



**CITY OF BURTON**  
**BURTON CITY COUNCIL MEETING**  
**FEBRUARY 6, 2017**  
**MINUTES**

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**Council Chambers** **Regular Meeting** **7:00 PM**

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**4303 S. CENTER ROAD**  
**BURTON, MI 48519**

**This meeting was opened by President Steven Heffner at 7:20 PM.**

**A. INVOCATION LED BY: MR. HASKINS**

**B. THE PLEDGE OF ALLEGIANCE IS LED BY: MR. HASKINS**

**C. ROLL CALL**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Tom Martinbianco	Councilman	Present	
Duane Haskins	Councilman	Present	
Steven Heffner	President	Present	
Steven Hatfield	Councilman	Excused	
Dennis O'Keefe	Councilman	Present	
Vaughn Smith	Councilman	Present	
Christina Conley	Councilwoman	Present	

**D. STAFF PRESENT**

Rik Hayman, Chief of Staff  
Bette Bigsby, Benefits

Teresa Karsney, Clerk  
Robert Slattery, DPW Director

**E. APPROVAL OF MINUTES**

1. City Council - Regular Meeting - Jan 16, 2017 7:00 PM

<b>RESULT:</b>	<b>ACCEPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis O'Keefe, Councilman
<b>SECONDER:</b>	Christina Conley, Councilwoman
<b>AYES:</b>	Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith
<b>EXCUSED:</b>	Hatfield

2. City Council - Special Meeting - Jan 18, 2017 6:00 PM

**RESULT:**           **ACCEPTED [UNANIMOUS]**  
**MOVER:**           Dennis O'Keefe, Councilman  
**SECONDER:**       Christina Conley, Councilwoman  
**AYES:**            Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:**         Hatfield

3. City Council - Special Meeting - Jan 30, 2017 6:00 PM

**RESULT:**           **ACCEPTED [UNANIMOUS]**  
**MOVER:**           Dennis O'Keefe, Councilman  
**SECONDER:**       Christina Conley, Councilwoman  
**AYES:**            Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:**         Hatfield

**F. ADMINISTRATIVE REPORTS**

Mr. Hayman stated that the Mayor was ill and was not able to attend tonight. Mr. Hayman stated that Governor Snyder has appointed Mayor Zelenko to a committee on OPEB and retirement reform.

**G. COMMITTEE REPORTS**

Mr. Heffner stated that Mrs. Conley will be taking over all Mrs. Ellenburg committees except Planning. Also she would be taking over Parks and Recreation from Mr. Hatfield.

Mr. Smith gave an update from the Committee of the Whole meeting on the goal setting.

**H. AUDIENCE PARTICIPATION**

City Council received comments from the following people:

Sadonna Myers - thanking DPW for helping at library book sale, park being restored, lights  
Tim Miller of Grand Blanc - Applying for ZBA position  
Genevieve Field of Burton - Applying for ZBA position  
Michaeline Ward-Terry of Burton - Applying for ZBA position  
John Stapish of Burton - DPW Parking lot and Mr. Heffner's birthday  
Rik Fuhst of Burton - Benefit for employees and how council seat was filled

**I. COUNCIL DISCUSSION**

Pot hole on South Bound Center Road between Lippincott and Lapeer  
Dead Deer across from Farm Bureau

The City Clerk clarified item # 4, 5 and 6 on the agenda that there are three open positions on the Zoning Board of Appeals.

1. Motion to add as item #12 to override the Mayor's veto.

**RESULT:** CARRIED [5 TO 1]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Tom Martinbianco, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, Smith  
**NAYS:** O'Keefe  
**EXCUSED:** Hatfield

- Motion to add as item #13 to move the money that was proposed for construction in the Mayor's office back into general fund until budget season, general ledger # 1001-2065-937.0000 for \$35,000.

**RESULT:** CARRIED [5 TO 1]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Tom Martinbianco, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, Smith  
**NAYS:** O'Keefe  
**EXCUSED:** Hatfield

#### J. AUDIENCE PARTICIPATION

City Council received comments from the following poeple:

John Stapish of Burton - On what the Mayor suite looks like

- Motion to go into closed session per the Open Meeting Act under MCL 15.268 Section (H) after the second reading of an ordinance.

