

**CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MINUTES OF JUNE 15, 2020
7:30 P.M.
VIRTUAL MEETING**

Mayor Christopher T. Eveleth announced that due to the Governor's orders on social distancing and EO 2020-15 this meeting is being held as a virtual meeting.

He went on to state the following: This evening we have two public hearings scheduled, those wishing to comment as a part of a public hearing need to indicate they would like to comment by typing "Comment TAX" along with their name in the chat dialogue if they wish to participate in the public hearing for the OPRA Tax Abatement or by typing "Comment S A" for those wishing to participate in the public hearing for the proposed special assessment project. Lastly, if you are joining us by telephone you may raise your hand for either public hearing by typing *9 on your phone; those wishing to comment must indicate so by 7:35 p.m.

After the public hearing opportunity will be provided for citizens wishing to comment on any topic.

PRESIDING OFFICER: MAYOR CHRISTOPHER T. EVELETH

OPENING PRAYER: COUNCILMEMBER NICHOLAS L. PIDEK

PLEDGE OF ALLEGIANCE: MAYOR CHRISTOPHER T. EVELETH

PRESENT: Mayor Christopher T. Eveleth, Mayor Pro-Tem Susan J. Osika, Councilmembers Loreen F. Bailey, Janae L. Fear, Jerome C. Haber, Daniel A. Law, and Nicholas L. Pidek.

ABSENT: None.

APPROVE AGENDA

Motion by Mayor Pro-Tem Osika to approve the agenda as presented.

Motion supported by Councilmember Law and concurred in by unanimous vote.

APPROVAL OF THE MINUTES OF REGULAR MEETING OF JUNE 1, 2020

Motion by Mayor Pro-Tem Osika to approve the Minutes of the Regular Meeting of June 1, 2020 as presented.

Motion supported by Councilmember Haber and concurred in by unanimous vote.

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

Obsolete Property Rehabilitation Exemption Certificate - 300 W. Main Street

A public hearing was scheduled to be conducted to receive citizen comment regarding the application from Owosso REI Group, LLC for an Obsolete Property Rehabilitation Exemption Certificate for their property at 300 W. Main Street. Unfortunately, the applicant was not in attendance at the meeting as required by the City's Tax Abatement Policy. The hearing will be rescheduled for another day when the applicant can be present.

Proposed Special Assessment Project Gould Street, from Oliver Street to Moore Street

City Manager Henne gave a PowerPoint presentation detailing what work is being proposed and how the special assessment estimates are determined.

A public hearing was conducted to receive citizen comment regarding Resolution No. 3 for proposed Special Assessment District No. 2021-01 for Gould Street from Oliver Street to Moore Street for street rehabilitation.

Terry Weeden, regarding the property at 909 N. Gould Street, said her mother found the special assessment notice that she received to be quite upsetting, as did she. She said her mother would not be able to afford the special assessment and asked if there was a way the debt could

be forgiven. Mayor Eveleth responded that there are hardship exemptions available, or payment could be split up over a period of 10 years. He went on to explain the special assessment process and the fact that it helps the City to get more projects done.

Cody Black, 809 N. Gould Street, said there were lots of heavy trucks traveling the street as of late, if such trucks were using the street why is he getting assessed for the cost. Mayor Eveleth explained that the cost for street projects is split between the tax payers and residents. He went on to say that all property owners, no matter if they are tax-exempt or not, share in the cost of special assessment projects.

David Kimble, 910 Queen Street, via email, indicated that he believes the street is in fine shape and does not need to be repaved. He said there are other streets that are in much worse shape and asked that the project not move forward.

Sharon Kimble, 910 Queen Street, via email, said the street does not need to be repaved. She said there were many other streets in town in worse shape and asked that the project not move forward.

Motion by Councilmember Bailey to approve Resolution No. 3 for the Gould Street special assessment project as follows:

RESOLUTION NO. 96-2020

**AUTHORIZING SPECIAL ASSESSMENT RESOLUTION NO. 3
ESTABLISHING SPECIAL ASSESSMENT DISTRICT NO. 2021-01
GOULD STREET, FROM OLIVER STREET TO MOORE STREET
FOR STREET REHABILITATION**

WHEREAS, the City Council, after due and legal notice, has met and having heard all persons to be affected by the proposed public improvement more particularly hereinafter described; and

WHEREAS, the City Council deems it advisable and necessary to proceed with said public improvement as more particularly hereinafter described.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council hereby determines to make and proceed with the following described public improvement and to defray a part or the whole cost, as more particularly hereinafter provided, by special assessment upon the property specially benefited:

**GOULD STREET, A PUBLIC STREET, FROM OLIVER STREET TO MOORE STREET
STREET REHABILITATION**

2. The City Council hereby approves the plans for the aforesaid public improvement as prepared and presented by the City Manager and determines the estimated cost of said public improvement to be \$1,428,244.50 and approves said estimated cost and determines that the estimated life of said public improvement is twenty (20) years.
3. The City Council determines that of said total estimated cost, the sum of \$186,302.53 be paid by special assessment upon the property specially benefited, as more particularly hereinafter described, and that the sum of \$1,241,941.97 of said total estimated cost shall be the obligation of the City at large because of benefit to the City at large.

