident intersection ranking report.

The only other thing on the Capitol Asset report is resurface DPW parking lot.

Mr. O'Keefe stated several years ago we asked the fire, police to do fleet planning. He asked Mr. Slattery and Mr. Abbey if they had something like that. He feels it is something that needs to be done. Mr. Abbey stated they are looking at the equipment. Mr. Slattery stated they started looking at fleet replacement when the previous mechanic was here.

Meeting was adjourned at 9:01 PM.



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JUNE 17, 2019
MINUTES

Council Chambers

Regular Meeting

7:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 7:00 PM.

A. INVOCATION LED BY: DUANE HASKINS

B. THE PLEDGE OF ALLEGIANCE IS LED BY: DUANE HASKINS

C. ROLL CALL

me	Title	Status	
nco	Councilman	Present	
s	Vice President	Present	
e	Councilman	Present	
r	President	Present	
	Councilman	Present	
	Councilman	Present	
ey	Councilwoman	Present	

D. STAFF PRESENT

Paula Zelenko, Mayor
 Rik Hayman, Chief of Staff
 Racheal Boggs, Deputy Clerk
 Bob Slattery, DPW Director
 Charles Abbey, Deputy DPW Director
 Karen Moffitt, Controller
 Mike Odette, Police Chief
 Kirk Wilkinson, Assistant Fire Chief
 Sue Warren, HR Director

E. APPROVAL OF MINUTES

1. City Council - Regular Meeting - May 20, 2019 7:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Duane Haskins, Vice President
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

2. City Council - Regular Meeting - Jun 3, 2019 7:00 PM

Minutes Acceptance: Minutes of Jun 17, 2019 7:00 PM (APPROVAL OF MINUTES)

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Duane Haskins, Vice President
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

3. City Council - Budget Workshop - Jun 6, 2019 6:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Duane Haskins, Vice President
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

F. ADMINISTRATIVE REPORTS

Mayor Zelenko provided the following information:

May revenue and expenditure report is included in the council packet.

Summary of the agenda items. There are some budget amendments on the agenda and the Controller is here to answer questions.

Would like to request a closed session under the Open Meetings Act section 8c and 8e for the purpose of labor negotiation strategy and pending litigation.

Oak Street Health had their grand opening last week at the corner of Bristol and Saginaw.

Atlas Outdoor and the City of Burton DDA received an award from the Michigan Nursery and Landscape Association for their work on the Clock Corner rehabilitation project.

I received notification from the State Department of Treasury certifying that the states tax commission has issued a certificate of achievement to the City of Burton for receiving a perfect score on the 2019 Audit of Minimum Assessing Requirements Review (AMARR). This is a high honor for the Assessing team. Please congratulate them if you see them.

1. Revenue and Expenditure Report as of May 31, 2019
2. Motion to go into Closed Session under Section 8C and 8E for the Purpose of Labor Negotiations and Pending Litigation.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Vaughn Smith, Councilman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

Closed session began at at 7:30 PM and ended at 7:55 PM.

G. COMMITTEE REPORTS

Minutes Acceptance: Minutes of Jun 17, 2019 7:00 PM (APPROVAL OF MINUTES)

Mr. Smith spoke regarding the Planning Commission and the development of the Recreational Marijuana Ordinance. It is similar to the Medical Marijuana Ordinance.

H. AUDIENCE PARTICIPATION

Sadonna Meyers of Burton spoke regarding Lippincott Road and the library book barn. She thanked the council and believes this is improving the community.

Doug Allen of Burton spoke of a dog issue on Court Street. Animal control hasn't done anything.

Darrell Ward of Burton thanked the council for ridding the neighborhoods of the ditch newspapers through the passage of the litter ordinance. Waste Management is doing a good job.

Lynne Frieberger of Burton spoke about the Boy's and Girl's Club of Greater Flint.

Raymond Frieberger of Burton spoke regarding item #7. It was tabled so, why is it back on the agenda? Believes this will set a precedence and it should not pass.

John Stapish of Burton spoke regarding item #14: Property tax administration fee and late penalty should be eliminated.

I. COUNCIL DISCUSSION

Mr. Wells stated he received a letter regarding Roberts Street. There are no stop signs and this is one of the most walked streets in Burton. It is also a bus route with a speed limit of 25 MPH and people drive 45 MPH.

Mrs. Conley thanked the administration for all the road work being done.

Mr. O'Keefe stated he is getting a lot of good calls from residents regarding Belsay Road from the expressway to Lapeer Road.

Mr. Smith stated the DPW is doing phenomenal things with little resources. He provided a hand-out regarding the economics of farm storage buildings and discussed it. We have \$6 million in equipment in the DPW and it ages quickly. There are various costs and benefits associated with owning a building. Costs are: cost to build, salvage value after use, annual costs: depreciation, interest, taxes and repairs. Benefits: trade in value and residual income. The benefits out-weigh the cost of using a building to store machinery. We would be gaining and saving money to build a building for our machinery to serve the city for 20 years.

Discussion ensued regarding storage of equipment including the vector truck.

Mr. Heffner stated he thinks this money should be used for roads. Milling Saginaw Street for example, like we did on Belsay Road.

Mr. Abbey stated redoing Saginaw Street will be throwing good money after bad. The cost of this would be astronomical. This would be foolish. We are using a federally funded program for this road with an 80/20 match to maximize our dollars.

Mayor Zelenko stated in 2011 we did the mill and fill on Bristol Road, two miles of it was about \$100,000 per lane mile.

Mr. Slattery stated Saginaw Street is already approved in the TIP and we would lose it if we did this on Saginaw Street.

Mr. Martinbianco stated Mr. Smith's study is an academic study, not a field study.

Mr. Haskins stated he agrees with this study and with the need for a pole barn but he would like to use the money to attract and retain employees for the DPW and for the roads. If you asked the residents what they would like to use the money for, he believes they would say continue to fix the roads.

Mrs. Conley stated Burton became a city in 1972 and for 47 years, we haven't had a pole barn at the DPW. I get what you're saying to protect the people's investment but we have given solar stop signs, police cars, ladder truck, tornado siren, etc. The residents like the roads being done.

Mr. Smith stated the \$300,000 is a one time revenue. If you hire people with it, when the money is gone, we can't keep them. They may have left another job to come or and have families. You can't take short term money and use it toward long term items. There will be no money to maintain it.

Mr. Haskins stated if we don't figure something out to attract and retain employees, we will lose them. They are moving on to other places that pay better.

Mr. Abbey stated he concurs with Mr. Haskins. We just lost another employee today who put their two weeks notice in. This situation is getting critical. We have added many buildings over the years. We are a progressive city. We buy needed equipment and the pole barn is necessary. There is no right or wrong way to spend the money. Whatever you chose to do, it is your prerogative.

Mr. Wells thanked Mr. Smith for discussing the study, good job. I didn't need to be convinced that a pole barn is necessary; that is why we have professionals in the DPW and they do this for a living everyday. Most companies store their equipment inside. We need somewhere to store our equipment plain and simple. Mr. Slattery and Mr. Abbey have done a great job and they are doing more with nothing than ever before. I am voting for the pole barn.

Mr. Heffner stated he disagrees. He has been in the construction world for 38 years and not a single excavating company stores equipment inside. The residents won't want a pole barn.

Mr. Wells stated that's because the residents don't know the whole story. It's time we start making better decisions.

Discussion ensued on the effect of weather conditions on machinery.

Mr. Martinbinaco stated he would like to add an item to the agenda: Approve and authorize the memorandum of understanding between the City of Burton and the City of Burton Firefighters Association of the Michigan Association of Firefighters effective July 1, 2019.

Mr. Heffner opened audience participation for the purpose of public comment regarding the addition of the Firefighter's Memorandum of Understanding to the agenda.

Audience:

Mr. Stapish asked if this is for wages.

Mr. Heffner said, yes.

Mr. Stapish asked for more information and clarification regarding the wage increase.

Mr. Heffner asked for the Attorney's opinion regarding divulging this information.

Attorney Doyle stated the item is on the agenda therefore it is public information and it is appropriate to discuss it. She read the memorandum of understanding into the record.

1. Motion to add to the agenda: Approve and authorize the memorandum of understanding between the City of Burton and the City of Burton Firefighters Association of the Michigan Association of Firefighters effective July 1, 2019.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Duane Haskins, Vice President
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

J. COUNCIL ACTION

1. Approve and authorize the Attorney Billing (Doyle) 5/29/2019 to 6/11/2019 in the amount \$4,045.25.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Duane Haskins, Vice President
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

2. Approve and authorize the payment of Attorney Billing (Masud) April 1, 2019 - April 30, 2019 in the amount \$2,109.00.

RESULT:	CARRIED [6 TO 1]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Vaughn Smith, Councilman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Smith, Conley
NAYS:	Wells

3. Approve and authorize the payment of Attorney Billing (Masud) May 1, 2019 - May 31, 2019 in the amount \$2,983.00.

Minutes Acceptance: Minutes of Jun 17, 2019 7:00 PM (APPROVAL OF MINUTES)

RESULT: CARRIED [6 TO 1]
MOVER: Dennis O'Keefe, Councilman
SECONDER: Tom Martinbianco, Councilman
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Smith, Conley
NAYS: Wells

4. Approve and authorize the Mayor and City Clerk to approve Resolution 2019-8 permit for Fireworks display for Mr. Jeff Threet, 5158 Lippincott Blvd, Burton, MI 48519.

