

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
NOVEMBER 5, 2007, 6:00 P.M., COUNCIL CHAMBERS
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Council President Gary Isham led the Invocation and Pledge of Allegiance.

The Regular Meeting was called to order by Council President Gary Isham at 6:00 p.m.

MEMBERS PRESENT: Conley, Cross, Isham, Major, Tinnin and Wells.

MEMBERS ABSENT: LaDuke.

OTHERS PRESENT: G. Kray, DPW Director; Attorney R. Austin and
G. Webster, City Clerk.

Cross moved and Wells seconded the following motion:

Approve and authorize the minutes of the following meeting: Regular Council Meeting on
October 15, 2007 at 7:00 p.m. Motion carried 6-0.

ADMINISTRATIVE REPORT:

Mrs. Webster reminded everyone that they would need their Photo ID to vote. If someone does not have a photo ID, they would be required to sign an affidavit. She said the 100 foot campaigning restrictions were going to be enforced on Election Day.

COMMITTEE REPORTS:

None.

OLD BUSINESS:

Mr. Cross said the Finance Committee should review a towing contract. It should be a bid contract. He said an impound lot would be a good revenue source.

AUDIENCE PARTICIPATION:

Pauline Dargel, 6119 Hugh St., thanked Mr. Major for several months of service. She thanked Mr. Cross for 24 years of service as Councilman. She would like a status report on 3266 S. Dort Hwy. She would like information on the bid opening from October 8, 2007.

Bob Spose, 4090 Maplewood Meadows Ave., provided the Council with Lowe's receipts for equipment that was donated to the Cancer Survivor Park.

Janice Heit, 2173 Judd Rd., spoke in support of the cancer park.

John Stapish, P.O Box 190134, opposed the newspaper article where one council member smeared another member during the election.

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Sharon Guiles, 4397 Columbine Ave., spoke in support of the cancer park. She was a cancer survivor and volunteered to help with the park. She asked the Council to reconsider funding the park.

Gerri Brotherton, 4331 Beachwood Ave., would like the park to represent all health issues. She said an endowment should be set up to collect funds.

Jan Bolen, 1169 Howe Rd., felt the cancer park should not be dedicated to one illness. She opposed spending taxpayers' money on the park. She said the City doesn't maintain the current parks. Mrs. Bolen said she made the quote to The Banner, not Mrs. Tinnin, as stated in the paper.

Bud LaGrande, 2105 Buder, supported the cancer park. He spoke regarding the waste of taxpayers' dollars due to the auditor being present at a council meeting for 3½ hrs.

Jim Craig, 6295 Hidden Trails, supported the cancer park. He said some money had to be spent to initiate the project. He felt it was better to focus on one disease to promote more corporate donations.

Warren Nimcheski, 2429 N. Genesee Rd., said The Banner should be required to use paper boxes. This would keep the papers from blowing all over the neighborhood.

Jennifer Morquecho, 2246 Red Arrow Rd., thanked the Council for their decision on the Zito case. This will have a positive effect on her neighborhood. She said the company's sign is still in violation.

Bob Gazso, 2257 Savoy, thanked Mr. Cross for his many years of service and Mr. Major for his several months of service. He wished the candidates good luck on Election Day.

Don Sanderlin, 4460 Killarney Pk, thanked the County for cutting down the trees along the creek that were obstructing his view.

Greg Kray, 5082 Olde Saybrooke Rd., indicted that Veteran's Day was coming soon. He wanted to thank all the veterans for the freedom we enjoy as a result of their service.

COUNCIL DISCUSSION:

Mr. Cross was very proud of his grandson in the Army Reserves. His new assignment is Special Service Ranger Paratrooper.

Mr. Cross spoke regarding the Lapeer Rd. intersections and the sidewalks. He said the City should offer all residents free sidewalks.

Mr. Wells acknowledged Don and Mary Crawford's 50th Anniversary.

Mr. Cross spoke in reference to the auditor's billing. He said the auditor should have informed the Council of the charges.

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Mrs. Tinnin thanked Mr. Cross for his 24 years of service to the City of Burton. She thought he was the longest running councilmember in Genesee County. She thanked Mr. Major for his several months of service. She wished Mr. Isham good luck on his election.

Mrs. Tinnin asked Mr. Kray for a status report on the Old Muffler Man on Davison Rd. Mr. Kray said the code enforcer tagged some old trailers at that site. They were gone within a couple of days. Mrs. Tinnin said the residents would like the area cleaned up.

Mr. Cross would like the corner of Davison and Belsay Rd cleaned up. There is an old rusty signpost, broken concrete and over grown grass on the lot.

Mrs. Tinnin asked for a status report on the old Palace Gardens property. Mr. Gray said a letter was returned non-deliverable. They are waiting to hear from the property owner. He will do more research on this issue.

Mrs. Tinnin wanted a financial report before spending money on the park. She said a plan needed to be put in place. Mr. Cross said a committee should be formed to review the project.

Mr. Gray will provide a status report on the October 8, 2007 bid opening regarding the Belsay Coates Drain.

Mrs. Tinnin said the Council had not received any billings from the auditor in the past. She wanted more information on the August 28th billing. She felt the Council should be able to invite the auditor to a meeting.

Mr. Isham took responsibility for the Plante & Moran bill. He said that he would even pay the bill, when the Mayor steps up to the plate and takes responsibility for the lost of revenue that the taxpayers are going to have to pay because we didn't pave our roads. It has been 17 months.

In reference to Item 3, Mr. Major felt the City should not be responsible for 100% of the Lapeer and Vassar intersection. In the past the Road Commission paid a quarter or one half on these types of agreements. This intersection is not 100% ours. Mr. Kray will contact the Road Commission and have a discussion on this issue.

Mr. Cross reviewed the past agreement. The cost was 50/50. He wanted to know what had changed. Due to the safety of our residents, he wanted to see this intersection finished. Mr. Isham removed Item 3 from the agenda.

Mr. Isham thanked Mr. Major for his public service. He thanked Mr. Cross for his 24 years of service to the City. He said this was a huge commitment to the community.

Mr. Kray announced that a Veterans Memorial Service would be held at the Veteran's Memorial on November 11, 2007 at 11:00 a.m. After the ceremony, there will be a luncheon at the VFW Post.

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COUNCIL ACTION:

Cross moved and Conley seconded the following motion:

1. Approve and authorize the Attorney Billing (Richard Austin) from October 10, 2007 through October 31, 2007 in the amount of \$8,228.40.

Motion carried 6-0.

Cross moved and Wells seconded the following motion:

2. Approve and authorize the Mayor and City Clerk to execute the authorization for:

- 1) The installation of one (1) streetlight on Carman Street between 1188 and 1196 at a cost to the City of \$100.00.

Motion carried 6-0.

Removed by the Chair.

3. Approve and authorize the Mayor and City Clerk to enter into an agreement with the Genesee County Road Commission dated August 8, 2007, for the maintenance of the new traffic signal.

SECOND READING OF AN ORDINANCE:

Cross moved and Conley seconded the following motion:

1. Approve and authorize the Second Reading of an Ordinance, an Ordinance to Prohibit the Use of Tobacco Products in City Buildings and Vehicles and Upon Land Owned by the City Except Where Specifically Designated by Resolution.

Motion carried 6-0.

Wells moved and Cross seconded the following motion:

2. Approve and authorize the Introduction of an Ordinance for Cost Abatement of Unsanitary Conditions.

Motion carried 6-0.

Meeting adjourned at 7:00 p.m.

Gayle Webster. CMC
City Clerk