

CITY OF BURTON  
REGULAR COUNCIL MEETING MINUTES  
APRIL 16, 2012, 7:00 P.M., COUNCIL CHAMBERS  
www.burtonmi.gov

President Tom Martinbianco led the Invocation and Pledge of Allegiance.  
The Regular Meeting was called to order by President Tom Martinbianco at 7:07 p.m.

MEMBERS PRESENT: Martinbianco, Heffner, Smith, Wells, Ellenburg, O'Keefe and Haskins.  
MEMBERS ABSENT: None.  
OTHERS PRESENT: Mayor P. Zelenko, Atty. R. Austin, S. Bassi, Assessor, B. Bigsby,  
Administrative Asst., and J. Adams, City Clerk.

Heffner moved and Ellenburg seconded the following motion:  
Approve and authorize the minutes of the Regular Council Meeting on April 2, 2012 at 7:00 p.m.  
Motion carried 6-0. (Mr. Haskins was not present for the vote)

ADMINISTRATIVE REPORT:

Mayor Zelenko requested an Executive Session after audience participation for discussion of a lawsuit settlement. She stated the registration deadline for the Burton Youth League is April 20<sup>th</sup>. Team selection will be on May 6<sup>th</sup>. On July 1<sup>st</sup> we are celebrating Burton's 40<sup>th</sup> birthday. We are planning a cake and ice-cream social on the grounds of City Hall. At the Fire Station #2 park, the sidewalk has been poured and a privacy fence between the residents and the Station will be going up. Parking lot markings will be made on the back Martha St. parking lot along with signage. The entrance to the playground will change location to the northwest corner of the playground. Everyone should have received a notice of an Open House on April 28<sup>th</sup> from noon to 4:00 p.m. from the Autism Support and Resource Center. Everyone is invited.

Mayor Zelenko stated the Deputy DPW Director started regular reports to keep her informed and updated on what is happening in DPW. Council may have received calls on the bridgework on Atherton Rd. and the extra traffic it has created on some of the side streets. DPW made adjustments to size, wording and location of some of the signs to better serve the residents. We had trucks out there watering the gravel streets that were pretty dusty. We have stepped up some ticket writing in that area because a lot of people are blowing past the stop sign at Term and Sayre Ct. At times we have as little as 12 laborers due to vacation and illness and we manage to get all the work done. DPW has done a great job on Farmcrest. Several sewer issues occurred at the same time and we had a road that was caving in. We got through all that with help from Young Environmental so those problems were taken care of as quickly as possible and the residents didn't have any issues or back-ups. The same day of the Farmcrest incident, two watermain breaks occurred, one on Friel and the other on Williamson. Due to the efforts and communication of the water and sewer staff, both streets were restored by 6:00 p.m. that night. These are examples of what we are doing with cross training and being able to respond in an effective manner. The Burton Parks & Recreation just received a mini grant for \$325.00 for a community garden under the Keep Genesee County Beautiful. We are working with DPW to do playground inspections at least once a month because we have had some complaints and concerns brought to our attention.

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Mayor Zelenko encouraged Council to participate in the upcoming softball challenge at Atherton School. She stated Ralph LaDuke challenged her and members of the City staff to a co-ed softball game on May 23<sup>rd</sup> in efforts to raise money for Atherton's Bullying Awareness Program. About 12 people have signed up between the Police and DPW. Mr. Wells is also signed up to play. On the agenda are results of bids for the properties. Ms. Bassi is here to answer any questions and she will also give a presentation regarding the Main Street Program.

Ms. Bassi apologized to Council for the short notice on the Main Street Program. She found out about it in the middle of Board of Review and she was unable to start gathering the necessary data to see if the City would qualify until April. She stated with the first Council Meeting of the month being April 2<sup>nd</sup>, she and Ms. Frost were unsure if the City would meet the minimum requirements for the program and have a resolution in time. Deadline for filing the application is April 27<sup>th</sup> and she has worked diligently with Ms. Frost on the application this month to try and get everything needed in place. The program is through MSHDA, which is nationally recognized. We are applying for the Associate Level Program, which is the introduction level to the Michigan Main Street Program. This will help provide the City with no-cost training available in the Selected and Master Level Michigan Main Street to communities across the State. The intent of the Associate Level is to provide communities with a basic understanding and knowledge of the Main Street Four-Point Approach. Additionally, we will learn the benefits and requirements of the Michigan Main Street Program in order to prepare for the Selected Level.

