CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
DECEMBER 5, 1994, 7:30 P.M., COUNCIL CHAMBERS

INVOCATION AND PLEDGE OF ALLEGIANCE IS LED BY COUNCILMAN CHARLES CROSS.

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

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

Members Absent: None.

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

Zelenko moved and Abbey supported the following motion:

Approve and authorize the minutes of the following meetings: Special Meeting of November 21, 1994 at 7:00 P.M. and Regular Meeting of November 21, 1994 at 7:30 P.M., as printed. Motion carried 7-0.

ADMINISTRATIVE REPORT:

Mayor Smiley welcomed the Atherton High School students from the civics class.

He said he attended the NLC Conference in Minnesota and encouraged the Council to attend this conference next year. He said he is on the policy committee on Environmental and Natural Resources for NLC and that this committee met in MN. He said that he brought back some information for Council on Storm Water and how it will impact the Clean Water Act.

He said the first of four meetings will take place tomorrow night on recycling.

COMMITTEE REPORTS:

Mr. Abbey said he would set a Legislative Committee Meeting later on tonight.

AUDIENCE PARTICIPATION

Larry Stephens, 3049 Vineland, thanked Mr. Hammon for his assistance and research on a Vineland matter. He also wanted to know what the council planned to do on notifying people on site plan reviews, as it related to non-conforming plans in an area.

Pauline Dargel, 6119 Hugh, asked about City Hall being closed on January 2, 1995. She also asked about the time employees must take for the time off during Christmas week. She asked about posting of the closing in the City Hall.

She said that Ordinance 19 called for a site plan review revoking if the project was not started within a year. She asked the Legislative Committee if they would look at this.

Executive Session: 7:50 P.M.
Returned: 9:08 P.M.

COUNCIL DISCUSSION:

Mr. Martinbianco asked about the access road at Faith Tabernacle Church. He said that an Attorney had raised questions about construction of the road. He said he would share the letter with the Mayor and that the matter should be referred to DPW.

Mr. Martinbianco asked about the recycling that is to begin on January 14th. He said he was pleased with the work done by Pollard Disposal and thought that the work of the Environmental Task Force had helped to get us to this point. He also asked about the conmposting issue.

Mayor Smiley said the new State law will come in to play in the Spring or the Fall. He said this issue was also addressed at the Minnesota Conference.

Mr. Cross asked about the Wal-Mart completion. Mayor Smiley said they have set a date of May 15th.

Mr. Cross asked about SAMS. He was advised that the land has been sold and SAMS did not have plans for another store in the area, at this time.

Mr. Cross noted that five (5) street lights were out on Hemphill between Saginaw and Dort. He was asked to get specific addresses and that the administration would also check it out.

Mr. Cross asked how the firefighters were payed for the work they are doing in the right to know area. Mayor Smiley said he assumed it came from the salary budget of the Fire Department.

President Cox suggested the Council look at different dates for the January Council meetings.

Mrs. Dargel expressed concern on the ability to buy generic time. Mr. McArdle said the administrators could not have this, but it was allowed for collective bargaining groups.

Mrs. Zelenko suggested the Legislative Committee be held just before the Council meeting in two weeks. Mr. Abbey set the Legislative Committee meeting for 6:00 P.M., Monday, December 19, 1994. He said he would get the topics to the Clerk, but he would be discussing the Ethics materials that the Council has been looking at.

Mr. Hammon commended the Negotiating Team and especially thanked Mr. McArdle for his work in the settlements before Council tonight.

Mr. Hammon also commended the Clerk on his work over the years in the area of elections.

Mayor Smiley said that the drop box was available for the public while City Hall was closed. Ms. Morgan noted, those that use the drop box would get a receipt in the mail.

COUNCIL DISCUSSION ACTION:

Moved by Martinbianco, supported by Hammon to go into a closed session after audience participation, under Section 8(c) of the Open Meetings Act. Motion carried 7-0 with a roll call vote.

COUNCIL ACTION:

Abbey moved and Walls supported the following motion:

1. Approve and authorize the Attorney Billing from November 2, 1994 to November 30, 1994 in the amount of $2,810.00.

Motion carried 7-0.

Martinbianco moved and Zelenko supported the following motion:

2. Approve and authorize changing the Regular Council Meeting date from Monday, January 2, 1995 to Monday, January 9, 1995 due to the holiday and City Hall being closed and change the Regular Meeting of Monday, January 16, 1995 to Monday, January 23, 1995.

Motion carried 7-0.

Hammon moved and Martinbianco supported the following motion:

3. Approve and authorize the Mayor and Clerk to enter into a contract with POAM for a three year period from 7-1-94 to 6-30-97, including the following changes to the MERS program for the POAM and COAM; B-4 with a 2.5 multiplier; Program E-2 Rider RS-50% FAC-3; plus 25 and out with no age requirement; Three (3) years generic time at employee's expense; effective 7-1-94 for all employees hired before 7-1-94. All new hires after 7-1-94, will have the following MERS program: B-3 and F-55 (25 years).

Motion carried 6-1 with Mr. Cox voting no.

Abbey moved and Walls supported the following motion:

4. Approve and authorize the Mayor and Clerk to enter into a contract with COAM for a three year period from 7-1-94 to 6-30-97, including the following changes to the MERS program for the COAM and POAM; B-4 with a 2.5 multiplier; Program E-2 Rider RS-50% FAC-3; plus 25 and out with no age requirement; Three (3) years generic time at employee's expense; effective 7-1-94 for all employees hired before 7-1-94. All new hires after 7-1-94, will have the following MERS program: B-3 and F-55 (25 years).

Motion carried 6-1 with Mr. Cox voting no.

Abbey moved and Walls supported the following motion:

5. Approve and authorize the Mayor and Clerk to enter into a contract with AFSCME Local 1918, Chapter N for a three year period from 7-1-94 to 6-30-97, including the following changes to the MERS program for AFSCME Local 1918 Chapter N; B-2 to B-4 with a 2.5 multiplier, plus the addition of E-2, effective 1-1-95.

Motion carried 7-0.

Walls moved and Martinbianco supported the following motion:

6. Approve and authorize the consolidation of precincts, as recommended by the City Clerk and the City Election Commission, as follows, effective January 1, 1995:
   Precincts 1 & 9 become 1
   Precincts 2 & 12 become 2
   Precincts 3 & 8 become 3
   Precincts 4, 5, 6,, 7, 10, 11 & 13 remain with present boundaries.

Motion carried 7-0.

Zelenko moved and Martinbianco supported the following motion:

7. Approve and authorize the final plat approval for Brookwood Pointe #2 Subdivision, Section 1, R-1A zoned. (Chuck Sekrenes, 2405 N. Vassar Rd., Burton, MI 48509)

Motion carried 7-0.

Meeting Adjourned at 9:35 P.M.

William R. Walworth
Burton City Clerk

WRW/cml