Discussion on a legal memorandum

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Tom Martinbianco, Councilman  
**SECONDER:** Christina Conley, Councilwoman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:** Hatfield

#### K. COUNCIL ACTION

- Approve and authorize the Attorney Billing (Amanda Doyle) 1/11/17 to 1/31/17 in the amount \$4,797.50.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Vaughn Smith, Councilman  
**SECONDER:** Dennis O'Keefe, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:** Hatfield

- Approve and authorize the Attorney Billing (Masud) 12/1/16 to 12/28/16 in the amount \$4,503.00.

<b>RESULT:</b>	<b>TABLED [UNANIMOUS]</b>	<b>Next: 2/20/2017 7:00 PM</b>
<b>MOVER:</b>	Tom Martinbianco, Councilman	
<b>SECONDER:</b>	Dennis O'Keefe, Councilman	
<b>AYES:</b>	Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith	
<b>EXCUSED:</b>	Hatfield	

3. Approve and authorize the Mayor and City Clerk to execute a contract w/ ROWE PSC, 540 S. Saginaw Street, Ste 200, Flint, MI 48502, for the design of DPW Parking Lot repairs for the fee of \$5000.

<b>RESULT:</b>	<b>FAILED [2 TO 4]</b>
<b>MOVER:</b>	Dennis O'Keefe, Councilman
<b>SECONDER:</b>	Christina Conley, Councilwoman
<b>AYES:</b>	O'Keefe, Smith
<b>NAYS:</b>	Martinbianco, Haskins, Heffner, Conley
<b>EXCUSED:</b>	Hatfield

4. Approve and authorize the Council appointment of \_\_\_\_\_, \_\_\_\_\_, Burton, MI \_\_\_\_\_ to City of Burton Zoning Board of Appeals, term serving February 2017 through January 2020.

Mr. Haskins motion was to insert Terry Parker name for the ZBA position.

<b>RESULT:</b>	<b>CARRIED [UNANIMOUS]</b>
<b>MOVER:</b>	Duane Haskins, Councilman
<b>SECONDER:</b>	Dennis O'Keefe, Councilman
<b>AYES:</b>	Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith
<b>EXCUSED:</b>	Hatfield

5. Approve and authorize the Council appointment of \_\_\_\_\_, \_\_\_\_\_, Burton, MI \_\_\_\_\_ to City of Burton Zoning Board of Appeals, term serving February 2017 through January 2020.

Mr. Haskins motion was to insert Scott Hynes name for the ZBA position.

<b>RESULT:</b>	<b>CARRIED [UNANIMOUS]</b>
<b>MOVER:</b>	Duane Haskins, Councilman
<b>SECONDER:</b>	Dennis O'Keefe, Councilman
<b>AYES:</b>	Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith
<b>EXCUSED:</b>	Hatfield

6. Approve and authorize the Council appointment of \_\_\_\_\_, \_\_\_\_\_, Burton, MI \_\_\_\_\_ to City of Burton Zoning Board of Appeals, term serving February 2017 through January 2020.

Mr. Haskins motion was to insert Michaeline Ward-Terry name for the ZBA position.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Dennis O'Keefe, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:** Hatfield

7. Approve and authorize that the City of Burton Board of Review to be held on Monday, March 13, 2017 from 9:00 a.m. to 12:00 p.m. and from 2:00 p.m. to 5:00 p.m.; Tuesday, March 14, 2017 from 9:00 a.m. to 12:00 p.m. and from 2:00 p.m. to 5:00 p.m.; Wednesday, March 15, 2017 from 3:00 p.m. to 9:00 p.m.; Tuesday, March 21, 2017 from 9:00 a.m. to 12:00 p.m. and from 2:00 p.m. to 5:00 p.m.; Tuesday, July 18, 2017 Commencing at 2:00 p.m.; Tuesday, December 12, 2017 Commencing at 2:00 p.m. All meetings will be held at Burton City Hall, 4303 S. Center Road, Burton, Michigan.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Christina Conley, Councilwoman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:** Hatfield

8. Approve and authorize the application and guidelines for use by property owners and the City of Burton Board of Review for consideration of exemption of ad valorem property taxes for tax year 2017.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Tom Martinbianco, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:** Hatfield

9. Approve and authorize the Mayor's appointment of Cindi Dail, 2111 E. Bristol Road, Burton, MI 48529 to the Burton Downtown Development Authority Board, term expiring January 2019.