RESULT: CARRIED [UNANIMOUS]
MOVER: Duane Haskins, Vice President
SECONDER: Tom Martinbianco, Councilman
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

5. Approve and authorize the tax millage levy of 1.8673 mills for the Downtown Development Authority in the affected district for the 2019-2020 fiscal year.

RESULT: CARRIED [UNANIMOUS]
MOVER: Duane Haskins, Vice President
SECONDER: Dennis O'Keefe, Councilman
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

6. Approve and authorize the proposed 2019-2020 fiscal year Downtown Development Authority Budget.

RESULT: CARRIED [UNANIMOUS]
MOVER: Danny Wells, Councilman
SECONDER: Tom Martinbianco, Councilman
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

7. Approve and Authorize a waiver of payment on all outstanding fees and penalties attached to the delinquent personal property taxes for tax years 2013 through 2016 for Southmoor Golf Course and Papa Joe's Pizza, 4312 S. Dort Highway, Burton, MI 48519 (Parcel No. 59-80-618-013 and Parcel No. 59-80-595-610), totaling \$4,460.84.

Mr. Wells asked why this continues to come up? It isn't doing anything for our residents.

Mr. Heffner stated this is only for fees and penalties. From 2013-2016 they were assessed for more than they should have been so they didn't really owe the personal property taxes. This was a mistake.

Mr. Hayman stated a few weeks ago they paid \$5,000 toward the outstanding principal then came in again last week and paid another \$17,000. He has paid off the

principal of what the business owed through 2016. What remains is the \$4,400 in interest and penalties. For 2017, 2018 and 2019 nothing has been done because it is in the process of an appeal to the Michigan Tax Tribunal.

Mr. Haskins stated they probably wouldn't have owed this much because they were being taxed on rented golf carts.

Mr. Heffner stated because of their future development plans, they will be purchasing permits at \$5,000 each.

Mr. Boji from Southmoor Golf Course stated the assessor did a walk through and determined the assessed value was less than \$80,000. The Golf Course has been shut down. We spent \$22,100 on equipment that has been appraised for less than \$80,000. I am humbly asking for some empathy and consideration.

Mr. Haskins stated this is a unique situation. It wasn't taxed appropriately. Fault rests ultimately with the property owner however, it says a lot that they paid the \$22,000 considering there was a mistake made here.

RESULT:	CARRIED [4 TO 3]
MOVER:	Duane Haskins, Vice President
SECONDER:	Tom Martinbianco, Councilman
AYES:	Martinbianco, Haskins, Heffner, Smith
NAYS:	O'Keefe, Wells, Conley

8. Approve and authorize the following 2018-2019 budget amendment in the Building Fund: Increase 2049-0000-673.0000 Sale of Property by \$332,200; Increase 2049-0000-390.0000 Unappropriated Surplus by \$332,200.

RESULT:	FAILED [4 TO 3]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Tom Martinbianco, Councilman
AYES:	Martinbianco, O'Keefe, Wells, Smith
NAYS:	Haskins, Heffner, Conley

9. Approve and authorize the following 2018-2019 budget amendment in the Water Fund: Increase 5091-0000-611.0000 Usage Fees by \$200,000; Increase 5091-0000-649.0000 Material, Repairs & Maintenance by \$65,000; Increase 5091-5091-816.0000 Charges by \$300,000; Decrease 5091-0000-390.0000 Unappropriated Surplus by \$35,000.

RESULT: CARRIED [6 TO 1]
MOVER: Danny Wells, Councilman
SECONDER: Dennis O'Keefe, Councilman
AYES: Haskins, O'Keefe, Heffner, Wells, Smith, Conley
NAYS: Martinbianco

10. Approve and authorize the following 2018-2019 budget amendment in the Major and Local Street Funds: Increase 2002-0000-557.0000 State Revenue PA 207 by \$75,000; Increase 2002-4051-802.7603 PA 207 Road Preservation by \$75,000; Decrease 2003-0000-557.0000 State Revenue PA 207 by \$75,000; Decrease 2003-4051-802.7603 PA 207 Road Preservation by \$75,000.

RESULT: CARRIED [UNANIMOUS]
MOVER: Duane Haskins, Vice President
SECONDER: Dennis O'Keefe, Councilman
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

11. Approve and authorize the Re-appointment of Bonnie Hoffmeyer, 6215 Surrey Lane Burton, MI 48519, to the Election Commission with a term ending June 17, 2023.

RESULT: CARRIED [UNANIMOUS]
MOVER: Duane Haskins, Vice President
SECONDER: Christina Conley, Councilwoman
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

12. Approve and authorize the Re-appointment of Carl Gusie, 6377 Brian Circle Lane, Burton, MI 48519, to the Election Commission with a term ending June 17, 2023.

RESULT: CARRIED [UNANIMOUS]
MOVER: Christina Conley, Councilwoman
SECONDER: Duane Haskins, Vice President
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

13. Approve and authorize the Appointment of James Craig, 6295 Hidden Trail, Burton, MI 48519, to the Election Commission with a term ending June 17, 2023.

RESULT: **CARRIED [UNANIMOUS]**
MOVER: Christina Conley, Councilwoman
SECONDER: Duane Haskins, Vice President
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

14. Approve and authorize the following tax millages and fees to be levied for the 2019-2020 fiscal year: General Operating 4.0000 mills; Voted Police 0.9872, Voted Police 0.9996, Voted Police 6.4974 (8.4842 total); Voted Fire 0.9996 a \$134.88 per unit rubbish removal fee on all residential improved parcels and those other parcels that utilize the service; a Property Tax Administration Fee of 1% on all tax statements and additional 4% late penalty charge when delinquent.

RESULT: **CARRIED [6 TO 1]**
MOVER: Dennis O'Keefe, Councilman
SECONDER: Duane Haskins, Vice President
AYES: Martinbianco, Haskins, Heffner, Wells, Smith, Conley
NAYS: O'Keefe

Proposed Amendments to the City of Burton Budget (Item # 15).

Approve and authorize the following amendment to the City of Burton Budget: line item basis to replace departmental basis.

Mr. Wells said, this is ridiculous. It has never worked. I will be voting no.

RESULT: **FAILED [3 TO 4]**
MOVER: Tom Martinbianco, Councilman
SECONDER: Duane Haskins, Vice President
AYES: Martinbianco, Haskins, Conley
NAYS: O'Keefe, Heffner, Wells, Smith

Approve and authorize the following amendment to the City of Burton Budget: Deny the DPW storage building.

RESULT: **CARRIED AS AMENDED [4 TO 3]**
MOVER: Tom Martinbianco, Councilman
SECONDER: Duane Haskins, Vice President
AYES: Martinbianco, Haskins, Heffner, Conley
NAYS: O'Keefe, Wells, Smith

Approve and authorize the following amendment to the City of Burton Budget: Deny the purchase of a ladder truck.

Mr. Martinbianco made a motion to deny the purchase of a ladder truck.

Motion failed for lack of support.

Approve and authorize the following amendment to the City of Burton Budget: Deny the resurfacing of the DPW parking lot.

RESULT: **FAILED [3 TO 4]**
MOVER: Tom Martinbianco, Councilman
SECONDER: Christina Conley, Councilwoman
AYES: Martinbianco, Heffner, Conley
NAYS: Haskins, O'Keefe, Wells, Smith

15. Approve and authorize the City of Burton Budget Resolution for all General Appropriation Act Funds for the 2019-2020 fiscal year and that the City of Burton Budget be adopted on a departmental basis.

RESULT: **CARRIED [6 TO 1]**
MOVER: Dennis O'Keefe, Councilman
SECONDER: Christina Conley, Councilwoman
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Smith, Conley
NAYS: Wells

16. Motion to Approve and authorize the memorandum of understanding between the City of Burton and the City of Burton Firefighters Association of the Michigan Association of Firefighters effective July 1, 2019.

RESULT: **CARRIED [UNANIMOUS]**
MOVER: Dennis O'Keefe, Councilman
SECONDER: Duane Haskins, Vice President
AYES: Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

Agendas and minutes may be found at www.burtonmi.gov

Meeting was adjourned at 9:35 PM.

Minutes Acceptance: Minutes of Jun 17, 2019 7:00 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Public Hearing

5:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 5:00 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Excused	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. PRESENTATION

1. THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY COMMENTS TO THE DEMOLITION UNDER CONSIDERATION, TO-WIT: 3315 Atherton, Parcel ID # 59-21-577-052 at 5:00 p.m.

Mrs. Abbey stated the house has been tagged for some time vacant. Attempts to contact the owner to get repairs made on the home have been unsuccessful. On June 19 the building inspector went and did an inspection. We did not have access to the inside of the home. The roof is in disrepair. Siding and soffit missing. The detached garage doesn't have a roof is a safety hazard the wall is leaning and needs to be removed. Was hoping the property owner would be here with a commitment on the house, unfortunately they are not here. Definitely the accessory structure does need to be demolished.

