

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
AUGUST 5, 1991, 7:30 P.M., COUNCIL CHAMBERS

INVOCATION AND PLEDGE OF ALLEGIANCE IS LED BY COUNCILMAN ABBEY.

This Regular Meeting is called to order by Council President Cross at 7:30 P.M.

Members Present: Abbey, Cross, Hammon, Smiley and Walls.

Members Absent: Card and Martinbianco.

Others Present: Mayor, Jane L. Nimcheski; K. Collard, City Administrator;
H. Clark, Police Chief and W. Walworth, City Clerk.

Abbey moved and Walls supported the following motion:

Approve and authorize the minutes of the following meetings: Regular Council Meeting of July 15, 1991 at 7:30 P.M., as printed. Motion carried 5-0.

ADMINISTRATIVE REPORT:

Mayor Nimcheski advised the Council that the Police Contract was on the agenda and the President of the Police Union was here to answer any questions.

Mayor Nimcheski said the problems on Rinn Street have been handled by her and Mr. Collard.

The Mayor said, if at the last meeting, Mr. Richvalsky was referring to Beagle Trucking, that they have non-conforming rights.

The Mayor reported that the problems at Columbine/Dudley and Covert/Leith have been taken care of.

She said that the drainage problem on Alcona is in progress to be corrected.

AUDIENCE PARTICIPATION:

Stephen Richvalsky, 11644 Shram, complained about the trucks in the front yard of 4457 S. Belsay Rd. He was advised that they have non-conforming use rights. He also complained about his For Sale sign at Hemphill and the Expressway being torn down by someone.

John Davis, 1514 Alcona, complained about being required to get a building permit to build a front porch. The Mayor said she would check with Randy Stewart as to the requirement.

Bud LeGrande, 2105 E. Buder, asked about the Police millage and complained about a variety of happenings in the City. Mayor Nimcheski advised him of what had transpired in each of the cases he raised.

Pauline Dargel, 6119 Hugh, asked questions on the advertisement of meetings in the paper. She also asked about the number of people covered in item #2 of the agenda, concerning the police contract. She asked questions on the weed cutting ordinance and procedures in the Clerk's Office for people running for office. She asked that the Legislative Committee look into the sign ordinance and Mr. Collard said he would be happy to meet with her to go over it.

COUNCIL DISCUSSION:

Mrs. Walls asked about the property at 2038 Delaney being on a demo list. DPW will look into the matter.

She said there was a consensus that her committee would honor the Legislative Committee's decision concerning the MTA and they would take no action.

Mrs. Walls reviewed the progress on the improvements of the playground at Fire Station #2. She said one of the top priorities would be to rebuild the memorial stone. She also said their next project would be a circular slide if money can be found.

Mr. Cross dissolved the MTA Committee.

Mr. Smiley said he had an update from Mr. Hamilton on the revision for the Pool Ordinance.

Mr. Smiley set a Legislative meeting for August 21, 1991 at 5:00 p.m. to discuss the weed ordinance.

He asked if the speed limit had been changed between Lippincott and Atherton on Term. Mr. Collard said, to his knowledge, there had been no change.

Mr. Hammon read Mr. Martinbianco's letter to the Council into the record. (See attached letter). He said he would like to meet with Officer Sorenson before approving the contract.

Mr. Abbey asked about a burned house on Menominee. Mr. Collard is to look into the matter.

Mr. Cross asked the Clerk to advertise the vacancy on the Zoning Board created by the Henry DeBus resignation. The deadline for applications in the Clerk's office is 5:00 p.m. Monday August 14, 1991.

Mr. Cross will set up a meeting for 6:00 p.m. on August 15, 1991 to interview candidates if necessary.

Mr. Hammon asked if anything could be done in appreciation for service on a committee. The Mayor said that the Council could write a resolution.

Mr. Cross said the letter from the DPW on the planned ditching on Wilmar and Farmcrest was appreciated by the owners.

COUNCIL DISCUSSION ACTION:

Moved by Smiley, supported by Abbey to add a first reading of an ordinance to the agenda, concerning above ground pools. Motion carried 5-0.

Moved by Hammon, supported Abbey to remove items #2 and #3 concerning the Police Contract and place the items on the next regular Council agenda. Motion carried 5-0.

COUNCIL ACTION:

Abbey moved and Hammon supported the following motion:

1. Approve and authorize the Attorney Billing from July 11, 1991 to July 30, 1991 in the amount of \$878.50.
Motion carried 5-0.

Walls moved and Smiley supported the following motion:

4. Approve and authorize the request from Trevi's Ltd. to transfer ownership 1982 Class C licensed business with Dance Permit from Jules J. Cantin and transfer location from G-4011 S. Dort Hwy., Burton, Genesee County to G-3165 S. Dort Hwy., Burton, Genesee County, Michigan.
Motion carried 5-0.

Abbey moved and Hammon supported the following motion:

5. Approve and authorize that the City of Burton Council does hereby approve the extension of the "Mutual Aid Agreement" to be a participating agency in the Genesee County Auto Theft Interface Network (G.A.I.N.) from January 1, 1992 to December 31, 1992.
Motion carried 5-0.

FIRST READING OF AN ORDINANCE:

Walls moved and Smiley supported the following motion:

Approve and authorize First Reading of Ordinance No. 44-A, an ordinance amending Burton Township Ordinance No. 44-A, being an ordinance establishing standards governing the construction, maintenance, operation and use of private swimming pools. Motion carried 5-0.

Meeting Adjourned at 8:40 P.M.

Respectfully Submitted,

William R. Walworth
Burton City Clerk

WRW/cml