

CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MONDAY, MARCH 02, 2015
7:30 P.M.

Meeting to be held at City Hall
301 West Main Street

AGENDA

OPENING PRAYER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

APPROVAL OF THE AGENDA:

APPROVAL OF THE MINUTES OF REGULAR MEETING OF FEBRUARY 17, 2015:

ADDRESSING THE CITY COUNCIL

1. Your comments shall be made during times set aside for that purpose.
2. Stand or raise a hand to indicate that you wish to speak.
3. When recognized, give your name and address and direct your comments and/or questions to any City official in attendance.
4. Each person wishing to address the City Council and/or attending officials shall be afforded one opportunity of up to four (4) minutes duration during the first occasion for citizen comments and questions. Each person shall also be afforded one opportunity of up to three (3) minutes duration during the last occasion provided for citizen comments and questions and one opportunity of up to three (3) minutes duration during each public hearing. Comments made during public hearings shall be relevant to the subject for which the public hearings are held.
5. In addition to the opportunities described above, a citizen may respond to questions posed to him or her by the Mayor or members of the Council, provided members have been granted the floor to pose such questions.

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

CITY MANAGER REPORT

Project Status Report

CONSENT AGENDA

1. First Reading and Set Public Hearing – Zoning Ordinance Amendment. Conduct First Reading and Set a Public Hearing for Monday, March 16, 2015 at 7:30 p.m. to receive citizen comment regarding the proposed amendment to Chapter 38, Zoning, Sections 38-5 and 38-217 to establish regulations governing the location of smoking lounges within the City.

ITEMS OF BUSINESS

1. Hookah Lounge Moratorium Extension. Consider extending the moratorium on the establishment of Hookah Lounges, created by Resolution No. 179-2014, for another 90 days to allow the City to work through the ordinance amendment process.
2. Fee Schedule Amendment – Historical Properties. Consider amending the Fee Schedule increasing the suggested donation for admission to Curwood Castle and the rental fees for the Gould House as recommended by the Historical Commission.
3. Water Billing Procedure Amendment. Consider amendment to the Standard Procedures for Issuance and Collection of Utility Bills.

COMMUNICATIONS

1. Parks & Recreation Commission. Minutes of January 26, 2015.
2. Planning Commission. Minutes of January 26, 2015.
3. Downtown Development Authority/Main Street. Minutes of February 4, 2015.
4. Zoning Board of Appeals. Minutes of February 17, 2015.

CITIZEN COMMENTS AND QUESTIONS

NEXT MEETING

Monday, March 16, 2015 – Regular Meeting
Monday, March 30, 2015 – 5th Monday Meeting

BOARDS AND COMMISSIONS OPENINGS

Parks & Recreation Commission, expires June 30, 2015

ADJOURNMENT

The City of Owosso will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting/hearing upon seventy-two (72) hours notice to the City of Owosso. Individuals with disabilities requiring auxiliary aids or services should contact the City of Owosso by writing or calling the following: Amy K. Kirkland, City Clerk, 301 West Main Street, Owosso, MI 48867 or at (989) 725-0500. The City of Owosso Website address is www.ci.owosso.mi.us.

**OWOSSO CITY COUNCIL
REGULAR MEETING**

FEBRUARY 17, 2015

7:30 P.M.

PRESIDING OFFICER: MAYOR BENJAMIN R. FREDERICK

OPENING PRAYER: PASTOR SUSAN KINGSLEY
TRINITY UNITED METHODIST CHURCH

PLEDGE OF ALLEGIANCE: PENNY CORBIN, LEADERSHIP SHIAWASSEE CANDIDATE

PRESENT: Mayor Benjamin R. Frederick, Mayor Pro-Tem Christopher T. Eveleth, Councilpersons Loreen F. Bailey, David B. Bandkau, Burton D. Fox and Elaine M. Greenway.

ABSENT: Councilperson Robert J. Teich, Jr.

APPROVE AGENDA

Motion by Mayor Pro-Tem Eveleth to approve the agenda with the following addition:

ITEMS OF BUSINESS

4. **Emergency Repair Authorization.** Approve emergency repair of the sludge de-watering centrifuge at the Waste Water Treatment Plant, and authorize payment to NRM Investments aka NRM Company in the amount of \$58,077.99 for said repairs.

Motion supported by Councilperson Fox and concurred in by unanimous vote.

APPROVAL OF THE MINUTES OF REGULAR MEETING OF FEBRUARY 2, 2015

Motion by Councilperson Fox to approve the Minutes of the Regular Meeting of February 2, 2015 as presented.

Motion supported by Councilperson Greenway and concurred in by unanimous vote.

STUDENT REPRESENTATIVE REPORT

Owosso High School. Owosso High School Student Council Vice President Grace Rice presented an update of activities at the High School including the fact that the school has raised a total of 95,000 pounds of food to date for their annual food drive.

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

Mayor Frederick noted the 100th anniversary of Kiwanis International, founded in Detroit, Michigan in 1915.

PUBLIC HEARINGS

Ordinance Amendment – Rezone Various Westown Parcels

The proposed amendment would rezone various parcels in the Westown area to comply with the Master Plan, reduce spot zoning, and ease future development of the area.

A public hearing was conducted to receive citizen comment regarding the proposed amendment to Chapter 38, Zoning, Section 38-27, *Zoning Districts and Map*, as detailed above.

There were no citizen comments received prior to or during the meeting.

(Mayor Frederick pointed out that two parcels had been removed from the list of properties proposed for rezoning at the request of the property owner. The properties in question had been included in the original proposal to Council dated January 20, 2015. This proposal was postponed for consideration until February 2, 2015 at which time it was reintroduced with said parcels removed.)

Whereas, the Council, after due and legal notice, has met and there being no one to be heard, motion by Mayor Pro-Tem Eveleth that the following ordinance be adopted:

ORDINANCE NO. 761

AN ORDINANCE AMENDING CHAPTER 38 ZONING OF THE CODE OF ORDINANCES TO REZONE VARIOUS PARCELS OF REAL PROPERTY ON EAST MAIN STREET AND AMEND THE ZONING MAP

WHEREAS, the City of Owosso adopted a Master Plan in 2012 which includes a future land use plan; and

WHEREAS, the Planning Commission desires to carefully implement prudent changes suggested by the Master Plan; and

WHEREAS, the Planning Commission recommends the rezoning of select parcels in the area to reduce spot zoning and create an area with effective zoning for potential development and economic growth while allowing land owners to maintain the current use of their property if they so desire; and

WHEREAS, the Planning Commission published and mailed notices for the amendment, held a public hearing on the amendment, and deliberated on the amendment; and

WHEREAS, the Planning Commission finds that the proposed rezonings meet the intent and criteria for a zoning amendment as it relates to the master plan and the zoning ordinance; and

WHEREAS, the City staff and Planning Commission recommend, without reservations or conditions, the rezoning of the following parcels:

Parcel or Area	Current Zoning	Potential Zoning
108 State	B4	R1
111 S Lansing	I1	R1
115 S Lansing	I1	RM-1
125 S Lansing	I1	R1
203 S Lansing	I1	R1
209 S Lansing	I1	R1
213 S Lansing	I1	R1
219 S Lansing	I1	R1
814 Lynn	I1	R1
401 S State	I1	R1
919 Beehler	I1	R2
921 Beehler	I1	R2
123 N Lansing	B4	OS1

202 S Shiawassee	I1	OS1
206 S Shiawassee	I1	OS1
210 S Shiawassee	I1	OS1
214 S Shiawassee	I1	OS1
302 S Shiawassee	I1	OS1
308 S Shiawassee	I1	OS1
508 Genesee	I1	OS1
509 Genesee	I1	OS1
511 Clinton	I1	OS1
615 Clinton	I1	R1
312 State	R2	R1
520 Milwaukee	I2	I1

and

WHEREAS, the City Council finds that the zoning petition meets the intent and criteria for a zoning map amendment, specifically as it relates to the requirements of Section 38-555; and

WHEREAS, a public hearing was held and City Council deliberated on the request.

NOW THEREFORE BE IT RESOLVED THAT THE CITY OF OWOSSO ORDAINS:

SECTION 1. OFFICIAL ZONING MAP AMENDMENT. That Chapter 38, Zoning, Sec. 38-27, Zoning Districts and Map, reflect the following changes, to be noted on the official map and filed with the city clerk:

Parcel or Area	Parcel Number	Current Zoning	New Zoning
108 State	050-100-001-002-00	B4	R1
111 S Lansing	050-050-000-037-00	I1	R1
115 S Lansing	050-050-000-036-00	I1	RM-1
125 S Lansing	050-050-000-035-00	I1	R1
203 S Lansing	050-050-000-034-00	I1	R1
209 S Lansing	050-050-000-033-00	I1	R1
213 S Lansing	050-050-000-032-00	I1	R1
219 S Lansing	050-050-000-030-00	I1	R1
814 Lynn	050-050-000-031-00	I1	R1
401 S State	050-621-002-008-00	I1	R1
919 Beehler	050-660-009-016-00	I1	R2
921 Beehler	050-660-009-015-00	I1	R2
123 N Lansing	050-660-015-001-00	B4	OS1
202 S Shiawassee	050-660-021-001-00	I1	OS1
206 S Shiawassee	050-660-021-003-00	I1	OS1
210 S Shiawassee	050-660-021-004-00	I1	OS1
214 S Shiawassee	050-660-021-005-00	I1	OS1
302 S Shiawassee	050-660-025-001-00	I1	OS1
308 S Shiawassee	050-660-025-003-00	I1	OS1
508 Genesee	050-660-021-007-00	I1	OS1
509 Genesee	050-660-025-002-00	I1	OS1
511 Clinton	050-660-021-002-00	I1	OS1

615 Clinton	050-660-002-003-00	I1	R1
312 State	050-100-002-006-00	R2	R1
520 Milwaukee	050-660-029-005-00	I2	I1

SECTION 2. EFFECTIVE DATE. This amendment shall become effective March 10, 2015.

SECTION 3. AVAILABILITY. This ordinance may be purchased or inspected in the city clerk's office, Monday through Friday between the hours of 9:00 a.m. and 5:00 p.m.

Motion supported by Councilperson Bailey.

Roll Call Vote.

AYES: Councilpersons Bandkau, Fox, Greenway, Mayor Pro-Tem Eveleth, Councilperson Bailey, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Teich.

CITIZEN COMMENTS AND QUESTIONS

Eddie Urban, 601 Glenwood Avenue, spoke about the \$1,000 scholarship available to Purple Heart recipients and their dependents.

Tom Manke, business owner at 118 South Washington Street, thanked the High School students for their efforts on the annual food drive, but pointed out that 95,000 pounds of food does not go very far with the level of need in the community.

Councilperson Fox said he has received numerous communications from citizens regarding the late fee charged on overdue water bills, saying that the timing of Social Security payments and the due date of the water bills make it difficult for seniors to pay on time. He asked that Council consider amending the policy to allow for a 5-day grace period.

There was discussion regarding Councilperson Fox's request and it was requested the item be placed on the next agenda.

Councilperson Bailey announced the next spay/neuter clinic will be held March 25th. She indicated that folks wishing to participate in the clinic contact her after March 1 to sign up.

There was more discussion regarding establishing a grace period for water bills, empty local food pantries, changes to the food stamp program, and filling the gap between poverty and self-sustainability.

CITY MANAGER REPORT

City Manager Crawford indicated he had nothing to report at this time.

CONSENT AGENDA

Motion by Mayor Pro-Tem Eveleth to approve the Consent Agenda as follows:

Change Order & Payment Authorization – 2014 Tree Removal Program. Authorize Change Order No. 2 to the 2014 Tree Removal Program contract with Advanced Tree Care Service, Inc. reducing the contract amount \$5,970.00 in accordance with the removal of 10 trees from the take-down list and further authorize Progress Payment No. 4 to the contractor in the amount of \$14,469.00 as follows:

RESOLUTION NO. 14-2015

**AUTHORIZING CHANGE ORDER NO. 2 TO THE
2014 TREE REMOVAL PROGRAM CONTRACT
AND
AUTHORIZING PAYMENT TO ADVANCED TREE CARE SERVICES, INC.
FOR WORK COMPLETED TO DATE**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, has approved a contract with Advanced Tree Care Services for the 2014 Tree Removal Program, and found it necessary and beneficial to amend the original contract as detailed in Change Order No. 2 removing 10 trees from the take-down list; and

WHEREAS, an estimate of the work to date has been submitted and is eligible for payment; and

WHEREAS, the city project manager recommends approval of Change Order No. 2 in the amount of \$5,970.00 and authorization of Pay Estimate No. 4 in the amount of \$14,469.00 for work completed through February 10, 2015, as agreed to by Advanced Tree Care Services, Inc.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Owosso, Shiawassee County, Michigan that:

FIRST: The City of Owosso has thereto determined that it is advisable, necessary and in the public interest to amend the contract for the 2014 Tree Removal Program reducing the contract amount by \$5,970.00 as detailed in Change Order No. 2.

SECOND: The accounts payable department is authorized to submit payment to Advanced Tree Care Services, Inc. in the amount of \$14,469.00 as detailed in Cost Estimate No. 4.

THIRD: The above expenses shall be paid from the Major and Local Street Tree Removal Funds, 203-480-818000 and 202-480-818000.

Warrant No. 498. Authorize Warrant No. 498 as follows:

Vendor	Description	Fund	Amount
Logicalis, Inc.	Network engineering support- January 2015	General/ Historical/ Water	\$10,976.00
Michigan Municipal League Workers' Compensation Fund	Workers' compensation insurance	Various	\$25,749.00
William C. Brown, PC	Professional services- January 13, 2015 – February 9, 2015	General	\$ 8,855.60
Johnson Controls, Inc.	Planned service agreement- February 1, 2015- July, 31, 2015	General/ Historical	\$12,350.00

***Check Register – January 2015.** Affirm check disbursements totaling \$ 1,942,247.28 for the month of January 2015.

Motion supported by Councilperson Bailey.

Roll Call Vote.

AYES: Councilpersons Greenway, Bandkau, Fox, Bailey, Mayor Pro-Tem Eveleth, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Teich.

ITEMS OF BUSINESS

Rental Rehabilitation Mortgage Assumption – 122 North Washington Street

Motion by Mayor Pro-Tem Eveleth to approve the assumption of the Rental Rehabilitation Deferred Payment Mortgage for the property located at 122 North Washington Street from James Civile to Hall Real Estate, LLC, satisfying the terms of the MSHDA Rental Rehabilitation Program as follows:

RESOLUTION NO. 15-2015

**AUTHORIZING APPROVAL OF MORTGAGE ASSUMPTION
FOR RENTAL REHAB PROPERTY LOCATED AT
122 NORTH WASHINGTON STREET**

WHEREAS, James and Cynthia Civile, owners of the property at 122 North Washington Street, were the recipients of a Michigan State Housing Development Authority (MSHDA) Downtown Rental Rehabilitation loan, used to rehabilitate the upper story apartments located on the property; and

WHEREAS, per the terms of the MSHDA Downtown Rental Rehabilitation Program all properties benefitting from Rental Rehab funds shall comply with certain terms for a period of five years after completion of the rehabilitation project; and

WHEREAS, the first floor commercial tenant, Hall Real Estate, LLC, has expressed a desire to purchase the building from Mr. and Mrs. Civile; and

WHEREAS, the property is still subject to the terms of the Downtown Rental Rehabilitation Program and as such any sale of the property requires the approval of the mortgage holder and the assumption of the mortgage and the corresponding regulatory agreement by the purchaser; and

WHEREAS, the City of Owosso is the mortgage holder of record for the above loan.

NOW THEREFORE BE IT RESOLVED by the City Council of the city of Owosso, Shiawassee County, Michigan that:

FIRST: The City of Owosso approves of the assumption of the regulatory agreement and mortgage to James and Cynthia Civile by Hall Real Estate, LLC as it pertains to the property at 122 North Washington Street, Owosso and detailed in the attached Assumption of Mortgage Agreement* and Assumption of Regulatory Agreement.*

Motion supported by Councilperson Fox.

Roll Call Vote.

AYES: Councilpersons Fox, Bailey, Greenway, Bandkau, Mayor Pro-Tem Eveleth, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Teich.

Lot Split Authorization – 210 South Washington Street

Motion by Mayor Pro-Tem Eveleth to authorize the division of City lot under Michigan Subdivision Control Act for platted lot commonly known as 210 South Washington Street, parcel # 050-470-022-013-00 as follows:

RESOLUTION NO. 16-2015

**LOT SPLIT
210 SOUTH WASHINGTON STREET
PARCEL #050-470-022-013-00**

WHEREAS, the City of Owosso received a petition from Merkel Properties, LLC for a lot split for their property at 210 South Washington Street, parcel number 050-470-022-013-00, complete with a professional survey and application; and

WHEREAS, Sec. 30-5. Article I, Chapter 30 of the Code of the City of Owosso requires such applications be approved by the city council; and

WHEREAS, the city building official, assessor, community development director, utilities director, and engineer have all approved the application.

NOW THEREFORE BE IT RESOLVED that the City of Owosso City Council hereby approves the split as illustrated and described by the city assessor in the application dated February 3, 2015, resulting in the creation of a larger parcel at 200 South Washington Street as described below:

Current Description 200 S. Washington St. - 050-470-029-001-00

COM AT NE COR OF BLK 29 TH S 66' W TO N ESTLY LN OF J H CALKINS SUBDIV OF RESERVE 7 & MILL RACE BED TH N W'LY TO S LN OF COMSTOCK ST E TO BEG BEING PART OF BLK 29 & A VACATED ALLEY LYING W'LY THEREOF ORIGINAL PLAT

Current Description 210 S. Washington St. - 050-470-029-004-00

S 60 FT OF N 126 FT BLK 29 ORIG PLAT, ALSO PRT OF LOT D J H CALKINS SUB OF RESERVE NO 7 OF ORIG PLAT & PRT OF THE MILL RACE E OF WATER ST, COM AT PT S42*06'50" E ON NE'LY LN WATER ST 185.06 FT, (REC AS 187 FT) FROM INT OF NE'LY LN WATER ST W/S LN COMSTOCK ST & N47*53'10"E 40 FT TO BEG – TH N42*06'50"W 20 FT - N47*53'10" E 20 FT - S42*06'50" E 58 FT -S47*53'10"W 17.3 FT – N42*06'50"W 38 FT – S47*53'10"W 2.7 FT - TO POB

New Description After Split 200 S. Washington St. - 050-470-029-001-00

COM AT NE COR OF BLK 29, ORIGINAL PLAT, TH S 90.55 FT, TH S90*00'00"W, 61.02 FT TO THE NELY LN OF LOT D, J.H. CALKINS SUBDIV OF RESERVE 7 OF ORIG PLAT, TH N42*49'08"W, ALNG SAID LN, 122.97 FT TO N LN BLK 29 & S LN OF COMSTOCK ST, TH N89*51'41"E OF SAID N LN 144.60 FT TO POB.

New Description After Split 210 S. Washington St. - 050-470-029-004-00

COM ON THE E LN OF BLK 29, ORIGINAL PLAT, AT A PT THAT IS 90.55 FT S OF NE COR SAID BLK 29, TH CONT S ALNG SAID E LN 36.25 FT, TH S90*00'00"W, 27.43 FT TO NELY LN OF LOT D, J.H. CALKINS SUB OF RESERVE NO 7 OF ORIG PLAT, TH N42*49'08"W, ON SAID NELY LN 49.42 FT, TH N90*00'00"E, 61.02 FT TO POB. ALSO PRT OF LOT D J H CALKINS SUB OF RESERVE NO 7 OF ORIG PLAT, COM AT PT S42*06'50" E ON NE'LY LN WATER ST 185.06 FT, (REC AS 187 FT) FROM INT OF NE'LY LN WATER ST W/S LN COMSTOCK ST & N47*53'10"E 40 FT TO BEG – TH N42*06'50"W 20 FT - N47*53'10" E 20 FT - S42*06'50" E 58 FT -S47*53'10"W 17.3 FT – N42*06'50"W 38 FT – S47*53'10"W 2.7 FT - TO POB

Motion supported by Councilperson Greenway.

Roll Call Vote.

AYES: Councilperson Bailey, Mayor Pro-Tem Eveleth, Councilpersons Fox, Greenway, Bandkau, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Teich.

Bid Award – Ambulance

Motion by Mayor Pro-Tem Eveleth to approve bid award to Kodiak Emergency Vehicles for one 2015 Osage Type III Ford E-450 ambulance in the amount of \$133,845.00 and authorize payment to the vendor upon satisfactory receipt of said vehicle as follows:

RESOLUTION NO. 17-2015

**AUTHORIZING THE PREPARATION AND EXECUTION OF A CONTRACT WITH
KODIAK EMERGENCY VEHICLES
FOR ONE 2015 FORD E-450 AMBULANCE**

WHEREAS, the City of Owosso, Shiawassee County, Michigan operates an emergency medical service requiring the use of ambulances; and

WHEREAS, the replacement schedule calls for the replacement of one unit in 2015; and

WHEREAS, the City of Owosso sought and received eight bids on November 18, 2014 for a Type III Ford E-450 ambulance; and

WHEREAS, the eight bids have been analyzed to determine which is the most responsible and responsive bid that is in the city's best interest.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Owosso, Shiawassee County, Michigan that:

FIRST: The City of Owosso has heretofore determined that purchasing one 2015 Osage Type III Ford E-450 ambulance from Kodiak Emergency Equipment, Inc. d/b/a Kodiak Emergency Vehicles is advisable, necessary and in the public interest for \$133,845.00.

SECOND: The city manager and the city attorney shall prepare the contract for purchase for which the mayor and city clerk are instructed and authorized to sign.

THIRD: The above expense was budgeted for the 2014-15 fiscal year, however, the delivery date and date for payment will not occur until the 2015-16 fiscal year shall be paid from the Fire Division Equipment fund 101-335-978 through equipment financing or general appropriation at time of delivery in the amount of \$133,845.00.

Motion supported by Councilperson Bailey.

Roll Call Vote.

AYES: Councilpersons Bandkau, Fox, Bailey, Greenway, Mayor Pro-Tem Eveleth, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Teich.

Emergency Repair Authorization – Waste Water Treatment Plant Centrifuge

(This item was added to the agenda.)

Motion by Mayor Pro-Tem Eveleth to approve emergency repair of the sludge de-watering centrifuge at the Waste Water Treatment Plant, and authorize payment to NRM Investments aka NRM Company in the amount of \$58,077.99 for said repairs as follows:

RESOLUTION NO. 18-2015

**AUTHORIZING PAYMENT TO
NRM INVESTMENTS AKA NRM COMPANY
FOR THE EMERGENCY REPAIR TO
THE SHARPLES PM-35000 DECANter CENTRIFUGE
USED AT THE WASTEWATER TREATMENT PLANT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, required the emergency repair and refurbishing of the sludge dewatering centrifuge at the wastewater treatment plant; and

WHEREAS, NRM Investments aka NRM Company, a Texas Corporation was determined to be qualified to repair and refurbish the sludge dewatering centrifuge and had the capacity to do the work in the timely manner dictated by the operational needs of the wastewater treatment plant.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Owosso, Shiawassee County, Michigan that:

- FIRST: an emergency occurred requiring the removal and repair of the sludge dewatering centrifuge;
- SECOND: the city sought proposals for the repair and refurbishing of the Sharples PM3500 decanter centrifuge and determined that NRM Investments aka NRM Company was qualified to do the work on an emergency basis;
- THIRD: the utilities director and the city manager determined that it was necessary to proceed in accordance with city ordinance with the repairs and refurbishing without city council approval and would bring the matter to the city council at the next regular meeting;
- FOURTH: the cost of the repair and refurbishing amounted to \$58,077.99 which has been paid from the Wastewater Plant Replacement Fund;
- FIFTH: the city council of the city of Owosso hereby confirms the cost and repair of the Sharples PM3500 decanter centrifuge and payment to the NRM Investments, a Texas Corporation in the amount of \$58,077.99 from the Wastewater Plant Replacement Fund.

Motion supported by Councilperson Bailey.

Roll Call Vote.

AYES: Councilpersons Bailey, Fox, Mayor Pro-Tem Eveleth, Councilpersons Greenway, Bandkau, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Teich.

COMMUNICATIONS

Larry D. Cook, City Assessor. Communication regarding Board of Review changes.
Richard C. Williams, Finance Director. January 2015 Revenue & Expenditure Report.
Charles P. Rau, Building Official. January 2015 Building Department Report.
Charles P. Rau, Building Official. January 2015 Code Violations Report.
Kevin D. Lenkart, Public Safety Director. January 2015 Police Report.
Kevin D. Lenkart, Public Safety Director. January 2015 Fire Report.
Historical Commission. Minutes of January 12, 2015.
Historical Commission. Minutes of January 26, 2015 Special Meeting.

CITIZEN COMMENTS AND QUESTIONS

Tom Manke, business owner at 118 South Washington Street, spoke in support of the February 24th school millage request saying that the current generation needs to support the schools the way generations have done in the past. He also spoke about the amazing educations that kids today receive.

Councilperson Bailey indicated she feels strongly about supporting the schools saying she felt that good schools would move the City forward as well.

There was further Council discussion in support of the schools and the positive impact they have on the community.

Councilperson Bandkau indicated he would like to see any funds remaining in the snow removal line item be put to use on street construction/maintenance projects.

There was further discussion regarding the budget with statements about being proactive in spending and including the background rationale for certain expenditures.

Mayor Frederick announced the dates and times for the March Board of Review noting that it was each tax payer's right to appeal his assessment if they feel they are being assessed unfairly. He also noted that for the first time in a number of years all property classes are experiencing positive adjustments in value.

NEXT MEETING

Monday, March 02, 2015

BOARDS AND COMMISSIONS OPENINGS

Parks & Recreation Commission, expires June 30, 2015

ADJOURNMENT

Motion by Mayor Pro-Tem Eveleth for adjournment at 8:06 p.m.

Motion supported by Councilperson Fox and concurred in by unanimous vote.

Benjamin R. Frederick, Mayor

Amy K. Kirkland, City Clerk

*Due to their length, full text of marked items are not included in the minutes. These documents are on file in the City Clerk's Office.



MEMORANDUM

301 W MAIN ▪ OWOSSO, MICHIGAN 48867-2958 ▪ WWW.CI.OWOSSO.MI.US

DATE: February 26, 2015
TO: Mayor Frederick and the Owosso City Council
FROM: Susan Montenegro, Community Development Director
SUBJECT: Zoning Ordinance amendment governing Hookah Lounges

RECOMMENDATION:

Staff recommends setting a public hearing for Monday, March 2, 2015 to receive citizen comment regarding the proposed Zoning Ordinance amendment to establish regulations governing smoking shops and hookah lounges.

BACKGROUND:

As you will recall a 90-day moratorium on the establishment of smoking shops and hookah lounges was authorized December 15, 2014 to allow staff and the Planning Commission to research and develop regulations to govern their location and ensure consistent, cohesive and objective land use. The Commission has held discussions, and at their February 23, 2015 meeting recommended the attached ordinance amendment which would establish regulations for smoking shops similar to that used by the Liquor Control Commission for the location of businesses serving and/or selling liquor. Further, during the Commission meeting members discussed how the City would ensure that those near smoking shops would not be subjected to smoke filtering into adjacent areas. Building Official Chuck Rau indicated that such establishments would be required by the Mechanical Code to install air exchangers to prevent this from happening.

FISCAL IMPACTS:

The proposed amendment would allow another type of business to locate operations in the City, potentially increasing the tax base.

RESOLUTION NO.

**SETTING A PUBLIC HEARING REGARDING
AN ORDINANCE TO AMEND SECTIONS 38-5 AND 38-217 OF CHAPTER 38, ZONING,
TO ESTABLISH REGULATIONS GOVERNING THE LOCATION OF SMOKING LOUNGES**

WHEREAS, the city of Owosso has a zoning ordinance governing the use of buildings, structures, and land to ensure the most appropriate use of land and promote the general welfare of the public; and

WHEREAS, the city recognizes the need to amend the Zoning Ordinance to establish regulations governing the location of smoking lounges.

NOW THEREFORE BE IT RESOLVED THAT THE CITY OF OWOSSO ORDAINS that Chapter 38 Zoning, Sections 38-5 and 38-217 of the *Code of Ordinances of the City of Owosso, Michigan* be amended as follows:

SECTION 1. ADDITION. That Section 38-5, Definitions, shall be amended to add a definition for "Smoking Lounge" as follows:

Section 38-5. – Definitions.

***Smoking lounge* shall mean an establishment, which has a State issued smoking ban exemption certificate, and that allows smoking of tobacco products or non-tobacco products or substances on the premises. The term "smoking lounge" includes, but is not limited to, facilities commonly described as tobacco retail specialty stores, cigar bars and lounges, hookah cafes and lounges, tobacco bars and lounges, tobacco clubs or 0% nicotine establishments.**

SECTION 2. ADDITION. That new Section 38-217(2)j, which reads as follows, shall be adopted:

Sec. 38-217. - Principal uses permitted.

In a B-2 district, no building or land shall be used and no building shall be erected except for one (1) or more of the following specified uses unless otherwise provided in this chapter:

- (1) Any retail business or service establishment permitted in B-1 districts as principal uses permitted;
- (2) All retail business, service establishments or processing uses as follows:
 - a. Any retail business whose principal activity is the sale of merchandise in an enclosed building;
 - b. Any service establishment of an office, showroom or workshop nature of a decorator, dressmaker, tailor, baker, painter, upholsterer or an establishment doing radio or home appliance repair, photographic reproduction, and similar service establishments that require a retail adjunct;
 - c. Private clubs, fraternal organizations and lodge halls;
 - d. Restaurants or other places serving food or beverage, except those having the character of a drive-in;
 - e. Theaters, assembly halls, concert halls or similar places of assembly when conducted completely within enclosed buildings;
 - f. Business schools and colleges or private schools operated for profit;
 - g. Medical marihuana dispensary or clinic provided that the medical marihuana dispensary or clinic is operated in full compliance with the Medical Marihuana Act, MCL 333.26421, and

no medical marihuana dispensary or clinic shall be located within one thousand (1,000) feet of another dispensary, any park identified and so signed by the city, or any public or private school, college, or university property, nor shall any dispensary be located within five hundred (500) feet of the following uses, as defined and measured by the Michigan Liquor Control Act, MCL 436.15031:

1. Any house of worship;
 2. Any parcel zoned and used for residential purposes;
 3. Any licensed day care facility;
 4. Any public library.
- h. Other uses similar to the above uses;
- i. Accessory structures and uses customarily incident to the above permitted uses.
- j. **Smoking Lounges shall not be located within one thousand (1,000) feet of another smoking lounge, any park identified and so signed by the city, or any public or private school, college, or university property, nor shall any smoking lounge be located within five hundred (500) feet of the following uses, as defined and measured by the Michigan Liquor Control Act, MCL 436.15031:**
- 1. Any house of worship;**
 - 2. Any parcel zoned and used for residential purposes;**
 - 3. Any licensed day care facility;**
 - 4. Any public library.**

(3) Residential structures existing as of January 1, 2012.

SECTION 3. SEVERABILITY. The various sections and provisions of this ordinance shall be deemed to be severable, and should any section or provision of this ordinance be declared by any court of competent jurisdiction to be unconstitutional or invalid the same shall not affect the validity of this ordinance as a whole or any section or provision of this ordinance other than the section or provision so declared to be unconstitutional or invalid.

SECTION 4. INCONSISTENT ORDINANCES. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are repealed.

SECTION 5. EFFECTIVE DATE. This amendment shall become effective twenty days after passage.

SECTION 6. AVAILABILITY. This ordinance may be purchased or inspected in the city clerk's office, Monday through Friday between the hours of 9:00 a.m. and 5:00 p.m.

SECTION 7. PUBLIC HEARING. A public hearing is set for Monday, March 16, 2015 at 7:30 p.m. for the purpose of hearing citizen comment regarding the proposed ordinance amendment.



MEMORANDUM

301 W MAIN ▪ OWOSSO, MICHIGAN 48867-2958 ▪ WWW.CI.OWOSSO.MI.US

DATE: February 26, 2015

TO: Mayor Frederick and the Owosso City Council

FROM: Susan Montenegro, Community Development Director

SUBJECT: Extension of Hookah Lounge Moratorium

RECOMMENDATION:

Staff recommends a 90-day extension of the temporary moratorium on the establishment of smoking shops and hookah lounges originally authorized December 15, 2014 for an initial period of 90 days.

BACKGROUND:

As you will recall a 90-day moratorium on the establishment of smoking shops and hookah lounges was authorized December 15, 2014 to allow staff and the Planning Commission to research and develop regulations to govern their location and ensure consistent, cohesive and objective land use. The Commission has held discussions on the topic, and at their February 23, 2015 meeting recommended the attached ordinance amendment. Because the process for amending an ordinance is designed to allow time for public comment and participation it will not be possible to complete the entire process before the moratorium expires. Staff is suggesting "renewing" the original moratorium for an additional 90-day period. This extension will provide ample time to respond to any citizen concerns about the amendment and ensure the best possible outcome. Further, language rescinding the moratorium will be included in the adopting resolution when the time comes for final authorization so the moratorium will not continue any longer than absolutely necessary.

FISCAL IMPACTS:

None.

RESOLUTION NO.

**A RESOLUTION EXTENDING A TEMPORARY MORATORIUM ON THE
PERMITTING OF NEW SMOKING SHOPS AND HOOKAH LOUNGES IN THE CITY OF OWOSSO
ORIGINALLY AUTHORIZED BY RESOLUTION NO. 179-2014**

WHEREAS, at the meeting held on December 15, 2014 the city council for the city of Owosso authorized Resolution No. 179-2014 initiating a 90-day moratorium on the establishment of new smoking shops and hookah lounges; and

WHEREAS, the purpose of the moratorium was to allow time to study the need for regulation and develop consistent, cohesive and objective land use, development and regulatory standards for the operation of tobacco retail specialty shops, cigar bars, 0% nicotine establishments, hookah lounges and bars, and other smoking facilities by any other name; and

WHEREAS, the planning commission has undertaken these tasks and is now putting forward an ordinance amendment embodying their recommendations; and

WHEREAS, the ordinance amendment process is designed to allow ample time for input and participation, thereby necessitating an extension of the original moratorium period.

NOW THEREFORE BE IT RESOLVED, by the council of the city of Owosso, that:

FIRST: The moratorium period established by Resolution No. 179-2014 is hereby extended for an additional 90-day period to allow ample time to complete the ordinance amendment process.

SECOND: All terms and restrictions specified in Resolution No. 179-2014 are hereby extended for an additional 90-day period.

MORATORIUM ON SMOKING SHOPS AND HOOKAH LOUNGES

(This item was added to the agenda.)

Again Assistant City Manager Montenegro reported she had been contacted by parties hoping to establish hookah lounges in the City and the Planning Commission had expressed concern with the lack of regulation governing where such establishments could be located, with the Commission requesting a 90-day period to craft regulations for such businesses.

Councilperson Bandkau also noted the Commission's concern with ventilation and infiltration of adjacent properties.

There was a brief discussion regarding how such establishments are typically regulated.

Motion by Councilperson Fox to authorize the following resolution approving a 90-day moratorium on the establishment of smoking shops & hookah lounges:

RESOLUTION NO. 179-2014

A RESOLUTION DECLARING A TEMPORARY MORATORIUM ON THE PERMITTING OF NEW SMOKING SHOPS AND HOOKAH LOUNGES IN THE CITY OF OWOSSO

WHEREAS, the city council for the city of Owosso finds that a need has emerged to study and develop regulations for public health, safety and welfare applicable to establishments that operate smoking lounges and facilities commonly described as tobacco retail specialty shops, cigar bars, 0% nicotine establishments, hookah lounges and bars, and other smoking facilities by any other name; and

WHEREAS, the city council for the city of Owosso finds that it is necessary to develop consistent, cohesive, and objective land use, development, and regulatory standards applicable to facilities and establishments commonly described as tobacco retail specialty shops, cigar bars, 0% nicotine establishments, hookah lounges and bars, and other smoking facilities by any other name, that may desire to operate within the city; and

WHEREAS, the city council finds that it would be counterproductive to approve the operation of these establishments within the city while the city studies and develops and adopts applicable, consistent regulations.

THEREFORE, BE IT RESOLVED, that the city administration and city council shall study the need for regulation and develop consistent, cohesive and objective land use, development and regulatory standards for the operation of tobacco retail specialty shops, cigar bars, 0% nicotine establishments, hookah lounges and bars, and other smoking facilities by any other name.

BE IT FURTHER RESOLVED, that during the course of study and deliberations as to the appropriate zoning and regulatory ordinance regulations for tobacco retail specialty shops, cigar bars, 0% nicotine establishments, hookah lounges and bars, and other smoking facilities by any other name, a moratorium is hereby declared effective immediately for a period of 90 days from the date hereof. Effective December 15, 2014, city review and approval of all applications, related to tobacco retail specialty shops, cigar bars, 0% nicotine establishments, hookah lounges and bars, and other smoking facilities by any other name, during the period of moratorium shall be deferred.

BE IT FURTHER RESOLVED, that during the period of this moratorium, there shall be no consideration or action taken by the city, any elected or appointed official, or any employee on any request to operate a tobacco retail specialty shop, cigar bar, 0% nicotine establishment, hookah lounge or bar, or any other smoking facilities whether a new operation or a license location transfer.

BE IT FURTHER RESOLVED, that during this period of a moratorium, an aggrieved property owner or business petitioner may request and be entitled to a hearing before the city council for the purpose of attempting to demonstrate that the moratorium will preclude all viable economic use of their property or otherwise violate applicable provisions of State or federal law.

A hearing shall be requested in a written submittal to the city clerk that describes the grounds for the request and will be scheduled for the next regular city council meeting. Upon concluding the hearing, the city council shall determine whether the petitioner has made the required demonstration, and if so, shall grant relief from the moratorium to the extent necessary to cure that effect or violation.

Motion supported by Councilperson Bailey.

Roll Call Vote.

AYES: Councilpersons Bandkau, Greenway, Fox, Bailey, Teich, and Mayor Frederick.

NAYS: Mayor Pro-Tem Eveleth.



MEMORANDUM

301 W. MAIN ▪ OWOSSO, MICHIGAN 48867-2958 ▪ WWW.CI.OWOSSO.MI.US

DATE: February 24, 2015

TO: Owosso City Council

FROM: Robert V. Doran, Historical Facilities Director

SUBJECT: Raise the suggested donation and rental fees associated with Curwood Castle and the Gould House

RECOMMENDATION:

Raise the admission at Curwood Castle from \$2 for adults and \$1 for children to a suggested donation of \$5 for adults and \$2 for children; and that the rental at Curwood Castle be raised from \$150 for the first hour (\$50 refundable) to \$250 for the first hour (\$50 refundable) and \$55 for each additional hour; and that the rental at Gould House shall be raised from \$150 for the first hour (\$50 refundable) to \$250 for the first hour (\$50 refundable) and \$55 for each additional hour.

BACKGROUND:

After researching what other historical and tourist entities are currently charging in Owosso and Shiawassee County, the Historical Commission finds it prudent and reasonable to recommend approval to change the **SUGGESTED DONATION** at Curwood Castle from \$1 to \$2 for children to \$2 to \$5 for adults, keeping in mind the operative word, **suggested**. No one will ever be turned away for lack of funds. Also to raise the rental/function fee at Curwood Castle and Gould House from \$150 for the first hour to \$250 – which includes a \$50 refundable deposit – and from \$25 to \$55 for each additional hour.

FISCAL IMPACT:

This will increase the revenues generated for the Historical Commission thereby facilitating building and grounds improvements, historical acquisitions, archiving materials and web site development & social media campaigns for Historical Commission.

RESOLUTION NO.

**MODIFYING FEE SCHEDULE ESTABLISHING NEW ADMISSIONS AND RENTAL FEES FOR
CURWOOD CASTLE AND GOULD HOUSE**

WHEREAS, the city of Owosso currently charges an entrance fee to Curwood Castle Museum of \$2 for adults and \$1 for children; and

WHEREAS, the city of Owosso currently charges for the rental of Curwood Castle \$150 for the first hour (\$50 refundable) and \$25 for each additional hour; and

WHEREAS, the city of Owosso currently charges for the rental of Gould House \$150 for the first hour (\$50 refundable) and \$25 for each additional hour; and

WHEREAS, after researching the entrance and rental fees of other city, county and statewide historical entities, it has been determined that an increase in these donations/fees is reasonable and prudent.

NOW THEREFORE BE IT RESOLVED, by the city of Owosso, county of Shiawassee, state of Michigan that:

- FIRST: the suggested donation to Curwood Castle be raised to \$5 for adults and \$2 for children, with the stipulation that no one will ever be turned away for lack of funds.
- SECOND: the rental fee for Curwood Castle shall be raised to \$250 for the first hour (\$50 refundable) and \$55 for each additional hour.
- THIRD: the rental fee for the Gould House shall be raised to \$250 for the first hour (\$50 refundable) and \$55 for each additional hour.
- FOURTH: the City Clerk is authorized to make said changes to the official Fee Schedule of the City of Owosso.

Excerpt from 2013 Fee Schedule, as amended

HISTORICAL COMMISSION - Funds go to back to Historical Commission

Admission Curwood Castle	
Adult	Donation Request \$2.00 \$5.00
Child	Donation Request \$1.00 \$2.00
Rental Curwood Castle	
First hour (\$50.00 refundable)	\$150.00 \$250.00
Each additional hour	\$25.00 \$55.00
Rental Gould House	
First hour (\$50.00 refundable)	\$150.00 \$250.00
Each additional hour	\$25.00 \$55.00
Rental Gould House apartment #2	
Per month	\$750.00
Note: reduction in rate if long term.....	\$650.00
Rental Gould House apartment #3	
Per month	\$750.00
Note: reduction in rate if long term.....	\$650.00



MEMORANDUM

301 W. MAIN ▪ OWOSSO, MICHIGAN 48867-2958 ▪ WWW.CI.OWOSSO.MI.US

DATE: February 27, 2015

TO: City Council

FROM: City Manager

SUBJECT: Resolution establishing procedures for issuance and collection of utility bills

RECOMMENDATION:

It is recommended that the billing and collection procedures remain the same except that upon application waivers will be granted for those customers who receive Social Security payments on the third day of the month,

BACKGROUND:

The city of Owosso operates water and wastewater utilities that are enterprise-type entities where most of the revenue is generated through user charges, normally called water and sewer bills. These revenues are collected through a cycle that occurs quarterly. Briefly, this cycle goes as follows:

- The customer uses water, which is metered in hundreds of cubic feet.
- The customer's meter is read every three months--meters are read during the first three weeks of December, March, June and September.
- The information gathered from the reading is processed, resulting in a bill that is prepared the last week of December, March, June and September.
- The bill is mailed to the customer on or about the last day of December, March, June and September and is received by the customer in one to five days.
- The customer has 20 to 27 days to pay the bill before a penalty is added.
- Customers who have not paid receive a notice with a 10% penalty added telling them that they have not paid and that unless paid within 30 to 40 days their water will be turned off.
- Customers who do not pay will have their water turned off, and it will not be turned on until the bill and disconnect/reconnect charges have been paid in full.

This schedule and Social Security payment dates are shown on an attachment. Welfare and child support payments are not shown, as they are paid throughout the month.

Most water and sewer utilities follow a similar process. Customers are billed monthly, every two months or quarterly. The rate structure is developed following a generally standard set of formulas with base charges and consumption charges based upon cubic feet used. Owosso's process is very typical. Two things that stand out are that the rates are on the low side and the time between the due date and the shut off is extremely long, 30 to 40 days. (This is what landlords complain about when they get stuck with three months plus between 60 and 70 additional days before shutoff.)

The primary issue here is the difficulty faced by those customers depending upon Social Security payments normally received on the third day of each month. The current cycle has bills being mailed on the first

business day of the first month of the quarter or the last day of the prior month. These bills are received on the second to sixth day of the month. Therefore, these customers do not know the amount of their bill when the Social Security payment arrives. Utility bills are due without a penalty on the 30th or 31st day of the month, which is three or four days before the next Social Security payment arrives.

The Social Security Administration has changed the date on which benefits are paid. Only those who started receiving payments before May 1997 receive their payments on the third day of the month--in Owosso this is 468, most of whose age is 82 years or greater. The number of customers is far less because of couples in the same household, residing with children, and residing in facilities where the facility pays for utilities. It is estimated that less than 150 of 6,600 customers fall within this category, and the number is falling by 20 to 30 per year.

Several alternatives have been examined, which include:

Moving the billing date up so bills would be received before the Social Security payment date. Potential problems would be that any meter reading or billing difficulties and postal service issues might still result in the customer's not receiving the bill in time.

Extending the due date beyond the third of the month, possibly to the fifth day of the month. Potential problem would be that the same issue would then develop for those receiving second Wednesday Social Security payments.

Granting penalty waivers to those 82 years or greater who normally receive Social Security payments on the third day of each month. The customer would have to register to obtain such a waiver. A condition of the waiver could be to require estimated monthly payments. Potential problem of others seeking the same waiver.

It would appear that the granting of waivers only to those who receive Social Security payments on the third day of each month would be the simplest. An application would be required similar to waivers required for property tax extensions. This can be programed into the collection system, making administration rather simple.

FISCAL IMPACTS:

The fiscal impacts would be very small.

Document originated by: Donald D. Crawford and many others

RESOLUTION NO.

ESTABLISHING PROCEDURES FOR ISSUANCE AND COLLECTION OF UTILITY BILLS

WHEREAS, the city of Owosso operates public utilities which provide water and sewer services; and

WHEREAS, the city of Owosso must bill and collect charges for providing water and sewer services; and

WHEREAS, the city of Owosso at the regular city council meeting of December 21, 2009 adopted a resolution establishing standard procedures for the issuance and collection of utility bills; and

WHEREAS, it is now advisable and in the public interest to revise those procedures.

THEREFORE BE IT RESOLVED by the council of the city of Owosso that:

FIRST: The resolution establishing standard procedures for the issuance and collection of utility bills adopted at the regular city council meeting of December 21, 2009 is hereby repealed and replaced.

SECOND: The standard procedures for issuance and collection of utility bills adopted this date will be as follows:

STANDARD PROCEDURES FOR ISSUANCE AND COLLECTION OF UTILITY BILLS

Billings:

Water and sewer bills will be based upon quarterly meter readings and billed quarterly.

Reading and billing dates:

Meters will normally be read during the first three weeks of March, June, September and December but may vary due to weather and other factors.

Bills will normally be mailed on or about the second day of January, April, July and October.

Bill due date:

Due date will normally be the last business day of January, April, July and October, with the due date printed on the bill.

Late penalty assessment:

Late penalty assessments of 10% of the outstanding balance will be applied when good payment is not received by 9:00 a.m. the following business day by mail, drop box in the city hall parking lot, online, or other means.

Past due/disconnect notice:

Past due notices with late penalty assessment will normally be mailed by the tenth of the month following the due date, include the late penalty assessment and state that the water service will be disconnected on a specific date.

Disconnect notices will state that service will be shut off if not paid by a specified date and that no further notice will be given before shutoff.

Disconnects will take place throughout the week. Additional charges will apply for shutting off water service and for it turning back on. Payments will not be accepted by workers turning off service. Payments are accepted at city hall during normal business hours or by mail, drop box in the city hall parking lot, or online.

Property owners responsible:

Property owners are responsible for all bills and may arrange for a fee to have duplicate notices for a tenant mailed to them.

Final reads:

A customer may request a final read any time during a billing cycle, and a final bill will be prepared.

Additional information:

1. Utility bills will be based upon water meter size, metered usage charge, other charges for service, late payment charges, and miscellaneous water service charges/circumstances.
2. Bills and notices will be sent to the mailing address of recorded account as provided by the property owner.
3. Partial payments and prepayments will be accepted and posted to an account upon receipt, any time during the utility billing cycle. This allows weekly or monthly payments.
4. When wastewater samples are collected and tested because of illegal discharges, the removal or treatment of prohibited materials, or to clean or repair wastewater facilities because of the user's discharge, costs incurred by the city will be charged to the customer. Responsible parties may also be prosecuted.
5. The utility director or designees may adjust a utility bill when a determination is made that a high bill is not due to negligence or fault of the customer. These determinations are made according to established procedures, and all adjustments are documented for reference and audits.

Schedule Of Social Security Benefit Payments 2015



JANUARY 2015

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

FEBRUARY 2015

S	M	T	W	T	F	S
1	2	3	4	5	6	7
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15	16	17	18	19	20	21
22	23	24	25	26	27	28

MARCH 2015

S	M	T	W	T	F	S
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15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

APRIL 2015

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			1	2	3	4
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19	20	21	22	23	24	25
26	27	28	29	30		

MAY 2015

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					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

JUNE 2015

S	M	T	W	T	F	S
	1	2	3	4	5	6
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21	22	23	24	25	26	27
28	29	30				

JULY 2015

S	M	T	W	T	F	S
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AUGUST 2015

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30	31					

SEPTEMBER 2015

S	M	T	W	T	F	S
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27	28	29	30			

OCTOBER 2015

S	M	T	W	T	F	S
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18	19	20	21	22	23	24
25	26	27	28	29	30	31

NOVEMBER 2015

S	M	T	W	T	F	S
1	2	3	4	5	6	7
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15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

DECEMBER 2015

S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

Benefits paid on	Birth date on
Second Wednesday	1 st – 10 th
Third Wednesday	11 th – 20 th
Fourth Wednesday	21 st – 31 st

- Supplemental Security Income (SSI)
- Beneficiaries receiving benefits prior to May 1997 or receiving both Social Security benefits and SSI payments

If you don't receive your payment on the expected date, please allow three additional mailing days before contacting Social Security.

www.socialsecurity.gov



Social Security Administration
 SSA Publication No. 05-10031
 ICN 456100
 Unit of Issue - HD (one hundred)
 January 2015 (Recycle prior editions)

Printed on recycled paper

Bill mailed
 due date
 shut off date

Minutes
Regular Meeting of the Parks & Recreation Commission
Council Chambers / City Hall
January 26, 2015 – 6 p.m.

- Call to order:** The meeting was called to order at 6:01 p.m. by Chairman Espich.
- Pledge of Allegiance:** The Pledge of Allegiance was recited by all in attendance.
- Roll Call:** Roll call was taken by Recording Secretary Marty Stinson.
- Members Present:** Chairman Michael Espich; Vice-Chairman Jeff Selbig (arrived 6:04 p.m.); Commissioners Tim Alderman; Shane Nelson (arrived 6:04 p.m.) and Kristen Woodbury.
- Members Absent:** None.
- Others Present:** Ms. Susan Montenegro, Assistant City Manager and Director of Community Development; John Beebe; Eric Sanderson; Helen Granger, Independent.

Approve Agenda for January 26, 2015:

A motion to approve the agenda for the January 26, 2015 meeting was made by Commissioner Alderman and supported by Commissioner Woodbury.

Ayes: all. Motion carried.

Approve Minutes for December 8, 2014 meeting:

A motion to approve the minutes for the December 8, 2015 meeting was made by Commissioner Alderman, and supported by Commissioner Woodbury.

Ayes all. Motion carried.

Public Comments: None.

Communications:

1. Staff memorandum
2. December 8, 2014 minutes

Business:

1. Plunge for the Parks

Ms. Susan Montenegro, Assistant City Manager and Director of Community Development gave the commissioners a packet regarding the Plunge for the Parks. Included was a list of 15 volunteers to jump for this year.

6:04 p.m. Commissioners Selbig and Nelson arrived.

The money raised from this year's Plunge will go to the skate park off from Gould Street. The bikers group wishes to contribute \$2,500 for the ramps. Ms. Montenegro hopes to raise \$6,000 with the Plunge. Anything left over from repairing the skate park will be used to repair the BMX **Course**. The Plunge is set for Saturday, February 28 at 2 p.m.

If we come short of the goal, Chairman Espich asked if the city will help out. Ms. Montenegro will check. Discussion continued regarding citizens to ask to make the plunge; posting \$25 to nominate someone else to jump; T-shirts left from last year that still can be used this year; public safety to secure the scene; SATA bus to be used for warming purposes; ambulance to be present; and other Parks and Recreation board members who are not plunging were asked to be present to help with volunteers.

Discussion:

1. Ice rink Update – Future ideas

Ms. Montenegro has been hearing good responses about the ice rink. Casey Lambert has been a big help cleaning it out and has built wooden box goals. Discussion continued about next year raising money for the former Holman Pool building made over for a warming center, and possibly moving the rink to the former pool area. Could the YMCA serve hot chocolate and maybe have a trading center for skates? Commissioner Nelson suggested some totes at this time at the YMCA building. This could be advertised at the Y and city websites. Eventually lights installed on the sled hill would also be nice.

2. Disc Golf – new developments

Chairman Espich noted that he and Ms. Montenegro met with John Beebe and Eric Sanderson and laid out a plan for the disc golf course. Mr. Beebe and Mr. Sanderson then described the course as starting at Rosevear Park and then going towards the new property off the Industrial Drive behind the cemetery and putting it more towards Vandekarr Road area. It will be 18 holes and construction of the course may be completed this summer. The new design is better and has more variety with the field, woods, etc. It could also be enter off of Vandekarr Road to play a partial game of nine holes. The funding is completed.

Motion by Commissioner Alderman, supported by Commissioner Woodbury to recommend to city council that this project proceed as designed; to reach out (by the assistant city manager) to the remaining property owner for permission to walk on property from one hole to another.

Ayes: all. Motion carried.

It was discussed that this no longer requested on cemetery property and that this is 100% a city project.

Public / Board Comments:

Chairman Espich commented that he would like to develop a winter carnival next year. Michigan has two free fishing weekends. This year one is on February 14. It could be developed with the school children and coordinated with the Plunge with the Parks and get the kids involved next year. Ms. Montenegro has heard some interest with Curwood Festival in doing something in the winter also; possibly a chili cook off; ice and snow carving.

Adjournment:

A motion to adjourn the meeting was made by Commissioner Alderman and was supported by Commissioner Selbig. The meeting adjourned at 6:45 p.m.

Ayes: all. Motion carried.

mms

Susan Montenegro, Secretary

MINUTES
REGULAR MEETING OF THE OWOSSO PLANNING COMMISSION
Council Chambers, City Hall
January 26, 2015 – 7:00 pm

CALL TO ORDER: Meeting was called to order at 7:00 p.m. by Chairman William Wascher.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited by all in attendance.

ROLL CALL: Roll Call was taken by Recording Secretary Marty Stinson.

MEMBERS PRESENT: Chairman William Wascher, Vice-Chairman Francis Livingston, Secretary Tom Kurtz, Commissioners Mike O'Leary, Brent Smith, Thomas Taylor, Craig Weaver, and Randy Woodworth.

MEMBERS ABSENT: Commissioner David Bandkau.

OTHERS PRESENT: Susan Montenegro, Assistant City Manager and Director of Community Development; City Attorney William Brown; Helen Granger, Independent; Tim Rath, The Argus Press.

AGENDA APPROVAL: **MOTION BY COMMISSIONER LIVINGSTON, SUPPORTED BY COMMISSIONER WOODWORTH TO APPROVE THE AGENDA FOR JANUARY 26, 2015. YEAS ALL. MOTION CARRIED.**

MINUTES APPROVAL: **MOTION BY COMMISSIONER WOODWORTH, SUPPORTED BY COMMISSIONER LIVINGSTON TO APPROVE THE MINUTES FOR THE MEETING FOR DECEMBER 8, 2014. YEAS ALL. MOTION CARRIED.**

COMMUNICATIONS:

1. Staff memorandum.
2. PC minutes from December 8, 2014
3. Commissioner Conflict of Interest
4. Smoking Lounge Ordinances Examples
5. Michigan Smoke Free Law FAQ
6. House Bill 4271 (stalled in senate).
7. Detroit Free Press Article

COMMISSIONER / PUBLIC COMMENTS:

Commissioner Woodworth asked if there is a chance of getting a copy of the draft board minutes before the next meeting packet. He read where the city council was taking action on the planning commission's recommendation and he would like to review the minutes sooner in the future. Recording Secretary Marty Stinson replied yes - they are usually done within a week after the meeting. Another board member commented they are usually on the city's website if you want to see them. Commissioner Woodworth would like the draft e-mailed to the board members. Ms. Stinson replied she will do so from now on.

Commissioner Kurtz noted there is a house bill which may impact city ordinances regarding the protection of amateur radio antennas. It was in last Wednesday's Independent, and is sponsored by Dick Camp; Michigan PRB1.

Commissioner Woodworth asked about the cost of making the city map / GIS available online. Ms. Montenegro, Assistant City Manager and Director of Community Development will check for costs.

PUBLIC HEARING: None

SITE PLAN REVIEW: None

ITEMS OF DISCUSSION: Commissioner Conflict of Interest

Mr. Bill Brown, City Attorney, discussed the issue regarding planning commissioners' conflict of interest and the appropriate protocol. One of the main things is to go back to the bylaws, Article 6, Section 6.1, Paragraph 6, the last two sentences: "An official with a conflict of interest must make that interest public, abstain from voting on the matter, and leave any chamber in which such deliberations are to take place. The official must not discuss the matter privately with any other official voting on the matter." Last month the commissioners voted to allow a commissioner to remain in the chambers during deliberations. That can open a can of worms to the planning commission. Mr. Brown continued that it is standard advice to leave the room. The point is you don't want the cloud of suspicion over the room or any action that could lead to a problem. Mr. Brown suggested a submission in writing. The board could talk to the commissioner in the hallway if they have any questions during the proceedings. It was suggested that Commissioner Woodworth could possibly serve the city in some other capacity than on the Planning Commission as he has so many involvements with various projects. Mr. Woodworth firmly believes he belongs on this commission. Commissioner Woodworth confirmed that we are going to continue to honor the bylaws by doing submissions in writing and leaving the room during the hearing / discussion / voting. Chairman Wascher replied yes.

BUSINESS ITEMS:

1. Medical Marijuana Dispensary Language for Owosso Code of Ordinance.

Commissioner Kurtz asked in reading through sample ordinances, they all referred to obtaining a license. Is that licensed created by the state or the municipality? Ms. Montenegro thought it was a city license. She isn't aware that the state issues licenses. Mr. Kurtz noted that there is one key piece in city ordinances that businesses that are smoking establishments had to be a completely separate structure.

7:18 p.m. Bill Brown left the meeting.

Discussion followed regarding state law not being adopted yet; licensing; loopholes in the ordinance; goals of this commission.

MOTION BY COMMISSIONER KURTZ, SUPPORTED BY COMMISSIONER WEAVER TO KEEP THE ORDINANCE THAT IS ALREADY ON RECORD WHICH IS SECTION 38-217 (2) g. MEDICAL MARIHUANA DISPENSARY OR CLINIC PROVIDED THAT THE MEDICAL MARIHUANA DISPENSARY OR CLINIC IS OPERATED IN FULL COMPLIANCE WITH THE MEDICAL MARIHUANA ACT, MCL 333.26421, AND NO MEDICAL MARIHUANA DISPENSARY OR CLINIC SHALL BE LOCATED WITHIN ONE THOUSAND (1,000) FEET OF ANOTHER DISPENSARY, ANY PARK IDENTIFIED AND SO SIGNED BY THE CITY, OR ANY PUBLIC OR PRIVATE SCHOOL, COLLEGE, OR UNIVERSITY PROPERTY, NOR SHALL ANY DISPENSARY BE LOCATED WITHIN FIVE HUNDRED (500) FEET OF THE FOLLOWING USES, AS DEFINED AND MEASURED BY THE MICHIGAN LIQUOR CONTROL ACT, MCL 436.15031:

1. ANY HOUSE OF WORSHIP;
2. ANY PARCEL ZONED AND USED FOR RESIDENTIAL PURPOSES;
3. ANY LICENSED DAY CARE FACILITY;
4. ANY PUBLIC LIBRARY.

ROLL CALL VOTE:

YEAS: KURTZ, LIVINGSTON, O'LEARY, SMITH, TAYLOR, WASCHER, WEAVER AND WOODWORTH

NAYS: NONE

ABSENT: BANDKAU

2. Smoking (Hookah) Lounge Language for Owosso Code or Ordinance.

It was noted that there is nothing currently on city ordinances regarding smoking (hookah) lounges. Discussion followed regarding specialty tobacco retail store; hookah lounge, state standards; city ordinance.

MOTION BY COMMISSIONER WOODWORTH, SUPPORTED BY COMMISSIONER LIVINGSTON TO RECOMMEND TO CITY COUNCIL TO HAVE THE SAME TYPE OF RESTRICTIONS FOR HOOKAH LOUNGES AS WE ALREADY HAVE FOR MARIHUANA LOUNGES ON SECTION 38-217 (2) g. WITH THE FOLLOWING DEFINITION ADDED:

SMOKING LOUNGE SHALL MEAN AN ESTABLISHMENT, WHICH HAS A STATE ISSUED SMOKING BAN EXEMPTION CERTIFICATE, AND THAT ALLOWS SMOKING OF TOBACCO PRODUCTS OR NON-TOBACCO PRODUCTS OR SUBSTANCES ON THE PREMISES. THE TERM "SMOKING LOUNGE" INCLUDES, BUT IS NOT LIMITED TO, FACILITIES COMMONLY DESCRIBED AS TOBACCO RETAIL SPECIALTY STORES, CIGAR BARS AND LOUNGES, HOOKAH CAFES AND LOUNGES, TOBACCO BARS AND LOUNGES, TOBACCO CLUBS OR 0% NICOTINE ESTABLISHMENTS.

ROLL CALL VOTE:

YEAS: KURTZ, LIVINGSTON, O'LEARY, SMITH, TAYLOR, WASCHER, WEAVER AND WOODWORTH

NAYS: NONE

ABSENT: BANDKAU

COMMISSIONER / PUBLIC COMMENTS:

Chairman Wascher read in the paper that the Lincoln school project was back on. Where does that leave the planning commissioners? Ms. Montenegro said as long as nothing is changed in the plans, it can just be an administrative sign off by herself.

Commissioner Weaver read the Cook Foundation is offering a \$1,000,000 grant if the school millage passes at the next election.

Ms. Montenegro mentioned the conference she recently attended. How many know everything about site plan review? How many recognize the level of liability they are exposed to? She announced training events upcoming that she will forward to commissioners. If we can get 20 people together, trainers will come on site. Maybe we can get other cities and the county to join us.

Ms. Montenegro announced the Parks and Recreation Commission is having a Plunge for the Parks on February 28. So far we have 18 people plunging and we are looking for more. The money will be used to improve the skate park off of Gould Street. The local bikers group is donating \$2500 for skate park improvements. She asked the commission for jumpers and donations.

ADJOURNMENT:

MOTION BY COMMISSIONER KURTZ, SUPPORTED BY COMMISSIONER O'LEARY, TO ADJOURN AT 7:53 P.M. UNTIL THE NEXT MEETING ON FEBRUARY 23, 2015.

YEAS ALL. MOTION CARRIED.

Tom Kurtz, Secretary

mms

REGULAR MEETING MINUTES
OWOSSO DDA / MAIN STREET
Council Chambers, City Hall
February 4, 2015 – 7:30 am.

MEETING CALLED TO ORDER at 7:40 a.m. by Bill Gilbert.

ROLL CALL was taken by Secretary Alaina Kraus.

MEMBERS PRESENT:, Authority Members Benjamin Frederick, Bill Gilbert, Dawn Gonyou, Lance Omer, Ken Cushman, Kevin Wiles and Secretary Alaina Kraus

MEMBERS ABSENT: Chairman Dave Acton & Authority Member Meredith Landino

OTHERS PRESENT: Josh Adams, DDA /Owosso Main Street Manager; Susan Montenegro, City of Owosso; Dr. Willy

AGENDA:

MOTION BY AUTHORITY MEMBER CUSHMAN SUPPORTED BY AUTHORITY MEMBER OMER TO APPROVE THE AGENDA FOR FEBRUARY 3, 2015.
YEAS ALL. MOTION CARRIED.

MINUTES:

MOTION BY AUTHORITY MEMBER WILES, SUPPORTED BY AUTHORITY MEMBER GONYOU TO APPROVE THE MINUTES FOR THE MEETING OF JANUARY 7, 2014.
YEAS ALL. MOTION CARRIED.

PUBLIC / BOARD / STAFF COMMENTS:

None

COMMITTEE UPDATES

1) Design - Bill Gilbert

No meeting was held in January. Work plans were outlined at the previous meeting.

2) Economic Restructuring - Lance Omer

A discussion of the balance between the work of the city and Main Street.

3) Organization - Alaina Kraus

Mission and vision were discussed as well as beginning planning for upcoming work.

4) Promotion - Josh Adams

Chocolate Walk will be held on February 13th and will be the first with a map. Each shop will have a special treat while they walk - wine tasting, truffles, chocolate tea, etc.

Plans for the next 4-6 months of 2nd Fridays will be planned at the February Business Owners meeting.

John will be the chair with bi-monthly meetings to cover general promotions. Tour Our Town and Art Walk will be discussed at the February meeting.

Cushman asked if any details on the effectiveness of evening shopping. So far it has been mostly anecdotal, some businesses track sales but not all. Businesses may contribute \$5 to more promotions each month in the future. It was suggested that businesses who have recurring ad space may be willing to use part of it to advertise second Fridays. Ad sponsors may also be a possibility.

ITEMS OF BUSINESS:

1. CHECK REGISTER APPROVAL.

The audit and reimbursing Biondi for her time both appeared this month, otherwise as normal.

SEE BOARD PACKET FOR CHECK REGISTER

MOTION BY AUTHORITY MEMBER KRAUS, SUPPORTED BY AUTHORITY MEMBER FREDERICK TO APPROVE THE CHECK REGISTER FOR JANUARY 2014 AS PRESENTED.
YEAS ALL. MOTION CARRIED.

2. BUDGET REPORT.

Adjustments like extra GLOW income will be sorted in future meetings.

3. REVISED MISSION AND VISION STATEMENTS

Updates to the Mission and Vision Statements were discussed and voted on.

Discussion was also had on the tagline. Frederick suggested 'Honoring our Past. Looking to the Future.' but not as a single tagline. Gilbert suggested that the historic may come in in a revised logo that reflects the history of the city. Organization will discuss this further and bring it back to the board.

Amended Mission Statement Revision:

"Owosso Main Street's mission is to foster an active and thriving downtown that is the heart of our community by promoting historic preservation and drawing both local residents and visitors to our city."

MOTION BY AUTHORITY MEMBER FREDERICK, SUPPORTED BY AUTHORITY MEMBER CUSHMAN TO APPROVE THE UPDATED MISSION STATEMENT AS AMENDED.
YEAS ALL. MOTION CARRIED.

Vision Statement Revision:

“Our downtown, bright with promise and potential, captures the spirit of community. It is a gathering place to work, eat, play, and stay. Downtown Owosso is rich with opportunities in art, entertainment, business, and learning. Owosso Main Street unites individuals, businesses, and local government to revitalize our historic downtown. It is a comprehensive approach that focuses on community assets and partnerships to preserve and promote historic Owosso.”

MOTION BY AUTHORITY MEMBER CUSHMAN, SUPPORTED BY AUTHORITY MEMBER OMER TO APPROVE THE UPDATED VISION STATEMENT AS PRESENTED.
YEAS ALL. MOTION CARRIED.

4. 2015/2016 COMMITTEE PLANNING

In the past this was done as a large group. Adams asked MMS if that was needed or if it could be done at a committee level. They said they only care that it is done. February meetings will be used for planning 2015-2016 workplans - fully filled out with names.

5. CHECK SIGNING

MOTION BY AUTHORITY MEMBER FREDERICK, SUPPORTED BY AUTHORITY MEMBER WILES TO APPROVE THE AMENDMENT OF THE AGENDA TO INCLUDE CHECK SIGNERS.
YEAS ALL. MOTION CARRIED.

With Demis no longer on the board and Dave out of town, a third signer is needed who is available and willing to look over checks. Ken Cushman volunteered.

MOTION BY AUTHORITY MEMBER FREDERICK, SUPPORTED BY AUTHORITY MEMBER WILES TO APPROVE KEN CUSHMAN AS A CHECK SIGNER.
YEAS ALL. MOTION CARRIED.

PUBLIC / BOARD / STAFF COMMENTS:

Plunge for the Parks will happen on the 28th. Three of those in the meeting will be jumping.

Discussion of whether or not there should be public board support of the school millage was discussed and it was decided to stay apolitical on it, but remind citizens to vote.

MOTION MADE BY GILBERT, SUPPORTED BY AUTHORITY MEMBER CUSHMAN TO
ADJOURN AT 8:25 AM.
YEAS ALL. MOTION CARRIED.

Alaina Kraus, Secretary

MINUTES
REGULAR MEETING OF THE OWOSSO ZONING BOARD OF APPEALS
CITY OF OWOSSO
FEBRUARY 17, 2015 at 9:30 AM
CITY COUNCIL CHAMBERS

The meeting was called to order by Vice Chairman Christopher Eveleth at 9:34 a.m.

Roll call was taken by Recording Secretary Marty Stinson.

MEMBERS PRESENT: Vice-Chairman Christopher Eveleth, Secretary Daniel Jozwiak, Board Member Alternate John Horvath.

MEMBERS ABSENT: Chairman Randy Horton, Board Members Kent Telesz; William Wascher; and Alternate Matt Grubb.

OTHERS PRESENT: Ms. Susan Montenegro, Assistant City Manager and Director of Community Development; Mr. Michael Colpetzer, Spicer Group; Mr. Scott Perrin and Ms. Julie Wright of Perrin Construction; Mr. Nathan Hemenway and Mr. Marc Irvine of Machine Tool and Gear.

AGENDA: IT WAS MOVED BY BOARD MEMBER JOZWIAK AND SUPPORTED BY BOARD MEMBER HORVATH TO APPROVE THE AGENDA FOR THE MEETING OF FEBRUARY 17, 2015 WITH THE ADDITION FOR THE APPROVAL OF THE MINUTES OF JUNE 17, 2014. YEAS: ALL. MOTION CARRIED.

MINUTES: IT WAS MOVED BY BOARD MEMBER JOZWIAK AND SUPPORTED BY BOARD MEMBER HORVATH TO APPROVE THE MINUTES OF THE MEETING OF OCTOBER 21, 2014 AS PRESENTED. YEAS: ALL. MOTION CARRIED.

MINUTES: IT WAS MOVED BY BOARD MEMBER HORVATH AND SUPPORTED BY BOARD MEMBER JOZWIAK TO APPROVE THE MINUTES OF THE MEETING OF JUNE 17, 2014 AS PRESENTED. YEAS: ALL. MOTION CARRIED.

COMMUNICATIONS:

1. Staff memorandum
2. ZBA minutes from October 21, 2014
3. Variance request application & materials – 401 S. Chestnut Street
4. Affidavit of notice

COMMISSIONER/PUBLIC COMMENTS: None.

PUBLIC HEARINGS: NONUSE VARIANCE REQUEST – 401 S. CHESTNUT # 2015-01

Ms. Susan Montenegro, Assistant City Manager and Director of Community Development introduced Mr. Scott Perrin of Perrin Construction; Mr. Michael Colpetzer, Spicer Group; and Mr. Nathan Hemenway and Mr. Marc Irvine of Machine Tool and Gear. There was no public in attendance for the public hearing. Ms. Montenegro stated the variance was a request for a reduction in the number of parking spaces from what the city code requires for the size of the addition they are planning to construct. By ordinance they would need to construct 152 spaces. They are requesting to only construct 100 spaces as the most employees they have at any one shift is 71.

Mr. Colpetzer handed out topo maps of the property in question and said it was not necessary to make such a large impervious area and create more runoff water. Board discussion followed.

MOTION BY BOARD MEMBER HORVATH, SUPPORTED BY BOARD MEMBER JOZWIAK THAT AFTER REVIEWING THE CASE FOR 401 S. CHESTNUT STREET, PARCEL NUMBER 050-546-000-017-00, THE ZONING BOARD OF APPEALS HEREBY MAKES THE FOLLOWING FINDINGS:

draft

1. THE REQUEST IS NOT SELF-CREATED, BUT RATHER CREATED BY OUTDATED ORDINANCE REQUIREMENT.
2. THE REQUEST WOULD CREATE A PRACTICAL DIFFICULTY BECAUSE THERE WILL ONLY BE 71 EMPLOYEES USING THE LOT AT ANY GIVEN TIME RATHER THAN THE REQUIRED BY ORDINANCE 152 SPACES.

BASED ON THOSE FINDINGS, THE OWOSSO ZONING BOARD OF APPEALS HEREBY APPROVES THE PETITION TO PERMIT THE NONUSE VARIANCE REQUEST AS DESCRIBED IN THE PETITION APPLICATION.

AYES: HORVATH, JOZWIAK, AND EVELETH.

NAYS: NONE

ABSENT: HORTON, TELESZ, AND WASCHER.

MOTION CARRIED.

MOTION BY BOARD MEMBER JOZWIAK, SUPPORTED BY BOARD MEMBER HORVATH THAT THE PLANNING COMMISSION REVIEW AND GIVE TO STAFF TO REVIEW AND UPDATE THE PARKING ORDINANCE TO MEET CURRENT STANDARDS.

AYES: HORVATH, JOZWIAK, AND EVELETH

NAYS: NONE

ABSENT: HORTON, TELESZ, AND WASCHER.

MOTION CARRIED.

COMMISSIONER/PUBLIC COMMENTS: None

ADJOURNMENT:

MOTION BY BOARD MEMBER JOZWIAK, SUPPORTED BY BOARD MEMBER HORVATH TO ADJOURN AT 9:48 A.M. UNTIL THE NEXT REGULARLY SCHEDULED MEETING ON TUESDAY, MARCH 17, 2015, IF ANY REQUESTS ARE RECEIVED.

YEAS: ALL. MOTION CARRIED.

Dan Jozwiak, Secretary

m.m.s