Mr. O'Keefe asked how long the house has been vacant. Mrs. Abbey was not able to give him the information as she had no access to the program.

Motion was made for immediate demolition, with DPW given authorization to request sealed bids and the structure be razed within thirty (30) days of Burton City Council's acceptance of the low bid and the City Attorney's approval of the contract documents for execution of a contract with the Mayor and Clerk.

Minutes Acceptance: Minutes of Jul 15, 2019 5:00 PM (APPROVAL OF MINUTES)

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Duane Haskins, Vice President
AYES:	Haskins, O'Keefe, Heffner, Wells, Smith, Conley
EXCUSED:	Martinbianco

C. OPEN PUBLIC HEARING**D. CLOSE PUBLIC HEARING**

Meeting was adjourned at .

Minutes Acceptance: Minutes of Jul 15, 2019 5:00 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Public Hearing

5:15 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 5:15 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Late	5:16 PM
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. PRESENTATION

1. THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY COMMENTS TO THE DEMOLITION UNDER CONSIDERATION, TO-WIT: 5008 Davison Rd, Parcel ID # 59-11-100-003 at 5:15 p.m.

Mrs. Abbey stated this property has been an eyesore for many years. This owner bought it on a tax sale several years ago. Every year he has been playing catch up to keep himself out of foreclosure. Tried to do a cleanup there but because the City is not capable of removing those trusses. Demolition of the building is needed as well as removal of the front slab from the demolition they did a few years ago. Recommendation for immediate demolition.

Motion was made for immediate demolition, with DPW given authorization to request sealed bids and the structure be razed within thirty (30) days of Burton City Council's acceptance of the low bid and the City Attorney's approval of the contract documents for execution of a contract with the Mayor and Clerk.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Tom Martinbianco, Councilman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

C. OPEN PUBLIC HEARING

D. CLOSE PUBLIC HEARING

Minutes Acceptance: Minutes of Jul 15, 2019 5:15 PM (APPROVAL OF MINUTES)

Meeting was adjourned at 5:18 PM.

Minutes Acceptance: Minutes of Jul 15, 2019 5:15 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Public Hearing

5:30 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 5:30 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. PRESENTATION

1. THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY COMMENTS TO THE DEMOLITION UNDER CONSIDERATION, TO-WIT: 1469 Decamp, Parcel ID # 59-30-576-123 at 5:30 p.m.

Mrs. Abbey stated building inspection done June 19th. The roof is rotted and leaking. The accessory structure not repairable front porch house interior walls are damaged and has holes as you can see from the front door. Water off since 20107. The city had to do a clean up there April 2019 due to amount of junk that was left there. This house has not been tagged very long. A house can only be tagged when vacant this house has not been vacant that long but it is in terrible condition and needs to be demolished immediately.

Mr. Haskins has anyone been able to gain access to this home. Ms. Abbey stated we cannot go into someone's home. The door was open.

Mr. Haskins stated he did not see any structural damage. The house is blight. Could not see roof. Wondered if the inside was as bad as outside. Mrs. Abbey stated the inspector looked through the window of the house and looked with a flashlight at the crawl space of the house.

Mr. Abbey stated even if it is rehab able when you can't get a response year after year. Even as a builder I would be reluctant to take this on as a project.

Minutes Acceptance: Minutes of Jul 15, 2019 5:30 PM (APPROVAL OF MINUTES)

Motion was made for immediate demolition, with DPW given authorization to request sealed bids and the structure be razed within thirty (30) days of Burton City Council's acceptance of the low bid and the City Attorney's approval of the contract documents for execution of a contract with the Mayor and Clerk.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Vaughn Smith, Councilman
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

C. OPEN PUBLIC HEARING

D. CLOSE PUBLIC HEARING

Meeting was adjourned at 5:34 PM.

Minutes Acceptance: Minutes of Jul 15, 2019 5:30 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Public Hearing

5:45 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 5:45 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. PRESENTATION

1. THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY COMMENTS TO THE DEMOLITION UNDER CONSIDERATION, TO-WIT: 1422 Friel, Parcel ID # 59-31-576-285 at 5:45 p.m.

Mrs. Abbey stated the house has been tagged since 2011. It has switched hands a few times. Permit pulled in 2015 with no work done. Not by this property owner. He purchased the property in 2017. Sent letter for demo, got a permit in 2018. After he got the demo notice he tried to pull a permit in our office. Advised him no permit would be issued and he was instructed to come to the meeting and find out what Council wanted to do. He applied for a permit for a interior rehab. He is not here.

Mr. Wells stated house has been empty for a long time. It is just a shame to look at it now and see what it has become. It is time.

Motion was made for immediate demolition, with DPW given authorization to request sealed bids and the structure be razed within thirty (30) days of Burton City Council's acceptance of the low bid and the City Attorney's approval of the contract documents for execution of a contract with the Mayor and Clerk.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Danny Wells, Councilman
SECONDER:	Vaughn Smith, Councilman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

C. OPEN PUBLIC HEARING

D. CLOSE PUBLIC HEARING

Meeting was adjourned at 5:48 PM.

Minutes Acceptance: Minutes of Jul 15, 2019 5:45 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Public Hearing

6:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 6:00 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. PRESENTATION

1. THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY COMMENTS TO THE DEMOLITION UNDER CONSIDERATION, TO-WIT: 2066 Judd Rd. (Garage only), Parcel ID # 59-32-552-062 at 6:00 p.m.

Mrs. Abbey stated there was a fire at the property in 2000 when the garage actually burned. I have no idea what the condition was at that time. However over the years the condition has gone down. I drove by today and the garage has been removed. I assume by the property owner. However they never pulled a permit to demolish and there is a bunch of junk to remove. I recommend number 3 to abate/Tear down the structure to Burton City Code with a Demolition Permit 10 days. Failure to comply will result the City to do a clean up and remove any leftover debris.

Motion was made to abate (tear down) the structure to Burton City Code with a Demolition Permit 10 days

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Danny Wells, Councilman
SECONDER:	Vaughn Smith, Councilman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

C. OPEN PUBLIC HEARING

D. CLOSE PUBLIC HEARING

Meeting was adjourned at 6:05 PM.

Minutes Acceptance: Minutes of Jul 15, 2019 6:00 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Public Hearing

6:15 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 6:15 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. PRESENTATION

1. THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY COMMENTS TO THE DEMOLITION UNDER CONSIDERATION, TO-WIT: 1485 Norton, Parcel ID # 59-30-576-188 at 6:15 p.m.

Mrs. Abbey stated the property had a fire in 2018. It was tagged not able to be occupied since 2015 and the water has been off since 2011. This property has went years with vacancy and dilapidation. Someone started a fire in it and pretty much nailed the coffin.

Motion was made for immediate demolition, with DPW given authorization to request sealed bids and the structure be razed within thirty (30) days of Burton City Council's acceptance of the low bid and the City Attorney's approval of the contract documents for execution of a contract with the Mayor and Clerk.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Danny Wells, Councilman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

C. OPEN PUBLIC HEARING

D. CLOSE PUBLIC HEARING

Meeting was adjourned at 6:17 PM.

Minutes Acceptance: Minutes of Jul 15, 2019 6:15 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Public Hearing

6:30 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 6:30 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. PRESENTATION

1. THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY COMMENTS TO THE DEMOLITION UNDER CONSIDERATION, TO-WIT: 2134 Savoy Parcel ID # 59-32-552-126 at 6:30 p.m.

Mrs. Abbey stated the house was sold from Genesee County Treasurer's Office. Since that time nothing has been done with the property. The property is vacant and has had no water since 2012. In the pictures you can see there is significant rotting damage. Appears to be some warping from flooding. The front wall has sunk in. Believe it is not repairable. As far as the owner we have made several attempts to contact them it wasn't until June in 2019 the letter came back with a forwarding address. They are aware of the hearing.

Mr. Wells stated as someone who lived in a house with mold in it. That has to be part of the inspection. There are 10 different kinds of mold two are really bad. We couldn't find it in my house because everything was painted white with KillZ. All the open spaces were filled with blown insulation. Fifteen years later there was a flood and Goyette found it. Better to lose a few bucks now. Make sure someone that tears the house down has some experience with mold.

Motion was made for immediate demolition, with DPW given authorization to request sealed bids and the structure be razed within thirty (30) days of Burton City Council's acceptance of the low bid and the City Attorney's approval of the contract documents for execution of a contract with the Mayor and Clerk.

Minutes Acceptance: Minutes of Jul 15, 2019 6:30 PM (APPROVAL OF MINUTES)

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Danny Wells, Councilman
SECONDER:	Dennis O'Keefe, Councilman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

C. OPEN PUBLIC HEARING

Amanda Shepard stated she and her sister purchased the property in 2017 unaware of the condition. We have people who want to buy it. We had someone want to purchase it we received the letter. We have been over there we took the fence down trying to take care of what is happening over there. We weren't exactly sure what to do with it. Since then they have been trying to figure out what to do with the property. We only had one other issue about the fence.

