CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
AUGUST 18, 2008, 7:00 P.M., COUNCIL CHAMBERS
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Councilwoman Paula Zelenko led the Invocation and Pledge of Allegiance.

The Regular Meeting was called to order by President Tom Martinbianco at 7:10 p.m.

MEMBERS PRESENT: Conley, Ellenburg, Haskins, Heffner, Martinbianco, Tinnin and Zelenko.

MEMBERS ABSENT: None.

OTHERS PRESENT: Attorney R. Austin and G. Webster, City Clerk.

Tinnin moved and Zelenko seconded the following motion:
Approve and authorize the minutes of the Regular Council Meeting on August 4, 2008 at 6:00 p.m. Motion carried 7-0.

ADMINISTRATIVE REPORT:

There was no Administrative Report.

COMMITTEE REPORTS:

Mrs. Ellenburg thanked all the volunteers that worked on the library over the weekend. The library committee plans to finish painting the first weekend in September.

AUDIENCE PARTICIPATION:

Barbara Sakely, 3421 Byers St., was concerned with the two Habitat homes. One is on Byers and the other is on Christener. The grade elevations on the properties are higher than normal. She felt this would cause drainage and water run off problems. In addition, there was a shed built on the property line. She has contacted Habitat and the Building Department several times. No one has responded to her concerns.

John Stapish, P.O. Box 190134, said the library committee did a good job painting the library and filling a hole in the driveway.

Don Sanderlin, 4460 Killarney Pk., said overgrown trees were impairing the vision of drivers at the corner of his subdivision. He would like a line painted on the road so cars knew where to stop at the intersection. Mr. Martinbianco will contact Mr. Howarth regarding this issue.

Jennifer Morquecho, 2246 Red Arrow Rd., felt the Back to the Bricks event was a great success. There were a lot of people who attended. She suggested a Farmer's Market be added to Burton. She said DPW workers were rude when she called in complaints. She liked the Mayor's letter included with the sewer bill. In the future, she would like to have department contact numbers added to the bills.

Rick Fuhst, 1208 S. Genesee Rd., supported the demolitions on Allen St, the golf dome, 4474 E. Court Street and 5315 Lapeer Rd. He wanted to know what the City was doing to secure more area jobs.

Donald Brown, 1424 Connell, asked for clarification on no parking signs along Morrison from Greenley to Hemphill. Mr. Martinbianco said this question would be referred to Mr. Howarth.

COUNCIL DISCUSSION:

Mr. Haskins said Mr. Kray was working to have the golf dome removed. Nothing has been resolved with the insurance company. Hopefully, this will soon be added to the agenda.

Mrs. Ellenburg said the library committee did not fill any holes at the library.

Mrs. Ellenburg agreed that the Back to the Bricks event was very successful. She was amazed so many people attended. She hoped Burton would participate even more next year.

Mr. Martinbianco agreed that this would become a regional phenomenon, much like the Crim. Several communities would benefit from the event.

Mr. Haskins agreed that the Back to the Bricks event was phenomenal. He said the police coverage was well organized. Everything was kept under control. It was a good environment enjoyed by the whole family. It was an excellent event for Burton.

Mrs. Tinnin passed on a resident's complaint regarding long grass. She said the grass needed to be mowed at 1406 Kettering.

Mrs. Tinnin wanted to know if the Habitat homes had a final inspection or were issued an occupancy permit. This could determine if the final grading was completed. Ms. Sakely said no one has followed up with her concerns. Mr. Martinbianco planned to contact Mr. Strasser regarding this issue, along with mowing at 1406 Kettering.

Mrs. Tinnin asked for clarification on the Video Services Franchise Agreement. Mr. Austin reviewed the Comcast franchise agreement, a franchise application from AT&T, and another franchise agreement. Companies that provide video service need to have a franchise agreement with the City. We will receive 5% of their gross revenue for services in the City. Comcast pays approximately $300,000 a year for their franchise agreement. Mr. Austin said we are looking for other franchise providers to bring in additional revenue.

Mrs. Tinnin asked for a status report on the Oakview Meadows paving. Mr. Austin said we are trying to sell the two lots we acquired before we can go after the responsible party for paving costs. Basically, we need to determine the deficiency balance. Mrs. Tinnin asked that all tax reverted properties be named in the future. Mr. Austin said the tax reverted property listed on his billing dealt with Pebble Creek. Mr. Martinbianco has requested a written report on this issue. Mrs. Tinnin asked for an update on the Fenton Road Watermain Agreement. Mr. Austin said there has been some basic conversion on an agreement. He wanted to make sure the City maintained a secured status on the connection fees. Mr. Holzer calculated the connection fee at $175,000. Mr. Austin wanted to know how Mr. Stein intended to pay. He did not want any promise to pay a connection fee, secured by a mortgage on land. These parties are now discussing Mr. Austin's concerns. Therefore, he has not drafted the agreement.

Mr. Martinbianco spoke regarding the City's participation, the pay back and Flint Twp's participation in the Fenton Road project. This would be a benefit to Baker College and the surrounding area. He discussed the revenues from the connection fees. Mr. Stein should understand that the DEQ expects results. However, he does have other options, such as chlorination, detoxification and arsenic remission with his own well service. If he does not participate, it might put the project in jeopardy. Mrs. Tinnin wants Mr. Stein to advance his share of the cost up front. Mr. Martinbianco said that the City would make sure there was some type of surety bond in place. He said we do not want to be in the mobile home business.

Mr. Austin said the City does not want to be jeopardized by an agreement with Mr. Stein. Before he drafts any agreement, he will make sure it includes guaranteed money. We don't want to be left with the mobile home business.

COUNCIL ACTION:

Heffner moved and Haskins seconded the following motion:

1. Approve and authorize the Attorney Billing (Richard Austin) from July 30, 2008 through August 18, 2008 in the amount of $4,247.70.

Motion carried 7-0.

Haskins moved and Heffner seconded the following motion:

2. Approve and authorize the appointment of Mark Udell as the Officer Delegate and Elizabeth Moss as Officer Alternate to the annual MERS meeting to be held on September 30, 2008 through October 2, 2008.

Motion carried 7-0.

Haskins moved and Zelenko seconded the following motion:

3. Approve and authorize the certification of Rachel Morgan as the Employee Delegate to the annual MERS meeting.

Motion carried 7-0.

Meeting adjourned at 7:45 p.m.

Gayle K. Webster, CMC
City Clerk