



CITY OF BURTON
BURTON CITY COUNCIL MEETING
MARCH 6, 2017
MINUTES

Council Chambers

Regular Meeting

7:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by President Steven Heffner at 7:06 PM.

A. INVOCATION LED BY: MR. SMITH

B. THE PLEDGE OF ALLEGIANCE IS LED BY: MR. SMITH

C. ROLL CALL

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

D. STAFF PRESENT

Paula Zelenko, Mayor	Ginger Burke-Miller, Controller
Rik Hayman, Chief of Staff	Bob Slattery, DPW Director
Tom Osterholzer, Chief of Police	Racheal Boggs, Deputy Clerk

E. APPROVAL OF MINUTES

1. City Council - Special Meeting - Feb 17, 2017 6:00 PM

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

2. City Council - Regular Meeting - Feb 20, 2017 7:00 PM

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

F. ADMINISTRATIVE REPORTS

Mayor Zelenko stated the following:

Tonight on the agenda we have the city attorney billing for Amanda Doyle, first and final approval for the sale of city owned property, a bridge inspection contract with Rowe and a budget amendment for the Police Department.

At your seat tonight, you will find a copy of Mr. Slattery's one pager on preventing spring flooding, a draft of the dates for budget workshops that best accommodate department heads, and two recent articles from Bridge Magazine; these are likely to be topics of conversation during networking at the MML Capital Conference later this month.

The City of Burton has been awarded a \$7,282.00 grant from the Michigan DNR Parks Division for the route planning and engineering of the 1.7 mile section of the Iron Belle Trail. Thank you to Mrs. Bigsby for her diligence in applying for this grant.

As you know, Doug Weiland, the Genesee County Land Bank Director retired. As I indicated at your last meeting, Genesee County Treasurer Deb Cherry is here to introduce the new Land Bank Director. At this time, I would like to defer to County Treasurer Cherry.

Deb Cherry stated March 31st is the last day for payment for people who are in their 3rd year of nonpayment of delinquent taxes. She provided council with a delinquent property tax timeline and an application for extension of foreclosure. She introduced Michelle Wildman, the new Genesee County Land Bank Director.

Michelle Wildman stated the land bank plans to do another dozen or so demolitions in the City of Burton this year. She also hopes to do some redevelopment including investing in properties, clean-up, handling environmental issues and rehab. If I can be of assistance to you or if you have questions please feel free to contact me.

G. COMMITTEE REPORTS

Mrs. Conley reminded everyone of the Easter Egg Hunt on April 8, 2017 at Atherton School at 1:00 PM. We are looking for donations and volunteers to help. Also, Burton Youth League sign up is currently underway. Those interested may sign up on the website at www.leaguelineup.com or call Mrs. Bigsby at City Hall at 810-743-1500 Extension 1701. We are also looking for coaches and sponsors.

H. AUDIENCE PARTICIPATION

City Council received comments from the following people:

Genevieve Field of Burton regarding her support of the City of Burton adopting a non-discrimination ordinance for the purpose of protecting the LGBTQ community.

Megan Johnson of Grand Blanc regarding her support of the proposed non-discrimination ordinance.

Reverend Dan Scheid of Flint regarding his support of the proposed non-discrimination ordinance.

John Stapish of Burton regarding city owned property on Carman Street and a property to the west of it not being maintained and what type of compensation he will be awarded for the demolition of his properties.

Brian Chartrand of Burton regarding the blighted house at 3361 S. Center Road, the Fire Department using restoration businesses that are not located within the City of Burton and the condition of Center Road.

Reba Mohammad of Flint Township regarding her support of the proposed non-discrimination ordinance.

Nicole Mackey of Swartz Creek regarding her support of the proposed non-discrimination ordinance.

I. COUNCIL DISCUSSION

Mr. Smith asked for the City Attorney to give the council more information about the proposed ordinance.

Attorney Doyle stated she spoke with Ms. Field this morning who emailed her a copy of the sample of the proposed ordinance. If the council chose to proceed with it, it would go to the Legislative Committee and tailor it to the City of Burton and the council would take it from there. There are currently no protections for the LGBTQ community; this would be a start. It would be a police power ordinance and the process is the same as any other ordinance we currently have. The biggest benefit here is that Burton would take a stand that we are not going to tolerate discrimination based on gender identity and sexual orientation.

