

CITY OF BURTON
SPECIAL COUNCIL MEETING MINUTES
NOVEMBER 11, 1996, 7:00 P.M., COUNCIL CHAMBERS

The Meeting was called to order by Ted Hammon, President, at 7:10 P.M.

MEMBERS PRESENT: Abbey, Hammon, Martinbianco and Zelenko.

MEMBERS ABSENT: Cox, Cross and Walls.

OTHERS PRESENT: J. Major, DPW Director and C. Ladd, Deputy City Clerk.

CHAIR STATES THE PURPOSE OF THE MEETING: 1st Public Hearing for a Paving Program.

The President announces that: THIS IS THE TIME FIXED FOR HEARING AND CONSIDERING ANY OBJECTIONS AND/OR FAVORABLE COMMENTS TO THE CONSTRUCTION OF:

ASPHALT PAVING WITH OPEN DITCH DRAINAGE, IN THE FOLLOWING STREETS, TO-WIT:

P-96-7 - Eugene Street & Milano Street - Atherton Road to Vassar Road

PRESENTATION:

Mr. Major said the paving petition was received in September and accepted by the City Council on October 7, 1996, with 50% validation. The base lot width is 110' wide and the cost is \$3,283.57 per unit. The price will be \$414.00 per year for 12 years with a 7% interest rate. This is a standard Option C paving with a 22' wide street and no curbs. The street culverts will be replaced as necessary, at \$100.00 cost to resident. A curb will be put in at the intersection. If the resident's driveway was limestoned or paved, it will be replaced in kind. We have about 12 projects that have requested paving and one has already been approved, with this one being number two and another public hearing for Williamson in December. If just three projects go, an additional \$158.00 would be added to this particular project, per unit. The cost may be able to be made up in bid costs. A letter was received to have their name removed, but it was sent in too late, per Ordinance 12, Section 1 C.

COUNCIL LISTENS TO OBJECTIONS AND/OR FAVORABLE COMMENTS TO SAID IMPROVEMENTS.

Morris Abbott, 2489 N. Eugene, said he has lived there for 68 years. The street is heavily traveled and when it is graded, it doesn't last long. He said he is in favor of the paving.

Rex Freeman, 6496 Milano, said he sees no reason to have the street paved as the houses are too close to the street now. He is against the paving.

Kathy Gunnell, 6445 Milano, said she has seen accidents in that area and believes the paving would be better for the neighborhood, especially in the wintertime. She is for the paving.

Nancy Fritz, 2293 Eugene St., said if the street is paved it will become a race track. People are speeding up and down it now and with pavement, it would be worse. The police cannot patrol the road now. She is against the paving.

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Doug Phillips, 2338 Eugene St., said he is concerned about using the existing storm drains, but is in favor of the paving.

Mr. Hammon said if there is a water problem, the County Drain Department comes in and corrects it.

Mr. Major said with a creek going through two streets, there is no reason for the street not to drain adequately.

Ralph Haynes, 2308 Eugene St., said his side lot has been wet for the past five (5) years. He asked who made the decisions about the culverts.

Mr. Major said the inspectors made this decision and he then explained the process whereby culverts are replaced.

Mr. Haynes said he is against the paving.

Roma Powers, 2271 Eugene St., said she is concerned about the small children

playing in the road and the cars speeding up and down the streets. She said if this is approved, that she would not be able to pay for the paving and would have to sell her home.

Mr. Major explained the hardship provisions given by the State and the City.

Mike Reed, 2474 N. Eugene, asked who would pay for repairing the potholes in the asphalt if the street is paved. He was advised the City would be responsible for the local roads. Mr. Reed said he the only time he has seen the police on the street is when they have been called for a particular reason. He said he is against the paving.

Mr. Major commented that there would be "No Parking" on both sides of the street. Block Clubs have been formed and this has helped to curtail the speeding on the paved streets. Many times you find that it's a neighbor or their child that is doing the speeding in the neighborhood.

Mr. Hammon said the Clerk had taken a statement from a resident who had to leave before the meeting was called to order. He asked the Clerk to read the statement.

The following statement was given by Mike Seymour, 6455 Milano, Burton, MI:

"Mr. Seymour said he was in favor of the paving. He has children who stand outside for the school bus and his wife has seen the bus slide off the road in the winter. He said he is constantly cleaning road dirt out of his garage and thinks the paving would increase the value of his home. He said the potholes are bad on the vehicles. He was told when he purchased the home that the road would be paved within a five (5) year period and going on that assumption, he purchased the home. Also, his mailbox has been hit and snapped off the post."

PRESIDENT DECLARED THE HEARING CLOSED.

COUNCIL DISCUSSION:

Mr. Abbey asked about the percentage being at 50% and the surface of the road.

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Mr. Major said originally they thought two pieces of property was owned by one person, but there was a Jr. involved and then another person bought a parcel and that kept the percentage at 50%. Mr. Throop, street superintendent, knows where the bad spots are in the road.

Mr. Martinbianco asked about the driveway approaches being replaced with the same type of approach that is presently there. He said this has never been done before. Mr. Major said this will be bid as an alternate and if it cannot be done feasibly, we will let the people know. If the project can afford to replace in kind, we will do so.

Mr. Martinbianco said Mrs. O'Mara was to have gone into the Clerk's office today and have her name removed from the petition. Was this done? The Clerk indicated this was not done. Mr. Martinbianco said gravel streets receive far more maintenance dollars than paved streets, but the petition is thin. With Mrs. O'Mara's withdrawal, it would make the petition less than 50%. Mr. Martinbianco said with the percentage only at 50%, Councilman Cox may have some reservations concerning this petition.

Mr. Abbey said he has nothing in his packet indicating that Mrs. O'Mara has requested her name be removed from the petition. The Ordinance regulates what the Council can do and it's been past practice that with 50% or more, the project is approved. The petitions don't get this far unless there is 50% in favor of the project.

Mr. Martinbianco asked if the people on Milano were to come back, would the costs be higher?

Mr. Major said that drainage would be a problem and the cost would increase

for the people on Milano.

Resolution A: APPROVE AND AUTHORIZE Standard Resolution No. 3 for the Special

Assessment Paving District known as P-96-7.

estimates A. Approve maps, drawings, preliminary plans and cost

as presented.

presented. B. Determine to construct the proposed improvement as

Division C. Order the Department of Public Works/Engineering

and/or the firm of CHMP, Inc. to prepare final plans, specifications and take bids.

roll, D. Order the Assessor to prepare final special assessment

with provision that the first payment will become due July 1, 1997.

Moved by Zelenko, seconded by Abbey to adopt Resolution A (Standard Resolution #3) as read by the Council President.

Motion carried 3-1 with Mr. Martinbianco voting no.

Meeting Adjourned at 7:47 P.M.

Cheryl M. Ladd, CMC/AAE
Deputy City Clerk

CML