4. The City Council hereby designates the following described property as the special assessment district upon which the special assessment shall be levied:

**Gould Street, a Public Street, from Oliver Street to Moore Street For Street
Rehabilitation**

5. The City Assessor shall prepare a special assessment roll including all lots and parcels of land within the special assessment district herein designated, and the Assessor shall assess to each such lot or parcel of land such relative portion of the whole sum to be levied against all lands in the special assessment district as the benefit to such lot or parcel of land bears to the total benefits to all lands in such district.
6. When the Assessor shall have completed the assessment roll, he shall file the special assessment roll with the City Clerk for presentation to the City Council.

Motion supported by Mayor Pro-Tem Osika.

Roll Call Vote.

AYES: Councilmembers Pidek, Haber, Fear, Law, Mayor Pro-Tem Osika,
Councilmember Bailey, and Mayor Eveleth.

NAYS: None.

CITIZEN COMMENTS AND QUESTIONS

Tom Manke, 2910 W. M-21, commended whoever was in charge of the flowers downtown saying they look great. He also inquired about the possibility of getting rid of masks since the County currently had only 6 or 8 cases of COVID-19.

Eddie Urban, 601 Glenwood Avenue, read aloud an article from The Independent declaring Owosso the most patriotic city in Michigan for 2020 as determined by the percentage of current and former service members living in the jurisdiction.

John McCorkle, 315 Prindle Street, inquired whether the poverty exemption for special assessments was based on the federal poverty level and if the City would look into installing speed limit signs on Prindle Street to discourage speeding.

Mayor Eveleth said a lot has happened over the course of the last two weeks and he is proud of how the community handled itself.

Mayor Pro-Tem Osika said the hanging baskets downtown look beautiful.

Councilmember Fear announced that on June 20th – 27th the Owosso Pride group will be asking local businesses to show their support for the LGBT+ community. She also encouraged the community to stop by and see them at the Farmers’ Market on Saturday.

Mayor Eveleth thanked the City administration for working so hard to make the recent protest safe and organized for all involved. Councilmember Haber echoed his comments.

CONSENT AGENDA

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

First Reading and Set Public Hearing - Rezoning Trebor. Conduct first reading and set a public hearing for Monday, July 20, 2020 to receive citizen comment regarding the request to rezone the property 425 & 429 Hamblin Street from R-2, Two Family Residential District, to I-1, Light Industrial District as follows:

RESOLUTION NO. 97-2020

TO SET A PUBLIC HEARING TO CONSIDER AMENDING CHAPTER 38 ZONING OF THE CODE OF ORDINANCES TO REZONE THE PARCELS AT 425 & 429 HAMBLIN STREET AND AMEND THE ZONING MAP

WHEREAS, the city council of the city of Owosso received a petition from Carrie Cobb and Trebor to rezone the parcels located at 425 & 429 Hamblin Street, parcel nos. 050-430-000-002-00 and 050-430-000-003-00, from R-2 Two-Family Residential District to I-1 Light Industrial District; and

WHEREAS, the planning commission subsequently published the request and mailed notices of the request to surrounding property owners, held a public hearing on the request, and deliberated on the request; and

WHEREAS, city staff has recommended approval of the request as proposed and the planning commission has recommended the combination of the lots while maintaining the current zoning designations; and

WHEREAS, the item must now be considered by the city council and a public hearing by the council is required before any such ordinance amendment can be acted upon.

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

SECTION 1. OFFICIAL ZONING MAP AMENDMENT. That the following requested amendments to Chapter 38, Zoning, Sec. 38-27, *Zoning Districts and Map*, be denied based on spot zoning.

Parcel Address	Current Zoning	Amended Zoning
425 Hamblin St	R-2 Two-Family Residential District	I-1 Light Industrial District
Parcel number: 050-430-000-002-00		
N 45' OF S 136' LOT 13 (EX E 59 ½') LOUISA MERELLS ADD		
429 Hamblin St	R-2 Two-Family Residential District	I-1 Light Industrial District
Parcel number: 050-430-000-003-00		
LOT 13 (EX E S 136' & E 59 ½') LOUISA MERELLS ADD		

SECTION 2. PUBLIC HEARING. A public hearing is set for Monday, July 20, 2020 at 7:30 p.m. for the purpose of hearing citizen comment regarding the proposed ordinance amendment.

SECTION 3. NOTICE. Council hereby directs staff to supply a public notice concerning the rezoning to a newspaper of general circulation within the city.

SECTION 4. 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 5. EFFECTIVE DATE. This amendment shall become effective twenty days after passage.

First Reading and Set Public Hearing - Rezoning N. Washington Street. Conduct first reading and set a public hearing for Monday, July 20, 2020 to receive citizen comment regarding the request to rezone the property on North Washington Street from RM-1, Multiple Family Residential District – Low Rise, to RM-1, Multiple Family Residential District – Low Rise with Planned Unit Development (PUD) overlay as detailed:

RESOLUTION NO. 98-2020

TO SET A PUBLIC HEARING TO CONSIDER AMENDING CHAPTER 38 ZONING OF THE CODE OF ORDINANCES TO REZONE THE PARCEL ON THE SW CORNER OF N. WASHINGTON & WESLEY STREETS AND AMEND THE ZONING MAP

WHEREAS, the city council of the city of Owosso received a petition from Bailey Park Homes, L3C, developer of the real property identified as N. Washington Street, parcel number 050-535-000-001-00 to rezone the parcel from RM-1 Multiple-Family Residential District-Low Rise to RM-1 Multiple-Family Residential District-Low Rise with Planned Unit Development (PUD) Overlay; and

WHEREAS, the planning commission subsequently published the request and mailed notices of the request to surrounding property owners, held a public hearing on the request, and deliberated on the request; and

WHEREAS, the city staff and planning commission recommend, without reservations or conditions, the rezoning of N. Washington Street as petitioned; and

WHEREAS, the item must now be considered by the city council and a public hearing by the council is required before any such ordinance amendment can be acted upon.

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 change, to be noted on the official map and filed with the city clerk:

Parcel Address	Current Zoning	Amended Zoning
N. Washington Street, described as follows:	RM-1 Multiple-Family Residential District-Low Rise	RM-1 Multiple-Family Residential District-Low Rise with Planned Unit Development (PUD) Overlay
Parcel number: 050-535-000-001-00		
COM 358' N & 33' W OF INTER S LN SEC 12 & C/L N WASH ST TH W 231' N 6' W 133.7' N 279' E 364.21' S 284' TO POB PART OF SE 1/4 SE 1/4 SEC 12 T7N R2E		

SECTION 2. PUBLIC HEARING. A public hearing is set for Monday, July 20, 2020 at 7:30 p.m. for the purpose of hearing citizen comment regarding the proposed ordinance amendment.

SECTION 3. NOTICE. Council hereby directs staff to supply a public notice concerning the rezoning to a newspaper of general circulation within the city.

SECTION 4. 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 5. EFFECTIVE DATE. This amendment shall become effective twenty days after passage.

Warrant No. 585. Authorize Warrant No. 585 as follows:

Vendor	Description	Fund	Amount
Michigan Municipal Risk Management Authority	Building and property insurance-1 st of 3 installments for FY 20/21	Various	\$128,135.50
Michigan Municipal League Workers' Compensation Fund	Workers' Compensation contributions-1 st of 4 installments for FY 20/21	Various	\$23,110.00
Standard & Poor's Financial Services LLC	Analytical services rendered in connection with the Sewage Disposal System Revenue Bonds	Sewer & WWTP	\$13,500.00

Check Register – May 2020. Affirm check disbursements totaling \$1,498,072.45 for May 2020.

Motion supported by Councilmember Law.

Roll Call Vote.

AYES: Mayor Pro-Tem Osika, Councilmembers Law, Fear, Haber, Pidek, Bailey, and Mayor Eveleth.

NAYS: None.

ITEMS OF BUSINESS

City Budget Amendment - Final

City Manager Henne noted that the amendment before Council this evening is revenue neutral.

Motion by Councilmember Pidek to adopt Amendment No. 3-Final to the 2019-2020 Budget as follows:

	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	CURRENT BUDGET	REQUESTED INCREASE (DECREASE)	AMENDED BUDGET
		General Fund			
1	101-335-833.400	Equipment Maintenance	5,000	11,575	16,575
	101-000-664.664	Interest Income	75,000	11,575	86,575
		Record Repair of Tower - approved 5-18-20			
2	101-441-702.100	Salaries	71,985	5,500	77,485
	101-201-860.000	Education and Training	2,700	(1,500)	1,200
	101-000-664.664	Interest Income	86,575	4,000	90,575
3	101-300-702.300	Police Overtime	48,500	10,000	58,500
	101-000-501.506	Grant-Federal	-	10,000	10,000
	101-258-818.000	Information & Technology	86,695	10,000	96,695
	101-000-501.506	Grant-Federal	10,000	10,000	20,000
		Record Projected Cost of Activity for May and June			

Other Funds					
4	202-000-695.672	Special Assessment	100,000	150,000	250,000
	202-451-818.000	Construction	1,550,000	150,000	1,700,000
	203-000-695.672	Special Assessment	61,000	175,000	236,000
	203-451-818.000	Construction	,636,682	175,000	1,811,682
Record Special Assessments to receive and construction activity expected as of 6/30/20					
5	276-000-401.407	Tax Capture Revenue-Qdoba	-	10,000	10,000
	276-730-801.000	Professional Services-Admin	-	1,500	1,500
	283-000-401.407	Tax Capture Revenue-TiAl	14,787	12,213	27,000
	283-964-969.000	Developer Reimbursement	-	12,213	12,213
	288-000-401.407	Tax Capture Revenue-Cargil	111,495	68,505	180,000
	288--905-980.991	Principal	31,770	68,505	100,275
	292-000-401.407	Tax Capture Revenue-Woodard Loft	91,560	25,440	117,000
	292-964-969.000	Developer Reimbursement	90,560	25,440	116,000
	295-000-401.407	Tax Capture-Armory	1,840	66,896	68,736
	295-964-969.000	Developer Reimbursement	1,090	61,564	62,654
	295-730-801.000	Professional Services Exp	750	5,332	6,082
Record Brownfield Activity					
6	591-000-695.698	Other Financing Sources	-	700,000	700,000
	591-901-972.000	Mains and Hydrants	425,000	700,000	1,125,000
Record Enterprise Capital Outlay Activity-DWRF reimb. projection as of 6/30/20					

Motion supported by Mayor Pro-Tem Osika.

Roll Call Vote.

AYES: Councilmembers Haber, Fear, Bailey, Pidek, Law, Mayor Pro-Tem Osika, and Mayor Eveleth.

NAYS: None.

Grants Management Policy*

City Manager Henne noted that adoption of this policy was before the Council this evening because the City anticipates receiving over \$750,000.00 in federal funds this year.

Motion by Councilmember Bailey to authorize adoption of a grants management policy as recommended by Federal Uniform Grant Guidance.

Motion supported by Councilmember Fear.

Roll Call Vote.

AYES: Mayor Pro-Tem Osika, Councilmembers Fear, Haber, Law, Pidek, Bailey, and Mayor Eveleth.

NAYS: None.

Fifth Monday Meeting

Mayor Eveleth indicated he had spoken with Councilmember Bailey earlier and she would be ok with moving the sanitary sewer overflow discussion to the July 6th meeting.

City Manager Henne agreed, saying the discussion may be easier to do in person.

Mayor Eveleth asked if anyone objected to not scheduling a 5th Monday meeting for June 29, no objections were noted. The sanitary sewer I & I discussion will take place at the July 6th meeting.

COMMUNICATIONS

N. Bradley Hissong, Building Official. May 2020 Building Department Report.
Kevin D. Lenkart, Public Safety Director. May 2020 Police Report.

Kevin D. Lenkart, Public Safety Director. May 2020 Fire Report.

NEXT MEETING

Monday, June 29, 2020 5th Monday meeting
Monday, July 6, 2020 Regular meeting

BOARDS AND COMMISSIONS OPENINGS

Brownfield Redevelopment Authority – County Representative – term expires 06-30-2020
Building Board of Appeals – Alternate - term expires June 30, 2022
Building Board of Appeals – Alternate - term expires June 30, 2021
Brownfield Redevelopment Authority – term expires June 30, 2022
Historical Commission – 2 terms expire December 31, 2020
Planning Commission – term expires June 30, 2020

ADJOURNMENT

Motion by Councilmember Bailey for adjournment at 8:28 p.m.

Motion supported by Councilmember Fear and concurred in by unanimous vote.

Christopher T. Eveleth, Mayor

Amy K. Kirkland, City Clerk

*Due to their length, text of marked items is not included in the minutes. Full text of these documents is on file in the Clerk's Office.