

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
MAY 15, 2006, 7:00 P.M., COUNCIL CHAMBERS
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Reverend Ted Whitely of Christ United Methodist Church led the Invocation.
Councilwoman Laurie Tinnin led the Pledge of Allegiance.
The Regular Meeting was called to order by Council President Charles Cross at 7:00 P.M.

MEMBERS PRESENT: Bement, Conley, Cross, Curtis, Isham, Tinnin and Wells.

MEMBERS ABSENT: None.

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

Isham moved and Bement seconded the following motion:

Approve and authorize the minutes of the Regular Council Meeting held on May 1, 2006 at 7:00 p.m. Motion carried 7-0.

COMMITTEE REPORTS:

Mr. Cross removed the Second Reading of Ordinance 100-C from the agenda and sent it to the Legislative Committee.

A Legislative Committee Meeting was set for May 22, 2006 at 5:00 p.m. for discussion and review of Ordinance 100-C (regulating the construction of power lines) and Ordinance 5-C (regarding Section 4, bids and contract renewals).

COUNCIL DISCUSSION ACTION:

Moved by Isham, Seconded by Tinnin to approve and authorize a resolution requesting assistance of Michigan Municipal League and other organizations involved in developing a uniform approach to the regulation of power line construction. Motion carried 7-0.

COUNCIL ACTION:

Isham moved and Curtis seconded the following motion:

Approve and authorize the Regular Council Consent Agenda items 1,2,3,5, and 6 for May 15, 2006. Motion carried 7-0.

Isham moved and Curtis seconded the following motion:

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1. Approve and authorize the Attorney Billing (Richard Austin) from April 26, 2006 through May 10, 2006 in the amount of \$3,129.00.

Motion carried 7-0.

Isham moved and Curtis seconded the following motion:

2. Approve and authorize the firm of Rowe Engineering, Inc. to prepare the Critical Bridge applications on behalf of the City of Burton for federal funding of bridge improvements as follows:

1. Maple Ave. bridge over Thread Creek is eligible for a high priority replacement rating for the year of 2008 or 2009.
2. Bristol Rd. bridge over Thread Creek is eligible for a medium priority rehabilitation rating for the year of 2010.
3. Atherton Rd. bridge over Thread Creek is eligible for a medium priority rehabilitation rating for the year of 2010.

Estimated cost for preliminary engineering analysis and application preparation of \$3,150.00 (DPW Job #06-008-P). The application and preparation fees paid to Rowe Engineering, Inc. will be funded from existing 2006-07 Major Street Budget/Contractual Services.

Motion carried 7-0.

Isham moved and Curtis seconded the following motion:

3. Approve and authorize a commitment from the City of Burton to be financially responsible for costs associated with critical bridges approved by M-DOT for repair or reconstruction. The City of Burton would be responsible for 5% of the construction costs with a 95% federal Match, all engineering costs and all inspection costs of the following bridges.

1. Maple Ave. bridge over Thread Creek is eligible for a high priority replacement rating for the year of 2008 or 2009.
2. Bristol Rd. bridge over Thread Creek is eligible for a medium priority rehabilitation rating for the year of 2010.
3. Atherton Rd. bridge over Thread Creek is eligible for a medium priority rehabilitation rating for the year of 2010.

Funds will be transferred from Major Street Surplus at such time as the costs are determined for the approved critical bridge construction.

Motion carried 7-0.

Wells moved and Curtis seconded the following motion:

4. Approve and authorize the acceptance of the Report to the Burton City Council on Investigation of Potential Nuisance or Hazardous Condition of Premises on the following properties

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located in the City of Burton and set a Public Hearing date and time to consider any objections and/or favorable comments relative to the referenced premises. These public hearings can be scheduled at various times below on Monday, June 19, 2006, should the Council find this favorable or any other date and time Council prefers, allowing 20 days notice to property taxpayers for the scheduled hearings.

Monday, June 19, 2006

- (1) 3155 Hemphill at 5:45 p.m.
- (2) 3248 Hemphill at 6:00 p.m.
- (3) 2032 Whittemore at 6:15 p.m.
- (4) 1269 Forest at 6:30 p.m.
- (5) 2359 Harmony at 6:45 p.m.

Motion carried 7-0.

Isham moved and Curtis seconded the following motion:

- 5. Approve and authorize Dale Hill II to purchase ten (10) months of generic MERS pension time. The total cost of \$15,623.00 will be at the employee's expense.

Motion carried 7-0.

Isham moved and Curtis seconded the following motion:

- 6. Approve and authorize Permit For Possession of Fireworks by Resident Wholesale Dealer or Jobber per Michigan Department of Labor & Economic Growth, with the Stipulation that Brad Howard will not be allowed to store any Fireworks at his residential address of 1366 Kettering, Burton, MI 48509.

Motion carried 7-0.

Removed from the agenda and sent to the Legislative Committee.

SECOND READING OF AN ORDINANCE:

- 1. Approve and authorize the Second Reading of an Ordinance being Ordinance 100-C to require the underground construction of all utility lines, wires and related equipment and facilities in the rights of way of driveways, alleys, streets, roads, and highways and to provide penalties for the violation thereof.

Meeting adjourned at 8:30 PM.

Gayle Webster, CMC
City Clerk