

**CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MINUTES OF MAY 4, 2020
7:30 P.M.
VIRTUAL MEETING**

Mayor Christopher T. Eveleth called the meeting to order and announced the meeting would be held as a Virtual Meeting due to the COVID-19 pandemic, under the authority of Executive Order No. 2020-15 of the Office of the Governor of the State of Michigan. He also noted the process for making comments during the Citizen Comments and Questions period and indicated those wishing to comment must sign up by 7:35 p.m.

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.

Mayor Eveleth noted that the agenda for this meeting has been arranged slightly different than normal. Due to the constraints of holding a meeting virtually the 2nd opportunity for citizen comments has been removed. He also asked that Councilmembers please state their last name when making a motion or support.

APPROVE AGENDA

Motion by Councilmember Pidek to approve the agenda as presented.

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF APRIL 20, 2020

Motion by Mayor Pro-Tem Osika to approve the Minutes of the Regular Meeting of April 20, 2020 as presented.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

County Commission Marlene Webster gave a brief update from the County, noting that much of their efforts were directed toward planning to re-open the County. She also noted that the meetings for the month of May had been moved to the week of May 18 in the hope that the Commission will be allowed to meet in-person.

Paul Galdis of F&V Construction spoke of his disappointment with the treatment he received from one of the City's contract engineers. He said he felt they had been treated unprofessionally and the Council needs to know what is happening.

Tom Manke, 2910 W. Mi21, thanked everyone that has continued working during the pandemic. He went on to ask which side the Council is on in the debate to re-open or continue to quarantine. Mayor Eveleth indicated that he was informed by the City Attorney that the Governor's Executive Orders have the full force and weight of law. He said he knows the topic is controversial but he will continue to follow the Governor's orders until a court rules otherwise. City Attorney Gould maintained his position and recommended the City wait to see how the litigation of the matter plays out.

Mayor Eveleth noted that Council had received an email earlier in the day from the City Manager in regard to Mr. Galdis's complaints.

Mayor Pro-Tem Osika noted that she sits on the Main Street Promotional Committee and they have been holding weekly Zoom meetings to talk about what they can do to help local businesses re-open. Main Street has also conducted a Facebook survey to understand how consumers are perceiving potential reopening of the economy and she would like DDA Director Adams to share some of those results with the Council.

Councilmember Fear asked for an update on the census. City Manager Henne indicated that the pandemic has made things really difficult in regard to the census coordination meetings, that being said City residents are responding at a rate exceeding the County and matching the State. He said the City plans on putting out one more notice for the census and he has not heard of any extensions to the census to date. Councilmember Fear encouraged everyone to complete their census survey.

Main Street/DDA Director Adams relayed some of the more interesting results from the Facebook survey they recently completed. He said they received over 1600 responses and with the information they plan to create a customer trust marketing initiative with business adopting some of the ideas received as part of the survey.

Mayor Pro-Tem Osika said she appreciates the increased use of Facebook by the City and gave kudos to the staff responsible.

CITY MANAGER REPORT

City Manager Henne updated the Council on the FEMA grant application, the Clark Avenue construction project, equipment staging on Lee Street, the status of the Matthews Building, and development of the City's plan for reopening. Lastly he noted the budget workshop for the 2020-2021 budget will be held May 12 and will be a virtual meeting.

Councilmember Bailey asked if the City plans on closing the sidewalk around the Matthews Building for the safety of pedestrians. City Manager Henne explained that the Building Official was satisfied the building does not present a hazard to pedestrians at this time, but they will continue to monitor the building closely.

Councilmember Haber asked if it was true the Utilities Director did not return any communications from Mr. Galdis. City Manager Henne clarified that the situation involved a contract engineer and not City staff. He went on to say that what Mr. Galdis said was indeed true, but he still had significant issues with the

concrete contractor and as such was not recommending Mr. Galdis's firm for the project. Councilmember Haber agreed he wants the project done right the first time.

CONSENT AGENDA

Motion by Councilmember Pidek to approve the Consent Agenda as follows:

Downtown Owosso Farmers' Market. Consider request from Tracy Peltier- Executive Director of the Downtown Owosso Farmers' Market to close Exchange Street from Water Street to Washington Street, Ball Street from Main Street to Mason Street, and Water Street from Exchange Street to Mason Street every Saturday from May 16, 2020 to October 31, 2020 from 7:00 a.m. until 2:00 p.m. for the annual farmers' market, and approve Traffic Control Order No. 1435 formalizing the request.

DDA/Main Street RLF Emergency Response Loans. Approve the loan of \$15,000.00 in emergency response funds to 3 businesses in the downtown to assist them in weathering the mandatory shut-down of non-essential businesses during the COVID-19 pandemic as detailed below:

RESOLUTION NO. 73-2020

AUTHORIZING THE APPROVAL OF THE RELEASE OF OMS/DDA REVOLVING LOAN FUND FOR EMERGENCY RESPONSE LOANS: COVID-19 ROUND 3

WHEREAS, in 1994 the city of Owosso established the Downtown Owosso Revolving (formerly UDAG/CDBG) Loan Program for projects within the Owosso Downtown Development Authority district; and

WHEREAS, on June 17, 2019 City Council approved the new OMS/DDA Revolving Loan & Grant Program, giving stewardship of the loan and grant process to the Owosso Main Street/DDA Board.