Cindi is with Artrageous Embroidery and Screenprinting.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Vaughn Smith, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:** Hatfield

10. Approve and authorize the City Clerk to re-appointment of Terry Parker, 4360 Sunnymead Ave, Burton, MI 48519 with the concurrence of the Mayor and City Council to the Election Commission, term expiring December 2020.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Dennis O'Keefe, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:** Hatfield

11. Approve and authorize the City of Burton Assessor's office to split parcel number (59-30-577-080) known as the Allen Street property in to (4) four parcels to in order to facilitate their sale.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Dennis O'Keefe, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith  
**EXCUSED:** Hatfield

12. Motion to override the Mayor's veto.

**RESULT:** CARRIED [5 TO 1]  
**MOVER:** Duane Haskins, Councilman  
**SECONDER:** Christina Conley, Councilwoman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, Smith  
**NAYS:** O'Keefe  
**EXCUSED:** Hatfield

13. Motion to move the money that was proposed for construction in the Mayor's office back into general fund until budget season, general ledger # 1001-2065-937.0000 for \$35,000.

**RESULT:** CARRIED [5 TO 1]  
**MOVER:** Christina Conley, Councilwoman  
**SECONDER:** Duane Haskins, Councilman  
**AYES:** Martinbianco, Haskins, Heffner, Conley, Smith  
**NAYS:** O'Keefe  
**EXCUSED:** Hatfield

#### L. SECOND READING OF ORDINANCE

1. Approve and authorize second reading of ZC# 317 - Wilson Boji 3761 Coolidge Troy, MI 48084, Andrew Boji 22100 Corrine Southfield, MI 48034, and Intisar Boji 220 Winding Brook Commerce Twp., MI 48390 requests a zoning change from R-1C Single Family Residential to C-2 General Business on the following described parcel: being located at 4312 S. Dort Hwy. as follows: 59-32-400-030 described as: A PARCEL OF LAND BEG AT E 1/4 COR OF SEC TH S 1 DEG 12 MIN W 1308.21 FT TH N 88 DEG 44 MIN W 493.75 FT TH S 1 DEG 12 MIN W 724.97 FT TH N 88 DEG 46 MIN 30 SEC W 329.91 FT TH N 1 DEG 11 MIN E 125 FT TH N 88 DEG 46 MIN 30 SEC W 549.96 FT TH S 1 DEG 09 MIN 20 SEC W 323 FT TH N 88 DEG 46 MIN 30 SEC W 494.76 FT TH N 1 DEG 07 MIN 30 SEC E 82.50 FT TH N 88 DEG 44 MIN W 440.04 FT TH N 1 DEG 06 MIN 10 SEC E 841.50 FT TH S 88 DEG 50 MIN E 660.50 FT TH N 1304.18 FT TH S 88 DEG 50 MIN E 1651.47 FT TO PL OF BEG & S 981.18 FT OF E 1/2 OF W 1/2 OF NW 1/4 OF SE 1/4 & W 1/2 OF E 1/2 OF NW 1/4 OF SE 1/4 EXCEPT N 381 FT SEC 32 T7N R7E

<b>RESULT:</b>	<b>CARRIED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis O'Keefe, Councilman
<b>SECONDER:</b>	Duane Haskins, Councilman
<b>AYES:</b>	Martinbianco, Haskins, Heffner, Conley, O'Keefe, Smith
<b>EXCUSED:</b>	Hatfield

2. City Council went into closed session at 8:38 p.m.
3. City Council came out of closed session at 9:05 p.m.

Meeting was adjourned at 9:06 PM.