Ms. Bassi indicated further that all participating communities are encouraged to bring as many volunteers as possible to take part in the trainings. She currently has volunteers from the DDA, Parks & Recreation and the Burton Chamber of Commerce. This Associate Level lasts one year, though communities may choose to stay in the program with a renewed commitment or apply to the Select Level, which will be our goal. The National Trust Historical Preservation created the Four Point Approach that is used for the program. This will be a nice addition with the National Historical Society Councilman Wells has already put into place, as well as the location of the Society being within the Downtown District, as brought forth by Councilman Heffner. The four points approach is Design, Economic, Promotion and Organization. Ms. Bassi read aloud a list of benefits the program provides. She stated with the restricted budget the City of Burton is facing, she believes we should take advantage of any free training that we can. The only cost is transportation to and from the meetings. Currently, 18 Michigan communities are a part of the Associate Level Program. The City of Grand Blanc and City of Flint were accepted into the program for this coming season. She feels Burton participating in the program is the next logical step since we are the jurisdiction between the two downtown areas. She has hopes this will help stabilize property value in the Bendle School District, as this is the area that had been hit the hardest in economic decline. This program will add to the steps being taken to stabilize this area and start seeing growth again.

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### COMMITTEE REPORTS:

Finance Chairman Smith said he sent a memo to Council via the Clerk's office regarding questions or concerns they would like addressed for each budget workshop session. He asks that Council forward those in writing to him 2 days before each session and he will make sure it is given to the appropriate department heads.

Mrs. Ellenburg said the Library sale is on April 26<sup>th</sup> and April 28<sup>th</sup>. Volunteers are needed. The Legislative Committee met regarding the "Super Drunk" Ordinance. The Committee recommends the ordinance come before Council to discuss it more. She spoke to our Police Chief as well as officers from other communities that are implementing this ordinance. This will help the City file charges and re-coup costs.

Mr. Wells said he and Mr. Smith met with DPW and Mr. Prisby from the DEQ. It was very informative. Everyone received a packet a few weeks ago regarding the water and sewer study. We have a lot of catching up to do and Mr. Prisby will work with us. Our DPW is working together with him to prioritize these different situations we need to fix. He hopes Council during budget will help them with their priorities so we can get these water and sewer issues done. Mr. Wells stated further we could schedule a Public Access Meeting to talk more about the Main Street Program.

Mr. Martinbianco said there is a request for an Executive Session under Section 8e of the Open Meetings Act. We can do that immediately after Audience Participation.

### AUDIENCE PARTICIPATION:

Ron Groulx, 6243 Willowdale Ct., said he is a member of the Parks & Recreation Commission. For the upcoming car show they are going to try and have a dunk tank. He would like Council to be involved as participants in the dunk tank.

Joey Richvalsky, G-4387 S. Saginaw St., said he is Chairman of the Burton DDA and he supports our Assessor and the Michigan Main Street project. A little more research is due however he has committed to going with Stacey to any orientations that might be available to us. He is all for anything we can get for our downtown. We have a unique downtown; it is not Lapeer or Davison. Ours is more like the M-15 downtown, we are on a State highway. It was the mecca for Burton in the olden days. Center Rd. was a 2-track; a farm. We have to do everything we can to try and promote that area. It is not the prettiest or are the brick buildings laced with ornamental designs, but it is our downtown. Lets do something to support it. He is in full backing of the Assessor and doing whatever he can as a volunteer and as Chairman of the DDA to promote this project.

Stacy Betts said she is here with Jim Craig to update everyone on the Memorial Day Parade.

