

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
JANUARY 18, 1993, 7:30 P.M., COUNCIL CHAMBERS

Invocation and Pledge of Allegiance was led by Council President Martinbianco.

The Meeting was called to order by Tom Martinbianco, President, at 7:30 P.M.

Members Present: Abbey, Cox, Cross, Hammon, Martinbianco, Walls and Zelenko.

Members Absent: None.

Others Present: K. McArdle, City Administrator and W. Walworth, City Clerk.

Cross moved and Zelenko supported the following motion:

Approve and authorize the minutes of the following meetings: Regular Meeting of January 4, 1993 at 7:30 P.M.; Committee of the Whole Meeting, January 13, 1993 at 6:30 P.M., as printed. Motion carried 7-0.

ADMINISTRATIVE REPORT:

The City Clerk advised the Council that they had the report from the Division of Water & Waste Services, dated 12-30-92, regarding the Genesee County Interceptor and Treatment Facilities Capacity Utilization Report, which will be made a part of the official minutes.

COMMITTEE REPORTS:

Mr. Hammon said his Committee met with the Department Heads for a mid-year budget review. He thanked the Administration for their cooperation.

AUDIENCE PARTICIPATION:

Brian Brown, 1504 Vassar Rd., objected to hunting being allowed in the City. He said he would like the Council to prohibit hunting in the City.

X Gary Sabo, 10134 E. Atherton, Davison, MI, said he has purchased two lots which he would like to split into 4 lots to build homes. He also wants to be able to build on a private road.

X Kurt Laidlaw, 7229 Shaw Rd., Imlay City, asked the Council to pass the liquor permit from the State of Michigan.

Jim Townsend, 2051 Covert Road, asked about the Dance Entertainment Permit, as it might affect a place near his home, which might ask for the same permit.

COUNCIL DISCUSSION:

X Mrs. Walls asked that Mr. Brown's concerns be added to the Legislative Committee Meeting.

Mr. Abbey said it was okay to add, but the Committee may not get to it, as the Committee has a full agenda already.

X Mr. Cox asked about the Sabo lot split and if there was a contract to keep up the private street.

Mr. Major said there was no contract, but it did have a good gravel surface.

Mr. Cross asked about street width.

Mr. Major said the road was 12 feet wide but there was a total of 20 feet in the roadway.

Mr. Martinbianco said there would be no action tonight, but Mr. Major could bring all the material to the February 1st meeting.

Mr. Hammon asked about leaving the word Entertainment in the permit.

Mr. Hamilton said the new Ordinance on nudity, in tonight's agenda, would apply to all entertainment and that the permit could include the word entertainment.

Mr. Cross said the Administration wanted it removed.

Mr. McArdle said that the Mayor's objective was to stop topless dancing in Burton. He said it didn't make any difference now, if the Council passes the Nudity Ordinance.

Mr. Cross asked the Clerk how many agreements we have with the school district.

Mr. Walworth said two, but two other districts are about ready to have the City take over their records.

Mr. Martinbianco asked if Mr. Sekrennes had signed a standard agreement.

Mr. Major said he thought he had already paid.

COUNCIL ACTION:

Abbey moved and Zelenko supported the following motion:

1. Approve and authorize the Attorney Billing from December 30, 1992 to January 10, 1993 in the amount of \$2,392.00.
Motion Carried 7-0.

Hammon moved and Zelenko supported the following motion:

2. Approve and authorize the request from Laidlaw, Inc. for transfer of ownership of 1992 Class C licensed business with Dance-Entertainment Permit, located at G-3085 S. Dort Hwy., Burton, MI 48529, Genesee County, from Embers Lounge, Inc.

Moved by Hammon, supported by Abbey to amend the motion to include Entertainment in the Dance permit which will read "Dance-Entertainment permit".

Amended motion carried 7-0.
Main motion carried 7-0.

Cross moved and Abbey supported the following motion:

3. Approve and authorize that the City of Burton Board of Review will be in session from March 8 through March 11 and on March 16, 1993. Meeting times will be from 9:00 a.m. to 12:00 p.m. and 2:00 p.m. to 5:00 p.m.; with the exception of March 9, when the Board will meet from 3:00 p.m. to 9:00 p.m. All meetings will be held in the Training Room of the Burton Police and Fire Administration Building, 4090 Manor Dr., Burton, Michigan.
Motion carried 7-0.

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Abbey moved and Zelenko supported the following motion:

4. Approve and authorize the City Clerk to enter into negotiations with the Davison Community School District concerning the City maintaining the voting records of the Davison School District. The final agreement is to be presented to the Burton City Council for their approval at a later date.

Motion Carried 7-0.

Abbey moved and Zelenko supported the following motion:

5. Approve and authorize a change in the Standard Street Lighting Contract with Consumers Power Company for the conversion at: 3114 Joyce Street, and the installation of seven (7) locations on Briar Creek Drive within the City, per the attached Consumers Power Work Order, existing location from Incandescent to High Pressure Sodium and High Pressure Sodium for the new location.

Motion Carried 7-0.

Cross moved and Cox supported the following motion:

6. Approve and authorize resolution relative to the 1992-93 Special Assessment Street Paving District P-92-5, "The City may, in the future, issue bonds in connection with the capital improvements being paid for in part by the appropriation discussed herein, and for all other appropriations specifically relating to the heretofore mentioned special assessment district, and, to the extent such bonds are issued, the City fully intends to be reimbursed for such costs temporarily advanced."

Motion carried 7-0.

FIRST READING OF AN ORDINANCE:

Abbey moved and Hammon supported the following motion:

1. Approve and authorize Ordinance No. 83 (C), being an Ordinance prohibiting public nudity within the City of Burton, Genesee County, Michigan, and providing penalties for the violation thereof.

Motion carried 7-0.

Meeting Adjourned at 8:25 P.M.

Respectfully Submitted,

William R. Walworth
Burton City Clerk

WRW/cml