Tony Giacalone stated he lives behind the rat hole. Horrible, horrible rat hole. I bought my house five years ago. There are ground hogs, rats there. My house is neat and clean I am 76 years old. Every time I walk into my bedroom or my bathroom I look at that dilapidated horrible place. This has been going on for 5 years. I have pictures. One of the worst places in Burton. I feel sorry for the young lady. I put a lot of money in my property. His real estate agent told him they were going to tear down the house. He would appreciate having it torn down immediately.

Collette Metcalf lives east of the house. My heart goes out to these ladies it really does. I moved in right before Tony. She is a cancer survivor. Last summer I mowed that lawn. I had three partial mastectomy's and I mowed that lawn because someone wouldn't mow the lawn. Someone has gone over there and moved rocks. There are ants, mice. I don't have mice yet but I had them last year and they were coming from that house. She has a compromised immune system she had radiation last year so her memory isn't so good. I can no longer mow that lawn. The fence line looks like a jungle. When Cal owned it the house flooded. That house floods and floods. Not sure there is a slab there. The back wall is falling in. I beg of you please immediate demolition. I hope you get someone who knows how to deal with the mold. Would like immediate demolition. There is mold and stuff in the back yard.

James Patterson lives on the west side of the property. I feel the same way. Her and her boyfriend came over and told me they bought it. The persalls who lived there had sump pumps pumping the water off the slab it has mold it floods. They had holes in the front door and the back door pumping the water out. There are mice, rats something has to be done with property. The eaves are down 10 inches. How does the city and county let someone buy this with the mold in there. I hate to see them lose their money but you can't fix it. Cal straightened the roof four years ago and now it is back down 18 inches.

D. CLOSE PUBLIC HEARING

Meeting was adjourned at 6:42 PM.

Minutes Acceptance: Minutes of Jul 15, 2019 6:30 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Public Hearing

6:45 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 6:45 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. PRESENTATION

1. THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY COMMENTS TO THE DEMOLITION UNDER CONSIDERATION, TO-WIT: 3071 Shaw Parcel ID # 59-28-501-062 at 6:45 p.m.

Mrs. Abbey stated this property has been tagged since December of 2018. There is a tarp on the roof. It is dilapidated and falling off. The property is listed for sale. If the property owner is here and willing to make a time line to make the repairs. Mrs. Abbey stated 60 days should be long enough to make the repairs.

Mr. Wells asked how the DPW was going to monitor the repairs. Mrs. Abbey said the permit would have to be pulled within 15 days. Mr. Wells asked if the gentleman need another 60 days would he have to come back to Council Mrs. Abbey stated they could handle it through the building inspector.

Motion was made to alter by repair the structure to Burton City Code within 60 days and a permit must be pulled within 15 days.

RESULT:	CARRIED [5 TO 1]
MOVER:	Duane Haskins, Vice President
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Haskins, Heffner, Smith, Conley
NAYS:	O'Keefe
RECUSED:	Wells

C. OPEN PUBLIC HEARING

Minutes Acceptance: Minutes of Jul 15, 2019 6:45 PM (APPROVAL OF MINUTES)

Tony Alfonso is in the process of purchasing the property. His understanding is there was a previous offer on the house but the bank didn't have the title with the delay of getting the title the people moved on. They now have the title. He looked over the house and it doesn't look too bad structurally. The neighbor next door said something about the water needs to be fixed. I am aware of issues with the house before there can be any occupancy. My interest in the property is more in the garage. Anything that needs to be done electrically he would get the inspections done by a professional. The bank sent him the contract an hour ago. Garage door askew. Not terribly an eyesore definite want to get back in order. Neighbor wanted it bulldozed so she could buy the land.

D. CLOSE PUBLIC HEARING

Meeting was adjourned at 6:55 PM.

Minutes Acceptance: Minutes of Jul 15, 2019 6:45 PM (APPROVAL OF MINUTES)



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 15, 2019
MINUTES

Council Chambers

Regular Meeting

7:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 7:00 PM.

A. INVOCATION LED BY: TINA CONLEY

B. THE PLEDGE OF ALLEGIANCE IS LED BY: TINA CONLEY

C. ROLL CALL

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Present	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

D. STAFF PRESENT

Amanda Doyle, Attorney
 Rik Hayman, Chief of Staff
 Bette Bigsby, Acting Clerk
 Mike Odette, Police Chief
 Charles Abbey, Deputy DPW Director

E. APPROVAL OF MINUTES

1. City Council - Budget Workshop - May 21, 2019 6:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, O'Keefe, Heffner, Wells, Smith, Conley
EXCUSED:	Haskins

2. City Council - Regular Meeting - Jul 1, 2019 7:00 PM

Minutes Acceptance: Minutes of Jul 15, 2019 7:00 PM (APPROVAL OF MINUTES)

RESULT: **ACCEPTED [UNANIMOUS]**
MOVER: Dennis O'Keefe, Councilman
SECONDER: Christina Conley, Councilwoman
AYES: Martinbianco, O'Keefe, Heffner, Wells, Smith, Conley
EXCUSED: Haskins

3. City Council - Budget Workshop - Jun 17, 2019 6:00 PM

Mr. Martinbianco asked for a closed session for 8(C) and 8(H) under the Open Meetings Act before the Administrative Report.

RESULT: **ACCEPTED [UNANIMOUS]**
MOVER: Dennis O'Keefe, Councilman
SECONDER: Christina Conley, Councilwoman
AYES: Martinbianco, O'Keefe, Heffner, Wells, Smith, Conley
EXCUSED: Haskins

F. ADMINISTRATIVE REPORTS

Mr. Hayman gave each Council person a memo from Jeremy Scharrer on the 50 birthday celebration for the City. The Mayor suggests volunteers from boards and commissions throughout the City serve on the committee. Mr. Hayman stated the Mayor has pledged \$100 to get the committee started. Each Council member committed to giving \$100 to get the committee started as well.

G. COMMITTEE REPORTS

Mrs. Conley spoke about the Library book sale on July 25th and July 27th. If anyone is interested in helping they will start at 10:00 am setting up.

Mr. Conley also spoke about the Parks & Recreation meeting and how they talked about all the events that are coming up. They discussed the Christmas parade. She attended the DDA meeting to talk about the Christmas parade.

H. AUDIENCE PARTICIPATION

Sadonna Myers spoke about the book barn and how excited the Friends of the Library are to have it. She is sick of fireworks.

I. COUNCIL DISCUSSION

Mr. Wells asked about what was happening with the GM plant. Mr. Abbey stated they are winding things down as far as getting the site ready. They started saw cutting Genesee Road to do the bypass lane and de-acceleration lane. Everything is going as expected. There will be some traffic delays because of the temporary lights. They will move over to Davison Road. Have an agreement on how they are going to wrap it up. The Landscaper are working hard to get done. Mr. Wells asked if there was a plan to stop the constant flow of trucks. Mr. Abbey stated it is a shipping center. Don't know the impact yet because half their operation is still at the old plant. The light for the plant is not installed yet and that will help traffic move like it should.

Mr. O'Keefe stated there are more big trucks going towards Genesee Road on Lapeer Road. Mr. Abbey stated the construction on North Center Road has started and people are going every which way. In a couple of months things should get better.

Mr. Haskins stated if it gets too ridiculous Council may have to do an Ordinance.

Mr. Smith asked about the newspapers that get thrown in the driveways.

J. COUNCIL ACTION

1. Approve and authorize a motion to go into Closed Session under 8C and 8H under the Open Meetings Act.

Went into Closed session at 7:05 PM

Came out of Closed session at 7:50 PM

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Duane Haskins, Vice President
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

2. Approve and authorize the Attorney Billing (Doyle) 6/26/2019 to 7/09/2019 in the amount \$3,011.75.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

K. FIRST READING OF ORDINANCE

1. First Reading OF AN ORDINANCE TO AMEND CHAPTER 140 OF THE CITY OF BURTON CODE OF ORDINANCES BY THE REGULATION OF THE USE OF CONSUMER FIREWORKS

Approve and authorize the first reading to amend ordinance chapter 140 regulating consumer fireworks.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Duane Haskins, Vice President
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Haskins, O'Keefe, Heffner, Wells, Smith, Conley

Agendas and minutes may be found at www.burtonmi.gov

Meeting was adjourned at 8:07 PM.



CITY OF BURTON
BURTON CITY COUNCIL MEETING
JULY 22, 2019
MINUTES

Council Chambers

Special Meeting

6:30 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 6:30 PM.

A. ROLL CALL

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Vice President	Present	
Dennis O'Keefe	Councilman	Excused	
Steven Heffner	President	Present	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

B. STAFF PRESENT

Paula Zelenko, Mayor
Mike Joliat, Attorney
Rik Hayman, Chief of Staff
Steve Phillips, IT Director

C. ADMINISTRATIVE REPORT

NONE

D. AUDIENCE PARTICIPATION

E. COUNCIL ACTION

1. Closed Session for Attorney/Client Privilege Documentation

Closed session under 8H of the Open Meetings Act.

