

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
MAY 19, 1997, 7:30 P.M., COUNCIL CHAMBERS

Invocation and Pledge of Allegiance was led by Ted Hammon, Council President.

The Meeting was called to order by Ted Hammon, President at 7:32 P.M.

Members Present: Centilli, Cox, Hammon, Martinbianco, Walls and Zelenko.

Members Absent: Cross.

Others Present: Mayor Charles Smiley; K. McArdle, Personnel Director; J. Major, DPW Director; J. Benthall, Police Chief; C. Abbey; R. LaDuke, Building Supervisor; G. Webster, Clerk; R. Hamilton, City Attorney and C. Ladd, Deputy City Clerk.

Walls moved and Cox seconded the following motion:

Approve and authorize the minutes of the following meetings: Special Meeting of May 5, 1997 at 6:30 P.M.; Regular Meeting of May 5, 1997 at 7:30 P.M.; Special Meeting of May 7, 1997 at 6:30 P.M. and Special Meetings of May 12, 1997 for Special Assessment Public Hearings from 6:00 P.M. through 8:30 P.M., as printed.
Motion carried 6-0.

ADMINISTRATIVE REPORT:

Mayor Smiley gave a report regarding the pump house property by Schmald Tool and Die. He said the State gave their permission to have the well closer than what is allowed by code. Schmald employs many people and has outgrown their building. They are not interested in selling the property, but it can be leased, with Council approval. We had the City Attorney draft a lease that says tax dollars and property would be assessed to them and if the property value goes up, the lease would also go up. The Mayor indicated he would like a resolution regarding this issue on the next council meeting of June 2, 1997.

Mr. Major said Schmald Tool & Die would pay for all site improvements and insurance on the site. This company is attempting to lease property around the

they are presently in, but the options are limited. They either have to work out a lease agreement with us, or look for another piece of property.

Mayor Smiley said he spoke with Mr. Schmald and he is hopeful that Council will stop by and look at their operation.

Mr. Major said he would place a resolution on file in the Clerk's office for a period of 28 days and in June, it would be eligible for consideration by the City Council.

Mayor Smiley said the Veteran's Memorial is soon to be completed and through this project, he has had a great deal of fund and made many friends and lasting relationships. He noted that many employees have worked on the memorial to make the deadline, and thanked the Council Members who were involved in working on the memorial. The Mayor gave a special thanks to Bob Centilli, who without him, this memorial would not have been built. Mayor Smiley said he has invited the previous Mayors and Council Members to City Hall on Monday, May 26th for a brief presentation in Council Chambers.

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COMMITTEE REPORTS:

Mr. Cox reported that the Burton Neighborhood Housing Services Committee met with a representative from DuPuis & Ryden. It is the recommendation of the Committee to let the 1996 BNHS allocation stand and hold the 1997 allocation until after the audit is completed. DuPuis & Ryden sat aside the first two weeks in June to be available for the audit.

AUDIENCE PARTICIPATION:

Mary Crawford, 6203 Briggs, read a letter she had written, regarding residents not volunteering their services to help with the Veteran's Memorial. She said

though people may not be available at one function, they could have contributed in some form to the project.

Jim Townsend, 2051 Covert Rd., spoke regarding Touch Screen Voting.

Robert Mackey, President of Main Manufacturing, presented a letter to the Council and read the record into the record regarding the City enforcing the code violations. He noted there is a for sale sign on the Frito Lay building and they are looking for another location.(Copy of letter in Clerk's Office)

Pauline Dargel, 6119 Hugh, spoke regarding the fading of the pictures of the slain police officers in the entryway at City Hall. She thinks they should be refreshed. Mrs. Dargel also spoke about BNHS Committee recommendation and asked who was a member of that committee. She also asked about the committee to deal with mobile home communities. Mrs. Dargel asked if the occupant on N. Packard had been in for all their proper permits.

Mayor Smiley commented that his committee has finished their review and they are waiting for a Legislative Committee Meeting to be set.

Mr. LaDuke the homeowner on N. Packard was told to be in the office Tuesday to get the necessary permits.

John Stapish, 5160 E. Atherton Rd., spoke regarding the weed ordinance being revised and brought up to date.

Larry Petrella, 1081 Howe Rd., said people on Bennett Dr., off Howe Rd., cannot hear the sirens for storms. He was advised to contact Dan Harrell, Civil Defense Director for Genesee County. Mr. Petrella also asked who the member was, from Council, to the Genesee County Metropolitan Alliance. He was advised that Mr. Cross was appointed to that Board.

