



CITY OF BURTON
BURTON CITY COUNCIL MEETING
NOVEMBER 21, 2022
AGENDA

Council Chambers

Regular Meeting

7:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

A. INVOCATION LED BY: TINA CONLEY

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

C. ROLL CALL

D. APPROVAL OF AGENDA

E. STAFF PRESENT

F. APPROVAL OF MINUTES

1. City Council - Regular Meeting - Nov 10, 2022 7:00 PM

G. ADMINISTRATIVE REPORTS

H. COMMITTEE REPORTS

I. 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.

J. COUNCIL DISCUSSION

K. COUNCIL ACTION

1. Approve and authorize the payment of Attorney Billing (Doyle) 11/2/22 to 11/15/22 in the amount of \$5,118.00.

2. Approve and authorize the payment of Attorney Billing (Masud) 10/3/2022 to 10/25/2022 in the amount of \$2,952.00.

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



CITY OF BURTON
BURTON CITY COUNCIL MEETING
NOVEMBER 10, 2022
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: STEVE HEFFNER

President Heffner recognized a moment of silence for the passing of Dennis Busha, a Burton resident and Marine.

B. THE PLEDGE OF ALLEGIANCE IS LED BY: STEVE HEFFNER

C. ROLL CALL

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Vice President	Present	
Steven Heffner	President	Present	
Vaughn Smith	Councilman	Present	
Gregory Fenner	Councilman	Present	
Christina Conley	Councilwoman	Present	
Greg Hull	Councilman	Present	
Christina Hickson	Councilwoman	Present	

D. APPROVAL OF AGENDA

1. Motion to Approve the Agenda as Presented.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Vice President
SECONDER:	Christina Hickson, Councilwoman
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

E. STAFF PRESENT

Duane Haskins, Mayor
 Brian Ross, Police Chief
 Kirk Wilkinson, Fire Chief
 Amber Abbey, Deputy DPW Director
 Katie Malin, Clerk's Office

F. APPROVAL OF MINUTES

1. City Council - Special Meeting - Oct 17, 2022 6:30 PM

Minutes Acceptance: Minutes of Nov 10, 2022 7:00 PM (APPROVAL OF MINUTES)

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Christina Hickson, Councilwoman
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

2. City Council - Regular Meeting - Oct 17, 2022 7:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Christina Hickson, Councilwoman
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

G. ADMINISTRATIVE REPORTS

Mayor Haskins gave a report on the following:

- Attorney Leadford is here requesting a closed session under section 8C or the Open Meetings Act for collective bargaining purposes. There may be possible action after the closed session if the council chooses.
- Congratulations to the winners of the November 2022 Election. It was great to see a record number of voters. A special thank you to the City Clerk, the Clerk's Office, and all the election workers who did a phenomenal job. Results came in slower than normal because the county made the decision to not use modems to transmit results as we have done in past years. Instead, all the Clerk's Offices in the county, after finishing their work, had to literally take the flash drives to the county.
- The City Hall roof should be done by next week.
- Judd and Davenport paving is completed. There are only a few punch list items left to complete on Davenport.
- A reminder that the Veteran's Day Ceremony will take place at our Veteran's Memorial at 11:11AM.

1. October 2022 Investment Report

2. October 2022 Expenditure Report

H. COMMITTEE REPORTS

Mr. Hull stated the Parks & Recreation Commission has a few events to round out the year in addition to the Veteran's Day Ceremony tomorrow that the Mayor mentioned. The Christmas Tree Lighting is on November 19th. We are asking for donations of canned goods for the event. Pizza with Santa is December 3rd. Monday at 11:00AM we will be doing Christmas decorations. I have fliers for all of the events here tonight as well as our home decorating contest.

Mrs. Conley stated this is a holiday kick off because we are having the Christmas Tree Lighting before Thanksgiving. Usually, we don't do that but Mr. Heffner, Mr. Martinbianco and I will be donating eight turkeys to raffle off during the event. The Tree Lighting starts at 5:00PM.

Mr. Smith stated Mr. Martinbianco and I had a meeting with Plante Moran regarding our audit. I have been on this council since 2010 and normally, there is something that has

been missed by the Controller's Office. I have never seen a perfect audit before now. This is like getting an A on your test. Plante Moran stated there were no difficulties or disagreements with management. This means everything was done properly. They did not detect any misstatements as a result of audit procedures. Jodi and her staff did not miss one question. On behalf of the Finance Committee and the Council, I would like to thank the Controller and administration.

Mr. Martinbianco stated at 6:00PM prior to the regular Council Meeting, Plante Moran will be in to do the audit session.

Mr. Heffner stated we had discussed doing a stand alone meeting so we are not rushed and limited in the questions we can ask.

Mr. Martinbianco stated this is the schedule that worked for everyone.

Mrs. Conley stated I forgot to say, we are donating the turkeys. When each family comes in, they will get a ticket and we will draw them.

Mr. Heffner stated the Trick or Treat Trail was really nice. It was a good turnout. There were hundreds of kids. Park & Recreation did a fantastic job. I am one of the founding members of this event so I keep my eye on it to make sure it runs smoothly.

Mr. Smith stated Burton Project Heats On is a program that involves Goyette Mechanical, the city, the council and many sponsors. If you own your home and are up to date on your taxes and utilities but are experiencing a temporary financial hardship, Goyette goes to your home to check your heating system. This is our 14th year of the program. I received a letter from a resident thanking us for her new furnace. This is the 10th year for the Veterans Honor Run. The race starts at 11:11AM at Blessed Sacrament this Saturday. Burton is a partner with the Department of Defense to honor those who served during the Vietnam era. We will have a designated table for veterans and family members to receive special pins to honor your service.

I. AUDIENCE PARTICIPATION

Tammy Sowers of 2495 Clarice Avenue in Burton expressed concerns about her property that is up for demolition. The house means a lot to her and she has \$30,000 of her mothers trust invested in the house. It is three quarters of the way finished.

Daniel Anger of 2495 Clarice Avenue stated he is Tammy's husband. I am here in support of overturning the demolition of our property. I am the original purchaser of the property and was incarcerated for a period of time. My wife tried to take care of this while I was gone but I am the one with experience. Almost all of the work is finished. We are asking that you overturn the decision to demolish this property.

Greg Sharrer stated he is a licensed plumber with the State of Michigan and has been working with this family to finish the project. The project is nearing completion and I support removing it from the demolition list.

Rob O'Keefe of Novi stated he drove up tonight to show support for the Clarice property. It would be a travesty to have this house torn down with all work that has been done. I would appreciate your consideration.

Paul Wagner of 6133 Hedgerow Circle thanked the council for having funds available for neighborhood paving projects. He also thanked the Officer Perry and the Police Department for helping him recently.

Chelsea Gutter of 2079 E. Judd Road spoke regarding the demolition of her property. Her father was in charge of the rehabilitation of the property and he recently passed away. She would like to have it removed from the demolition list or to be given more time to finish it.

1. Motion to go into Closed Session following audience participation under section 8c of the Open Meetings Act for the purpose of collective bargaining.

Council went to recess for closed session at 7:35PM.
Council returned from recess at 8:00PM.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Gregory Fenner, Councilman
SECONDER:	Tom Martinbianco, Vice President
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

J. COUNCIL DISCUSSION

1. Motion to add to the agenda: Approve and Authorize the approval of the tentative collective bargaining agreement between the Burton Patrol Officers (POAM) and the City of Burton effective July 1, 2022 to June 30, 2025.

Mr. Heffner reopened audience participation for this agenda item only.

No audience participation.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Vice President
SECONDER:	Gregory Fenner, Councilman
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

K. COUNCIL ACTION

Mr. Fenner stated the Fire Station is doing a blood drive on November 25th. I have signed up and challenge my fellow council members to do the same. Appointments can be made through the Red Cross website.

Mr. Hull stated he will be there to donate.

1. Approve and authorize the payment of Attorney Billing (Doyle) 10/12/22 to 11/1/22 in the amount of \$5,105.00.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Christina Conley, Councilwoman
SECONDER:	Christina Hickson, Councilwoman
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

2. Approve and authorize the payment of Attorney Billing (Masud) 9/6/2022 to 9/26/2022 in the amount of \$216.00.

Minutes Acceptance: Minutes of Nov 10, 2022 7:00 PM (APPROVAL OF MINUTES)

RESULT: CARRIED [UNANIMOUS]
MOVER: Christina Conley, Councilwoman
SECONDER: Tom Martinbianco, Vice President
AYES: Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

3. Approve and authorize the Council appointment of Rick Fuhst, 1072 Forest Ave, Burton, MI. 48509 to the City of Burton Zoning Board of Appeals, term serving November 2022 through October 2025.

RESULT: CARRIED [UNANIMOUS]
MOVER: Christina Conley, Councilwoman
SECONDER: Christina Hickson, Councilwoman
AYES: Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

4. Approve and authorize the Council appointment of Joey Richvalsky to City of Burton Zoning Board of Appeals Alternate, term serving November 2022 through October 2025.

RESULT: CARRIED [UNANIMOUS]
MOVER: Vaughn Smith, Councilman
SECONDER: Christina Conley, Councilwoman
AYES: Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

5. Approve and authorize the acceptance of the 2022 Demolition low bids and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with DR AC Enterprise Maintenance & Contracting, 3533 Flushing Rd. Flint MI 48504, for the following properties: 3512 Barcey Ct. in the amount of \$12,300.00, 2495 Clarice Ave. in the amount of \$7,450.00, 2118 James St. in the amount of \$7,500.00, 2079 Judd R. in the amount of \$7,987.00, 3518 Laurel Ave. in the amount of \$6,000.00, 4237 Leith St. in the amount of \$8,750.00, and 2172 Scottwood Ave. in the amount of \$8,750.00.

Mr. Martinbianco offered the following amendment to the motion: add that 2079 Judd Road and 2495 Clarice Avenue be held in abeyance for 30 days subject to further review by the City of Burton Building Inspector and an update provided to the City Council.

Motion to amend was made by Mr. Martinbianco and seconded by Mrs. Hickson. Motion approve unanimously.

Attorney Doyle stated the terms need to be made clear.

Mrs. Abbey stated Clarice is not from September. It is from two years ago. Council gave them an order which gave them 120 days. They have not done anything since March of 2021. Thirty days will not give this house a certificate of occupancy.

Mr. Heffner would like to pause this for 30 days, send the inspector out and have him give us a report.

Mr. Fenner asked for clarification that any work that they have done since the expiration of the permit has been done without a permit.

Mrs. Abbey stated we did not hear from them until we sent them a letter asking that they remove their belongings from the house because we were going to demo it. Any work that has been done was done without required inspections, approvals of the building official or any communication what-so-ever.

Mr. Heffner would like to make sure the inspector is in attendance at the council meeting.

Mrs. Abbey stated he will come in, give a report and we will put it back on the agenda for the council.

Discussion continued regarding the houses on the demolition list.

RESULT:	CARRIED AS AMENDED [UNANIMOUS]
MOVER:	Tom Martinbianco, Vice President
SECONDER:	Christina Hickson, Councilwoman
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

6. Approve and Authorize the Mayor and City Clerk to execute a contract with Wade Trim, Inc. 555 S. Saginaw Street, Suite 201 Flint, MI 48502, for Preliminary Engineering of Bristol Road, from Saginaw St to Dort Hwy. (DPW Project No.23-002-P), at an estimated cost of \$189,540.00, contingent upon approval of the City Attorney.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Vice President
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

7. Motion to Approve and Authorize the approval of the tentative collective bargaining agreement between the Burton Patrol Officers (POAM) and the City of Burton effective July 1, 2022 to June 30, 2025.

Mr. Smith encouraged the property owners of Clarice Avenue and Judd Road to go to the DPW tomorrow to speak with Mrs. Abbey regarding their properties.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Gregory Fenner, Councilman
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Heffner, Smith, Fenner, Conley, Hull, Hickson

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Minutes Acceptance: Minutes of Nov 10, 2022 7:00 PM (APPROVAL OF MINUTES)

Meeting was adjourned at 8:21 PM.

Minutes Acceptance: Minutes of Nov 10, 2022 7:00 PM (APPROVAL OF MINUTES)



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

Meeting: 11/21/22 07:00 PM
Department: Clerk's Office
Category: Attorney Billing
Prepared By: Racheal Boggs
Department Head: Racheal Boggs

K.1

SCHEDULED

AGENDA ITEM (ID # 5557)

DOC ID: 5557

**Approve and authorize the payment of Attorney Billing
(Doyle) 11/2/22 to 11/15/22 in the amount of \$5,118.00.**



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

Meeting: 11/21/22 07:00 PM
Department: Clerk's Office
Category: Attorney Billing
Prepared By: Racheal Boggs
Department Head: Racheal Boggs

K.2

SCHEDULED

AGENDA ITEM (ID # 5558)

DOC ID: 5558

**Approve and authorize the payment of Attorney Billing
(Masud) 10/3/2022 to 10/25/2022 in the amount of \$2,952.00.**