Went into closed session at 6:39 PM
Returned to Open Session at 7:26 PM

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Vaughn Smith, Councilman
AYES:	Martinbianco, Haskins, Heffner, Wells, Smith, Conley
EXCUSED:	O'Keefe

Minutes Acceptance: Minutes of Jul 22, 2019 6:30 PM (APPROVAL OF MINUTES)

Meeting was adjourned at 7:28 PM.

Minutes Acceptance: Minutes of Jul 22, 2019 6:30 PM (APPROVAL OF MINUTES)



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Clerk's Office
Category: FYI
Prepared By: Bette Bigsby
Department Head: Bette Bigsby

F.1

SCHEDULED

INFORMATION ITEM (ID # 4503)

DOC ID: 4503

Update and Presentation by Woodhill Group



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Clerk's Office
Category: FYI
Prepared By: Bette Bigsby
Department Head: Bette Bigsby

F.2

SCHEDULED

INFORMATION ITEM (ID # 4502)

DOC ID: 4502

Update and Presentation by Stantec



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Treasurer Office
Category: Report
Prepared By: Alice Bryce
Department Head: Alice Bryce

F.3

SCHEDULED

AGENDA ITEM (ID # 4501)

DOC ID: 4501

July 2019 Investment Report

ATTACHMENTS:

- July 2019 Investment Report (PDF)

**CITY OF BURTON
POOLED CASH INVESTMENT REPORT**

REPORT DATE: 06/21/19

AGENT	COMM PAPER 1	COMM PAPER 2	SPLIT RATING	CERT DEPOSIT	MONEY MKT	TREASURY BILLS
CHASE	\$0.00	\$0.00	\$0.00	\$0.00	\$801,787.37	\$0.00
COMERICA	\$2,944,513.33	\$0.00	\$0.00	\$1,750,000.00	\$0.00	\$3,505,000.00
CUTWATER	\$0.00	\$0.00	\$0.00	\$0.00	\$6,341,704.38	\$0.00
ELGA CREDIT UNION	\$0.00	\$0.00	\$0.00	\$0.00	\$2,788,158.07	\$0.00
FLAGSTAR	\$0.00	\$0.00	\$0.00	\$261,949.57	\$526,454.60	\$0.00
FRANKENMUTH CREDIT U	\$0.00	\$0.00	\$0.00	\$420,686.25	\$0.00	\$0.00
HUNTINGTON BANK	\$0.00	\$0.00	\$0.00	\$0.00	\$2,335,684.13	\$0.00
MULTI BANK SECURITIES	\$1,955,600.00	\$0.00	\$0.00	\$1,430,000.00	\$0.00	\$1,500,000.00
TOTALS:	\$4,900,113.33	\$0.00	\$0.00	\$3,862,635.82	\$12,793,788.55	\$5,005,000.00

GRAND TOTAL: \$26,561,537.70

50% RULE (NON COMM PAPER - COMM PAPER) : \$16,761,311.04

AVERAGE INTEREST : 2.0409

Attachment: July 2019 Investment Report (4501 : July 2019 Investment Report)

REPORT DATE: 06/21/19

Purchase Amount		Institution Name	Agent	Rate	Days	Date Pur.	Date Due	Interest Due	Daily Int.	CUSIP
\$801,787.37	M-3	Chase Earnings Credit	CHS - MM	0.4	80	04/05/19	06/24/19	\$712.70	\$8.91	
\$526,454.60	M-3	Flagstar - Pooled	FLAG - M	1.24	80	04/05/19	06/24/19	\$1,450.67	\$18.13	
\$2,312,989.72	M-3	ELGA CU Sewer	ELGA - M	0.7	80	04/05/19	06/24/19	\$3,597.98	\$44.97	
\$3,644,549.02	M-3	MI CLASS - Pooled	CUT - MM	2.37	80	04/05/19	06/24/19	\$19,194.62	\$239.93	
\$114,794.07	M-3	MI CLASS - Fire Cap Projects	CUT - MM	2.37	80	04/05/19	06/24/19	\$604.58	\$7.56	
\$2,582,361.29	M-3	MI CLASS - Sewer Savings	CUT - MM	2.37	80	04/05/19	06/24/19	\$13,600.44	\$170.01	
\$1,749,046.04	M-3	Huntington Earning Credit	HUNT - M	0.45	80	04/05/19	06/24/19	\$1,749.05	\$21.86	
\$586,638.09	M-3	Huntington SP Assessment	HUNT - M	0.45	80	04/05/19	06/24/19	\$586.64	\$7.33	
\$475,168.35	M-3	ELGA CU Water	ELGA - M	0.7	80	04/05/19	06/24/19	\$739.15	\$9.24	
\$250,000.00	M-1	Freddie Mac 3yr - Pooled	MBS - TB	1.068	1095	06/28/16	06/28/19	\$8,121.25	\$7.42	3134G9US4
\$490,752.21	O-3	Toyota Motor Credit - Pooled	CO - 1	2.48448	268	10/24/18	07/19/19	\$9,247.79	\$34.51	89233HUK8
\$490,660.00	O-3	Credit Suisse NY - Pooled	CO - 1	2.52812	266	10/26/18	07/19/19	\$9,340.00	\$35.11	2254EBUK5
\$490,600.00	O-3	Toyota Motor Corp - Pooled	CO - 1	2.50667	270	10/26/18	07/23/19	\$9,400.00	\$34.81	89233HUP7
\$490,038.33	O-3	JP Morgan Securities - Poole	CO - 1	2.69639	266	12/21/18	09/13/19	\$9,961.67	\$37.45	46640QWD9
\$1,955,600.00	O-3	NATIXIS - Pooled	MBS - 1	2.96	270	12/21/18	09/17/19	\$44,400.00	\$164.44	63873KWH6
\$490,725.28	O-3	BANCO SANTANDER - POO	CO - 1	2.51045	266	01/18/19	10/11/19	\$9,274.72	\$34.87	05971SXB3
\$261,949.57	M-1	Flagstar - Local Street	FLAG - C	1.6	730	12/11/17	12/11/19	\$8,498.81	\$11.64	
\$500,000.00	M-1	FHLN 3yr Step - Pooled	CO - TB	1.5	1095	12/30/16	12/30/19	\$22,812.50	\$20.83	3134GAA95
\$491,737.51	O-3	Toyota - Pooled	CO - 1	2.20333	270	05/20/19	02/14/20	\$8,262.49	\$30.60	8923AOBE2
\$250,000.00	M-1	FHLN 2.5 Yr - Sewer	CO - TB	1.5	914	08/28/17	02/28/20	\$9,520.83	\$10.42	3134G95B9
\$105,000.00	M-1	FHLB 9.9 Yr Step - Sewer	CO - TB	2.16676	332	06/20/19	05/17/20	\$2,098.15	\$6.32	3130A7TV7
\$1,500,000.00	M-1	JP Morgan Chase - Pooled	CO - CD	2.5	731	07/31/18	07/31/20	\$76,145.83	\$104.17	48128FLB6
\$250,000.00	M-1	FHL 15yr Call Step SWR	CO - TB	1.75	1459	08/30/16	08/28/20	\$17,730.90	\$12.15	3130A8Z22
\$420,686.25	M-1	FRANKENMUTH C/U SEWE	FCU - CD	2.47	1096	03/12/18	03/12/21	\$31,634.67	\$28.86	
\$250,000.00	M-1	Wells Fargo 5yr Pool	MBS - CD	1.75	1826	06/17/16	06/17/21	\$22,190.97	\$12.15	9497485W3
\$340,000.00	M-1	Chase SWR - Call	MBS - CD	1.45	1826	07/15/16	07/15/21	\$25,006.06	\$13.69	48125Y5N0
\$1,000,000.00	M-1	FHLMC Freddie Mac Step - P	CO - TB	2	848	06/04/19	09/29/21	\$47,111.11	\$55.56	3134GANS9

Attachment: July 2019 Investment Report (4501 : July 2019 Investment Report)

REPORT DATE: 06/21/19

Purchase Amount		Institution Name	Agent	Rate	Days	Date Pur.	Date Due	Interest Due	Daily Int.	CUSIP
\$250,000.00	M-1	FHLB 5Yr Step - Pooled	MBS - TB	1.65	2010	05/10/16	11/10/21	\$23,031.25	\$11.46	3130A7VA0
\$500,000.00	M-1	FNMA 15Yr Step Pool	MBS - TB	2.5	2189	03/30/16	03/28/22	\$76,006.94	\$34.72	3136G3FG5
\$500,000.00	M-1	FHLMC 12.2 Yr Step - Pool	CO - TB	2.3498	1165	06/14/19	08/22/22	\$38,021.07	\$32.64	3134GAAW4
\$400,000.00	M-1	FHLMC - 12.2 Yr Step - Sewe	CO - TB	2.35091	1159	06/20/19	08/22/22	\$30,274.55	\$26.12	3134GAAW4
\$340,000.00	M-1	JP MORGAN CHASE - SWR	MBS - CD	3.4	1456	02/08/19	02/03/23	\$46,753.78	\$32.11	48128HBX5
\$250,000.00	M-1	WELLS FARGO BK - SWR	MBS - CD	3.5	1834	12/20/18	12/28/23	\$44,576.39	\$24.31	949763WAO
\$250,000.00	M-3	Wells Fargo - Pooled	MBS - CD	3.1	1825	02/13/19	02/12/24	\$39,288.19	\$21.53	949763XQ4
\$250,000.00	M-1	Wells Fargo - Pooled	CO - CD	3.1	1826	02/13/19	02/13/24	\$39,309.72	\$21.53	949763XQ4
\$500,000.00	M-1	FFCB Step - Sewer	MBS - TB	2.67	3136	05/20/19	12/20/27	\$116,293.33	\$37.08	3133EGGF6
\$500,000.00	M-1	FHLMC Step - Pooled	CO - TB	2.2	3770	04/29/19	08/24/29	\$115,194.44	\$30.56	3134G95R4
\$26,561,537.70								\$981,743.24	\$1,455.00	



