

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
MAY 20, 1996, 7:30 P.M., COUNCIL CHAMBERS

Invocation and Pledge of Allegiance was led by Councilperson Alta Walls.

The Meeting was called to order by Ted Hammon, President, at 7:35 P.M.

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

Members Absent: Martinbianco.

Others Present: Mayor Charles Smiley; K. McArdle, Personnel Director and G. Webster, City Clerk.

Cox moved and Zelenko supported the following motion:

Approve and authorize the minutes of the following meeting: Regular Meeting of May 6, 1996 at 7:30 P.M., as printed. Motion carried 6-0.

ADMINISTRATIVE REPORT:

Mayor Smiley said CD Funding will be \$175,675.99 for this year. This a \$10,000 decrease from last year. He asked Council to review the list of projects and percentages and determine allocations to be made in these areas. There will be no action unless a change will be made. NHS has a new director and business seems to be improving; therefore money will be available for them in June, unless funds are reallocated for another project.

The Mayor gave Council the magazine Housing Quarterly. He said Barry Simon, President of Flint Builders Association, spoke about the good things happening in Burton.

He said Betty Howlett was doing a fine job organizing the Memorial Day Parade for Burton. She predicts 67 units will be participating in the parade Monday, May 27, 1996 at 10:00 a.m. He said he looked forward to seeing everyone at the parade.

The Mayor commented on the proposed recycling program with Pollard Disposal. He said residents are now paying \$7.75 a month for trash pick up. With the addition of recycling, yard waste and cost adjustments the monthly charge will

be \$9.70 per household. This is an increase of \$1.75 a month or \$23 a year.
Recycling revenues will be shared with Pollard. There's a rumor this service will increase by a hundred dollars. This is not true.

The Mayor said we are still in the process of finalizing budgets.

Mr. Hammon said he didn't know where people were getting this false information.

Mr. Cox said there was a mistake in the Suburban News. He spoke to Mr. Hanks of Potter Blvd. concerning this matter. Hopefully, the issue will be cleared up by the Suburban News.

The Mayor said he would meet with somebody from the Suburban News on Wednesday and he hoped this issue would be straightened out.

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COMMITTEE REPORTS:

Mr. Cross and Mr. Abbey gave a report on the last Legislative meeting. They said nothing was resolved and no conclusions were made. The landlords voiced concern over Rental Inspection Fees. They ran out of time due to the number of speakers.

AUDIENCE PARTICIPATION:

Dennis Vaughter, 4275 E. Court, complained about the excessive noise and bright lights the neighbors have experienced since Home Depot has opened. Recently, the lights have been shielded, but the noise continues most of the night. He said Mr. Paddock, the store manager, has assured him problems will be corrected. Mr. Vaughter would like the City to designate a monitor to make sure these issues are resolved.

Mayor Smiley spoke with Mr. Spencer of Home Depot on this matter. The Mayor would like neighbors to contact him if they have any more problems.

Mr. Cox said he checked out the noisy trash compactor at Home Depot. He appreciates the efforts of all parties in resolving these issues.

Larry Petrella, 1081 Howe Rd., said the noise from the PA system of Home Depot is still annoying to him, especially evenings and Sundays. Mr. Petrella asked if the Council had any feedback on the article "Plan Land Use Carefully", he submitted May 6, 1996 at the Regular Council Meeting.

Mr. Hammon ask Council if they had any response to the article.

The Council members had no comments on the article.

Nathan Forrester, 3136 S. Term, said the City removed his sidewalk and driveway approach due to watermain construction several years ago and it was never repaired properly. He has talked to DPW and wrote a letter to the Mayor and nothing has been done. He said water stands there all the time.

James Ross, 3142 S. Term, said a neighbor's sump pump drains on his property and he would like to know what to do to rectify the problem.

Mr. Hammon suggested the DPW look into this problem. Mr. Hammon asked for a report on this issue. He would like to know who Mr. Ross contacted at DPW and what we can do to help solve the problem.

Mr. Abbey thought homeowners had to discharge on their own property. He said the lay of the land might need to be modified.

John Stapish, 5160 Atherton Rd., inquired about a code enforcer being on his property without notice. He wanted to know if the code enforcer could add more violations at that time. Also, he inquired about the type of berms required.

Mr. Hammon said sometimes code enforcers can visit your property and issue additional citations if warranted. He said the type of berms needed are determined by the Site Plan.

Mr. Cross said it was a good idea for the code enforcer to cover everything in one visit. This will save tax payers money.

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Mr. Stapish was opposed to giving Burton Neighborhood Housing any additional funds, due to the previous mismanagement of the business.

David Boegner, 1224 W. Court St., would like to buy a house on the demolition list at 3318 Grand Traverse. He said Ken Wright and Randy Stewart advised him to go before Council, if he wanted to purchase the house. He wants to pay cash for the property and reside at the house.

A discussion continued about the possible procedure Mr. Boegner might take to purchase the property.

