

CITY OF BURTON

LEGISLATIVE SUB-COMMITTEE MEETING MINUTES
JANUARY 15, 1997, 9:00 A.M., COUNCIL CHAMBERS

The Meeting was called to order by Tom Martinbianco, Chairman, at 9:05 A.M.

Members Present: Abbey and Martinbianco.

Members Absent: Cross.

Others Present: B. Becker, Treasurer/Controller; J. Major, DPW Director and
C. Ladd, Deputy City Clerk.

PURPOSE OF THE MEETING: Discussion And Possible Recommendation
Concerning Revisions in the Water and Sewer Ordinances and
Other Matters That Might Arise.

PRESENTATION:

Mr. Major said work has been ongoing on these ordinances for the past six (6) months or more. He explained that they are trying to bring the water and sewer ordinances into conformance with the real world and match the existing contracts with the developers. He said the water ordinance should equal that of the sewer ordinance, as they both pay tap-in fees. Mr. Major said he had prepared a draft and it has been revised by Attorney Hamilton. The draft before you is one that was revised with Mr. Becker's concurrence.

Mr. Major said when the contract was made with Maple Pointe Sub, the City collected a tap-in fee and the developer got the indirect rate and tap-in fee of \$300 for the first two units. Discussion was held between the developer and myself regarding costs and it was decided that the City would reimburse Mr. Martz if he had any due him. The Auditors said we can't give the refund to Mr. Martz because it was a tap-in fee that was collected.

Mr. Becker said in Phases 1 through 5 of Maple Pointe Sub, the lot fee revenues exceed what our fees were and we owe Mr. Martz a refund. Mr. Becker stated what is owed Mr. Martz is 108 x \$150.00 twice for water and sewer.

Mr. Major reviewed the Water Ordinance 6 (C), with the proposed changes and said the Sewer Ordinance, 54 (C), has the same changes proposed.

AUDIENCE PARTICIPATION:

Neil Martz, Developer for Maple Pointe, said the developer has the ability to control the construction costs. Extra costs then become the responsibility of the contractor.

Mr. Martz asked that the Committee keep in mind that the single family residential developers be given the same opportunities as those who create the multi-family developments.

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COMMITTEE DISCUSSION:

A discussion was held concerning the owner vs. the developer being responsible for all installation costs.

Mr. Martinbianco questioned whether in Ordinance No. 54, Item #3 regarding tap-in fees, is also in Ordinance No. 6 (C).

Mr. Major said he would check to see if this is in Ordinance No. 6 (C).

Mr. Abbey said if it isn't, this item could be added to the Ordinance either before or after the first reading of the ordinance, correct? Mr. Major agreed that it could be added at that time.

Mr. Martinbianco asked what contingencies the City has if the developments are more costly than anticipated. Mr. Major replied the bonds. They are good for two (2) years on utilities and one (1) year on Water & Sewer. He said they haven't had to go back and do any utility repairs.

Mr. Becker said before the City reconciles with the developers, we make sure we don't have any problems with the water and sewer mains and make sure there are no outstanding invoices.

Mr. Martinbianco addressed the issue of street lights for Maple Pointe residents who presented petitions to the City Council.

Mr. Major said he has spoken with Mr. Martz and he will look into taking care of this issue.

COMMITTEE RECOMMENDATIONS:

Moved by Abbey, seconded by Martinbianco to recommend approval to amend Ordinances No. 6 (C) and 54 to the Burton City Council and make any additional changes in language prior to the second reading of the ordinance. Motion carried 2-0.

Meeting Adjourned at 10;15 A.M.

Cheryl M. Ladd, CMC/AAE
Deputy City Clerk

CML