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Clerk's Office
Category: Attorney Billing
Prepared By: Bette Bigsby
Department Head: Bette Bigsby

J.1

SCHEDULED

AGENDA ITEM (ID # 4490)

DOC ID: 4490

**Approve and authorize the Attorney Billing (Doyle) 7/10/2019
to 7/29/2019 in the amount \$6,977.25.**



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Clerk's Office
Category: Attorney Billing
Prepared By: Bette Bigsby
Department Head: Bette Bigsby

J.2

SCHEDULED

AGENDA ITEM (ID # 4491)

DOC ID: 4491

**Approve and authorize the Attorney Billing (Masud) 6/01/2019
to 6/28/2019 in the amount \$3,185.23.**



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Department of Public Works
Category: Resolution
Prepared By: Amber Abbey
Department Head: Bette Bigsby

J.3

SCHEDULED

AGENDA ITEM (ID # 4500)

DOC ID: 4500

Approve and authorize the Resolution 2019- of Intent to Sell the City Owned Properties.

ATTACHMENTS:

- 2019 resolution intent to sell (1)- final version (DOCX)

CITY OF BURTON
GENESEE COUNTY, MICHIGAN

RESOLUTION 2019 - _____

**A RESOLUTION OF INTENT TO SELL CITY-OWNED
REAL PROPERTY BY SEALED BIDS AND
CONDITIONAL PURCHASE AGREEMENTS**

WHEREAS, Section 32.19 of the Codified Ordinances of the City of Burton establishes a procedure for the sale of City-owned real property not identified as necessary for public purposes; and

WHEREAS, the City's Department Heads, including the Assessor, have identified certain parcels now owned by the City which they believe will not be utilized for any public purpose; and

WHEREAS, the City Council of the City of Burton, in accordance with the above-referenced land sales procedure and the City Charter of the City of Burton, desires to identify those parcels to be made available for sale and to authorize the sale of said parcels;

NOW THEREFORE, BE IT RESOLVED that all real property identified as not necessary for a public purpose received by the City of Burton shall be offered for sale by the City by means of sealed bids; and

BE IT FURTHER RESOLVED that the following properties will, therefore, be offered for sale on a sealed bid basis and sold with a minimum bid equal to or greater than sale price set in accordance with 32.19 of the codified ordinance set forth below:

Parcel	Address
59-29-576-052	Donovan

BE IT FURTHER RESOLVED that the Purchasing Agent shall advertise for sealed bids for the above identified properties by placing an advertisement in the Burton View and in the Grand Blanc View not less than fifteen (15) days prior to the deadline for the submission of sealed bids, and by the placement of a copy of the Resolution or Notice of the Adoption of Resolution of Intent to Sell along with a listing of all properties to be offered for sale by sealed bid on the official website of the City of Burton.

BE IT FURTHER RESOLVED that this Resolution shall be first approval of the sale of City owned property and it, in its final form, shall be transferred to the office of the City Clerk for a period of not less than twenty-eight (28) days at which time the matter of the sale of City owned real property may once again be placed on the City Council agenda for consideration,

BE IT FURTHER RESOLVED that sealed bids for any of the properties above listed shall be received by the City of Burton on a date specified on the notice. Immediately thereafter all sealed bids received will be publicly opened and read aloud.

BE IT FURTHER RESOLVED that each sealed bid shall be accompanied by a certified check, cashier's check, or money order made payable to the City of Burton in an amount not less than ten percent (10%) of the total bid.

BE IT FURTHER RESOLVED that all properties receiving bids in conformance with the requirements set forth in the Resolution shall be presented to the Burton City Council. The City Council may award the property to the highest qualified bidder, but may elect to reject all bids and may further elect to waive any irregularities in any of the bids received. Deposits accompanying any unsuccessful bids shall be returned to the bidders within forty-eight (48) hours.

BE IT FURTHER RESOLVED that all bids accepted by Council shall be accepted by separate Resolution approved by five (5) or more members of the Burton City Council pursuant to City Charter Section 11.3 and shall be considered the second and final approval and, if the sale, acceptance of bid, or other disposal is approved by the affirmative vote of five (5) or more members of the City Council, closing shall be scheduled within fifteen (15) days thereafter.

BE IT FURTHER RESOLVED that any parcel subject to the sealed bid sales procedure which is not sold shall thereafter be available for sale at the pre-approved cash sale price in accordance with Subsection 32.19(B)(1) of the City's Codified Ordinances.

BE IT FURTHER RESOLVED that the Purchasing Director is hereby authorized to accept Conditional Purchase Agreements subject to the adoption of a Resolution Authorizing Sale approved by five (5) or more members of City Council which shall give final authorization to consummate approved sales.

BE IT FURTHER RESOLVED that any proposed sale of City owned real property not specifically identified by this Resolution, or upon terms other than a cash sale, shall be completed in accordance with Section 11.3 of the Charter of the City of Burton.

THIS RESOLUTION IS DECLARED ADOPTED.

Ayes: _____
 Nays: _____
 Absent: _____

I certify that the foregoing is a true and accurate copy of a Resolution adopted by the City Council of the City of Burton Genesee County, Michigan, at its regular meeting held on the ____ of _____, 2019, at the Burton City Hall, 4303 S. Center Road, Burton, Michigan 48519.

 BETTE BIGSBY, ACTING CITY CLERK

Attachment: 2019 resolution intent to sell (1)- final version (4500 : Intent to Sell)



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Fire Department
Category: Bid
Prepared By: Michael Vogt
Department Head: Kirk Wilkinson

J.4

SCHEDULED

AGENDA ITEM (ID # 4484)

DOC ID: 4484

Approve and authorize the acceptance of the low bid from Michigan Overhead Door and Loading Dock for the purpose of replacing the garage doors at Fire Station #3.

ATTACHMENTS:

- Quote from Michigan Overhead Door (PDF)
- Quote / Bids Received (TXT)
- Email from Brenda Reference Bid Process (PDF)
- Removal and Replacement of Garage Doors at F3 (PDF)

Michigan OVERHEAD DOOR & LOADING DOCK INC.

J.4.a

Quote: Page 1 of 2

Quote#71619

Date: July 16, 2019
To: Burton Fire Station #3
4515 Davison Rd.
Burton, MI
Phone: 810-742-2158
Attention: Marvin
Subject: Sectional Door

It is my pleasure to quote the following:

(1) 22' 2" x 11' Insulated Steel Sectional Door (Model #3720)

Features Include:

- Full Weatherseal
- R-Value: 18.4
- 50,000 Cycle Springs
- Color: Brown
- 3" Track & Rollers
- Standard Lift
- Removal & Disposal of Existing Door is Included
- Reattach to Existing Operator
- (1) Receiver & (2) Remotes
- Drawbar Plate
- (1) Row of 24" x 12" Insulated Tempered Windows

****Please Note: Full View Glass was NOT Available in Insulated Tempered 22' Wide****

As Manufactured by Clopay Building Products, Inc.

The Total Price would be \$5,531.00 Including Tax and Installation

Lead Time: 2 – 3 Weeks After Field Check. Please Note that Lead Times are Estimated and Subject to Change

RESPECTFULLY SUBMITTED,
MICHIGAN OVERHEAD DOOR & LOADING DOCK

Patrick Steffen

Sales Representative

Note: Unless Credit Terms are Established and Approved, All Orders Require a 50% Deposit. Also, a Credit Card will be Held on File and Charged the Balance Upon Completion of the Job. By Signing this Quote, you "the Customer" Agree to These Terms

Quote is Valid for 60 Days

The undersigned agrees that if it does not make payment by paying the cash (contract and/or invoice) price within 30 days of the invoice date, then the undersigned has agreed to pay a credit price for the labor and/or materials provided by Michigan Overhead Door & Loading Dock, Inc. The credit price consists of the cash price plus an additional 1 1/2% per month time price differential charge that will begin to accrue 30 days after invoice. The undersigned agrees and understands that the time price differential charge is a flexible price factor employed to reflect Michigan Overhead Door & Loading Dock, Inc.'s increased costs when its bills are not paid promptly and is an integral part of the cost of the contract between the undersigned and Michigan Overhead Door & Loading Dock, Inc. Further, it is understood and agreed that in the event of any non-payment within 30 days of invoice, that Michigan Overhead Door & Loading Dock, Inc. may choose to terminate the contract between the parties and/or to discontinue work due to the non-payment. Additionally, the undersigned shall be responsible and obligated to pay all costs, reasonable attorney fees, and other expenses incurred by Michigan Overhead Door & Loading Dock, Inc. in the collection and/or liquidation of the undersigned's past due debt.

