

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
SEPTEMBER 6, 2005, 7:00 P.M., COUNCIL CHAMBERS
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Pastor Levi Parish of Eastgate Baptist Church led the Invocation.
Councilman Robert Bement led the Pledge of Allegiance.
Council President Danny Wells called the Regular Meeting to order at 7:00 P.M.

MEMBERS PRESENT: Bement, Centilli, Cross, Curtis, Isham, Martinbianco and Wells.

MEMBERS ABSENT: None.

OTHERS PRESENT: Mayor C. Smiley, Atty. R. Hamilton, D. Heidenberger, Assessor,
Police Chief B. Whitman, G. Kray, Deputy DPW Director,
J. Adams, Deputy City Clerk.

Isham moved and Bement seconded the following motion:

Approve and authorize the minutes of the following meeting: Regular Council Meeting held on Monday, August 15, 2005 at 7:00 P.M. Motion carried 7-0.

COUNCIL DISCUSSION:

Council went into Executive Session at 8:07 p.m.
The Regular Council Meeting resumed at 8:50 p.m.

COUNCIL DISCUSSION ACTION:

Moved by Isham and seconded by Curtis to: Approve and authorize Council to go into Executive Session under Section 8 (c) of the Open Meetings Act for discussion on contract negotiations. Motion carried 7-0.

Mr. Cross called the question on Item #3. Motion carried 6-1, with Bement voting no.

(Items 5,6 and 7 were voted on together)

Moved by Curtis and seconded by Isham to: Approve and authorize to vote on Items 5, 6 and 7 together. Motion carried 7-0.

Moved by Martinbianco and seconded by Curtis to: Table Item 11 until the next Regular Council Meeting scheduled for September 19, 2005. Motion carried 7-0.

COUNCIL ACTION:

Isham moved and Bement seconded the following motion:

1. Approve and authorize the Attorney Billing (Richard Austin) from August 10, 2005 through August 31, 2005 in the amount of \$4,511.00.

Motion carried 7-0.

Cross moved and Isham seconded the following motion:

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2. Approve and authorize the Attorney Billing (Richard Hamilton) from August 10, 2005 through August 31, 2005 in the amount of \$700.00.

Motion carried 7-0.

Curtis moved and Cross seconded the following motion:

3. Approve and authorize a resolution supporting the Genesee County Home Program Project.

Motion carried 4-3, with Bement, Isham and Wells voting no.

Cross moved and Bement seconded the following motion:

4. Approve and authorize the sale of parcel #59-31-400-045, sale #05-29 at \$3,527.00 and parcel #59-31-400-046, sale #05-51 at \$3,527.00 to South Flint Tabernacle, Inc. and parcel #59-31-526-027, sale #05-48 at \$7,700.00 to Mike and Joanne Conrad contingent upon conditions of bid form as submitted.

Motion carried 7-0.

Curtis moved and Isham seconded the following motion:

5. Approve and authorize the construction of, with the local match funding at 20% of construction costs, and at 100% of the preliminary engineering (if deemed necessary by GCMPC/TAC) for the reconstruction of Center Road from Lapeer Road to Court Street as a preservation project, presently non unfunded in the 2006-08 TIP, as a supplemental project to the 2006-08 TIP funded projects, should federal/state transportation funds become available.

Motion carried 7-0.

Curtis moved and Isham seconded the following motion:

6. Approve and authorize the construction of, with the local match funding at 20% of construction costs, and at 100% of the preliminary engineering (if deemed necessary by GCMPC/TAC) for the intersection of Belsay Road and Lapeer Road, as a safety/lane expansion project, presently non unfunded in the 2006-08 TIP, as a supplemental project to the 2006-08 TIP funded projects, should federal/state transportation funds become available.

Motion carried 7-0.

Curtis moved and Isham seconded the following motion:

7. Approve and authorize the construction of, with the local match funding at 20% of construction costs, and at 100% of the preliminary engineering (if deemed necessary by GCMPC/TAC) for the intersection of Belsay Road and Potter Road, as a safety/lane expansion project, presently non unfunded in the 2006-08 TIP, as a supplemental project to the 2006-08 TIP funded projects, should federal/state transportation funds become available.

Motion carried 7-0.

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Martinbianco moved and Curtis seconded the following motion:

8. Approve and authorize the request from Maxie's Offshore, Inc., to transfer ownership of 2005 Class C licensed business with dance-entertainment permit, located at G-4243 S. Saginaw, Burton, MI 48529, Genesee County, from Zahn's Bar, Inc.

Motion carried 7-0.

Isham moved and Bement seconded the following motion:

9. Approve and authorize the request from Dakota Enterprises, Inc. to transfer ownership of 2004 Class C licensed business with dance-entertainment permit, located in escrow at 4050 S. Center, Burton, MI 48509, Genesee County, from Village Restaurant, Inc.; Michael R. Atkins, Receiver (STEP II).

Motion carried 7-0.

Cross moved and Curtis seconded the following motion:

10. 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 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. This public hearing can be scheduled at 6:30 p.m. on Monday, October 3, 2005, should the Council find this favorable or any other date and time Council prefers, allowing 10 days notice to property taxpayers for the scheduled hearings.

Monday, October 3, 2005

(1) 1139 N. Belsay at 6:30 p.m.

Motion carried 7-0.

Motion tabled until the next Regular Council Meeting on September 19, 2005.

11. Approve and authorize the Mayor and City Clerk to enter into a four-year agreement with the City of Burton Non-Charter Administrative Employees Association/TPOAM, on behalf of the City of Burton, effective July 1, 2005 thru June 30, 2009.

(Finance Committee's recommendation)

Isham moved and Curtis seconded the following motion:

12. Approve and authorize a \$25,000 threshold for Project Labor Agreements.

Motion carried 7-0.

(Finance Committee's recommendation)

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INTRODUCTION OF AN ORDINANCE:

Isham moved and Cross seconded the following motion:

1. Approve and authorize the first reading of a Payment in Lieu of Taxes (PILOT) Ordinance for Kings Lane Apartments.

Motion carried 7-0.

Isham moved and Cross seconded the following motion:

2. Approve and authorize the Introduction of an Ordinance, being an Ordinance to Provide for the Scheduling of Inspections of Multiple Dwellings and rooming houses within the City of Burton and to provide for the establishment of fees for said inspections.

Motion carried 7-0.

Meeting adjourned at 10:04 P.M.

jra