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Mr. Craig showed Council a banner they had made for the introduction of the parade. A 40 ft. banner will be hung on City Hall hopefully this week. It will announce sponsors and the other banners will reflect the Memorial Veteran, our Veteran and Grand Marshall to be honored. The parade begins at 6:00 p.m. with the line up starting at 5:00 p.m. The Memorial Ceremony is scheduled at 8:00 p.m. and fireworks sponsored by Meijers will follow.

Mr. Craig stated there is a \$25.00 fee to be in the parade.

Ms. Betts expressed that after April 15<sup>th</sup> the fee will be \$35.00. Burton is the only one in the area that has not charged a fee, so to continue to grow the parade for future years, we are charging a \$25.00 fee to be a parade participant.

Mr. Smith inquired regarding service groups paying a fee.

Ms. Betts said there is no charge for service or veterans' organizations.

Mr. Craig stated for businesses, you couldn't buy a better marketing exposure for \$25.00.

Ms. Betts said the fireworks and 3D glasses provided by Parks & Recreation is going to be great for the end of the evening.

Lisa Williams, 1196 Carman St., said her friend just opened a business at Fenton and Maple and another friend is looking to open her own business. They asked her the last time she came to the Council Meeting if she would ask if there is a requirement for a C-2 business to have a dumpster and not use curb side pickup especially if they do not live there. She also asked about the minimum charge for water and sewer. She feels the Council President didn't really answer her questions and she had never mentioned the gentleman's business in her conversation.

Mr. Martinbianco apologized to Ms. Williams.

Ethelyne Taylor, 2209 E. Bergin, asked if any resolution was made regarding the parking signs on Bergin St. She said no other street from Bristol Rd. to Judd Rd. had their signs taken down, just her block. She wants to know what is going to be done about it. A neighbor's lawn mowing business when there was parking signs, always parked behind the mailboxes for just the length of time they were going to be there. Now this week, there were no signs and he pulled within 4 ft. of the mailboxes. Had the mailman come by and not stopped, I would have called the Mayor. I don't think this is a trivial matter. Those signs have been on the north side of the street for years, and now they are gone. Ms. Taylor asked Mr. Heffner if he went over to her street to take a look at the situation.

Mr. Heffner replied that he did and he seen cars parked and a wrecker pulling more cars in. There is definitely a problem over there.

Debra Walton, PO Box 190273, presented pictures to Council. She said \$14,302.80 is what the residents on Carman St. paid in taxes, \$1,778.00 paid for yearly taxes for a business at the end of the street. She was told on the traffic control order Council passed, semis were to go down

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Carman to Camden, up Euston to Wells and back out onto South Grand Traverse. It is not really being followed at all. You made our street a semi route. The DPW Director said there should have been more information on weight and measures. Our street is 30 plus years old and needs repairs. She is asking that the City repair it or do something about the semis. Mrs. Walton inquired regarding 1) how many employees drive home in City vehicles and why, 2) is the black Buick former Mayor Smiley used to drive being used by someone and why, and 3) why sewer customers are allowed to put their bills on their taxes but not water customers.

Elizabeth Moss, 4517 Fairwood, said she is a City employee and is out on the streets every day. She has also volunteered for the City for over 10 years. She is a loyal employee and volunteer. In clarity to DPW concerns, she indicated good things and events have stopped at Holy Redeemer Church due to issues from a resident.

Herbert Burnett, 1178 Carman St., spoke regarding a neighbor's lawn not being mowed and lack of care to his yard. Mr. Burnett also stated his barn was broken into and an address on Carman St. having wild parties.

Rick Fuhst, 1208 S. Genesee, said he hasn't seen the new City logo yet. He spoke concerning an overflow of cars parked on Lapeer Rd. at a church, the condition of Palace Gardens at Hemphill and Dort Hwy., and old storage units across from Genesee Polymers business.

John Stapish, PO Box 190134, said the statement read before Audience Participation says that there be no attacks on individuals or institutions. He heard an attack tonight on an individual and he questioned that.

