

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
AUGUST 2, 1993, 7:30 P.M., COUNCIL CHAMBERS

INVOCATION AND PLEDGE OF ALLEGIANCE IS LED BY COUNCILMAN TED HAMMON.

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

Walls moved and Abbey supported the following motion:

Approve and authorize the minutes of the following meetings: Regular Meeting of July 19, 1993 at 7:30 P.M., as printed.

Motion carried 7-0.

ADMINISTRATIVE REPORT:

Mayor Smiley and President Martinbianco presented a proclamation to Carrie Gould as the 1993 Class C State Champion-3200 meter run. (see attached)

Pat McArdle thanked the Council for their upcoming participation in the "Burton Paint for Pride" project on September 18th. She summarized the project for them and said at this time, there are 12 definite houses and 6 probable, depending on the time available to them that day.

Jeff Major gave an update on the Killarney Park problem. Ecker Mechanical has gone before Planning Commission. George's Towing will be in court in the near future. He said Consumers should have their part completed by mid August. He is still waiting for the DNR and C&O to respond to his letters.

Mayor Smiley asked the Council for a resolution to transfer monies for the library project.

COMMITTEE REPORTS:

Mr. Abbey set a Legislative Meeting for 6:00 p.m. August 16, 1993 to discuss a Code of Ethics and Curbstoning.

AUDIENCE PARTICIPATION:

Jim Townsend, 2051 Covert Rd., asked about awarding to the second lowest bidder. Mr. Major said the low bidder has a project with us now and is not performing to our standards.

John Meyers, 2061 McLean, complained about his neighbor doing jobs without a permit. Mr. Major to get report back to Council.

Danny Thorton, 2166 E. McLean, complained about a rotted tree on the next lot. He was advised to contact his state rep, as the State owns the property.

Steve Backa, 3316 Lockhead, complained about No Parking signs on both sides of the street.

Mr. Cross suggested the parties on the street get together to resolve the issue.

alter Bellah, 1345 Ives, talked about why No Parking signs are sometimes on both sides of the street.

COUNCIL DISCUSSION:

X Mr. Abbey asked about a house on Judd Rd. Mr. Major said they are getting ready to take demo action. - 2100 Judd Rd.

Mr. Cox asked Mr. Major to thank Mr. LaDuke for solving the problem on Schumacher.

X Mr. Major noted that the Council received a packet concerning Maple Pointe and Mr. Hamilton should have the preliminary documents finalized by the next meeting.

X Mr. Abbey asked the administration if they would look into an open septic tank on James St. - next door to 1337 James St.

Mr. Martinbianco asked the administration if they could have the job completed at 5480 Lapeer, as it relates to the drain and sewer work.

3X He also asked if they could look into the dip in the road on Atherton near Meadowcroft, also ask the GCRC to review reducing the speed limit on Lapeer Rd. from 45 MPH to 35 MPH starting at Alcona Dr. ending at Carlson Dr. - resident area request.

Mr. Martinbianco asked why the County is backing off the bridge work needed on Belsay Rd. over the creek. Mr. Major said the county needs to condemn some property for a right of way.

Mr. Cross asked that the Attorney billings be on time and he would vote no, as he did not have time to review it tonight.

Mr. Cox again asked about the 25% override allowed by the administration. Mr. Martinbianco clarified the issue which relates to extending contracts up to 25% rather than straight overrides.

Mayor Smiley noted that the project actually cost less than originally projected.

Mr. Cox asked the President if he would allow time for the audience to react to item #4. There were no audience remarks.

X Mr. Cross asked if there could be a committee of the whole for the code of ethics. Mr. Abbey said that the discussion would take more than one meeting and he invited any council members to attend and submit any written or oral comments for the committee to review.

COUNCIL DISCUSSION ACTION:

Moved by Hammon, supported by Abbey to add item #4 to the agenda to transfer \$59,000 from the general fund to the library fund. Motion carried 7-0.

COUNCIL ACTION:

Walls moved and Abbey supported the following motion:

1. Approve and authorize the Attorney Billing from July 15, 1993 to July 29, 1993 in the amount of \$2,254.00.
Motion carried 6-1 with Mr. Cross voting no.

Hammon moved and Abbey supported the following motion:

- 2X 2. Approve and authorize the "Second" low bid of Excor of MI in the amount of \$154,130.75 for construction of watermain along Vassar Road from Lapeer Road to Milano Street known as City of Burton Watermain System, DPW Job #93-004-W. Motion carried 7-0.

Cross moved and Abbey supported the following motion:

- 2X 3. Approve and authorize the Mayor and Clerk to enter into a contract with Excor of MI and Davison Township in the amount of \$154,130.75 for construction of the City of Burton Watermain System, DPW Job #93-004-W, contingent upon approval of Davison Township and the City Attorney with submission of mandatory bonds and insurance policies. The total project cost will be approximately \$200,000.00 split equally between Davison and Burton. Motion carried 7-0.

Hammon moved and Zelenko supported the following motion:

- X 4. Approve and authorize the transfer of \$59,000 from the general fund to the library fund to provide \$110,000 in local funds to meet the match requirement of the grant. Motion carried 7-0.

Meeting Adjourned at 8:15 P.M.

Respectfully Submitted,

William R. Walworth
Burton City Clerk

WRW/cml