COUNCIL DISCUSSION:

Mr. Abbey would like to meet with the Burton NHS director to discuss how they're going to solve current problems and what their focus is for the future.

Mayor Smiley said the financial condition of NHS has improved somewhat. They are selling homes, rehabbing some homes, and working with MESA funds. The director seems to be very qualified and she plans to meet with the Council soon. The Mayor plans to meet with the director next Tuesday and go over the Financial Report.

Mr. Hammon said Mr. Martinbianco is now on the board of Burton NHS and he is very optimistic.

Mr. Cox said Budget Sessions would continue Tuesday and Wednesday evenings at 6:15. He would like to see the Term St. problems repaired, if there's not a substantial amount of money involved. He would like to see the house on Grand Traverse removed from the Demolition List.

Mr. Abbey said Mr. Boegner should talk to DPW to find out how to suspend demo action.

A discussion continued concerning the demo house at 3318 Grand Traverse.

Mr. McArdle suggested Mr. Boegner purchase the the house, take the title to DPW and then the Mayor or DPW could have it put on the agenda to suspend demolition.

Mr. Abbey said the contract is contingent on City Council at this time.

Mr. Cox expressed disapproval of item #5 on the agenda. He said Council has already voted to deny an additional payment to the Genesee County Road Commission in the amount of \$10,916.65.

The Mayor said he met with the new Road Commissioner and the City hopes to have a good working relationship with him. The Mayor said we owe the money on this project.

Mr. Hammon said item #5 should be removed from the agenda until they meet with Mr. Ayre.

Mr. Abbey said we owe the money. We should think about the future plans of Mr. Ayre, not past practices with the Road Commission. We would be remiss if we didn't pay our bills.

Mr. Hammon said he would remove item #5 through the chair, due to lack of proper Parliamentary Procedure.

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The Mayor said a senior from one of Bentley's business classes is selling Maple trees to raise money. The Mayor wanted to know if Council wanted to purchase a tree to plant at City Hall.

The Council members agreed to donate \$20.00 a piece to purchase a tree for City Hall.

The Mayor said he received a letter from The Department of Transportation stating a left hand turn signal is going to be installed at I-475 and Bristol Rd.

Mr. Cox asked if item #2, the appointment of Joseph Stimac III, was an addition or a replacement to the Building Authority.

The Mayor said it was a replacement.

Mr. Cross wanted to know what Mr. Stimac did for a living and what expertise will he bring to this board.

The Mayor said he works on skilled trade at AC, runs the apprenticeship program and is an ex-Kearsley School Board member.

Mrs. Walls asked about appointments for Building Authority and wanted to know if the City would be doing some building.

The Mayor said Mr. Becker contacted him in regards to a meeting that needs to be held by the Building Authority. The appointments are needed to fulfill our obligation to have a meeting. The City will be given a recommendation from that body.

Mr. Cox made reference to sharing the cost of street lighting with the Genesee County Road Commission for their streets. He would like to discuss this matter with Mr. Ayre..

COUNCIL ACTION:

Cox moved and Zelenko seconded the following motion:

1. Approve and authorize the Attorney Billing from May 1, 1996 to May 15, 1996 in the amount of \$4,450.00.
Motion carried 6-0.

Abbey moved and Zelenko seconded the following motion:

2. Approve and authorize the Mayor's appointment of Joseph Stimac III, 6240 Greenview Dr., Burton, MI, to the Building Authority for a three (3) year term, expiring May, 1999.
Motion carried 6-0.

Walls moved and Abbey seconded the following motion:

3. Approve and authorize the Mayor's appointment of Robert Centilli, 4479 Lawnwood, Burton, MI, to the Building Authority for a three (3) year term, expiring May, 1999.
Motion carried 6-0.

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Cross moved and Abbey seconded the following motion:

4. Approve and authorize the City's Controller/Treasurer to transfer \$1,250.00 from the 1995/96 Major Street Unappropriated Surplus to DPW Job #96-010-P for the upgrading of an existing 4-way beacon flasher with 4-way case sign at Lapeer and Genesee Roads and further authorize the Mayor to execute a cost agreement for this traffic signal control with the Genesee County Road Commission.
Motion carried 6-0.

Item #5 removed by Chair.

5. Approve and authorize the City Controller/Treasurer to issue an additional payment to the Genesee County Road Commission for the reconstruction of Genesee Road (Bristol Road - Atherton Road/DPW Job #0-006-P) in the amount of \$10,916.65 as the final payment. Transfer of funds will be from the 1995/96 Major Street/Unappropriated Surplus.

Walls moved and Zelenko seconded the following motion:

6. Approve and authorize the setting of a 2nd Public Hearing for Zoning Case #217, on June 17, 1996 at 7:00 P.M.
Motion carried 6-0.

Meeting Adjourned at 8:45 P.M.

Gayle Webster
City Clerk

GW/cml