If this quotation and its terms are accepted, please sign below and fax back to 810-603-2626.
Verbal orders are not accepted. Work will not be performed until this quote is signed and returned.

Date of Acceptance _____ P.O. # _____
Signature _____ Title _____

560 Reid Rd. Grand Blanc, MI 48439
(810) 603-2600 ~ Fax: (810) 603-2626 ~ www.miohd.com

Packet Pg. 54

Attachment: Quote from Michigan Overhead Door (4484 : Garage Door Replacement - Station 3)

Only one (1) bid was received during the bid process. That bid has been attached.

Michael J. Vogt

From: Brenda S. Moulton
Sent: Thursday, July 18, 2019 3:12 PM
To: Kirk P. Wilkinson; Michael J. Vogt
Cc: Marvin A. Epperson
Subject: Removal/Replacement of Garage Doors at Fire Station 3
Attachments: MI Overhead Door July 2019.pdf; Removal and Replacement of Garage Doors at F3.pdf

Hello,

Pursuant to your request, I advertised the Request for Proposal for the Removal/Replacement of Garage Doors at Fire Station 3 in the Burton and Grand Blanc Views on July 4 and July 11, 2019, as well as on MITN (a/k/a BidNet). I also sent courtesy copies to various businesses around the area. The proposal opening was held on July 16, 2019 and the City received one response from Michigan Overhead Door in the amount of \$5,531.00. I have attached the response from Michigan Overhead Door for your reference.

Brenda S. Moulton

Purchasing Agent
City of Burton
4303 S. Center Rd.
Burton, MI 48519
(810) 743-1500, Ext. 1801
Fax (810) 743-5060

Attachment: Email from Brenda Reference Bid Process (4484 : Garage Door Replacement - Station 3)

CITY OF BURTON

REMOVAL/REPLACEMENT OF GARAGE DOORS AT
FIRE STATION 3, 4515 DAVISON RD., BURTON, MI**REQUEST FOR PROPOSAL:****Project Summary:**

The City of Burton is seeking proposals to remove and replace the garage doors at Fire Station 3 located at 4515 Davison Rd., Burton, Michigan.

The Proposal shall adhere to the following specifications:

One (1) 22'2" x 11' insulated steel sectional doors (preferred color is brown)

Full Weather seal

R-Value: 18.4

One (1) Row of insulated, tempered full-view sections

Required Cycle Springs

3" Track & Rollers

Required Strut(s)

Reattach to existing operator

Removal & disposal of existing doors

Two (2) new transmitters

One (1) new receiver

Installation included.

Work must be completed by **October 1, 2019**.

Proposal Requirements:

The proposal shall include the following information. Failure to include all of the required information may result in disqualification.

- A. A not-to-exceed price for the removal, disposal and replacement of the garage doors located at Fire Station 3.

- B. Proposed schedule for the work, including the earliest possible date to perform the work and estimate duration.
- C. Proposed material including any material or labor warranties and guarantees.
- D. Contractor's qualifications, years in business and experience.

To visit/inspect the worksite, please call Fire Chief Marvin Epperson at (810) 742-2158, to set up an appointment.

Proposals may be submitted via U.S. Mail or in person to: City of Burton Clerk's Office, 4303 S. Center Road, Burton, MI 48519, and must be clearly marked on the outside of envelope "Removal/Replacement of Garage Doors-Fire Station 3", by **10:00 a.m. on July 16, 2019**. Immediately thereafter, all proposals received will be publicly opened and read aloud in the Council Chambers. Proposals must be good for a minimum of 60 days.

The winner will be selected from qualified bidders based on the following:

- 1. Cost;
- 2. Schedule – both starting date and expected duration;
- 3. Overall proposal; and
- 4. References.

The selection of the winning bid will take place as quickly as practicable within the City's laws and policies. The City reserves the right to reject any or all bids, to waive any irregularities, and further reserves the right to accept any bid or parts of bids which it deems to best service the interest of the city.

Safety provisions:

Contractor shall provide proper and adequate equipment, tools, machinery and supplies necessary to perform all jobs and services in a safe diligent manner and shall provide and have available at all times for use by the contractor's employees engaged in performance of such work, all safety applications needed for the maximum protection of the Contractor's employees against injury.

Contractor's Liability Insurance

Before starting work, the contractor must furnish to the Director of Purchasing Certificate(s) of Insurance. The contract name must be shown on the Certificate of Insurance to assure correct filing.

These Certificates shall contain a provision that insurance coverage is evidenced by a Certificate of Insurance affirming the insurance company will endeavor to provide, within 30 days, written notice of cancellation of the policy bearing the contract name, to the Director of Purchasing.

The Contractor shall purchase and maintain such insurance as will protect him/her from claims set forth below which may arise out of or result from the Contractor's operations under the Contract, whether such operations be by himself/herself or by any Subcontractor or by anyone directly or indirectly employed by any of them, or by anyone for whose acts any of them may be liable:

- 1. Claims under workers' disability compensation, disability benefit and other similar

employee benefit act. A non-resident Contractor shall have insurance for benefits payable under Michigan's Workers' Disability Compensation Law for any employee resident of and hired in Michigan; and as respects any other employee protected by workers' disability compensation laws of any other State the Contractor shall have insurance to cover the benefits payable to any such employee.

2. Claims for damages because of bodily injury, occupational sickness or disease, or death of his/her employees.
3. Claims for damages because of bodily injury, sickness or disease, or death of any person other than his/her employees, subject to limits of liability of not less than \$500,000 each person, \$1,000,000 each occurrence, and unlimited aggregate.
4. Claims for damages because of injury to or destruction of tangible property, including loss of use resulting, subject to a limit of liability of not less than \$500,000 each occurrence, \$1,000,000.

CONTRACT

CITY OF BURTON GENESEE COUNTY, MICHIGAN

THIS AGREEMENT MADE this _____ day of _____, 2019, by and between the City of Burton, a Michigan Governmental Corporation, herein called the “Owner”, and _____ doing business as (a Corporation)(Partnership)(Individual) and County of _____ and State of Michigan hereinafter called the “Contractor”.

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned, to be made by the Owner, the Contractor hereby agrees with the Owner to commence and complete the construction designated as:

Removal/Replacement of Garage Doors – Burton Fire Station 3

All as shown on the proposal documents hereinafter called the project, for the sum of _____ Dollars (\$_____) and all extra work in connection herewith, under the terms as stated in these proposal documents; and at his own proper cost and expense to furnish all the materials, supplies, machinery, equipment, tools, superintendents, labor, bonds, insurances and all other accessories and services necessary to complete said project in accordance with the conditions and prices stated in the proposal, all in conformance with the proposal documents, plans and specifications. All elements of the plans and specifications are hereby made a part of and collectively evidence and constitute the Contract.

The Contractor hereby agrees to commence work under this contract on or before a date to be specified in the proposal section by the Owner, and to fully complete the project within said proposal. The Contractor further agrees to pay liquidated damages in accordance with the schedule set forth in the specifications for each consecutive calendar day thereafter for which a project is not completed.

The Owner agrees to pay the Contractor in current funds for the performance of the contract subject to the actual units of work completed by the Contractor.

This Contract shall remain in full force and effect until work is completed and final payment is made.

IN WITNESS WHEREOF: The parties to these present have executed this contract in all counterparts, each of which shall be deemed an original, in the year and day first above mentioned.

WITNESS:

CITY OF BURTON

Paula Zelenko, Mayor

Bette Bigsby, Acting City Clerk

CONTRACTOR

Company Name

BY: Name & Title

Signature

Address

City, State, Zip

Attachment: Removal and Replacement of Garage Doors at F3 (4484 : Garage Door Replacement - Station 3)



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Clerk's Office
Category: Appointment
Prepared By: Bette Bigsby
Department Head: Bette Bigsby

J.5

SCHEDULED

AGENDA ITEM (ID # 4504)

DOC ID: 4504

**Approve and authorize the Mayor's appointment of Kirk
Wilkinson, 2222 McLaren St., Burton, MI 48529 as City of
Burton Fire Chief.**



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Clerk's Office
Category: Ordinance
Prepared By: Bette Bigsby
Department Head: Bette Bigsby

K.1

SCHEDULED

ORDINANCE (ID # 4505)

DOC ID: 4505

Approve and authorize the First Reading of an Ordinance to amend Chapter 51 of the City of Burton Code of Ordinances by the removal of connection application language and the amendment of dates for certifying delinquent charges; and to provide the penalty for the violation thereof

ATTACHMENTS:

- ch. 51 - water amendment 8.5.19 (DOCX)

CITY OF BURTON
GENESEE COUNTY, MICHIGAN

ORDINANCE NO. 2019- ____ - 51

AN ORDINANCE TO AMEND CHAPTER 51, WATER,
OF THE CITY OF BURTON CODE OF ORDINANCES
BY THE REMOVAL OF CONNECTION
APPLICATION LANGUAGE, THE ADDITION OF
INTEREST LANGUAGE AND THE AMENDMENT OF
DATES FOR CERTIFYING DELINQUENT CHARGES;
AND TO PROVIDE THE PENALTY FOR THE
VIOLATION THEREOF

THE CITY OF BURTON ORDAINS:

SECTION I

Chapter 51 of the Code of ordinances of the City of Burton shall be and is hereby amended as follows:

§ 51.138 – APPLICATION FOR CONNECTION.

