



Brighton City Council Meeting

200 N First St • City Hall Council Chambers • Brighton, Michigan 48116
(810) 227-1911 • www.brightoncity.org

AGENDA

April 6, 2023 – 6:30 p.m.

1. Call to order
2. Pledge of Allegiance
3. Roll call
4. Consider approval of the agenda
5. Consider approval of consent agenda items

Consent Agenda Items

- a. Approval of Minutes: [regular meeting of March 16, 2023](#)
- b. [Approval of Police Department Weapons Purchase](#)
- c. [Approval of resolution #2023-09, Social District License Application by Sidecar Slider Bar, located at 120 W. Main Street](#)
- d. [Approval of Resolution #2023-10, Request for the State of Michigan Legislature/Governor to Include Funding in the 2023 Budget for Communities Following Pension Best Practices](#)

Correspondence

6. Call to the public
7. Staff updates
8. Updates from Councilmember liaisons to various boards and commissions

Discussion Items

9. Presentation of 2023-24 Budget
10. Discuss options for paving portions of Grand River cut from the streetscape project

New Business

11. [Consider setting City Council budget work session dates](#)
12. [Consider Weekends on West revised Civic Event application](#)
13. [Consider Ruck to Live revised Civic Event application](#)
14. [Consider authorizing the City Manager to approve pop-up civic events throughout the year](#)
15. [Consider staff recommendation on anticipated Robertson Brothers donation](#)
16. [Consider approval of City of Brighton Police Headlee override millage language](#)
17. [Consider approval of Traffic Equipment Purchase and Installation by Severance Electric Company](#)

Other Business

18. Call to the public
19. Adjournment



Brighton City Council Meeting

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MINUTES OF THE REGULAR MEETING OF THE BRIGHTON CITY COUNCIL HELD ON MARCH 16, 2023

1. Call to order

Mayor Tobbe called the meeting to order at 6:30 p.m.

2. Pledge of Allegiance

3. Roll call

Present were Mayor Tobbe, Councilmembers: Albert, Gardner, Gipson, and Pettengill.

Staff Present: City Manager Gretchen Gomolka, City Clerk Tara Brown, Finance Director Liz Gaines, Superintendent Brad Schrader, Deputy DPS Director Corey Brooks, Attorney Sarah Gabis, and Chief Brent Pirochta. There were approximately eleven people in the audience.

Motion by Councilmember Gardner, seconded by Councilmember Gipson to excuse Councilmember Emaus for personal reasons. **The motion carried, 5-0.**

Motion by Councilmember Gardner, seconded by Councilmember Gipson to excuse Mayor Pro Tem Bohn for personal reasons. **The motion carried, 5-0.**

4. Consider approval of the agenda

Motion by Councilmember Albert, seconded by Councilmember Pettengill to approve the agenda with the addition of resolutions #2023-05, #2023-06, #2023-07, and #2023-08 as items 15a-d. **The motion carried, 5-0.**

5. Consider approval of consent agenda items

Motion by Councilmember Gardner, seconded by Councilmember Gipson to approve the consent agenda as presented. **The motion carried by roll call vote, 5-0.**

Consent Agenda Items

- a. **Approval of Minutes: regular meeting of March 2, 2023**
- b. **Approval of Resolution to Recognize Triple S Boosters as a 501(c)(3), Non-Profit organization for the Purpose of Obtaining a Charitable Gaming License, Resolution #2023-03**
- c. **Approval of resolution #2023-04, Social District License Application by Zando Group Inc., a/k/a Label Kitchen & Bar, located at 125 E. Grand River**

Correspondence

6. Call to the public

Mayor Tobbe opened the call to the public at 6:34 p.m.

John Conely invited City Councilmembers to an event at Brighton High School on Tuesday, April 11, 2023, at 6:00 p.m. to showcase the new STEAM Center Health Occupation Lab.

Hearing and seeing no further comment, the call to the public was closed at 6:37 p.m.

7. Staff updates

Chief Pirochta stated that Officer Steve Carlson will be completing his FTO March 20, 2023, and will be on his own. Officer Ashley Robertson has moved to phase two of her FTO. Livingston County is participating in a statewide tornado drill on Wednesday, March 22, 2023, at 1:00 p.m.

Director Goch provided several updates, stating the water main project contractor is busy making connections along Main Street and noting the project is moving along and is on time.

Director Gaines noted the Board of Review will hold its final meeting for this month on March 27, 2023.

8. Updates from Councilmember liaisons to various boards and commissions

Councilmember Gardner stated the Brighton Arts and Culture Commission met on March 13, 2023, to discuss several plans for the summer including new QR codes and new plaques for various art around downtown, and the summer children's series beginning June 20, 2023. It was further stated that the members will meet again April 10, 2023, for a quick walking sculpture tour and then the meeting at the usual time.

Mayor Tobbe wished to thank SEMCOG for the generous TAP grant of \$329,560 that was awarded to the City of Brighton to fund the sidewalk gap project.

Discussion Items

9. Consider Entering into Closed Session to Receive a Written Attorney-Client Privileged Communication Pursuant to section 8(1)(h) of the Open Meetings Act, MCL 15.268(1)(h)

Motion by Councilmember Gipson, seconded by Councilmember Pettengill to enter into closed session to receive a written attorney-client privileged communication pursuant to section 8(1)(h) of the Open Meetings Act, MCL 15.268(1)(h) at 6:48 p.m. **The motion carried by roll call vote, 5-0.**

Motion by Councilmember Gipson, seconded by Councilmember Pettengill to come out of closed session and reconvene the regular meeting at 7:31 p.m. **The motion carried, 5-0.**

10. Debt Roll-Off

Director Gaines presented City Council with a spreadsheet from the budget book with the debt roll-off schedule and briefly discussed the schedule.

11. Acquisition of a Portion of Challis Road from the County Road Commission

Director Goch relayed the request to acquire a small portion of Challis Road from the Livingston County Road Commission which was recently repaved, and the city maintains. It was consensus that the city moves forward with the acquisition to bring back to City Council for approval.

12. Discuss Police Millage plan

Chief Pirochta provided a presentation on the current millage and plans for a renewal at a possible increase. With the schedule of elections, it appears that the soonest available would be for the August Primary if there is one with a fall back election of the November City General Election. City Council agreed that city staff and the city attorney work together to bring back ballot language with a targeted election date with a millage ask of .50.

New Business

13. Consider approval to award a three-year sidewalk maintenance contract, with optional two, one-year extensions to Luigi Ferdinandi & Son Cement Co. in an amount not to exceed \$158,000 for Fiscal Year 2022/2023 with future year's funding being approved by City Council through the budget process

Motion by Councilmember Pettengill, seconded by Councilmember Albert to award a three-year sidewalk maintenance contract, with optional two, one-year extensions to Luigi Ferdinandi & Son Cement Co. in an amount not to exceed \$158,000 for Fiscal Year 2022/2023 with future year's funding being approved by City Council through the budget process. **The motion carried, 5-0.**

14. Consider approval to award the bid for the Aluminum Hatch Replacement at the Wastewater Plant to Orion

Specialty Company in an amount not to exceed \$13,583

Motion by Councilmember Gipson, seconded by Councilmember Gardner to award the bid for the Aluminum Hatch Replacement at the Wastewater Plant to Orion Specialty Company in an amount not to exceed \$13,583. **The motion carried, 5-0.**

15. Consider approval of the Tetra Tech Proposal for Engineering Services for the Wastewater Treatment Plant Radio Telemetry System Upgrade in the amount of \$81,900

Motion by Councilmember Albert, seconded by Councilmember Gipson to approve of the Tetra Tech Proposal for Engineering Services for the Wastewater Treatment Plant Radio Telemetry System Upgrade in the amount of \$81,900. **The motion carried, 5-0.**

City Manager Gomolka introduced four resolutions for projects in need within the city in response to Congresswoman Slotkin's fiscal year 2024 Community Project Funding opportunity.

15a. Consider approval of Resolution #2023-05 Authorization and Support for the Submission to Congresswoman Slotkin for a Federal Funding Request Under the Fiscal Year 2024 Community Project Funding for the Wastewater Treatment Plant Renovation

Motion by Councilmember Gipson, seconded by Mayor Tobbe to approve resolution #2023-05. **The motion carried by roll call vote, 5-0.**

15b. Consider approval of resolution #2023-06 Authorization and Support for the Submission to Congresswoman Slotkin for a Federal Funding Request Under the Fiscal Year 2024 Community Project Funding for the Millrace and Dam Structure Replacement

Motion by Councilmember Gipson, seconded by Mayor Tobbe to approve resolution #2023-05. **The motion carried by roll call vote, 5-0.**

15c. Consider approval of resolution #2023-07 Authorization and Support for the Submission to Congresswoman Slotkin for a Federal Funding Request Under the Fiscal Year 2024 Community Project Funding for the Mill Pond Boardwalk and Tridge Project

Motion by Councilmember Gipson, seconded by Councilmember Albert to approve resolution #2023-07. **The motion carried by roll call vote, 5-0.**

15d. Consider approval of resolution #2023-08 Resolution of Authorization and Support for the Submission to Congresswoman Slotkin for a Federal Funding Request Under the Fiscal Year 2024 Community Project Funding for the Sidewalk Gap Program

Motion by Councilmember Albert, seconded by Councilmember Gipson to approve of resolution #2023-08. **The motion carried by roll call vote, 5-0.**

Other Business

16. Call to the public

Susan Walters spoke regarding the proposed civic event Weekends on West, police millage, and the March Board of Review meetings.

Eric Siegal spoke regarding the proposed Weekends on West event and that the parties involved have discussed options and are open to compromise.

17. Adjournment

Motion by Councilmember Gardner, seconded by Councilmember Gipson to adjourn the meeting at 8:52 p.m. **The**

motion carried (5-0).

Tara Brown, City Clerk



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

APRIL 6, 2023

SUBJECT: CONSIDER APPROVAL OF THE PURCHASE OF NEW DUTY PISTOLS, HOLSTERS, MAGAZINES, AND AMMUNITION

BACKGROUND

- Officers of the City of Brighton Police Department currently carry the Heckler & Koch (HK) .45 caliber V7, with iron night sights as duty pistols.
- These duty pistols and holsters were purchased in the beginning of 2014 through (HK) direct and are nearly ten years old.
- With mandatory training set by the State of Michigan, thousands of rounds have been discharged through these firearms and they are approaching their end of useful life.
- We have made the decision to move to the Sig Sauer P320 platform. We considered staying with HK .45 caliber V7, however, three critical factors played into us making the decision to make a change.
 - The Sig Sauer P320 comes with both iron sights and red dots. Red dots make the user more accurate, target focused, and overall scene focused.
 - HK Direct does not have HK .45 V7's in stock and do not know when they will be manufacturing them again in 2023.
 - Recommended life span of a firearm for law enforcement use (10 years).

ADMINISTRATIVE SUMMARY

- Three quotes were obtained by the following companies, ACME Sports Inc, Vance's Law Enforcement, and Stanley Firearms.
- ACME Sports Inc. and Vance's Law Enforcement were competitive with their quotes.
- We would like to use ACME Sports Inc. for the purchase of the new weapons. ACME Sports Inc. was the lowest quote received and will offer more money for the old weapons on trade-in.

ACME Sports Inc.			
Price per weapon	\$689	20 weapons	\$13,780
Price per holster	\$132	20 holsters	\$2,640
Price of QLS for holster	\$53	20 QLS systems	\$1,060
Magazines	\$36	60 magazines	\$2,160
Practice ammunition price per 1,000 round case	\$229	19 cases	\$4,351
Duty ammunition price per 50 round case	\$21.98	26 cases	\$571.48
		TOTAL	\$24,562.48
Old weapon trade in value	\$485	18 weapons	-\$8,730
		Grand total after trade in	\$15,832.48

Vance's Law Enforcement			
Price per weapon	\$698.39	20 weapons	\$13,967.80

Price per holster with QLS system	\$167.75	20	\$3,355
Price per magazine	\$34	60 magazines	\$2,040
Practice ammunition price per 500 round case	\$117.75	38 cases	\$4,474.50
Duty ammunition price per 500 round case.	\$183.70	3	\$551.10
		Total	\$24,388.40
Old weapon trade in value	\$350	18 weapons	-\$6,300
		Grand total after trade	\$18,088.40

BUDGET

- The purchase of new duty pistols, holsters, magazines, and ammunition have been budgeted for through the police milage fund for fiscal year 2023-24.
- The request for approval is being made to secure pricing and to provide the vendor with the minimum 90-day lead time to process the order to take delivery of the items after the first of July 2023.

RECOMMENDATION

To approve the purchase of new Sig Sauer P320 duty pistols, holsters, magazines, and ammunition from ACME Sports INC for the amount not to exceed \$26,000.

Prepared by: Brent Pirochta, Chief of Police

Reviewed by: Gretchen Gomolka, City Manager
Elizabeth Gaines, Finance Director
Sarah Gabis, Attorney

Liz Gaines, Finance Director (Required for all financial related agenda items)

- Within Proposed 2023-24 Budget
- Budget Amendment Necessary and In Proper Form
- Other _____

Reviewed &

Approved by: Gretchen Gomolka, City Manager



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL APRIL 6, 2023

SUBJECT: CONSIDER APPROVAL OF RESOLUTION FOR SOCIAL DISTRICT LICENSE APPLICATION

ADMINISTRATIVE SUMMARY

The attached resolution is for approval of a Social District License for Sidecar Slider Bar, located at 120 W. Main St.

This entity has completed the application process and received educational compliance from the Brighton City Police Department.

RECOMMENDATION

Staff's recommendation is for City Council adoption of Resolution 2023-09 by roll call vote.

Prepared by: Kelly Haataja, Executive Assistant to Community Development

Reviewed by: Michael Caruso, Community Development Manager

Approved by: Gretchen Gomolka, City Manager

Attachments: 1. Resolution 2023-09
 2. Application
 3. Education Compliance



Resolution 2023-09

Local Governmental Unit Approval For Social District Permit

Instructions for Governing Body of Local Governmental Unit:

A qualified licensee that wishes to apply for a Social District Permit must first obtain approval from the governing body of the local governmental unit where the licensee is located and for which the local governmental unit has designated a social district with a commons area that is clearly marked and shared by and contiguous to the licensed premises of at least two (2) qualified licensees, pursuant to MCL 436.1551. Complete this resolution or provide a resolution, along with certification from the clerk or adopted minutes from the meeting at which this request was considered.

At a Regular meeting of the City of Brighton council/board
(regular or special)

called to order by _____ on April 6, 2023 at 6:30 p.m.
(date) (time)

the following resolution was offered:

Moved by _____ and supported by _____

that the application from Sidecar Slider Bar Brighton, L.L.C., d/b/a Sidecar Slider Bar
(name of licensee - if a corporation or limited liability company, please state the company name)

for a **Social District Permit** is _____ by this body for consideration for approval by the
(recommended/not recommended)

Michigan Liquor Control Commission.

If not recommended, state the reason: _____

Vote

Yeas: _____

Nays: _____

Absent: _____

I hereby certify that the foregoing is true and is a complete copy of the resolution offered and adopted by the City of Brighton
council/board at a Regular meeting held on April 6, 2023
(regular or special) (date)
(name of city, township, or village)

I further certify that the licensed premises of the aforementioned licensee are contiguous to the commons area designated by the council/board as part of a social district pursuant to MCL 436.1551.

Tara Brown

Print Name of Clerk

April 6, 2023

Signature of Clerk

Date

Under Article IV, Section 40, of the Constitution of Michigan (1963), the Commission shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. Further, the Commission shall have the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the licensure of businesses and individuals.

PSD23-03



City of Brighton APPROVED By: K.H. Date: 3/14/23

CITY OF BRIGHTON SOCIAL DISTRICT LICENSE APPLICATION

200 N. First Street - Brighton, MI 48116 - commdev@brightoncity.org - 810.225.9255

New Application Submittal – Fee \$50 ^{chk# 275} or Annual Renewal – Fee \$50
99-003-828

APPLICANT

Name: Raymond Kurmas
Phone: 586-901-3643
Business Name: Sidona Slider Bar
Address: 120 W MAIN ST Brighton
Email: SIDONASLIDER@GMAIL.COM

HAVE YOU HAD A LICENSE OR PERMIT REQUIRED BY THE CITY OF BRIGHTON OR ANY OTHER STATE OR MUNICIPAL AUTHORITY REVOKED, SUSPENDED, OR DENIED IN THE LAST THREE YEARS? IF YES, PLEASE PROVIDE DETAILS:

NO

HOLD HARMLESS ACKNOWLEDGEMENT

To the fullest extent permitted by law, Raymond Kurmas, agrees to defend, pay on behalf of, indemnify, and hold harmless the City of Brighton, its elected and appointed officials, employees, volunteers, and others working on behalf of the City of Brighton, against all claims, demands, suits or loss, including all costs connected therewith, and for any damages, which may be asserted, claimed, or recovered against or from the City of Brighton, its elected and appointed officials, employees, volunteers, and others working on behalf of the City of Brighton, by reason of personal injury or death and/or property damage, including loss of use thereof, which arises out of or is in any way connected or associated with this application.

Printed Name: Raymond Kurmas Date: 3-14-23

Signature: [Handwritten Signature]

sidecar

slider bar

CITY OF BRIGHTON SOCIAL DISTRICT



1 of 2 TRANSLUCENT Cyl



STATE OF MICHIGAN - LIQUOR CONTROL COMMISSION

This is to certify that a License is hereby granted to the person(s) named with the stipulation that the licensee is in compliance with Commission Rule R 436.1003, which states that a licensee shall comply with all state and local building, plumbing, zoning sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcement officials who have jurisdiction over the licensee. Issuance of this license by the Michigan Liquor Control Commission does not waive this requirement. The licensee must obtain all other required state and local licenses, permits, and approvals for this business before using this license for the sale of alcoholic liquor on the licensed premises.

This License is granted in accordance with the provisions of Act 58 of the Public Acts of 1998 and shall continue in force for the period designated unless suspended, revoked, or declared null and void by the Michigan Liquor Control Commission. Failure to comply with all laws and rules may result in the revocation of this license.

BUSINESS ID: 0263912
SIDECAR SLIDER BAR BRIGHTON L.L.C.
D/B/A SIDECAR SLIDER BAR

LIVINGSTON COUNTY
L-273
BRIGHTON CITY

120 W MAIN ST,
BRIGHTON, MI 48116-1522

LICENSE # L-000418692
LICENSE: Class C

L-000418693 Specially Designated Merchant

TOTAL BARS: 3
DIRECT-CONNECTIONS: 0
PERMIT: Additional Bar(2), Sunday Sales (AM), Sunday Sales (PM):Class C- Spirits & Mixed Spirit Drink, Outdoor Service Area(1)

ROOMS:

OUTDOOR SERVICE AREA: 1
PASSENGERS:

ACT: MCL 436.1521A(1)B (NONTRANSFERABLE)
MCL 436.1533(5)a (NONTRANSFERABLE)

THIS LICENSE SUPERSEDES ANY AND ALL OTHER LICENSES ISSUED PRIOR TO JANUARY 20, 2023

IN WITNESS WHEREOF,
this License has been duly signed and sealed by both the Michigan Liquor Control Commission and the Licensee(s).

LIQUOR CONTROL COMMISSION

Pat England
Demetri
Heather
Dea Gonzalez
Edna Tona

LICENSEE(S) SIGNATURE(S)

2022

2023

LICENSE EFFECTIVE MAY 1, 2022 - EXPIRES APRIL 30, 2023



Brighton City Police

**Deputy Chief of Police
Craig C Flood**

**810-844-5134
floodc@brightoncitypolice.org**

Memo

To: Community Development

From: Deputy Chief Flood

Date: 3/31/2023

Re: SIDE CAR SLIDER BAR

On March 21, 2023, I presented Social District Education to Side Car Slider Bar. The meeting was held at Side Car Slider Bar.

I provided the approved Social District Education Packet, read through the packet with them and answered any questions as they had.

Side Car Slider Bar has met the Social District education requirement as prescribed by Resolution 2021-015.

In attendance was:

Lauren Reeves
Megen Aldridge
Raymond Kurmas
Briana Kurmas
Sandra Overstreet



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

APRIL 6, 2023

SUBJECT: CONSIDER APPROVAL OF A RESOLUTION REQUESTING THAT THE STATE OF MICHIGAN LEGISLATURE/GOVERNOR INCLUDE FUNDING IN THE 2023 BUDGET FOR COMMUNITIES FOLLOWING PENSION BEST PRACTICES

BACKGROUND

A few weeks ago, City Managers across the state began a discussion regarding communities that had followed best practices in funding their pensions, achieved funding of 60% or greater, and were ineligible for \$750 million in pension grants being made available by the State of Michigan. First introduced as House Bill 5054 with broad bi-partisan support, the final outcome simply became an allocation in the current state budget rather than a Bill passed into law. The original Bill included \$250 million for those communities funded at 60% or more, but once the Bill was dropped and the \$750 million was allocated in the State's budget, the \$250 million was not included. As a result, a work group of City Managers gathered to generate a letter and resolution that can be used by each interested community to request that the Legislature and Governor reconsider the \$250 million and include it in the State's upcoming budget.

The letter and resolution are fact-based, non-partisan, and not in opposition to the \$750 million already allocated to communities with plans funded below 60%. The letter and resolution request to see \$250 million adopted in the State's next budget for distribution among the communities with pensions funded at 60% or more. The process of the Legislature formulating their 2023 budget will be in full swing in April and timing is just right to get these letters and resolutions out to our legislators.

As of the most recent actuarial valuation for the year ended December 31, 2021, our pension is funded at 69%. The Valuation as of December 31, 2022 will be completed and distributed sometime in June of 2023.

RECOMMENDATION

Recommend that City Council approve resolution 2023-10 Requesting that the State of Michigan Legislature/Governor Include Funding in the 2023 Budget for Communities Following Pension Best Practices Established by the State and authorize to Mayor to sign letters of support.

Prepared by: Gretchen Gomolka, City Manager

Attachments:

Resolution 2023-10

HB 5054 of 2022

Letters to Rep. Bollin and Senator Theis

**RESOLUTION REQUESTING THAT THE STATE OF MICHIGAN LEGISLATURE/GOVERNOR INCLUDE FUNDING IN THE 2023 BUDGET FOR COMMUNITIES FOLLOWING PENSION BEST PRACTICES ESTABLISHED BY THE STATE
CITY OF BRIGHTON
COUNTY OF LIVINGSTON, STATE OF MICHIGAN**

WHEREAS, the City of Brighton has taken financially difficult steps to stabilize its pension program and get its pension costs and liabilities under control; and

WHEREAS, these steps followed best practices established by the State of Michigan and kept the City of Brighton operationally viable in the face of enormous financial pressure; and

WHEREAS, HB 5054 of 2022 would have divided \$250 million between the City of Brighton, and other communities like it, that made the tough decisions and followed those best practices; and

WHEREAS, the City of Brighton and others like it are ineligible for \$750 million in pension relief allocated by the State in 2022 despite experiencing the same pension-related financial stresses as those who will receive that relief; and

WHEREAS, these stresses have been amplified by market losses in 2022 and a volatile market in 2023; and

WHEREAS, this \$250 million would have immeasurable impact on our ability to address our pension liabilities, maintain employment levels, and provide the services our taxpayers depend upon; and

WHEREAS, both the \$750 million allocated and the \$250 million requested here had broad, bipartisan support in the House a year ago; and

WHEREAS, HB 5054 created an equitable balance between those with pensions the House considered substantially underfunded and those who had followed best practices to achieve a higher funding ratio; and

WHEREAS, unallocated revenues are available to the State in 2023 to again make this pension assistance equitable by helping those communities struggling with pension costs, but ineligible for the \$750 million;

THEREFORE BE IT RESOLVED THAT, the City Council of the City of Brighton asks the State of Michigan Legislature and Governor's Office to revisit HB 5054; and

BE IT FURTHER RESOLVED, that the Legislature and Governor give bipartisan support to the inclusion of the \$250 million in the 2023 State budget to be divided between communities including the City of Brighton that meet the best practices required in that Bill.

PRESENT:

NAYS:

ABSENT:

RESOLUTION DECLARED ADOPTED.

Dated: _____

CERTIFICATION

I, Tara Brown, City Clerk for the City of Brighton, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City Council at its regular meeting held on April 6, 2023.

Tara Brown, City Clerk
City of Brighton
200 N. First Street
Brighton, MI 48116

SUBSTITUTE FOR
HOUSE BILL NO. 5054

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2022, from the following funds:

APPROPRIATION SUMMARY

GROSS APPROPRIATION

\$ 1,500,000,000

1	Interdepartmental grant revenues:	
2	Total interdepartmental grants and	
3	intradepartmental transfers	0
4	ADJUSTED GROSS APPROPRIATION	\$ 1,500,000,000
5	Federal revenues:	
6	Total federal revenues	0
7	Special revenue funds:	
8	Total local revenues	0
9	Total private revenues	0
10	Total other state restricted revenues	0
11	State general fund/general purpose	\$ 1,500,000,000
12	Sec. 102. DEPARTMENT OF TREASURY	
13	(1) APPROPRIATION SUMMARY	
14	GROSS APPROPRIATION	\$ 1,500,000,000
15	Interdepartmental grant revenues:	
16	Total interdepartmental grants and	
17	intradepartmental transfers	0
18	ADJUSTED GROSS APPROPRIATION	\$ 1,500,000,000
19	Federal revenues:	
20	Total federal revenues	0
21	Special revenue funds:	
22	Total local revenues	0
23	Total private revenues	0
24	Total other state restricted revenues	0
25	State general fund/general purpose	\$ 1,500,000,000
26	(2) ONE-TIME APPROPRIATIONS	
27	Local unit municipal pension principal payment	
28	grant	\$ 900,000,000

1	Pension best practices and debt reduction grant	
2	program	250,000,000
3	State police retirement system deposit	350,000,000
4	GROSS APPROPRIATION	\$ 1,500,000,000
5	Appropriated from:	
6	State general fund/general purpose	\$ 1,500,000,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

11 Sec. 201. Pursuant to section 30 of article IX of the state
12 constitution of 1963, total state spending from state sources under
13 part 1 for the fiscal year ending September 30, 2022 is
14 \$1,500,000,000.00 and total state spending from state sources to be
15 paid to local units of government is \$1,150,000,000.00.

16 Sec. 202. The appropriations made and expenditures authorized
17 under this part and part 1 and the departments, commissions,
18 boards, offices, and programs for which appropriations are made
19 under this part and part 1 are subject to the management and budget
20 act, 1984 PA 431, MCL 18.1101 to 18.1594.

DEPARTMENT OF TREASURY

23 Sec. 301. (1) From the funds appropriated in part 1 for local
24 unit municipal pension principal payment grant, the department of
25 treasury shall establish and operate a grant program that would
26 provide grant awards to qualified units for deposit into the
27 qualified unit's qualified retirement system or systems. The grant
28 award payment into the qualified retirement system must be in
29 addition to the qualified unit's actuarially determined

1 contribution and must not be used by the qualified unit to meet its
2 actuarially determined contribution for the qualified retirement
3 system or systems.

4 (2) To qualify for a grant award under this section, a
5 qualified unit must certify and attest via an affidavit that it
6 shall implement all of the following practices upon the receipt of
7 a grant award:

8 (a) The qualified unit shall make, in full, all actuarially
9 determined contributions. If a qualified unit's actual contribution
10 is less than the actuarially determined contribution, the qualified
11 unit shall remit an amount equal to the difference to the qualified
12 retirement system within 12 months. If the qualified unit fails to
13 remit this payment within 12 months, the department of treasury may
14 intercept the qualified unit's revenue sharing payment. For a
15 qualified unit that is a road commission, the department of
16 transportation, in cooperation with the department of treasury, may
17 intercept an available state revenue distribution.

18 (b) The qualified unit shall not provide contractual benefit
19 enhancements unless the contractual benefit enhancement is 100%
20 prefunded. Failure to meet the conditions of this subdivision
21 requires repayment of the grant award that was received by the
22 qualified unit.

23 (c) The discount rate and the assumed rate of return for the
24 qualified retirement system shall be capped at current levels. The
25 discount rate and assumed rate of return may be approved for
26 adjustment to a lower level.

27 (d) The qualified retirement system shall adopt the most
28 recent mortality tables recommended by the Society of Actuaries,
29 which may subsequently be adjusted based on an experience study of

1 the qualified retirement system.

2 (e) The qualified unit shall be subject to corrective action
3 plan monitoring by the municipal stability board for 5 years
4 following receipt of any grant award.

5 (f) Before completing correction action plan monitoring in a
6 5-year period, the qualified unit shall comply with the uniform
7 actuarial assumptions of retirement systems published as of
8 December 31, 2021 by the state treasurer under the protecting local
9 government retirement and benefits act, 2017 PA 202, MCL 38.2801 to
10 38.2812, for the qualified retirement system. A qualified unit with
11 a population of between 80,000 and 85,000 located in a county with
12 a population of between 400,000 and 410,000 according to the most
13 recent federal decennial census is not subject to the uniform
14 actuarial assumptions of retirement systems' assumption on
15 amortization and may maintain its current amortization schedule.

16 (3) Grant awards under this section must be capped at
17 \$100,000,000.00 for any qualified unit's qualified retirement
18 system.

19 (4) The department of treasury shall develop, and publish on
20 the department website, program guidelines, an application process,
21 and the associated application materials no later than April 15,
22 2022. The department of treasury must accept applications from
23 qualified units beginning April 15, 2022 and ending on May 31,
24 2022. Grant awards must be dispersed no later than August 30, 2022.

25 (5) Any funds not awarded by August 30, 2022 must be
26 reallocated and redistributed in a manner that results in the
27 greatest average funded ratio among qualified retirement systems
28 that received a grant award. The cap on grant awards in subsection
29 (3) does not apply if funds are reallocated and redistributed under

1 this subsection.

2 (6) If the amount appropriated is insufficient to meet all
3 grant award requests, the department of treasury must distribute
4 funds in a manner that results in the greatest average funded ratio
5 among qualified retirement systems that receive a grant award.

6 (7) As used in this section:

7 (a) "Contractual benefit enhancement" means any change to the
8 current benefit policy for active members in a qualified retirement
9 system that increases the actuarially determined contribution rate
10 or decreases the funded ratio of the system. This does not include
11 wage and salary increases.

12 (b) "Qualified retirement system" means a retirement pension
13 benefit within a retirement system, as defined in section 3 of the
14 protecting local government retirement and benefits act, 2017 PA
15 202, MCL 38.2803, of a qualified unit, with a funded ratio below
16 60% as of the most recent fiscal year ending on or before December
17 31, 2021.

18 (c) "Qualified unit" means a city, county, township, village,
19 or road commission that operates a qualified retirement system.

20 (8) The unexpended funds appropriated in part 1 for local unit
21 municipal pension principal payment grant are designated as a work
22 project appropriation, and any unencumbered or unallotted funds
23 shall not lapse at the end of the fiscal year and shall be
24 available for expenditures for projects under this section until
25 the projects have been completed. The following is in compliance
26 with section 451a(1) of the management and budget act, 1984 PA 431,
27 MCL 18.1451a:

28 (a) The purpose of the project is to provide grant awards to
29 be used for deposit into a qualified unit's qualified retirement

1 system.

2 (b) The project will be accomplished by grants to qualified
3 units approved by the department of treasury.

4 (c) The estimated cost of this project is \$900,000,000.00.

5 (d) The tentative completion date for the work project is
6 September 30, 2026.

7 Sec. 302. (1) From the funds appropriated in part 1 for
8 pension best practices and debt reduction grant program, the
9 department of treasury shall establish and operate a grant program
10 that provides grant awards to qualified units that certify and
11 attest to establishing pension best practices as provided in
12 subsection (2) for their qualified retirement system.

13 (2) To qualify for a grant award under this section, a
14 qualified unit must certify and attest via an affidavit that it
15 shall implement all of the following practices upon the receipt of
16 a grant award:

17 (a) Retiree health care, if offered, shall be prefunded. As
18 used in this subdivision, "prefunded" means qualified units must
19 amortize the unfunded actuarial accrued liability of the retiree
20 health care system over a maximum closed period as determined by
21 the uniform actuarial assumptions of retirement systems published
22 as of December 31, 2021 by the state treasurer under the protecting
23 local government retirement and benefits act, 2017 PA 202, MCL
24 38.2801 to 38.2812. The grant award deposited into a qualified
25 retirement system, as provided in subsection (3)(c)(i), may be used
26 by the qualified unit to prefund health care.

27 (b) The qualified unit shall make, in full, all actuarially
28 determined contributions. If a qualified unit's actual contribution
29 is less than the actuarially determined contribution, the qualified

1 unit shall remit an amount equal to the difference to the qualified
2 retirement system within 12 months. If the qualified unit fails to
3 remit this payment within 12 months, the department of treasury may
4 intercept the qualified unit's revenue sharing payment. For a
5 qualified unit that is a road commission, the department of
6 transportation, in cooperation with the department of treasury, may
7 intercept an available state revenue distribution.

8 (c) The discount rate and the assumed rate of return for the
9 qualified retirement system shall be capped at current levels. The
10 discount rate and assumed rate of return may be approved for
11 adjustment to a lower level.

12 (d) The qualified retirement system shall adopt the most
13 recent mortality tables recommended by the Society of Actuaries,
14 which may subsequently be adjusted based on an experience study of
15 the qualified retirement system.

16 (e) Within 5 years, the qualified unit shall comply with the
17 uniform actuarial assumptions of retirement systems published as of
18 December 31, 2021 by the state treasurer under the protecting local
19 government retirement and benefits act, 2017 PA 202, MCL 38.2801 to
20 38.2812, for the qualified retirement system.

21 (3) Grant awards distributed under this section must meet all
22 of the following conditions:

23 (a) Grant awards to a qualified unit are capped at 5% of the
24 amount of funds available for grant awards. This cap does not apply
25 if subsequent rounds of applications are established under
26 subdivision (b).

27 (b) Any funds not awarded by September 30, 2022 must be used
28 for additional rounds of applications until all funds are
29 dispersed.

1 (c) A qualified unit receiving a grant award under this
2 section shall be subject to the following uses in the following
3 order of priority:

4 (i) The grant award must be deposited into the qualified
5 retirement system and must be in addition to the qualified unit's
6 actuarially determined contribution and must not be used by the
7 qualified unit to meet its actuarially determined contribution for
8 the qualified retirement system. The amount deposited into the
9 qualified retirement system must establish a funded ratio of at
10 least 100% before the qualified unit can use funds under
11 subparagraph (ii). Grant awards may also be deposited for a
12 retirement health benefit of a retirement system, as defined in
13 section 3 of the protecting local government retirement and
14 benefits act, 2017 PA 202, MCL 38.2803, of a qualified unit that is
15 transitioning from pay-as-you-go to prefunding.

16 (ii) The qualified unit may use any funds available after
17 satisfying subparagraph (i) to make principal payments on any
18 outstanding debt obligations as of December 31, 2021. A qualified
19 unit is allowed to create a debt sinking fund to prefund any debt
20 repayments that are not eligible for early repayment. The qualified
21 unit must have no remaining debt obligations before the qualified
22 unit can use funds under subparagraph (iii).

23 (iii) The qualified unit may use any funds available after
24 satisfying subparagraphs (i) and (ii) to satisfy any matching fund
25 requirements for infrastructure investments.

26 (4) The department of treasury shall develop, and publish on
27 the department website, program guidelines, an application process,
28 and the associated application materials no later than July 1,
29 2022. The department of treasury must accept applications from

1 qualified units beginning July 1, 2022 and ending on July 31, 2022.
2 Grant awards must be dispersed no later than September 30, 2022.

3 (5) As used in this section:

4 (a) "Qualified retirement system" means a retirement pension
5 benefit within a retirement system, as defined in section 3 of the
6 protecting local government retirement and benefits act, 2017 PA
7 202, MCL 38.2803, of a qualified unit, with a funded ratio greater
8 than or equal to 60% as of December 31, 2021.

9 (b) "Qualified unit" means a city, county, township, village,
10 or road commission that operates a qualified retirement system or
11 has closed a qualified retirement system and offers a defined
12 contribution retirement plan.

13 (6) The unexpended funds appropriated in part 1 for pension
14 best practices and debt reduction grant program are designated as a
15 work project appropriation, and any unencumbered or unallotted
16 funds shall not lapse at the end of the fiscal year and shall be
17 available for expenditures for projects under this section until
18 the projects have been completed. The following is in compliance
19 with section 451a(1) of the management and budget act, 1984 PA 431,
20 MCL 18.1451a:

21 (a) The purpose of the project is to promote pension best
22 practices and debt reduction measures among qualified units.

23 (b) The project will be accomplished by grants to qualified
24 units approved by the department of treasury.

25 (c) The estimated cost of this project is \$250,000,000.00.

26 (d) The tentative completion date for the work project is
27 September 30, 2026.

28 Sec. 303. The funds appropriated in part 1 for state police
29 retirement system deposit must be used solely for a deposit into

1 the state police retirement system. The deposit into the state
2 police retirement system must be in addition to the actuarially
3 determined contribution and must not be used to meet the
4 actuarially determined contribution for the state police retirement
5 system.

Roll Call No. 81

Yeas—71

Aiyash	Damoose	Jones	Roth
Albert	Eisen	Kahle	Shannon
Alexander	Farrington	Koleszar	Slagh
Allor	Filler	LaFave	Sneller
Beeler	Fink	Lightner	Steckloff
Bellino	Frederick	Lilly	Thanedar
Berman	Garza	Maddock	Tisdell
Beson	Glenn	Marino	VanSingel
Bezotte	Green	Markkanen	VanWoerkom
Bollin	Griffin	Martin	Wakeman
Borton	Haadsma	Meerman	Wendzel
Brann	Hall	Mueller	Wentworth
Breen	Hauck	O'Malley	Whiteford
Calley	Hoitenga	Outman	Whitsett
Cambensy	Hood	Paquette	Witwer
Camilleri	Hornberger	Posthumus	Yancey
Carra	Howell	Reilly	Yaroch
Clements	Johnson, S	Rendon	

Nays—33

Anthony	Ellison	Manoogian	Rogers
Bolden	Hertel	Morse	Sabo
Brabec	Hope	Neeley	Scott
Brixie	Johnson, C	O'Neal	Sowerby
Carter, B	Kuppa	Peterson	Steenland
Carter, T	LaGrand	Pohutsky	Stone
Cavanagh	Lasinski	Puri	Tate
Cherry	Liberati	Rabhi	Young
Coleman			

In The Chair: Hornberger

The question being on agreeing to the title of the bill,

Rep. Frederick moved to amend the title to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

The motion prevailed.

The House agreed to the title as amended.

Rep. Frederick moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Young, having reserved the right to explain her protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

I believe the 'devil is in the details'. On the surface, it sounds good, but currently the one thing I know is this legislation was put forward without any negotiations with the Senate or the Governor's office. The future of this legislation may be like so many others ... a slow death in the Senate because the work wasn't done on the front end to ensure support.



April 6, 2023

Ann Bollin
State Representative
N-898 House Office Building
PO Box 30014
Lansing, MI 48909

Re: Revisiting HB 5054 for communities following pension best practices

Dear Ms. Bollin,

On behalf of the City Council for the City of Brighton, I ask that the Legislature reconsider the section of HB 5054 that did not make it into the 2022 State of Michigan budget – specifically the sum to be divided between local government units meeting specified pension funding levels and best practices.

When passed by the House a year ago, 5054 included \$750 million to be divided between communities with pensions funded at less than 60 percent and \$250 million to be divided by communities with pensions funded above that, following the State’s best practices.

The Legislation created an equitable division of revenue, with three-quarters going to local units with pensions the House considered to be substantially underfunded and one-quarter going to those who had taken often difficult steps to improve their funded ratio. These steps included, reducing and/or eliminating pension plans, delaying or eliminating projects that were vitally important to our taxpayers in order to contribute significant dollars beyond annual required contributions, keeping our pensions viable and our communities solvent.

Despite those efforts, our pension expenses are set to skyrocket due to 2022 market losses and a volatile and unpredictable 2023 market. In short, we have the same financial issues facing those communities eligible for the \$750 million in relief allocated in the 2022 State budget.

200 N. First St. Brighton, MI 48116
(810) 227-1911
www.brightoncity.org

While a community with a funded ratio of 40 percent might receive \$5 million from the State this year, a community that has sacrificed greatly over the past few years to contribute \$5 million of its own dollars to reach a funded ratio of 60 percent would receive nothing. The \$250 million included in HB 5054 for communities that sacrificed to solidify their pensions would provide immeasurable relief to those of us who are experiencing the same pension-related financial stress as those eligible for the much larger sum. HB 5054 had broad bi-partisan support in 2022, and we are hopeful such bipartisan support remains today. We are not asking that the applicable HB 5054 language be changed in any way, nor are we asking for funds in addition to the \$250 million included in the Bill.

Without these dollars, many of us are staring at significant debt retirement payments on top of greatly-increased required pensions contributions. Others are staring at more cuts to the programs and projects our taxpayers depend upon. In short, we are looking at more pain. Bringing this funding back would be a game changer for us as we look to keep our pension liabilities under control, our finances stable, and the great places we represent the very best versions of themselves for the many who call them home.

In closing, we want to reiterate that communities like ours, ineligible for the \$750 million in relief from the State, have the same pension-related problems as the communities who will receive those dollars and the same pressing need for such relief.

We are providing you with the copy from HB 5054, calling your attention to Sec. 302, which begins on Page 7 of the Bill. We look forward to discussing this with you further in the coming days and weeks. We thank you in advance for your consideration of this vital matter.

Sincerely and gratefully,

Kristoffer Tobbe
Mayor
City of Brighton



April 6, 2023

Lana Theis
State Senator
PO Box 30036
Lansing, MI 48909

Re: Revisiting HB 5054 for communities following pension best practices

Dear Ms. Theis,

On behalf of the City Council for the City of Brighton, I ask that the Legislature reconsider the section of HB 5054 that did not make it into the 2022 State of Michigan budget – specifically the sum to be divided between local government units meeting specified pension funding levels and best practices.

When passed by the House a year ago, 5054 included \$750 million to be divided between communities with pensions funded at less than 60 percent and \$250 million to be divided by communities with pensions funded above that, following the State’s best practices.

The Legislation created an equitable division of revenue, with three-quarters going to local units with pensions the House considered to be substantially underfunded and one-quarter going to those who had taken often difficult steps to improve their funded ratio. These steps included, reducing and/or eliminating pension plans, delaying or eliminating projects that were vitally important to our taxpayers in order to contribute significant dollars beyond annual required contributions, keeping our pensions viable and our communities solvent.

Despite those efforts, our pension expenses are set to skyrocket due to 2022 market losses and a volatile and unpredictable 2023 market. In short, we have the same financial issues facing those communities eligible for the \$750 million in relief allocated in the 2022 State budget.

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Without these dollars, many of us are staring at significant debt retirement payments on top of greatly-increased required pensions contributions. Others are staring at more cuts to the programs and projects our taxpayers depend upon. In short, we are looking at more pain. Bringing this funding back would be a game changer for us as we look to keep our pension liabilities under control, our finances stable, and the great places we represent the very best versions of themselves for the many who call them home.

In closing, we want to reiterate that communities like ours, ineligible for the \$750 million in relief from the State, have the same pension-related problems as the communities who will receive those dollars and the same pressing need for such relief.

We are providing you with the copy from HB 5054, calling your attention to Sec. 302, which begins on Page 7 of the Bill. We look forward to discussing this with you further in the coming days and weeks. We thank you in advance for your consideration of this vital matter.

Sincerely and gratefully,

Kristoffer Tobbe
Mayor
City of Brighton



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL
APRIL 6, 2023

SUBJECT: CONSIDER SETTING BUDGET WORKSHOP DATES

ADMINISTRATIVE SUMMARY

- Proposed Budget Workshop Dates were sent out and the majority of City Council are available:
 - April 12th @ 6:30 PM
 - April 13th @ 6:30 PM
 - April 14th @ 6:30 PM (if necessary)

RECOMMENDATION

Set Budget Workshop Dates.

Prepared By: Gretchen Gomolka, City Manager



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

April 6, 2023

SUBJECT: CONSIDER THE RECOMMENDATION OF THE CIVIC EVENT COMMITTEE TO DENY THE 2023 WEEKENDS ON WEST CIVIC EVENT APPLICATION

BACKGROUND

- The Weekends on West Civic Event has occurred since 2021. When the Civic Event Committee reviewed this application at that time, it was noted that while it does not meet the criteria or intent of a civic event, due to the uncertainty of the COVID pandemic and more gathering mandates that may be put in place, an approval of the event would allow the public more opportunities to gather outside. City Council approved the event.
- The event was again recommended for and approved by City Council in 2022. During that season city staff began receiving complaints from other businesses related to both the noise and limited access on West Street.
- An application was again submitted in 2023. Again, it was noted by the Civic Event Committee that the event does not meet the criteria for a civic event; however, due to the downtown construction occurring this year and many events being postponed or relocated this season, the Committee again recommended approval of the event.
- At the March 2, 2023 City Council Meeting, City Council heard public comment from the applicant, neighboring businesses, and property owners regarding this event.
- Based on those comments, City Council did not approve the application and requested the applicant and the concerned business and property owners meet to develop a compromise to allow the event to be held while not interfering with the success of their businesses.

ADMINISTRATIVE SUMMARY

- The applicant advised Staff that they met with the business and property owners; however, no compromise was reached between them.
- The applicant has submitted a revised application. The changes included:
 - Relocating the stage toward their Dumpster access driveway and projecting the music northwest towards Main Street. At the time of submission, Staff advised the applicant that there are AMP rentals on Friday and Saturday nights and projecting the music in that direction could disturb their events.
 - Monitoring the volume to comply with the City as well as their surrounding neighbors.
 - Reducing the number of event days from 46 to 35. (At the March 16th call to public a proposed schedule from a Wilde Theatre was provided to City Council showing the 22 dates that the Theatre has scheduled productions. The revised application continues to conflict with 19 of those 22 scheduled dates)

- The City-Council approved Civic Event Policy states:

Civic Event Evaluation Criteria

Application approval will be considered under the following parameters:

- 1. Events that directly benefit business interests and the social welfare of Brighton residents*
- 2. Demand on City resources*
- 3. Security and public safety*
- 4. Traffic flow*

The criteria and priority of event approval will be considered under the following parameters:

- 1. Civic events sponsored by the City of Brighton and/or a recognized affiliate agency*
- 2. Other public (governmental) agencies and their affiliates*
- 3. Community service groups: local (City/County) non-profit organizations that support a range of community services and where the activity is a benefit to the general community and the City of Brighton*
- 4. Commercial organizations of the City that want to conduct a non-promotional event that does not charge a fee or generate revenue (i.e. an activity that is categorized as a public service)*

The Weekends on West Civic Event does not meet any of the four criteria listed above for approval. The applicant is not a non-profit organization. It is a private business and does not donate any of the proceeds from the event.

- While the event has not changed over the last three years, other aspects have. The pandemic is behind us and there are no anticipated gathering restrictions forthcoming, so it is not necessary for a private business to hold an event that requires public resources and the closure of a public street. Additionally, the Main Street Streetscape project will be occurring for the entire time this event is planned, and the closure of West Street will eliminate one of the two access points for the first 1 ½ blocks of Main Street for emergency service vehicles.
- Based on the findings of the Committee, it is recommended that the 2023 Weekends on West Civic Event application be denied as it does not meet the criteria as outlined in the City-Council Civic Event Policy.

RECOMMENDATION

Based on the recommendations of the Civic Event Committee, staff recommends that City Council consider the existing City-Council Civic Event Policy as outlined above in determining approval of the Weekends on West application.

Prepared by: Patty Thomas, Asst. to the DPS Director

Reviewed by: Marcel Goch, DPS Director

Reviewed &

Approved by: Gretchen Gomolka, City Manager

Attachments: 2023 Weekends on West Civic Event Application =



City of Brighton

Civic Event Application

Need Insurance Certificate

Civic Event Application Form

Application Date: 3-21-23

Name of Organization: The Pond Bar + Grill

Name of Applicant: Nick Hegyz

Address: 139 W. Main Brighton 48116

Contact Information:

Cell Phone 248-885-6032 Home Phone 810-588-6242

Email Address Nick@thepondbar.com

Event Title: Weekends on West

Event Location: West st between the Pond + Grapols

Event Days/Times (Please stipulate the following information for each date of event)

Date	Day of Week	Beginning Time	Ending Time
<u>5/6</u>	<u>6/2</u>	<u>7/1</u>	<u>8/4</u>
<u>5/12</u>	<u>6/3</u>	<u>7/7</u>	<u>8/5</u>
<u>5/13</u>	<u>6/9</u>	<u>7/8</u>	<u>8/11</u>
<u>5/19</u>	<u>6/9</u>	<u>7/13</u>	<u>8/12</u>
<u>5/20</u>	<u>6/16</u>	<u>7/14</u>	<u>8/18</u>
<u>5/26</u>	<u>6/23</u>	<u>7/21</u>	<u>8/19</u>
	<u>6/24</u>	<u>7/22</u>	<u>8/19</u>
	<u>6/30</u>	<u>7/29</u>	<u>8/25</u>
<u>9/1</u>	<u>9/15</u>	<u>35 DAYS</u>	
<u>9/2</u>	<u>9/22</u>		
<u>9/8</u>	<u>9/29</u>		
<u>9/9</u>	<u>9/30</u>		

The Pound Bar & Grill
Weekends on West
2023 Schedule

Saturday, May 6

Friday & Saturday, May 12 & 13

Friday & Saturday, May 19 & 20

Friday, May 26

Friday & Saturday, June 2 & 3

Friday, June 9

Friday, June 16

Friday & Saturday, June 23 & 24

Friday & Saturday, June 30 & July 1

Friday & Saturday, July 7 & 8

Friday, September 22

Friday, July 14

Friday & Saturday, July 21 & 22

Saturday, July 29

Friday & Saturday, August 4 & 5

Friday & Saturday, August 11 & 12

Friday & Saturday, August 18 & 19

Friday, August 25

Friday & Saturday, September 1 & 2

Friday & Saturday, September 8 & 9

Friday, September 15

Friday & Saturday, September 29 & 30



City of Brighton

Civic Event Application

Set up Time/Date Tear down Time / Day Rain Date (if applicable)
_____ _____ _____
FRIDAYS *SATURDAYS* *N/A*

Please Note: Tear down time will be strictly enforced. It is the applicant's responsibility to ensure the teardown of all materials with their on-site vendors, sponsors, etc. is complete by the teardown time given above.

Organization/Applicant Information

Applications for Civic Events in the City of Brighton shall NOT be approved for applicants in default to the City. Therefore, each Application for Civic Events shall be routed to the Finance Department for a determination of any defaults to the City. In the event a default to the City exists, the Application shall be disapproved by the Finance Department with the nature of the default described as the reason of the disapproval.

Tax Identification Number: 0270332

Brief Description of Organization's Purpose and/or Function:

To bring an affordable, family friendly live Entertainment experience in Residents "over back yard"

Is this organization a non-profit?

 Y N

If yes, attach a copy of the organizations Sales Tax Exempt Certificate.



City of Brighton

Civic Event Application

Does your group presently have Liability Insurance?



Y



N

General Liability Insurance is required naming the City of Brighton as additionally insured. If food is being served, product liability must be included. Limits of liability should be no less than \$1,000,000 combined single limit for bodily injury and property damage.

Events that include the sale or distribution of alcohol must have a special event liquor liability policy in an amount not less than \$1,000,000 naming the City of Brighton as additionally insured. This policy is in addition to the comprehensive liability insurance.

Please Provide a Description of the Proposed Civic Event (attach additional pages if necessary):

We plan to Set up Bands on west street in between The Pound! + Gropolis. during the dates I have provided. The plan is to set up by our dumpster access and project the music Northwest towards Main street. We will also be monitoring the volume in order to comply with the city as well as our surrounding neighbors

Is this event expected to occur next annually?



Y



N

If yes, you can reserve a date for next year via this application. To reserve dates for next year, please provide the following information:

Normal Event Schedule, if applicable (e.g., third weekend in July):



City of Brighton

Civic Event Application

OR

Next year's specific date(s):

Date(s)	Day(s) of Week	Date(s)	Day(s) of Week
???	???	???	???

Proceeds from the event(s) will be used for:



City of Brighton

Civic Event Application

Will there be an admission fee?

 Y N

If yes, how much will you charge?

N/A

Do you plan to utilize vendors and/or exhibitors for sales of any kind?

 Y N

What is the fee charged to each vendor/exhibitor?

N/A

Do you plan to contribute revenues received from this event to local organizations and/or community groups?

 Y N

If yes, please specify which organizations and/or local community groups and how much you will contribute.

Organization/Community Group

\$ Amount

What is the expected attendance for this event?

60 People

Do you plan to supply additional restroom facilities?

 Y N

Number of volunteers



City of Brighton

Civic Event Application

Number of staff members: 6

How will volunteers and staff members be identified?

Pound Bar & Grill or Gropolis T-shirts

How will this event benefit the residents and/or improve the quality of life in the City of Brighton?

The plan is to bring people downtown during this summer when there will be no festivals while construction continues. This is a free event to enjoy, courtesy of The Pound & Gropolis.

Electrical services required (please be as accurate as possible)

We have our own electrical located towards the southwest corner of our building

Other utilities required (please be as accurate as possible):

Barrier from the city to show the closure

City facilities requested (please be as accurate as possible):

N/A



City of Brighton

Civic Event Application

Do you plan to utilize the City's AMP? Y N

If yes, please note a refundable security deposit of \$500 will be required.

Please review the page entitled "The AMP", which details what areas and equipment are included in the AMP. Please provide the detailed aspects (i.e. vendors, musical performances, days, times etc.) and their locations on the AMP Drawing.

Do you plan to utilize off-site parking facilities? Y N

If yes, please specify where the off-site parking will be located:

Staff members will be carpooling from Kroger or Meijer to make more room for our guests to park downtown

What is your plan for transportation from the parking area to the event location?

Carpool

Signage

Signage Requested (please detail sign locations and types on the attached map and provide sign renderings.

Number of signs 0

Detailed locations of signs:

N/A

Date signs posted: N/A Date signs removed: N/A



City of Brighton

Civic Event Application

Please attach a list of equipment (e.g. stage, tents, vehicles, etc.) that you will use for the event or will be bringing onto City property, streets, or park areas. Please note, all equipment items are subject to approval. If tents are to be used, please fill out the "Brighton Area Fire Authority Tent Permit Application" (attached).

Same day Set up & Tear down of Bands,
Speakers, wires, Microphones, Instruments.



City of Brighton

Civic Event Application

Are you requesting a street closure for your event? Y N

If yes, please detail the street(s) you would like closed and the location of the closure(s) on the attached map.

Do you want to sell and/or serve alcohol? Y N

If yes, please see the attached sheet titled, "Alcohol," and fill in the questions in complete detail.

Security

If the event requires overnight setup or storage of goods, equipment, etc., security is the responsibility of the event applicant.

If your event requires overnight security, please provide the following details of your security plan:

Please list on site representative names and contact information:

On Site Representative

Phone Number

NA



City of Brighton

Civic Event Application

Owner(s) Affidavit

I, Nick Heagle, have authorized Nick Heagle as
(Company/Organization Owner) (Civic Event Applicant)

my representative for the purpose of obtaining a Civic Event permit(s) from the City of Brighton

for my organization located at

139 W Main Brighton, MI 48116
(Company/Organization Address)


Company/Organization Owner's Signature

3-21-23
Date



City of Brighton

Civic Event Application


Indemnification Agreement


The Powwow Bar & Grill agrees to defend, indemnify, and hold harmless
(Company/Organization)

the City of Brighton, Michigan, from any claim, demand, suit, loss, cost of expense, or any
damage that may be asserted, claimed or recovered against or from the

Powwow Bar & Grill and/or the City of Brighton, Michigan, by reason of
(Company/Organization)

any damage to property, personal injury or bodily injury, including death, sustained by any
person whomsoever and which damage, injury or death arises out of or is incident to or in any
way connected with the performance of this contract, and regardless of which claim, demand,
damage, loss, cost of expense is caused in whole or in part by the negligence of the City of
Brighton, Michigan, or by third parties, or by the agents, servants, employees or factors of any
of them.

Signature  Date 3-21-23

Witness  Date 3-21-23



City of Brighton

Civic Event Application

Alcohol

Please provide a brief description of the type of alcohol to sold/served during your event:

Beer, wine, spirits, RTD's

Who will be the alcohol license holder?

The Pond Bar + Grill

On the attached map, detail the locations where alcohol will be sold/served during your event.

Describe in detail your alcohol management plan:

All staff members that handle Alcohol have completed a "TIPs" Training course, which is a class designed to show how to identify a guest that may or may not be intoxicated.

If alcohol sales or service is approved by the City Council as part of this event, the applicant must also receive approval from the Liquor Control Commission and event insurance must include an additional indemnification for alcohol (see Comprehensive Liability Insurance section).



City of Brighton

Civic Event Application

FOR OFFICE USE ONLY

Year: _____

Event Name: _____

Estimated Costs: \$ _____

Payment Received Date: _____ Received by: _____

Cash / Check / Credit Card: _____

Final Costs: \$ _____

Remaining Balance (Final Costs – Estimated Costs): \$ _____

Payment Received Date: _____ Received by: _____

Cash / Check / Credit Card: _____

Amended
w/

A Wilde Theatre

111 S West St
Brighton MI

Spring/Summer 2023 Performances
*(Fridays & Saturdays)

This document was provided by Mr. Eric Siegel, owner A Wilde Theatre building as a proposed sharing of weekends.

The red circles indicate the days requested in the revised application by The Pound!

May 2023						
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
5/1/23	5/2/23	5/3/23	5/4/23	5/5/23	5/6/23	5/7/23
				POUND!	POUND!	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
5/8/23	5/9/23	5/10/23	5/11/23	5/12/23	5/13/23	5/14/23
				AWT	AWT	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
5/15/23	5/16/23	5/17/23	5/18/23	5/19/23	5/20/23	5/21/23
				AWT	AWT	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
5/22/23	5/23/23	5/24/23	5/25/23	5/26/23	5/27/23	5/28/23
				POUND!	POUND!	
Mon	Tues	Weds				
5/29/23	5/30/23	5/31/23				

A Wilde Theatre (AWT): 24 days
The Pound! Bar (POUND!): 20 days

Holidays

Memorial Day Weekend: The Pound! Bar
Independence Day Weekend: A Wilde Theatre
Labor Day Weekend: The Pound! Bar

A Wilde Theatre

111 S West St
Brighton MI

Spring/Summer 2023 Performance Dates*

*(Fridays & Saturdays)

June 2023						
			Thurs	Fri	Sat	Sun
			6/1/23	6/2/23	6/3/23	6/4/23
				POUND!	POUND!	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
6/5/23	6/6/23	6/7/23	6/8/23	6/9/23	6/10/23	6/11/23
				POUND!	POUND!	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
6/12/23	6/13/23	6/14/23	6/15/23	6/16/23	6/17/23	6/18/23
				POUND!	POUND!	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
6/19/23	6/20/23	6/21/23	6/22/23	6/23/23	6/24/23	6/25/23
				AWT	AWT	
Mon	Tues	Weds	Thurs	Fri		
6/26/23	6/27/23	6/28/23	6/29/23	6/30/23		
				AWT		

A Wilde Theatre

111 S West St
Brighton MI

Spring/Summer 2023 Performance Dates*

*(Fridays & Saturdays)

July 2023						
					Sat 7/1/23	Sun 7/2/23
					AWT	
Mon 7/3/23	Tues 7/4/23	Weds 7/5/23	Thurs 7/6/23	Fri 7/7/23	Sat 7/8/23	Sun 7/9/23
					AWT	AWT
Mon 7/10/23	Tues 7/11/23	Weds 7/12/23	Thurs 7/13/23	Fri 7/14/23	Sat 7/15/23	Sun 7/16/23
					POUND!	POUND!
Mon 7/17/23	Tues 7/18/23	Weds 7/19/23	Thurs 7/20/23	Fri 7/21/23	Sat 7/22/23	Sun 7/23/23
					POUND!	POUND!
Mon 7/24/23	Tues 7/25/23	Weds 7/26/23	Thurs 7/27/23	Fri 7/28/23	Sat 7/29/23	Sun 7/30/23
					POUND!	POUND!
Mon 7/31/23						

A Wilde Theatre

111 S West St
Brighton MI

Spring/Summer 2023 Performance Dates*

*(Fridays & Saturdays)

August 2023						
	Tues	Weds	Thurs	Fri	Sat	Sun
	8/1/23	8/2/23	8/3/23	8/4/23	8/5/23	8/6/23
				POUND!	POUND!	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
8/7/23	8/8/23	8/9/23	8/10/23	8/11/23	8/12/23	8/13/23
				AWT	AWT	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
8/14/23	8/15/23	8/16/23	8/17/23	8/18/23	8/19/23	8/20/23
				AWT	AWT	
Mon	Tues	Weds	Thurs	Fri	Sat	Sun
8/21/23	8/22/23	8/23/23	8/24/23	8/25/23	8/26/23	8/27/23
				AWT	AWT	
Mon	Tues	Weds	Thurs			
8/28/23	8/29/23	8/30/23	8/31/23			

A Wilde Theatre

111 S West St
Brighton MI

Spring/Summer 2023 Performance Dates*

*(Fridays & Saturdays)

*This can be
w/ Pounding
Weekends*

September 2023						
				Fri 9/1/23	Sat 9/2/23	Sun 9/3/23
				FOUND!	FOUND!	
Mon	Tues	Weds	Thurs	Fri 9/8/23	Sat 9/9/23	Sun 9/10/23
				AWT	AWT	
Mon	Tues	Weds	Thurs	Fri 9/15/23	Sat 9/16/23	Sun 9/17/23
				AWT	AWT	
Mon	Tues	Weds	Thurs	Fri 9/22/23	Sat 9/23/23	Sun 9/24/23
				AWT	AWT	
Mon	Tues	Weds	Thurs	Fri 9/29/23	Sat 9/30/23	Sun 10/1/23
				AWT	AWT	



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

April 6, 2023

SUBJECT: CONSIDER APPROVAL OF THE 2023 RUCK TO LIVE CIVIC EVENT APPLICATION

BACKGROUND

- At the March 2, 2023 City Council meeting, staff presented the 2023 Civic Event Applications to Council for their review and action.
- Staff had noted that while the Committee was recommending approval of the Ruck to Live Event, they would be discussing the size and the length of time of the closure as well as removing certain aspects based on feedback from Staff, downtown merchants, and members of the public.
- City Council voted to not approve the Ruck to Live Application and requested that Staff meet with the applicant, finalize the details of the event, and return with a recommendation based on the outcome of the meeting.

ADMINISTRATIVE SUMMARY

- The applicant submitted a revised application whereas they are no longer requesting to close any portion of Main Street and instead hold their event on St. Paul Street and at the AMP.
- The Civic Event Committee, the DPS Director, and Councilmember Gipson met with the applicant and determined that the revised scope of the event is acceptable and addresses the concerns raised from their previous events.

RECOMMENDATION

Approve the 2023 Ruck to Live Civic Event Application as recommended by the Civic Event Committee.

Prepared by: Patty Thomas, Asst. to the DPS Director

Reviewed by: Marcel Goch, DPS Director

Reviewed &

Approved by: Gretchen Gomolka, City Manager

Attachments: 2023 Ruck to Live Civic Event Application



City of Brighton

Civic Event Application

Set up Time/Date
5:30 a.m. 9/23/23

Tear down Time /
Day 3:30 pm
9/23/23

Rain Date (if applicable)

Please Note: Tear down time will be strictly enforced. It is the applicant's responsibility to ensure the teardown of all materials with their on-site vendors, sponsors, etc. is complete by the teardown time given above.

Organization/Applicant Information

Applications for Civic Events in the City of Brighton shall NOT be approved for applicants in default to the City. Therefore, each Application for Civic Events shall be routed to the Finance Department for a determination of any defaults to the City. In the event a default to the City exists, the Application shall be disapproved by the Finance Department with the nature of the default described as the reason of the disapproval.

Tax Identification Number: 84-3084096

Brief Description of Organization's Purpose and/or Function:

We are a Veterans 501c3 non-profit organization that fills the gap for our veterans needing support and their families. Our mission is to reduce the suicide rate amongst our veterans and first responders. To provide resources, classes, financial assistance, vehicle assistance, etc... to reduce stress and suicide.

Is this organization a non-profit?

 Y N

If yes, attach a copy of the organizations Sales Tax Exempt Certificate.



City of Brighton

Civic Event Application

Does your group presently have Liability Insurance? Y N

General Liability Insurance is required naming the City of Brighton as additionally insured. If food is being served, product liability must be included. Limits of liability should be no less than \$1,000,000 combined single limit for bodily injury and property damage.

Events that include the sale or distribution of alcohol must have a special event liquor liability policy in an amount not less than \$1,000,000 naming the City of Brighton as additionally insured. This policy is in addition to the comprehensive liability insurance.

Please Provide a Description of the Proposed Civic Event (attach additional pages if necessary):

We will be marching the approved route with a convoy to begin and end on West Main Street Brighton to bring awareness of the suicide rate amongst our veterans. We will have a flag ceremony to end the march portion of the Ruck. Then we will have live music, dancing, resource booths, lunch for marchers, and other fun activities to involve the community during this downtown time. Our purpose is to connect veterans and their families with resources and the community.

Is this event expected to occur next annually? Y N

If yes, you can reserve a date for next year via this application. To reserve dates for next year, please provide the following information:

Normal Event Schedule, if applicable (e.g., third weekend in July):

a Saturday in September



City of Brighton

Civic Event Application

OR

Next year's specific date(s):

Date(s)	Day(s) of Week	Date(s)	Day(s) of Week
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Proceeds from the event(s) will be used for:

Assisting veterans and their families to help prevent stressors that may lead to suicide. Therefore reducing the suicide rate.



City of Brighton

Civic Event Application

Parade, Run or Walk

Answer the following section if the proposed civic event is a parade or run/walk event.

Starting Point:

Millpond/W Main street area

Route (use the attached map or provide your own to designate the route):

Ending Point:

Ending at the mill pond on W Main street Downtown Brighton

Number of Entries:

300

Traffic Control Plan:

There will be a moving convoy for the marchers. Brighton Police to escort from front and rear of convoy. We will also have Corrigan Truck to utilize for traffic as needed.

If your event is a run/walk, will you be providing volunteers at all road crossings? Y N

Will volunteers be wearing shirts identifying them? Y N

Will Volunteers be wearing reflective safety vests? Y N



City of Brighton

Civic Event Application

Will there be an admission fee?

Y N

If yes, how much will you charge?

Fee for the March but not for the event downtown. This will be free to the community as well as the marchers.

Do you plan to utilize vendors and/or exhibitors for sales of any kind?

Y N

What is the fee charged to each vendor/exhibitor? no fees

Do you plan to contribute revenues received from this event to local organizations and/or community groups? Y N

If yes, please specify which organizations and/or local community groups and how much you will contribute.

Organization/Community Group

\$ Amount

Veterans Connected - Reboot & other services to support veterans

100%

What is the expected attendance for this event? 1000+

Do you plan to supply additional restroom facilities?

Y N

Number of volunteers 20 - 30



City of Brighton

Civic Event Application

Number of staff members: 7

How will volunteers and staff members be identified?

Veterans Connected Shirts - working on Bright colored shirts

How will this event benefit the residents and/or improve the quality of life in the City of Brighton?

Bringing awareness of our veteran's needs, letting other veterans around our community know we are available to support as needed. Letting veterans and their families know about our services and other resources available. Bringing the community together to support our veterans.

Electrical services required (please be as accurate as possible)

Amphitheater is being requested for band use. General vendor use along main street.

Other utilities required (please be as accurate as possible):

City facilities requested (please be as accurate as possible):

Please have public restrooms open at 6:30 a.m. so marchers can utilize them prior to the march beginning



City of Brighton

Civic Event Application

Do you plan to utilize the City's AMP? Y N

If yes, please note a refundable security deposit of \$500 will be required.

Please review the page entitled "The AMP", which details what areas and equipment are included in the AMP. Please provide the detailed aspects (i.e. vendors, musical performances, days, times etc.) and their locations on the AMP Drawing.

Do you plan to utilize off-site parking facilities? Y N

If yes, please specify where the off-site parking will be located:

We will be utilizing the general public parking throughout the immediate area.

What is your plan for transportation from the parking area to the event location?
Participants will walk from the parking area to the event site

Signage

Signage Requested (please detail sign locations and types on the attached map and provide sign renderings.

Number of signs 1

Detailed locations of signs:

We will be placing Ruck March signs showing the community/visitors where to come for the event. We will also be placing small American Flags on the hillside next to the Veteran Memorial to represent the number of suicides each month.

Date signs posted: 9/22/2023 Date signs removed: Flags 9/29/2023



City of Brighton

Civic Event Application

Please attach a list of equipment (e.g. stage, tents, vehicles, etc.) that you will use for the event or will be bringing onto City property, streets, or park areas. Please note, all equipment items are subject to approval. If tents are to be used, please fill out the “Brighton Area Fire Authority Tent Permit Application” (attached).

Exhibitor small 10x10 or 12x12 popup tents, We are working on Crush the Sigma coming to event this year. This will go through process again with the Fire Marshall for approval. The parking spots along Main Street allowing emergency vehicle access through the middle of the street at all times. There will always be 20' of open space down the middle of Main Street.



City of Brighton

Civic Event Application

Are you requesting a street closure for your event? Y N

If yes, please detail the street(s) you would like closed and the location of the closure(s) on the attached map.

Do you want to sell and/or serve alcohol? Y N

If yes, please see the attached sheet titled, "Alcohol," and fill in the questions in complete detail.

Security

If the event requires overnight setup or storage of goods, equipment, etc., security is the responsibility of the event applicant.

If your event requires overnight security, please provide the following details of your security plan:

Please list on site representative names and contact information:

On Site Representative

Phone Number



City of Brighton

Civic Event Application

Owner(s) Affidavit

I, John Whittenburg, have authorized Brandyn Mickus and Barb Smith as
(Company/Organization Owner) (Civic Event Applicant)

my representative for the purpose of obtaining a Civic Event permit(s) from the City of Brighton

for my organization located at

134 W. Main Street, Ste 300, Brighton, MI 48116

(Company/Organization Address)

John A. Whittenburg II

Company/Organization Owner's Signature

03/01/2023

Date



City of Brighton

Civic Event Application

Indemnification Agreement

Th Veterans Connected agrees to defend, indemnify, and hold harmless
(Company/Organization)

the City of Brighton, Michigan, from any claim, demand, suit, loss, cost of expense, or any

damage that may be asserted, claimed or recovered against or from the

Veterans Connected and/or the City of Brighton, Michigan, by reason of
(Company/Organization)

any damage to property, personal injury or bodily injury, including death, sustained by any

person whomsoever and which damage, injury or death arises out of or is incident to or in any

way connected with the performance of this contract, and regardless of which claim, demand,

damage, loss, cost of expense is caused in whole or in part by the negligence of the City of

Brighton, Michigan, or by third parties, or by the agents, servants, employees or factors of any

of them.

Signature John A. Whittenburg II Date 03/01/2023

Witness

Date



City of Brighton

Civic Event Application

The AMP

The AMP consists of:

- A. The stage
 1. The covered stage is 39 feet, 10 inches wide x 11 feet, 4 inches deep
 2. The overall stage size is 39 feet, 10 inches wide x 19 feet
 3. The side stage area is 7 feet x 14 feet on each side

- B. The 2,500 square foot dance floor, which can also be used for seating. The seating capacity is 120 to 150 chairs.

- C. Tiered seating area – seating capacity is 115.

- D. Electricity
 1. Stage area has 12 each 120V receptacles distributed evenly
 2. Stage area has a 240V, 30A NEMA L14-30 power receptacle for sound board connection
 3. Stage area has 3 microphone jack locations
 4. Stage area has 2 each 300 watt speakers for general sound distribution
 5. Stage has general lighting, with controls

- E. Equipment
 1. Two (2) wireless microphones
 2. Two (2) wired microphones
 3. Four (4) microphone stands

Please list what equipment, if any, listed above that you will be utilizing:

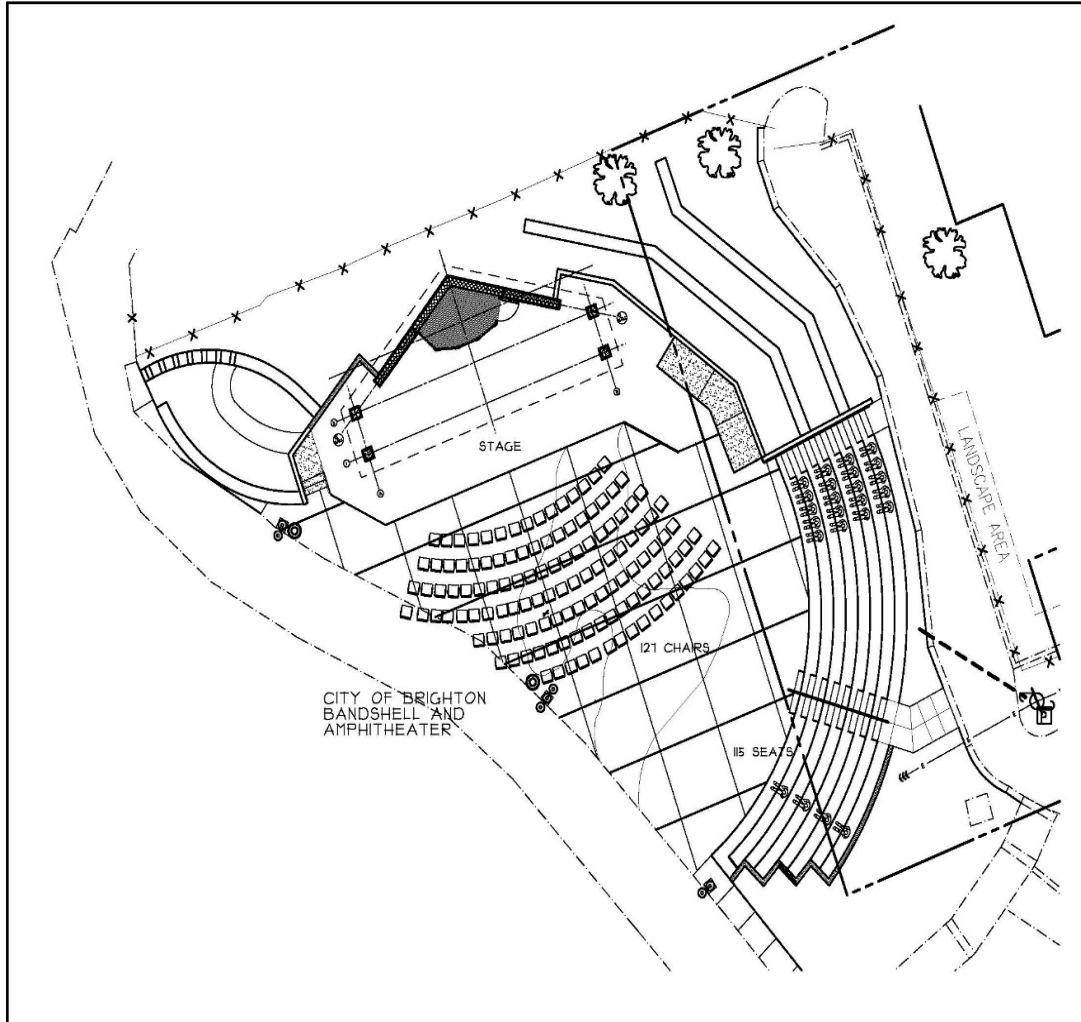
The stage	
Dance Floor Area	
Tiered seating area	
Electricity	
Equipment - Wireless Microphones	



City of Brighton

Civic Event Application

The AMP

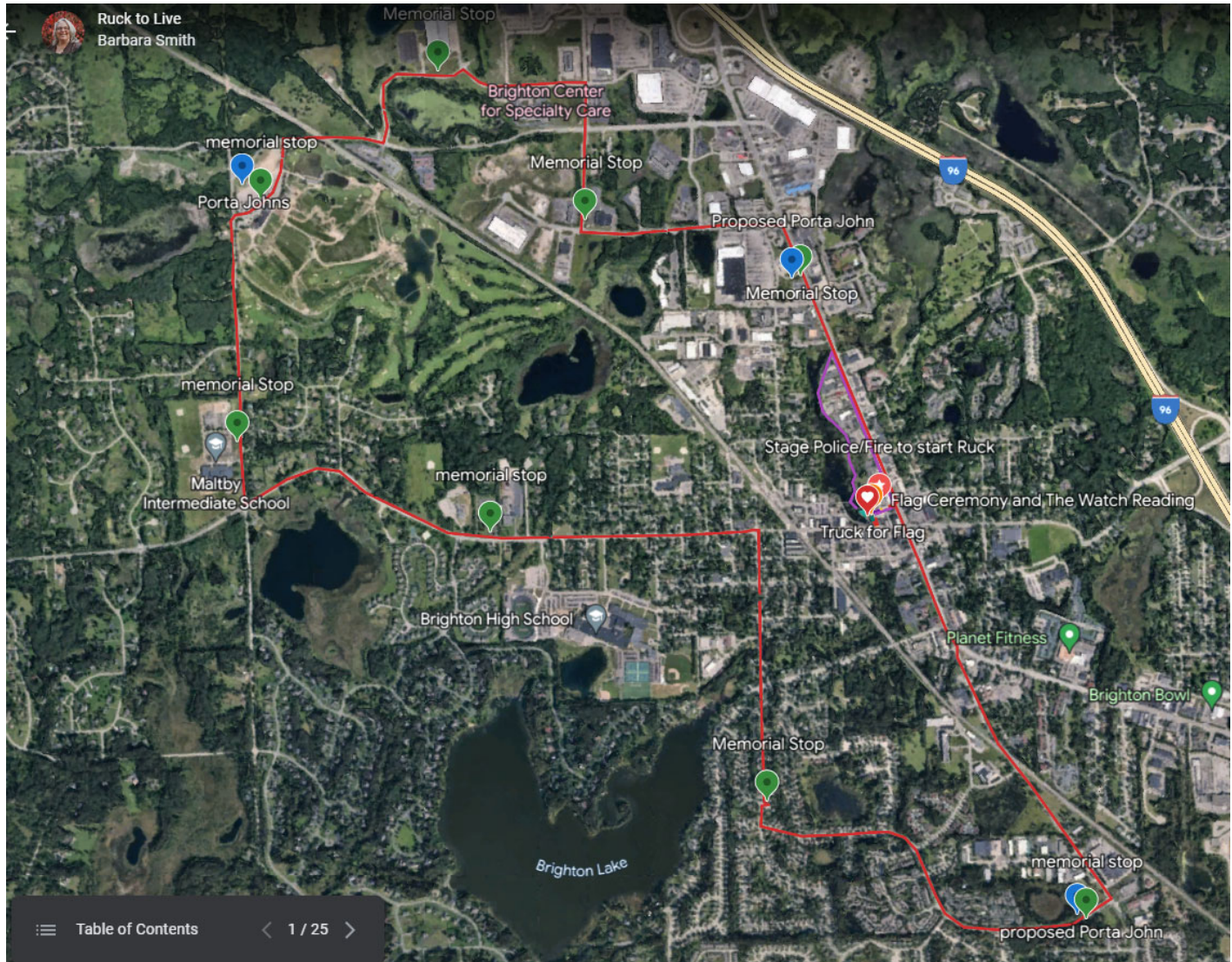


What day(s) and time(s) will each of these events be occurring

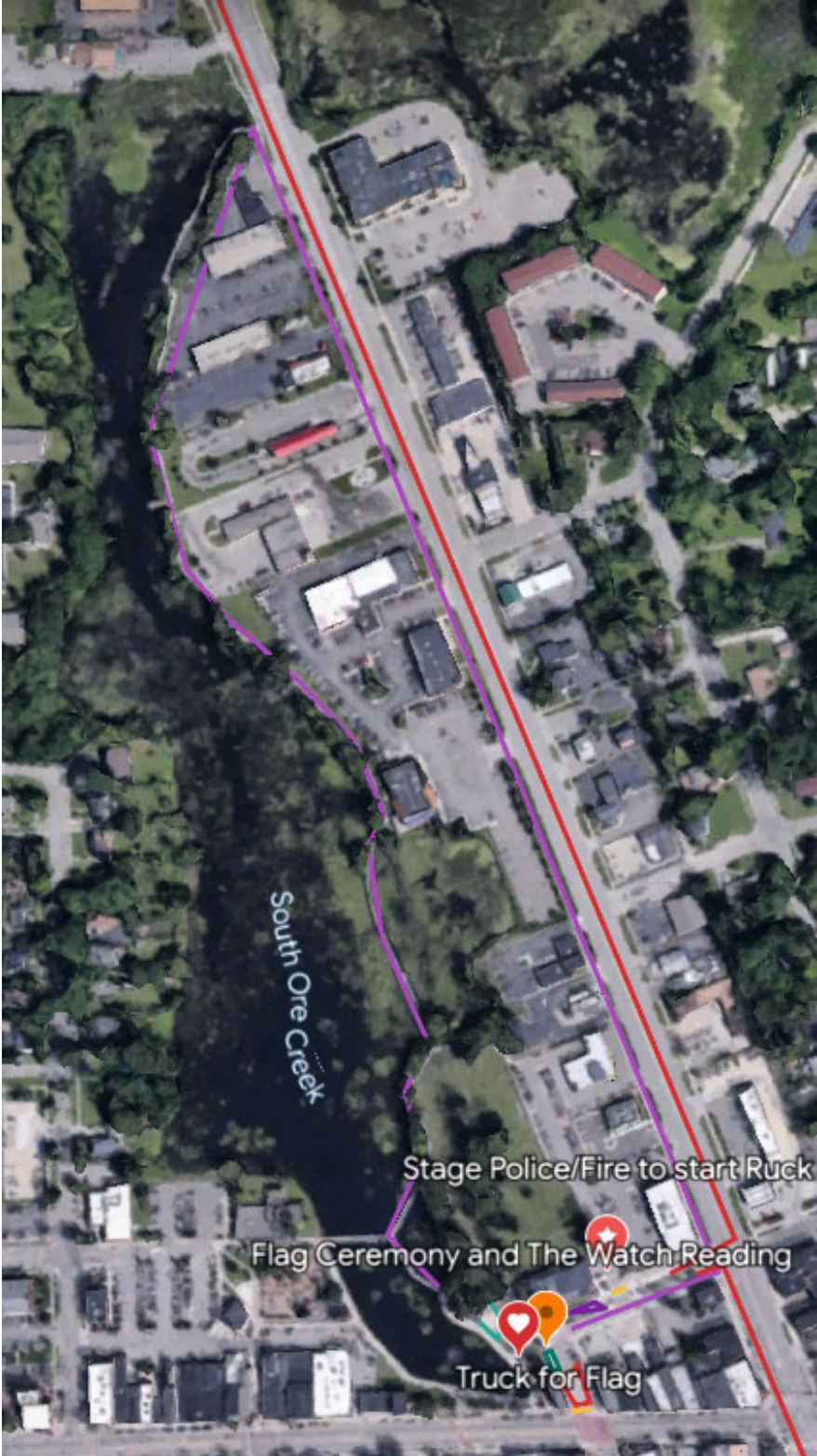
Set up stage with band starting at 9:00 a.m., no chairs will be set up for the event on 9/23/23

RUCK TO LIVE 2023

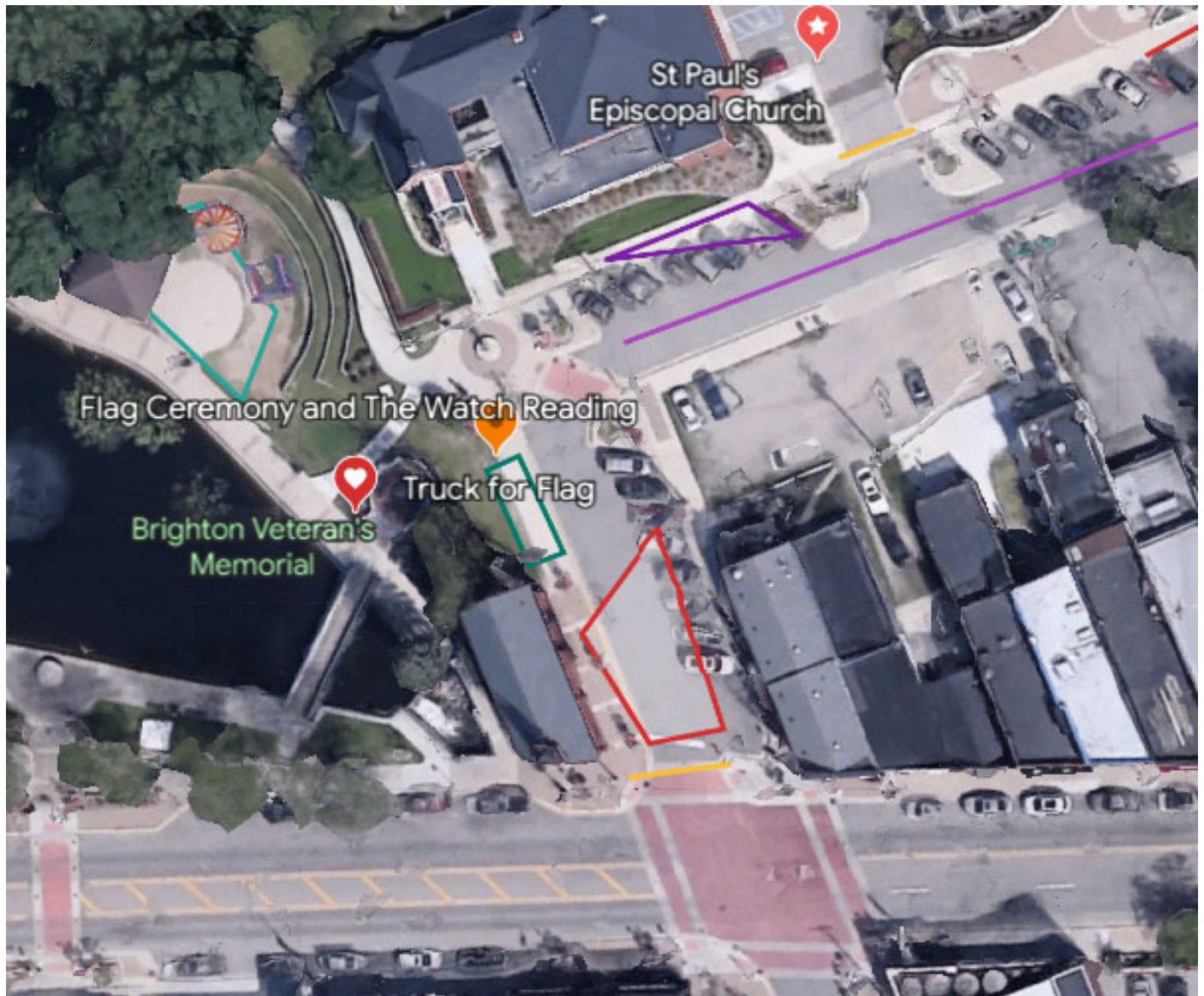
RUCK ROUTE (Red Line - Same as 2022)



Short Ruck Route for Families (Purple Line)



Street Closure / Event Location Map





City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL APRIL 6, 2023

SUBJECT: CONSIDER AUTHORIZING THE CITY MANAGER TO APPROVE POP-UP CIVIC EVENTS THROUGHOUT THE YEAR

ADMINISTRATIVE SUMMARY

- At the March 2nd City Council meeting the idea of having the City Manager approve requests of downtown merchants to hold small, pop-up events this season due to their inability to hold larger events.
- The initial recommendation suggested that applications for these types of events be submitted to the Civic Event Committee for review with final approval being made by the City Manager with City Council being made aware of events through the City Council liaison, Councilmember Paul Gipson.
- City Council asked Attorney Gabis to look into the legality of this process and to help clarify the limitations of the what the City Manager may approve.
- Attorney Gabis has provided the following suggested procedure and definition:

For the 2023 Event Season only, pop-up events shall be considered for approval by the City Manager, after review and recommendation by the Chief of Police and Director of the Department of Public Works.

A pop-up Event is an event requested by an owner or representative of a business physically located in the City of Brighton that occurs on City-owned property during only one day, and that requires no road closure nor assistance by the Department of Public Works, the Police Department or Brighton Area Fire Authority, and does not include gambling activities or the sale of alcohol.

RECOMMENDATION

Recommend authorizing the City Manager to approve small, pop-up events for the 2023 event season in accordance with the definition recommend by Attorney Gabis.

Prepared by: Gretchen Gomolka, City Manager



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

APRIL 6, 2023

SUBJECT: DISCUSSION REGARDING ROBERTSON BROTHERS DONATION

BACKGROUND

- In June of 2021 City Council discussed the donation the developer, Robertson Brothers was interested in making to the community in an amount equal to \$200 per home built in the Conley Square Development. In total, the donation will be approximately \$17,000.
- It is important to Robertson Brothers that the donation benefits the City of Brighton and its residents. No decision was made at the meeting in June of 2021 because the various not for profits discussed all had a larger service area than just City of Brighton Residents.

ADMINISTRATIVE SUMMARY

- Robertson Brothers is nearing the end of their project and is eager for the city to make a decision.
- Staff have been discussing this and believe the best way to have a direct impact on the City is to have these funds donated to the Brighton Arts & Culture Commission. Human Resources Manager Michelle Miller is the staff liaison for the Commission and has outlined the following initiatives that the Commission has discussed but lacks current funding for.
 - Community engagement and enrichment opportunities in the arts through a variety of cultural and art experiences drawing families to the downtown
 - Placemaking by creating a public space that strengthens the connections between people and art.
 - Enhancements to the City of Brighton Sculpture Exhibits
- Funding from the Robertson Brothers would provide funding for these types of projects for several years.

RECOMMENDATION

Consider motion to accept the Robertson Brothers donation to be allocated to the Brighton Arts & Culture Commission.

Prepared by: Gretchen Gomolka, City Manager and
Michelle Miller, Human Resources Manager

Reviewed &

Approved by: Gretchen Gomolka, City Manager



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL
APRIL 6, 2023

SUBJECT: CONSIDER APPROVAL POLICE HEADLEE OVERRIDE MILLAGE BALLOT LANGUAGE

ADMINISTRATIVE SUMMARY

- At the March 16, 2023, City Council meeting staff was directed to bring proposed ballot language to City Council with a millage levy amount of 0.5 mills.
- Staff worked with legal counsel Patrick McGow of Miller Canfield to craft the following proposed ballot language:

Shall the City of Brighton, be authorized to levy a new millage of 0.5 mills (\$0.50 per \$1,000.00 of taxable value) for a period of 10 years, beginning 2024 through 2033, inclusive, for the purpose of purchasing and maintaining public safety equipment, which may include patrol vehicles, body armor, weapons, and law enforcement related technology as well as the maintenance of the Police Department building? This millage represents a partial restoration of the previously voter-approved Charter millage of 20 mills which has been reduced to 17.5609 mills by the Headlee Amendment pursuant to MCL 211.34, and, after the expiration of the current police equipment millage of 0.374 mills in 2023, will be a net increase of 0.1326 mills over the current 17.5609 mills levied by the City. The proposal would generate approximately \$280,000 when first levied in July 2024.

RECOMMENDATION

Approve the Police Headlee Override Millage ballot language as presented and authorize staff to begin preparing educational materials.

Prepared By: Gretchen Gomolka, City Manager



City of Brighton

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

APRIL 6, 2023

SUBJECT: CONSIDER APPROVAL OF TRAFFIC EQUIPMENT PURCHASE AND INSTALLATION BY SEVERANCE ELECTRIC COMPANY FOR A PRICE NOT TO EXCEED \$68,639.

BACKGROUND

The City of Brighton owns all the traffic signal lights on Grand River from the I-96 interchange to the southern city limits by Appian Way. These lights are all connected and communicate through a timing program that helps regulate traffic flow through the city. Over the years, areas of traffic congestion at North Street and Grand River have been brought to staff's attention with requests being made for adjustments to the Grand River through traffic and turn lanes. Unfortunately, the timing of that area is limited and until the I-96 interchange project is complete and a traffic study performed, traffic improvements will be restricted.

ADMINISTRATIVE SUMMARY

Our traffic signal system is over 20 years old. The components have an estimated life span of 20 years, and, as with all new technologies, this equipment has become outdated. Two years ago, we experienced a lightning strike that damaged the Main Street traffic intersection signal equipment. At that time, we upgraded that intersection's traffic system as the existing system's parts availability was becoming difficult and would soon be obsolete.

The existing traffic system uses a wire loop and puck system that is activated by vehicles traveling over them to communicate to the controller box that regulates the lights. These loops and pucks are at every traffic signal intersection and have been replaced over the years when milling or asphalt removal occurs or when the equipment fails. With the replacement of the asphalt on Grand River between St. Paul and North Streets, the loops and pucks will be removed. Knowing that the old system is outdated, Staff plans on upgrading this area to match the newer camera system installed at Main Street two years prior. With the Grand River Project poised to begin, Staff would like to get this equipment changed out immediately. This will limit traffic disruption to the downtown corridor, especially with North Street being one of the main thoroughfares around the streetscape project. Additionally, Staff would like to include the traffic light equipment at Brighton Lake Road as this area is scheduled for upgrade as well.

Severance Electric Company is and has been the City's service provider for traffic signal equipment and maintenance for many years. They were also the low bidder for the streetscape crosswalk replacement that is being predominantly funded through an MDOT grant. While there are limited contractors that provide these services, it is staff's preference to continue using Severance Electric because of their familiarity with our system and the service they provide. They are well known in the area and used by the Livingston County Road Commission as well.

BUDGET

Severance Electric provided a quote of \$29,843 to upgrade the traffic signal equipment for one intersection. If approved, staff would like to upgrade the North Street and Brighton Lake Road intersections together bringing the total for two intersections to \$59,686. As is customary, a fifteen percent contingency would be added to cover additional costs totaling \$68,639. The North Street/Grand River intersection would be the first to be upgraded with the Brighton Lake

Road intersection being second. The proposed 2023-24 budget includes \$250,000 for traffic related projects including these signals. Due to the timing of the Streetscape project, staff would like to ask City Council to approve the purchase and a budget amendment of \$68,639 for the 2022-23 fiscal year, and a corresponding amount will be removed from the 2023-24 budget.

RECOMMENDATION

Approve traffic equipment purchase and related budget amendment for the installation of upgraded traffic signals at North Street/Grand River and Brighton Lake Rd by Severance Electric Company for a price not to exceed \$68,639.

Prepared by: Marcel Goch, DPS Director

Reviewed by: Elizabeth Gaines, Finance Director

- Within Budget
- Budget Amendment Necessary and In Proper Form
- Other: Budget Amendment Necessary for 2022/23; item requested in 2023/24 proposed budget however fund balance is available currently to complete project in 2022/23

Reviewed &

Approved by: Gretchen Gomolka, City Manager



Estimate

Date	Estimate #
3/21/2023	5284

SEVERANCE ELECTRIC CO., INC.

PHONE 269.345.0134 FAX 269.342.2929 EMAIL SCOTT@SEVELECTRIC.COM

**TRAFFIC SIGNALS - ELECTRICAL - COMMUNICATIONS
DIRECTIONAL BORING**

Name/Address:

CITY OF BRIGHTON
200 N. FIRST STREET
BRIGHTON, MI 48116

Location:

GR & North

Project

Description	Qty	Rate	Total
18 ft truss	1	3,102.00	3,102.00
Gridsmart camera and processor	1	26,740.96	26,740.96
		Total	\$29,842.96