

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
SEPTEMBER 4, 1990, 7:30 P.M., COUNCIL CHAMBERS

INVOCATION AND PLEDGE OF ALLEGIANCE WAS LED BY COUNCILMAN SMILEY.

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

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

Members Absent: None.

Others Present: Mayor, Jane L. Nimcheski and W. Walworth, City Clerk.

Card moved and Abbey supported the following motion:

Approve and authorize the minutes of the following meetings: Regular Meeting of August 20, 1990 at 7:30 P.M. and Special Meeting of August 27, 1990 at 7:00 P.M., as printed. Motion carried 7-0.

ADMINISTRATIVE REPORT:

Mayor Nimcheski discussed the report she received from Mr. Lowthian concerning Census '90. She said based on the report, we probably should not appeal.

The Mayor commended the Fire Department on their Muscular Dystrophy drive, which netted \$30,000, and said she will send them letters of thanks.

Mayor Nimcheski also said the firemen did a fine job on getting the Bentley fire under control.

The Mayor thanked Mrs. Walls for her efforts in getting us the \$300 grant monies from the 3rd District Democrat Club for the teddy bears for the needy children.

AUDIENCE PARTICIPATION:

X Ralph Elswick, 2030 James St., complained about how the BNHS is operated. He wanted the Council to withdraw their support until certain conditions were met on some property acquisition.

X Jim Townsend, 2061 Covert Rd., expressed concern on the Finance Committee report concerning late fees.

COUNCIL DISCUSSION:

47 Mr. Martinbianco summarized the Finance Committee actions. (see minutes of August 29, 1990.) He noted that the Weed Cutting Ordinance should be reviewed by the Legislative Committee. He also said the Legislative Committee should review Ordinance #6, in light of the changes that will occur when the south end goes on the county water system. He said Mr. Young would like to address the committee or Council concerning the crossing guards. Mr. Martinbianco asked the Attorney to meet with the Bentley Attorney and come back to Council with a report. He also noted there have been 625 homes built since the 1980 Census and that the attrition in Genesee County plus family size diminishing may be the factors in a population decrease in Burton.

Mr. Hammon thanked Mrs. Walls on the teddy bear program and suggested this might be a project for the Fire Department to take on.

Mr. Cross asked about a house at DeCamp and Greenley. The Mayor indicated it will be moved by BNHS to an empty lot.

Mr. Cross then asked if the owner's were notified about the weed cutting. The Mayor said the notice is posted and advertised in the paper but no notice is given to the owner.

Mr. Smiley noted the Noxious Weed Ordinance was changed in 1988 to encourage people to mow their own weeds and he noted this issue was further discussed in 1989. Mr. Smiley then asked Mr. Martinbianco to meet with him to go over his thinking on the subject before he calls a meeting of the Legislative Committee. Mr. Smiley also asked Mr. Martinbianco for some clarification on the Water Rate Review as it relates to Ordinance #6.

Moved by Hammon, supported by Abbey to go into a closed session after item #6 on the agenda, under Section 8(e) of the Open Meetings Act. Motion carried 7-0 with a roll call vote.

COUNCIL ACTION:

Abbey moved and Hammon supported the following motion:

1. Approve and authorize the Attorney Billing from August 14, 1990 to August 28, 1990, in the amount of \$601.95.

Motion carried 7-0.

Card moved and Martinbianco supported the following motion:

2. Approve and authorize the Burton City Council's ten (10) year commitment and endorsement of the Burton Senior Citizen Center's Energy Modification Grant to the Office of Services to the Aging.

Motion carried 7-0.

Walls moved and Smiley supported the following motion:

3. Approve and authorize the rescinding of Traffic Control Orders No. 89-0137 and No. 89-0138 (right turn only & no left turn) for the intersection of Roberta Avenue and Blanche Street.

Motion carried 7-0.

Card moved and Walls supported the following motion:

4. Approve and authorize the City's Controller/Treasurer to transfer sixteen thousand one hundred fifty (\$16,150.00) dollars \$18,115.00 per CHMP Engineering Exhibits A & B dated 11/90 minus \$1,965.00 for preliminary engineering authorized by BCC on 5-07-90) from 1990-91 General Fund/ Unappropriated Surplus fund to Special Assessment District P-90-1 Job #90-010) for Engineering Services by CHMP, Inc. (Division B, C, D, E, and Centerline Control); with the rights that the City may, in the future, issue bonds in connection with the Capitol Improvements being paid in part by the appropriation discussed herein, and, to the extent such bonds are issued, the City fully intends to be reimbursed for such costs temporarily advanced.

Motion carried 7-0.

Martinbianco moved and Card supported the following motion:

5. Approve and authorize the Mayor and Clerk to sign the attached resolution from the Genesee County Drain Commission concerning the purchase of land in the Gibson Drain area.

Motion carried 7-0.

Walls moved and Abbey supported the following motion:

6. Approve and authorize the appointments of Bradley Becker and William Walworth, to the Building Authority, for a three (3) year term, expiring in May, 1993.

Motion carried 7-0.

Council went into executive session at 8:05 P.M. and returned at 8:15 P.M.

Meeting Adjourned at 8:15 P.M.

Respectfully Submitted,

William R. Walworth
Burton City Clerk

WRW/cml