Mr. Martinbianco expressed the responsibility of individuals that step up to the podium and make statements that are on public record.

Kim Honin said she is one of the leaders of Pioneer Units of the American Heritage Girls Troop at Bristol Road Church of Christ. She is here with her co-leader and 2 of their girls that are working on their Citizenship in Government Badge. One requirement is to attend a city council meeting to take notes and see what is going on, and hopefully learn something along the way.

Mr. Martinbianco thanked the Troop and leaders for their attendance.

Mr. Martinbianco closed Audience Participation.

Council went into Executive Session at 7:50 p.m.

Meeting resumed at 8:15 p.m.

COUNCIL DISCUSSION:

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Mr. Wells addressed Mr. Fuhst's comments. He said Palace Gardens is renovating again and it is supposed to be used for storing furniture. He seen a comment in the newspaper from a gentleman that suggested restoring the catwalk on I-69. He thought it was a great idea and maybe this could be a collaborative effort between Burton and Davison. Mr. Wells suggested that Mayor Zelenko could speak with MDOT and see if they can help us. Our sign and slogan could be on one side and Davison could do the same thing. The Governor might also like seeing this collaborative effort.

Mr. Smith expressed to Mr. Fuhst that the City logo is on the City's website.

Mrs. Ellenburg thanked the Parks & Recreation Commission for getting the mini grant for the community garden.

Mrs. Bigsby said the community garden would be located at Buder and Morrison. It is a small narrow lot.

Mrs. Ellenburg expressed it is good to see a full house tonight. She advised residents to first start out with Administration at the City on issues and concerns. The Council cannot answer a lot of questions so their first step is to start at City Hall. Mrs. Ellenburg thanked the American Heritage Girls for coming tonight.

Mr. Smith also addressed residents concerns and questions. He advised residents to also go to the City's website and send an e-mail to the Mayor or to the appropriate departments.

Mr. O'Keefe thanked the Assessor regarding the Main Street Program and Mr. Richvalsky for volunteering to attend classes and to be involved. He thinks this would be great for our City and in seeing other communities partaking in this as well.

Mr. Wells thanked the young ladies in the Troop for coming. He expressed looking into a youth council and getting the schools involved. Mr. Wells said he supports the Main Street Program and is looking forward to seeing what we can get out of that.

Mr. Heffner addressed Mr. Fuhst's comments and that he also seen cars parked all along Lapeer Rd. It could possibly be a fire hazard having that many people inside the building. Maybe the Fire Marshall could check this out.

Mr. Martinbianco asked if this was a regular happening or maybe an isolated thing.

Mr. Heffner replied it is not regular thing but maybe once or twice in a summer.

Mr. Martinbianco brought up the fact that events at Kelly Lake could bring traffic also out and down Lapeer Rd., and the need to follow the same guidelines.

Mr. Heffner thanked Council for participating in the dunk tank. The fundraiser is for Toys-For-Tots. Brief discussion ensued regarding the dunk tank.

Mr. Haskins said it sounds like Stacy Betts is putting together a wonderful Memorial Day event. He is glad to see the parade back and activities. The car show and dunk tank is another great

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event and for all of us to participate. Mr. Haskins addressed some of the audience questions. He asked the Mayor if she knows the particulars about a dumpster or curb side pickup.

Mayor Zelenko replied she doesn't at this point but we can get those answers.

Mr. Haskins said Ms. Taylor addressed the parking sign concerns at the last Council meeting. It had to do with a traffic control order the reason the signs were taken down. He asked if this should go back to Council at a Legislative Committee Meeting to do something with the parking signs.

Mayor Zelenko stated from what she understands, we had CDBG dollars used to revamp some of the parking signs. So some of the signs came down to be replaced throughout the City. Why there were signs on Bergin St., there was not a record of a traffic control order for that on file in the first place. We are still searching that. Those signs had to come down to be replaced and they haven't been put up yet until they figure out where the TCO is or if there was one in the first place. They may have been put up without a TCO accidentally in the past.