Ken McArdle, 2124 S. Belsay Rd., noted this would be the last council meeting he would be attending, in his current position. He thanked Mayor Smiley for giving him the opportunity to work for the City of Burton and said the City has moved forward with the growth and is second to none. He also said the

Administrators, Supervisors and all other workers have been cooperative and do a good job for the City. He spoke about the Paint for Pride and citizens becoming more involved in the hard work and positive aspects of the community, rather than always being negative. He stated he was proud to have been given the opportunity to raise the Purple Heart Flag, as he is a holder of the Purple Heart. He wished the City well in celebrating the upcoming Veteran's Memorial Dedication and 25th Anniversary. Mr. McArdle said he would like to see residents and those who run for political office to take the opportunity to get involved in the community before running for office. He said there are many ways of getting involved in the community.

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Mr. McArdle noted that the long-term disability insurance has saved the City over \$90,000.00 since operating under this program, which was in effect before this Administration existed.

Gary Kautz, 4062 Woodrow, spoke regarding BNHS audit. He asked if the organization would continue once the audit was completed. He said he served on the Board for two years and thinks this is a worthwhile and would like to see it continue. He noted he would be contacting the code enforcement department regarding junk at one of his neighbors.

COUNCIL DISCUSSION:

Mr. Cox said he was given information by the County Road Commission regarding their plan for our roads. They have given us the deadline of May 6th.

Mr. Major said Mr. Grylicki asked that the schedule be given to Council and be discussed with the major street proposals.

Mr. Cox said the roads will be discussed at the next budget session on May 20th. He also asked about the code violations on the property across from Main Manufacturing.

Mr. Major said he hadn't seen a copy of the violations, but will be taken care of.

Mr. Martinbianco discussed the condition of the county roads and the possibility of repairing them properly.

Discussion was held regarding the road repairs.

Mr. Martinbianco also inquired about the inspection of the conditions referred to by Main Manufacturing. He said he physically viewed the site and it appears there are code violations and the ordinance should be enforced.

Mayor Smiley announced that Zoning Case #225 has been cancelled by the applicant and he would resubmit his request at a later date.

Discussion followed concerning the cost of renotification of residents and who pays these costs.

Attorney Hamilton said the petition should submit something in writing that he is withdrawing his request for rezoning. Also, a notice should be posted on the door regarding the cancellation of the meeting.

COUNCIL ACTION:

Cox moved and Zelenko seconded the following motion:

1. Approve and authorize the Attorney Billing (Richard Austin) from April 30, 1997 to May 14, 1997 in the amount of \$2,752.00.
Motion carried 6-0.

Cox moved and Zelenko seconded the following motion:

2. Approve and authorize the Attorney Billing (Richard Hamilton) from April 16, 1997 to May 14, 1997 in the amount of \$1,568.50.
Motion carried 6-0.

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Martinbianco moved and Zelenko seconded the following motion:

3. Approve and authorize the Mayor's appointment of Karen Carr, 3490 Camden,

Burton, MI 48529, to the Burton Building Authority to fill the vacancy of

Robert Centilli. Term to expire May, 1999.
Motion carried 6-0.

Cox moved and Zelenko seconded the following motion:

4. Approve and authorize that the existing rights of the City of Burton relative

to watermain and sanitary sewer running through the vacated alley adjacent to

Lots 1 thru 9 and 199 and 166 Star Subdivision, City of Burton, be and hereby

is abandoned, contingent upon the property owner providing the following:

1) A 15' utility easement along the east property line of Lots 119 and 166

Star Subdivision, City of Burton

2) Terminate existing municipal 8" sanitary sewer, cut, cap and fill from

south side of Connell Street, south to terminus, per plans

3) Relocate city utilities to City of Burton specifications per plans

All engineering, construction and contingencies to be funded solely by the

developer.

Motion carried 6-0.

Martinbianco moved and Zelenko seconded the following motion:

5. Approve and authorize the setting of a 2nd Public Hearing for Zoning Case

#224, for June 16, 1997 at 6:45 P.M.

Motion carried 6-0.

Zelenko moved and Martinbianco seconded the following motion:

6. Approve and authorize the setting of a 2nd Public Hearing for Zoning Case

#226, for June 16, 1997 at 7:15 P.M.

Motion carried 6-0.

Zelenko moved and Walls seconded the following motion:

7. Approve and authorize the acceptance of the high bid of \$17,500 for Parcel

No. 94-10 Carman/Camden abandoned well site of Carrie L. Gale, 1372 Allen

Street, Burton, MI 48529 and award sale of property to same. Mayor and Clerk

shall execute deed on behalf of the City and direct the City Attorney to

prepare said deed.

Motion carried 6-0.

Zelenko moved and Walls seconded the following motion:

8. Approve and authorize the calling of a public hearing on June 2, 1997, at

7:00 p.m. The hearing is for the purpose of considering the proposed additional .1017 mills to be levied on the 1997 tax roll for General Fund

Operating purposes. This hearing is pursuant to Act 5, P.A. of 1982, as amended.

Motion carried 6-0.

Meeting Adjourned at 8:40 P.M.

Cheryl M. Ladd, CMC/AAE
Deputy City Clerk

CML