Mr. Smith thanked Mr. Chartrand for purchasing Bishop Construction and becoming a member of the Burton Chamber of Commerce. He asked the administration if we are aware of the blighted property on Center Road. Also, what is the process for the Fire Department regarding contracting restoration companies?

Mayor Zelenko stated the administration will check into the status of the blighted property on Center Road and look into the Fire Department's policy regarding restoration.

Mr. Hatfield asked the City Attorney if we have another ordinance that includes antidiscrimination that could be amended to include the LGBTQ community.

Attorney Doyle said no. The reason we don't have an ordinance for race as an example is because discrimination against race is covered under State and Federal law. LGBTQ doesn't have that protection.

Mayor Zelenko stated we have a Title VI Non-Discrimination Plan which is a policy that explains the process for complaints of discrimination; it is on our website.

Mr. O'Keefe asked if the plan was to move forward with this ordinance by sending it to the Legislative Committee.

Mr. Haskins said yes.

Mr. O'Keefe thanked Mr. Smith and the administration for the budget workshop dates. May 11, 2017 will be an issue because it is the Burton Rotary Annual Dinner and several of us are attending.

Council discussion on budget workshop dates and times. Council agrees to reschedule the May 11, 2017 meeting to May 16, 2017 and the time for all meetings will be at 6:30 PM.

Mr. Smith asked for an update on the W-2's and 3-5 year trend information that was previously requested of the administration.

Mayor Zelenko stated we are working on it and will have it to you as soon as we can.

J. COUNCIL ACTION

1. Approve and authorize the Attorney Billing (Amanda Doyle) 02/15/17 to 02/28/17 in the amount \$3,251.75.

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

2. Approve and authorize the sale of Vacant Lot - E. Judd Rd., Parcel No. 59-32-552-071, to give first and final approval for the sale of this improved parcel to Christine A. Christopher, 2110 E. Judd Rd., Burton, MI 48529 for the sum of \$250 cash or its equivalent and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

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

3. Approve and Authorize the Mayor and City Clerk to Execute a 6-year Bridge Inspection Contract with ROWE PSC @ 540 S. Saginaw Street, Suite 200, Flint, MI, 48502 (DPW Project no. 17-002-P) in the amount of \$16,805.

Mr. Martinbianco stated that leaves some bridges not addressed within this contract that would be anything on I475 which includes Maple Road, Bristol Road, Hemphill Road. Also, I69 which includes Center Road and Belsay Road. Does MDOT do these inspections?

Mr. Slattery said yes, they are under MDOT's jurisdiction so they are not ours to inspect.

Mr. Heffner asked when the one on Grand Traverse will reopen.

Mr. Slattery stated this spring because there was a minor watermain break there and it will be included in Segment 4 of the DWRP Water Project.

Mr. Haskins asked for clarification on the bidding process on this.

Mr. Slattery stated engineering services are not required to go to bid; they never have.

Mayor Zelenko stated we don't bid out engineering or inspections. We like to use local companies and Rowe does a great job.

Mr. Haskins said he understands that we never have but he feels we should. Any work being done in the city that will go to a contractor, we should see bids.

Mr. Martinbianco asked about Bristol Road bridge over Thread Creek. It requires 2 inspections?

Mr. Slattery said yes. Bridges are required to be inspected every 2 years unless it has a load restriction which is twice a year. Bristol Road bridge over Thread Creek falls into that category. The second inspection will be done if the bridge is not rehabilitated this summer.

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

4. Budget Amendment: Approve and authorize the following FY2016-2017 budget amendment: Decrease Unappropriated Surplus (2065-0000-390.0000) by \$27,790.10; Increase Drug Law Enforcement Expenditures (2065-0000-955.0000) by \$46,229.10; Increase Drug Forfeiture Cleared (2065-0000-678.0001) by \$5,344.00; Increase Sale of Asset (2065-0000-673.0000) by \$13,095.00.

Mr. Smith asked for an explanation about the \$26,790.00.

Mrs. Burke-Miller stated what Chief has asked for is that everything that has been collected and adjudicated through the end of last week to be put into this drug law enforcement expenditure line item for him to accomplish the goals outlined in the memorandum in your packet.

Chief Osterholzer stated this is of no expense to the tax payers. It is a project that has been on the radar for awhile.

Mr. Smith asked if this is for updating weapons and in car video.

Chief Osterholzer said yes.

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

Meeting was adjourned at 8:00 PM.