Mr. Haskins said if there wasn't a TCO are we going to work on accomplishing that. Mayor Zelenko replied yes, it sounds like we need one over there.

Mr. Haskins said Mrs. Walton frequently comes to Council meetings to address her concerns and no one on Council takes them lightly. He feels a resident that comes to a Council Meeting to address their concerns is very important and vital to their well-being. We listen and try to do the best we can. The best way to handle it is the main streamline going through Administration first and try and get it resolved there.

Mr. Haskins apologized to the Mayor as he just received her message earlier about meeting with her and the Controller to go over the budget. With contract negotiations he just found out today. A meeting at 10:00 a.m. on Wednesday would work best for him.

Mayor Zelenko stated the Controller wouldn't be back until sometime Wednesday. She will find out what her schedule is.

Mr. Heffner asked how long it takes to get a TCO done and if the no parking signs could be put back up in the meantime.

Mayor Zelenko stated we talked this morning about temporary no parking signs. She will know in the morning what we can do.

Brief discussion ensued regarding a house at the end of Bergin St. and cars parking in the ditch and on up into the yard. Mayor Zelenko said an address would be needed.

Mr. Heffner referenced paperwork on street lighting/special assessments that was in his mailbox.

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Mayor Zelenko stated she did not know why he had it.

Mr. Heffner said it was regarding Section 9.7 of the City Charter. The most important part was left off. He said somebody is intentionally misleading Council. He asked Mr. Austin to read aloud that particular section. Mr. Austin read aloud Section 9.7.

In reference to Item #4, Mr. Wells stated this particular property and all the properties after it shows me that we did the right thing in re-looking at this ordinance. We had 27 people bid on it instead of the original 8 or 10. We are going to make an extra \$25,000 on this compared to the \$8,000 or \$9,000 before. I want to hand it to all of us up here for having the patience to go back and look at this ordinance and take our time in doing it right. Houses and properties are back on the tax rolls and the proper amount of money for the houses.

In reference to Item #17, Mr. Wells said because of the way we did this, these people have all been checked out by Administration. They don't owe us any money at all and we are looking at a clean sale. He asked how long would it take to get these back up and running to collect taxes.

Mr. Austin replied the timeline has a closing deadline of June 15<sup>th</sup>. On these sealed bids they will require 2 approvals from Council. June 15<sup>th</sup> was the target closing on these sales and once we close it puts the property in the hands of the private owners.

Mr. Martinbianco expressed that on one of the properties, Mr. Paul lives in Bloomsburg Pennsylvania.

In reference to Item #18, Mr. Heffner asked for clarification regarding opting out in a year. Ms. Bassi replied the goal would be to get to a Select Program. Mr. Heffner asked if we would be obligated for anything. Ms. Bassi said she didn't believe so but she will check further on that. This is just to get into the Associate Level Program in order to start getting with the initial training in order to get into the Select. Mr. Heffner said he would hate to change the downtown without bringing the neighborhood and community into it and getting their opinion. Ms. Bassi said she has the DDA support and she has gone to all the businesses because we had to get actual employee numbers. Any questions the business owners had they could have asked me at that time. I sent letters out to them of what I am trying to do and what the program entails. If we get into the program, Laura has agreed to do a presentation for the area and City Council to give a little more in depth of the program. Right now with the time crunch we were unable to do that.

Mr. Heffner questioned further if it will change the structure or lanes in the roads. Ms. Bassi replied no. This will help us economically to help stabilize the area and bring in new businesses, create jobs, work on making the storefronts look nicer. Hopefully, finding tools to bring more money in to make some of the buildings more up to date. This has nothing to do at this time as far as I know to do anything with the roads.

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Mr. Heffner inquired regarding bike lanes on the roads.

Ms. Bassi replied this is almost just strictly economic development.

Mr. Heffner said I think before we do a big change like that, we need to bring the businesses and residents in the neighborhood into this.