THIS SECTION SHALL BE AND IS HEREBY REPEALED

§ 51.139 – TEMPORARY VACANCY.

In the case of a temporary vacancy of any premises, water shall be turned off at the service stop. There shall be a turn-off and turn-on fee as established by Council. Partial months shall be billed as full months.

§ 51.143 BILLING; DELINQUENT PAYMENT; DISCONTINUED SERVICE.

(A) UNCHANGED

(B) If any charges are not paid on or before the due date, then a penalty of 10% shall be added and continuing outstanding balances shall be subject to the same interest as city taxes on the premises.

(C) UNCHANGED

(D) Service so discontinued shall not be restored until all sums due and owing, including penalties and interest, shall be paid in full plus a shut off processing fee initially established at \$40 applicable at the time of the issuance of the shut-off order and irrespective whether or not service was actually terminated and water turn-on fee initially established at \$40, which fees may hereafter be amended from time to time by resolution of the City Council.

§ 51.144 LIEN OF DELINQUENT ACCOUNTS; RENTAL PROPERTIES.

(A) The foregoing charges, including penalties and interest accrued to any premises shall be a lien on the premises, and on May 1 and/or October 1 of each year the City Treasurer shall certify to the City Assessor any charges which have been delinquent for 6 months or more, who shall enter the same upon the next tax roll against the premises, and the charges and penalties and interest accrued thereon shall be collected and this lien enforced in the same manner as provided in respect to city taxes assessed upon the roll.

(B) – (D) UNCHANGED

SECTION II

If any section, sentence, clause, or phrase of the Ordinance is for any reason held to be invalid or unconstitutional by a decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION III

All other provisions of this Chapter shall be and are hereby ratified.

SECTION IV

This Ordinance, or a synopsis thereof, shall be published in a newspaper of general circulation within the City of Burton, Genesee County, Michigan, and shall become effective 30 days from publication.

SECTION V

A copy of this Ordinance may be inspected at the City Hall, 4303 S. Center Road, Burton, Michigan, during regular business hours.

CITY OF BURTON,

By: PAULA ZELENKO, MAYOR

By: BETTE BIGSBY, ACTING CLERK

Ordinance introduced on: August 8, 2019

Second Reading:

Publication date:

Effective date:



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Clerk's Office
Category: Ordinance
Prepared By: Bette Bigsby
Department Head: Bette Bigsby

K.2

SCHEDULED

ORDINANCE (ID # 4506)

DOC ID: 4506

Approve and authorize the First Reading of an Ordinance to amend Chapter 52, Sewer of the city of Burton Code of Ordinances by the addition of language addressing continuing balances, interest, and dates of certification of delinquencies and to provide the penalty for the violation thereof.

ATTACHMENTS:

- ch 52 - sewer amendment 8.5.19 (DOCX)

CITY OF BURTON
GENESEE COUNTY, MICHIGAN

ORDINANCE NO. 2019- ____ - 52

AN ORDINANCE TO AMEND CHAPTER 52, SEWER,
OF THE CITY OF BURTON CODE OF ORDINANCES
BY THE ADDITION OF LANGUAGE ADDRESSING
CONTINUING BALANCES, INTEREST, AND DATES
OF CERTIFICATION OF DELINQUENCIES AND TO
PROVIDE THE PENALTY FOR THE VIOLATION
THEREOF

THE CITY OF BURTON ORDAINS:

SECTION I

Chapter 52 of the Code of ordinances of the City of Burton shall be and is hereby amended as follows:

§ 52.085 TREATMENT CHARGES; BILLING AND PAYMENT; LIEN.

(A) *Due date; penalty and interest for delinquency.* Charges for water and sanitary sewer services supplied shall be billed monthly or quarterly as the City Council shall determine. If any charges are not paid on or before the due date, then a penalty of 10% shall be added thereto and continuing outstanding balances shall be subject to the same interest as city taxes on the premises. In the event that the charges for any of these services furnished to any premises shall not be paid within 60 days after the due date thereof, then all services furnished by the water supply system shall be discontinued. Service so discontinued shall not be restored until all sums then due and owing, including penalties, shall be paid, plus a water turn-on charge as set by the City Council, and amended by resolution from time to time.

(B) *Lien of delinquent accounts.* The foregoing charges, including penalties and interest, payable for sewage disposal and treatment service to any premises shall be a lien on the premises, and on May 1 and/or October 1 of each year, the person or agency charged with the collection of these charges shall certify to the City Assessor any charges which have been delinquent for 6 months or more, who shall enter the same upon the next tax roll against the premises, and the charges and penalties shall be collected and the lien enforced in the same manner as provided in respect to city taxes assessed upon the roll. Provided, however, that when a tenant is responsible for the payment of charges for service to any premises, and the city is so notified in writing with a true copy of the lease of the affected premises (if there be one) attached, then no such charge shall become a lien against the premises from and after the date of the notice. However, in the event of the filing of such a notice, no further service shall be rendered to the premises until a cash deposit equal to twice the average monthly or quarterly bill to the premises shall have been made as security for payment of charges

for service to the premises.

SECTION II

If any section, sentence, clause, or phrase of the Ordinance is for any reason held to be invalid or unconstitutional by a decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION III

All other provisions of this Chapter shall be and are hereby ratified.

SECTION IV

This Ordinance, or a synopsis thereof, shall be published in a newspaper of general circulation within the City of Burton, Genesee County, Michigan, and shall become effective 30 days from publication.

SECTION V

A copy of this Ordinance may be inspected at the City Hall, 4303 S. Center Road, Burton, Michigan, during regular business hours.

CITY OF BURTON,

By: PAULA ZELENKO, MAYOR

By: BETTE BIGSBY, ACTING CLERK

Ordinance introduced on: 08/08/2019

Second Reading: ____/____/2019

Publication date:

Effective date:



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 08/08/19 07:00 PM
Department: Clerk's Office
Category: Ordinance
Prepared By: Bette Bigsby
Department Head: Bette Bigsby

L.1

SCHEDULED

ORDINANCE (ID # 4492)

DOC ID: 4492

**Approve and authorize the Second Reading OF AN
ORDINANCE TO AMEND CHAPTER 140 OF THE CITY OF
BURTON CODE OF ORDINANCES BY THE REGULATION OF
THE USE OF CONSUMER FIREWORKS**

ATTACHMENTS:

- 2019 fireworks dates ordinance (DOCX)

CITY OF BURTON
 GENESEE COUNTY, MICHIGAN
ORDINANCE NO. 2019- ____ - 140.04(C)

AN ORDINANCE TO AMEND CHAPTER 140 OF THE
 CITY OF BURTON CODE OF ORDINANCES BY THE
 REGULATION OF THE USE OF CONSUMER
 FIREWORKS ON CERTAIN DAYS AND TO
 PROVIDE THE PENALTY FOR THE VIOLATION
 THEREOF

THE CITY OF BURTON ORDAINS:

SECTION I

Chapter 140.04 of the Code of ordinances of the City of Burton shall be and is hereby amended as follows:

§ 140.04 GENERAL PROVISIONS.

(C) *Prohibition on use of consumer fireworks.*

(1) No person shall ignite, discharge or use consumer fireworks within the city, except this prohibition shall not preclude any person from the ignition, discharge and use of consumer fireworks on the following days after 11a.m.:

(a) December 31 until 1 a.m. on January 1.

(b) The Saturday and Sunday immediately preceding Memorial Day until 11:45 p.m. on each of those days.

(c) June 29 to July 4 until 11:45 p.m. on each of those days.

(d) July 5, if that date is a Friday or Saturday, until 11:45 p.m.

(e) The Saturday and Sunday immediately preceding Labor Day until 11:45 p.m. on each of those days.

(2) Pursuant to Michigan Public Act 635 of 2018, each violation of this ordinance shall result in a civil fine of \$1,000.00; \$500.00 of the fine collected under this section shall be remitted to the City of Burton Police Department for enforcing the ordinance.

SECTION II

If any section, sentence, clause, or phrase of the Ordinance is for any reason held to be invalid or unconstitutional by a decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION III

All other provisions of this Chapter shall be and are hereby ratified.

SECTION IV

This Ordinance, or a synopsis thereof, shall be published in a newspaper of general circulation within the City of Burton, Genesee County, Michigan, and shall become effective 30 days after publication.

SECTION V

A copy of this Ordinance may be inspected at the City Hall, 4303 S. Center Road, Burton, Michigan, during regular business hours.

CITY OF BURTON,

By: PAULA ZELENKO, MAYOR

By: BETTE BIGSBY, ACTING CLERK

Ordinance introduced on:
Second Reading:
Publication date:
Effective date: