

CITY OF BURTON
REGULAR COUNCIL MEETING MINUTES
OCTOBER 6, 2008, 7:00 P.M., COUNCIL CHAMBERS
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Council President Tom Martinbianco led the Invocation and Pledge of Allegiance. The Regular Meeting was called to order by Tom Martinbianco at 7:23 p.m.

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

MEMBERS ABSENT: None.

OTHERS PRESENT: Mayor C. Smiley; K. McArdle, Personnel Director; D. Halstead, Fire Chief; Attorney R. Austin and G. Webster, City Clerk.

Haskins moved and Zelenko seconded the following motion:

Approve and authorize the minutes of the following meeting: Regular Council Meeting on September 15, 2008 at 7:00 p.m. Motion carried 7-0.

ADMINISTRATIVE REPORT:

Mayor Smiley announced that Fire Chief Doug Halstead had a presentation.

Chief Halstead reviewed the 2007 United States Fire Loss Clock statistics that were compiled by the National Fire Prevention Association.

Mr. Halstead said the Burton Fire Department was holding a Fire Prevention Expo at Meijers on October 11, 2008 from 12:00 to 4:00 p.m. Many activities are planned for the day. He invited everyone to come to the event.

Mr. Halstead indicated that 40,000 pets were killed in fires last year. A company called Invisible Fence would like to prevent these deaths. They set up a program to donate oxygen recovery masks to Burton and other communities. These masks will save pets that are caught in fires. Mr. Earl Carter gave a presentation on the masks. He demonstrated how the mask would work with his dog Floyd. He indicated that the oxygen masks were specially designed for all sizes and types of pets. Instead of trying to give mouth-to-mouth resuscitation, these masks would provide the right amount of oxygen for each pet. Two pets were saved in our area last week.

Mr. Martinbianco said the Administration has requested an Executive Session to discuss union negotiations.

Mrs. Zelenko moved and Mr. Heffner seconded the motion to: Approve and authorize Council to go into Executive Session for the purpose of discussion relating to pending contractual union negotiations, under Section 8, (c) of the Open Meetings Act. The motion carried 7-0.

The Regular Council Meeting recessed at 7:35 p.m. to go into Executive Session.

The Regular Council Meeting resumed at 8:10 p.m. after Executive Session.

COMMITTEE REPORTS:

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Mrs. Ellenburg said the Friends of the Library are meeting tomorrow at 2:00 p.m. to finish the painting at the library. If the work is not completed on Tuesday, the painting will resume on Wednesday at 4:00 p.m. Volunteers are needed to complete this project.

Mrs. Tinnin said the legislative committee met at 6:00 p.m. The City Attorney will be doing some research on the topic. Then she will set another legislative meeting. The Mayor and Mr. Kray were present at the meeting. She hoped that everyone would work together to reach a consensus on some language. Then she would like to send it to the Council as a Whole.

AUDIENCE PARTICIPATION:

Rick Fuhst, 1208 S. Genesee Rd., spoke regarding the fire station improvements and the upcoming bond proposal. He hoped that Council would tread lightly taking into consideration the rough economic times that the residents are experiencing.

John Stapish, P.O. Box 190134, said all the driveways on Atherton Rd. were filled in, except his. In addition, DPW repaired a watermain near 1391 Wells. He indicated they damaged his property and repairs were not done. If the repairs are not completed, he planned to hire a lawyer.

COUNCIL DISCUSSION:

In response to Mr. Stapish's comments, Mr. Martinbianco asked Mr. McArdle to contact Mr. Kray in regards to the driveway repairs at 5160 Atherton Road and 1391 Wells. He wanted a report from Mr. Kray on how they were going to remedy these situations.

Mrs. Conley wanted a car removed from 6072 Hedgerow. The car has been parked in the same place for a month. It has been blocking the neighbor's view when pulling out of the driveway.

Mr. McArdle will notify Mr. Kray on these issues.

COUNCIL DISCUSSION ACTION:

Moved by Zelenko, Seconded by Heffner to: Approve and authorize Council to go into Executive Session for the purpose of discussion relating to pending contractual union negotiations, under Section 8, (c) of the Open Meetings Act. The motion carried 7-0.

COUNCIL ACTION:

Zelenko moved and Conley seconded the following motion:

1. Approve and authorize the Attorney Billing (Richard Austin) from September 10, 2008 through October 1, 2008 in the amount of \$5,048.93.

Motion carried 7-0.

Haskins moved and Zelenko seconded the following motion:

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2. Approve and authorize the City of Burton to enter into a contract with Rowe Incorporated, The Rowe Building, 540 S. Saginaw St., STE 200, PO Box 3748, Flint, MI 48502, for the Construction Engineering of proposed Watermain along the east side of Fern Street from Bristol Rd. to Morris St. These services will be performed at a not-to-exceed \$8,952.00.

Motion carried 7-0.

Haskins moved and Zelenko seconded the following motion:

3. Approve and authorize the Mayor and City Clerk to enter into an agreement with the low bid of Sweers Roofing, 6195 E. Atherton Rd., Burton, MI 48519, for the DPW salt barn, in the amount of \$8,900.00.

Motion carried 7-0.

Conley moved and Ellenburg seconded the following motion:

4. Approve and authorize Tod Sorensen to purchase three (3) years and four (4) months of MERS pension generic service time. The total cost of \$88,072.00 will be at the employee's expense.

Motion carried 7-0.

Heffner moved and Ellenburg seconded the following motion:

5. Approve and authorize the Mayor and Clerk to enter into a four-year agreement with COAM, on behalf of the City of Burton, effective July 1, 2008 to June 30, 2012.

Motion carried 7-0.

Haskins moved and Conley seconded the following motion:

6. Approve and authorize the request to Transfer Ownership of 2008 Class C Licensed Business, Located in Escrow at 4151 Miller, Flint, MI 48507, Flint Township, Genesee County, from MICHGRO, LLC to Taft Builders, Inc.; and Transfer Location (Governmental Unit) (MCL 436.1531(1) to 1120 E. Bristol, Burton, MI 48529, Genesee County.

Motion carried 7-0.

Meeting adjourned at 8:20 p.m.

Gayle K. Webster, CMC
City Clerk