Ms. Bassi stated she does not believe that is in the plans. It might be something they suggest but that would definitely have to go through the area before we even do that because we need their support to make any of those changes.

Mr. Heffner said that would come back before us before that decision would be made.

Ms. Bassi replied that is correct.

Mr. Heffner expressed he is good with this.

Mr. Haskins said this costs the City no money; you just have to go through training.

He asked where is the backbone, the foundation of this whole thing? What is going to change by getting into this?

Ms. Bassi replied it is training on how to lure businesses in, how to attract people to the area to increase sales. I am hoping and looking to having a few community events there and getting more people to actively be downtown. In the long run it helps stabilize the property and to help with the crime as well

Mr. Haskins said it sounds great I just don't quite understand the foundation of where it is coming from and how it is working and helping. Usually something like this costs money to get involved, like the MML we are involved with, a great organization. I guess I don't understand it all.

Ms. Bassi said in the long run money does go back to the State because if we increase sales in that area, bringing businesses, you have to increase income taxes and sale taxes. So technically it does pay back to the State to get us into this program.

Mr. Haskins said basically the City has to recognize we want to get involved in this program. He read in the informational packet small cities with populations of 1,200, 4,000, and the largest was a population of 15,000. City of Flint recently signed up but why isn't there larger cities. He asked if this is fairly new and it just hasn't caught on yet.

Ms. Bassi said it has been around since 2003 but I think the way the economy is going you don't have the money to pay for training like they use to. I think people will start taking advantage of these opportunities in the free training that they have in order to build their economy.

Mr. Haskins said everything here sounds like it is a great thing.

Ms. Bassi said it has been reiterated to me that it is free training to us. The only thing we have to pay for is gas and lunches. It looks like all 3 levels are free to us.

Mr. Haskins said as Mr. Heffner questioned earlier, if we get into this and then decide this is not something we want to be involved in, could we get out at any point in time.

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Ms. Bassi replied after one year she would have to do the application and another resolution that the City still supports it in order to get to the Select Level, which I think is a few years and then up to the Master Level.

Mr. Haskins asked for clarification on the different levels.

Ms. Bassi replied the beginning level is the introductory and the Select Level that gets us kind of into the meat of the program. We really start looking at how to bring in these businesses and maybe do a little more traveling. On more of the actual 4 steps on how to design windows and bring those ideas to the community and get more volunteer activities involved.

Mr. Haskins said everything sounds great I see no downfalls. If they have a presentation to learn more about it and there are things we don't like, are we able to say we want out.

Ms. Bassi said one of the packets of information handed out explains things in more depth of what the program is. After the first year if you feel it is not worth our while to go into the Select Program, or we are not ready yet, we can extend the Associate Program. As of right now, everyone is showing such great increases with the program we might as well take advantage of what we can.

Mr. Wells said when he was reading the packet, he had the same thoughts Mr. Haskins and Mr. Heffner did but he had to look at it from another angle. We are not doing anything with the downtown area now. This could spur something good. When he drives down Dort Hwy. in Burton he could cry seeing buildings boarded up. We know we need some changes. If we could draw 500 volunteers out of the City to help us with some of these projects that is what we are here for is to make the City better. Stacey said Grand Blanc and City of Flint is involved. We should be able to hold our own and with our own projects. I am all for this. It costs us nothing to get in.

Mr. Martinbianco said he doesn't have a lot of criticism about a lot of programs except the ones that come from the State. You have MSHDA that is pushing the Main Street concept and you have the MML and MDOT pushing the complete street concept. You talk about collaboration the Governor is expecting of us, yet you have these two focusing on almost identical projects that have not interconnected. Mr. Martinbianco expressed further there are people down there that have too much time on their hands and looking for ways to spend our money. In the case of this particular area, because it is in the DDA District, any improvements would have to come from them.

Mr. Martinbianco stated further he was glad to see Mr. Richvalsky and he spoke highly and well about this project. I don't understand why the State cannot get their ducks in a row and present a unified thing like we seen with the communal efforts with Sanilac County, Lapeer County and Genesee County around the new movement at Bishop Airport.

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In reference to the Introduction of an Ordinance, Mr. Wells said we talked in our meeting the other day about how important it is to bring money back to the community. I hope we can also use this as a teaching tool. There are way too many accidents involving drunk drivers.

Mr. Heffner thanked Mrs. Bigsby for taking the initiative to get us the grant for the Parks & Recreation. Since she has helped with Parks & Recreation, she brought in a couple of grants and donation money. She has been a great asset.

Mr. Martinbianco reminded everyone of the upcoming Public Hearing for the Proposed Budget scheduled on Monday, April 23, 2012 at 6:30 p.m.

### COUNCIL DISCUSSION ACTION:

Moved by Wells and seconded by Heffner to: Approve and authorize Council to go into Executive Session, under Section 8e of the Open Meetings Act, after Audience Participation. Motion carried 7-0.

Moved by Wells and seconded by Haskins to: Add as Item 23 to approve and authorize the Mayor to execute all necessary documents to effectuate the settlement of the case of the Estate of Evan Alan Anger versus City of Burton and Gregory Kray by the payment and sum of \$40,000 by the Michigan Municipal Liability Pool (and not by the City of Burton) to the Plaintiff and by the dismissal of all claims against both the City of Burton and Gregory Kray. Motion carried 7-0.

### COUNCIL ACTION:

Haskins moved and Ellenburg seconded the following motion:

1. Approve and authorize the Attorney Billing (Richard Austin) from March 28, 2012 through April 11, 2012 in the amount of \$4,090.50. Motion carried 7-0.

Heffner moved and O'Keefe seconded the following motion:

2. Approve and authorize a Resolution Authorizing the Sale of 3090 E. Atherton Road, Parcel #59-28-501-007, to give first and final approval for the sale of this parcel to Kelly K. Fenner, a single woman, for the sum of \$1,050.00 cash or its equivalent, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale. Motion carried 7-0.

Heffner moved and Ellenburg seconded the following motion:

3. Approve and authorize a Resolution Authorizing the Sale of Ellis Park Drive/Vacant Land, Parcel #59-27-576-071, to give first and final approval for the sale of this parcel to David H. Streeter and Jennifer K. Streeter, husband and wife, for the sum of \$550.00 cash or its equivalent, and authorizing the Mayor and the Clerk to execute any and all documents

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required to effectuate this sale.

Motion carried 7-0.

Haskins moved and O'Keefe seconded the following motion:

4. Approve and authorize the acceptance of a bid in the amount of \$6,000.00 (First of two approvals) for the sale of vacant land located on Glendale Ave., Parcel No. 59-14-527-117 to Dale Ellery, 5577 Horseshoe Ln., Lapeer, MI.

Motion carried 7-0.

Heffner moved and Ellenburg seconded the following motion:

5. Approve and authorize the acceptance of a bid in the amount of \$6,551.00 (First of two approvals) for the sale of 3114 Coin Street, Parcel No. 59-26-501-035 to Tim Woodbury, 2081 Kenneth St., Burton, MI 48529.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

6. Approve and authorize the acceptance of a bid in the amount of \$600.00 (First of two approvals) for the sale of vacant land located on Shaw St., Parcel No. 59-28-501-101 to Donald and Leanne Smith, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

7. Approve and authorize the acceptance of a bid in the amount of \$552.00 (First of two approvals) for the sale of vacant land located on Myrton St., Parcel No. 59-28-501-116 to Tommy Irish, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

8. Approve and authorize the acceptance of a bid in the amount of \$552.00 (First of two approvals) for the sale of vacant land located on Myrton St., Parcel No. 59-28-501-117 to Tommy Irish, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

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Haskins moved and Ellenburg seconded the following motion:

9. Approve and authorize the acceptance of a bid in the amount of \$552.00 (First of two approvals) for the sale of vacant land located on Myrton St., Parcel No. 59-28-501-118 to Tommy Irish, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

Ellenburg moved and O'Keefe seconded the following motion:

