CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
JULY 19, 1993, 7:30 P.M., COUNCIL CHAMBERS

INVOCATION AND PLEDGE OF ALLEGIANCE WAS LED BY PRESIDENT TOM MARTINBIANCO.

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

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

Members Absent: Abbey and Cox.

Others Present: Mayor Charles H. Smiley; K. McArdle, Personnel Director; J. Major, DPW Director and W. Walworth, City Clerk.

Walls moved and Cross supported the following motion:

Approve and authorize the minutes of the following meetings: Regular Council Meeting of July 6, 1993 at 7:30 P.M., as printed. Motion carried 5-0.

ADMINISTRATIVE REPORT:

Mayor Smiley advised the Council that they have the report from the Division of Water Services, dated July 1, 1993, regarding the Genesee County Interceptor and Treatment Facilities Capacity Utilization report, which will be made a part of the official minutes.

Mayor Smiley informed the Council that Wally Benzie is retiring at the County and a party is scheduled for July 29th.

Jeff Major gave an update on the Killarney Park issue.
He said that Eckert Mechanical has conformed to the ordinance and there is no report for Consumers, C&O, and Chupek.

Mayor Smiley said he has met with Consumers and they will need to come up with $8,000 to fix up the area.

COMMITTEE REPORTS:

None.

AUDIENCE PARTICIPATION:

Daniel Bonk, 1296 Ives, complained about having to pay for a new tile under his driveway and the poor condition of the drive over the tile.

Mr. Major said that Ives has not been finalized yet.

Mr. Cross asked if Mr. Panchula could meet with Mr. Bonk to resolve his issues.

Mr. McArdle said he would get a written report to the Council.

Vita White, 6136 Roberta, asked when the street sweeping would start. Mr. Major said it would commence as soon as Mr. Throop comes back from vacation.

Walter Bellah, 1345 Ives, said he was having someone come over on Wednesday to advise him of how he could finish the fix up of his drive. He said he would be happy to send the consultant over to Mr. Bonk's house.

Mary Crawford, 6230 Briggs, said the crime problem in her neighborhood has improved and expressed her thanks to the Police Chief for a job well done.

Pauline Dargel, 6119 Hugh, asked when the sign ordinance will come to the Legislative Committee for review.

Mr. Smiley said it went to Planning before coming to the Legislative Committee. Mr. Hamilton said if Planning took any action on the matter, that it would have a public hearing followed by two readings at Council.

Mrs. Dargel also asked about dumping from one project to another. Mr. Major to ask Mr. Riess about the clean up of the problem in question in the FOR-MAR area.

COUNCIL DISCUSSION:

Mr. Hamilton said he is working on the agreement with the Maple Pointe Sub. He said they will handle the sewer/water installation themselves after the cost is approved by the City. Mr. Hamilton said it appears that the project is adequately financed. He said the contract should be ready in the next few days.

Council President Martinbianco appointed the following people to the Burton Library Committee:

Ted Hammon-Chair
Mayor Smiley
Bev Browning-Consultant
Wade Trim Representative
Mike Ellithorpe
Jeanne Neitzke
Joanne Ladd
Morris Abbott
Jerry Grantner
Jeff Major
Steve Perez

Mr. Cross asked about the liquor license going to Michigan National. Mr. Martinbianco said it was part of the collateral and as soon as the bank gets the license, he expects them to turn it over to the present owners.

Mr. Hamilton said he had reviewed the materials concerning item #3 on the lottery request and it appears to be in order.

Mr. Cross asked if Mr. Major had handled the problem on weed cutting that he had discussed with him. Mr. Major said Mr. LaDuke was handling the matter.

Mayor Smiley said the weed ordinance needed to be looked at later this year to see if changes are needed to increase the restrictions on this issue.

COUNCIL ACTION:

Walls moved and Zelenko supported the following motion:

1. Approve and authorize the Attorney Billing from June 29, 1993 to July 14, 1993 in the amount of $3,629.50.
Motion carried 5-0.

Walls moved and Hammon supported the following motion:

2. Approve and authorize the request from Michigan National Bank to transfer ownership of 1993 Class C licensed business with Dance-Entertainment Permit, located at 4403 Davison Rd., Burton, MI 48509, Genesee County, from Nightingale Gardens, Inc. (Step I)

Motion carried 5-0.

Zelenko moved and Walls supported the following motion:

3. Approve and authorize the request from Alternative Community Living, Inc. of Pontiac, County of Oakland, asking that they be recognized as a nonprofit organization operating in the City of Burton.

Motion carried 5-0.

Zelenko moved and Cross supported the following motion:

4. Approve and authorize the appointment of Mayor Charles H. Smiley as the official representative to the MML Annual Business Meeting in Marquette in September and Alta M. Walls as the alternate representative.

Motion carried 5-0.

Hammon moved and Walls supported the following motion:

5. Approve and authorize the issuance of a permanent Traffic Control Order to prohibit parking at anytime on the north side of Lockhead Street from Term Street to Christner Street.

Motion carried 5-0.

Walls moved and Zelenko supported the following motion:

6. Approve and authorize the Mayor and Clerk to enter into a contract with LaCayer Excavating of 2150 Depot, Holt, MI 48842, in the amount of $488,593.60 for construction of the City of Burton Sanitary Sewer System Contract #38, DPW #90-003-SS, contingent upon approval of the City Attorney with submission of mandatory bonds and insurance policies. The total project cost shall be approximately $640,000.00.

Motion carried 5-0.

Meeting Adjourned at 8:15 P.M.

Respectfully Submitted,

William R. Walworth
Burton City Clerk

WRW/cml