10. Approve and authorize the acceptance of a bid in the amount of \$1,250.00 (First of two approvals) for the sale of 3211 Iron Street, Parcel No. 59-28-554-099 to D. Ross and M. Maddock, 3166 S. Term St., Burton, MI 48529.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

11. Approve and authorize the acceptance of a bid in the amount of \$2,500.00 (First of two approvals) for the sale of 3316 McKinley Ave., Parcel No. 59-28-528-111 to Akeel Dakki, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

12. Approve and authorize the acceptance of a bid in the amount of \$2,551.00 (First of two approvals) for the sale of 2085 Kenneth St., Parcel No. 59-29-555-033 to Tim Woodbury, 2081 Kenneth St., Burton, MI 48529.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

13. Approve and authorize the acceptance of a bid in the amount of \$1,060.00 (First of two approvals) for the sale of 1476 Donovan St., Parcel No. 59-30-578-080 to Cindy Shauger, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

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Haskins moved and Heffner seconded the following motion:

14. Approve and authorize the acceptance of a bid in the amount of \$560.00 (First of two approvals) for the sale of vacant land located on Morrison St., Parcel No. 59-31-576-068 to Cindy Shauger, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

15. Approve and authorize the acceptance of a bid in the amount of \$610.00 (First of two approvals) for the sale of vacant land located on Gram St., Parcel No. 59-31-576-094 to Robert Stone, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

Haskins moved and Ellenburg seconded the following motion:

16. Approve and authorize the acceptance of a bid in the amount of \$700.00 (First of two approvals) for the sale of vacant land located on Gram St., Parcel No. 59-31-576-103 to Great Lakes Baptist Temple.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

17. Approve and authorize the acceptance of a bid in the amount of \$550.00 (First of two approvals) for the sale of vacant land located on Whittemore Ave., Parcel No. 59-32-530-019 to John Paul, and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate this sale.

Motion carried 7-0.

Ellenburg moved and Wells seconded the following motion:

18. Approve and authorize a Resolution in support of commitment and cooperation with the Michigan Main Street Program in becoming an Associate Main Street Community.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

19. Approve and authorize the Mayor's reappointment of Mary Ann White, 2476 Clayward,

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Burton, MI 48509, to the Planning Commission. Term expiring February 2015.  
Motion carried 7-0.

Wells moved and Ellenburg seconded the following motion:

20. Approve and authorize the Mayor's reappointment of Leslie Bertram, 3280 Shannon, Burton, MI 48529, to the Election Commission. Term expiring May 2015.  
Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

21. Approve and authorize the Mayor's reappointment of Carl Gusie, 6377 Brian Circle Lane, Burton, MI 48509, to the Election Commission. Term expiring May 2015.  
Motion carried 7-0.

Heffner moved and Haskins seconded the following motion:

22. Approve and authorize the Mayor's reappointment of Bonnie Hoffmeyer, 6215 Surrey Lane, Burton, MI 48519, to the Election Commission. Term expiring May 2015.  
Motion carried 7-0.

Wells moved and O'Keefe seconded the following motion:

23. Approve and authorize the Mayor to execute all necessary documents to effectuate the settlement of the case of the Estate of Evan Alan Anger versus City of Burton and Gregory Kray by the payment and sum of \$40,000 by the Michigan Municipal Liability Pool (and not by the City of Burton) to the Plaintiff and by the dismissal of all claims against both the City of Burton and Gregory Kray.  
Motion carried 7-0.

INTRODUCTION OF AN ORDINANCE:

Haskins moved and Ellenburg seconded the following motion:

1. Approve and authorize the Introduction of an Ordinance, Ordinance 2012-\_\_\_\_70, an Ordinance Adopting Section 625(1) (c) of the Michigan Vehicle Code, 1949 PA 300, MCL 257.625, By Reference and Providing the Penalties for the Violation Thereof.  
Motion carried, 7-0.

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Meeting adjourned at 9:04 p.m.

Julie Adams, City Clerk