WHEREAS, on March 16, 2020 the OMS/DDA Board approved the addition of Emergency Response Loans to the RLF Manual. These loans were created to this deferment action is in response to:

- The COVID-19 Pandemic
- County & State-wide "social distancing" and "community separation" guidelines related to the COVID-19 pandemic;
- The State-mandated shut-down of all non-essential businesses.

WHEREAS, on April 27, 2020 the OMS/DDA Revolving Loan Committee reviewed and approved 3 applications totaling **\$15,000.00** in Emergency Response Loans.

WHEREAS, on April 28, 2020 the OMS/DDA Board of Directors approved the Revolving Loan Committee's recommendations.

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

FIRST: The City of Owosso approves the loan of **\$5,000.00** to below listed applicants according to the terms & specifications determined by the OMS/DDA Loan & Grant Manual.

- We Print Everything, Inc.; 215 N. Ball Street
- Adaptive Technology Solutions, LLC.; 215 N. Water Street, Suite 101
- JE Blanchett, Inc.; 216 W. Main Street

Contract Amendment – Stormwater Geodatabase Development. Approve Amendment No. 1 to Addendum No. 2.5, Stormwater Geodatabase Development Contract, adding \$9,000.00 in services for additional information related to the flooding in Oakhill Cemetery, and authorize payment to the contractor for the contract amount, including Amendment No. 1, upon satisfactory completion of the work or portion thereof as follows:

RESOLUTION NO. 74-2020

APPROVAL OF ADDENDUM NO. 1 TO ADDENDUM NO. 2.5 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF OWOSSO AND ORCHARD, HILTZ & MCCLIMENT (OHM) ADVISORS OF SAGINAW, MI FOR DEVELOPMENT OF A STORMWATER GEODATABASE AND COLLECTION SYSTEM MAP

WHEREAS, the city of Owosso, Shiawassee County, Michigan, has budgeted funds for the development of a Stormwater Geodatabase and Mapping System; and

WHEREAS, the existing stormwater collection system map is obsolete and insufficient for regulatory compliance and maintenance management use, and OHM Advisors provided a proposal for the development of a stormwater geodatabase and collection system map at a cost of \$100,736.00; and

WHEREAS, additional funds are required to expand the original scope of services to provide more comprehensive attribute detail for development of a storm water drainage district within the original scope of services needed to create a storm water geodatabase; and

WHEREAS, the Director of Public Services & Utilities has reviewed the proposal provided by OHM Advisors, and has determined that these additional services are necessary for addressing private and public property flooding issues, and in aiding in the development of a storm water drainage district in cooperation with the Shiawassee County Drain office.

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 it is advisable, necessary and in the public interest to expand the professional services agreement with OHM Advisors for development of a storm water geodatabase, collections system map, and a storm water drainage district.
- SECOND: The accounts payable department is authorized to submit payment to OHM Advisors in the amount not to exceed \$9,000.00 for additional services, plus \$100,736.00 as approved in the initial scope of services, for a total of \$109,736.00.
- THIRD: The above expenses shall be paid from the following accounts: 202/203-463-818.000, 101-441-831.000 and 590-549-818.000.

Bid Award – WWTP Headworks Project. Approve bid of Grand River Construction, Inc. for the WWTP Headworks Project in the amount of \$2,698,000.00 and authorize payment to the contractor upon satisfactory completion of the work or portion thereof as detailed in the two resolutions below:

RESOLUTION NO. 75-2020

AUTHORIZATION TO ENTER INTO A CONTRACT SERVICES AGREEMENT BETWEEN THE CITY OF OWOSSO AND GRAND RIVER CONSTRUCTION OF HUDSONVILLE, MICHIGAN FOR CONSTRUCTION AND INSTALLATION OF INFLUENT SCREW PUMPS AND GRIT REMOVAL SYSTEM FOR USE AT THE WASTEWATER TREATMENT PLANT

WHEREAS, City council previously approved the 2020 State Revolving Fund (SRF) projects at its regular scheduled meeting held on November 18, 2019, and authorized publication of notice of intent to proceed with the same at its regular scheduled meeting held on February 18, 2020; and

WHEREAS, the construction and installation of the influent screw pumps and grit removal system, known as the Wastewater Treatment Plant (WWTP) Head Works projects, are approved 2020 SRF planned projects; and

WHEREAS, the city of Owosso received competitive bids for construction and installation of the Head Works Projects; and

WHEREAS, the Director of Public Services & Utilities has reviewed the bids received and the recommendation provided by OHM Advisors, and has determined that Grand River Construction is the low responsive and responsible bidder, and has the necessary experience and qualifications to perform the construction and installation of the Head Works Projects.

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 it is advisable, necessary and in the public interest to contract with Grand River Construction of Hudsonville, Michigan for construction and installation of the SRF 2020 Head Works Projects at the WWTP.
- SECOND: The accounts payable department is authorized to submit payment to Grand River Construction in the amount of \$2,698,000.00.
- THIRD: The above expenses shall be paid for from the Wastewater Fund, and SRF Bond Funds.

And

RESOLUTION NO. 76-2020

**TO TENTATIVELY AWARD A CONSTRUCTION CONTRACT
FOR WASTEWATER SYSTEM IMPROVEMENTS
TO GRAND RIVER CONSTRUCTION, INC.**

WHEREAS, the City of Owosso wishes to construct improvements to its existing wastewater treatment and collection system; and

WHEREAS, the wastewater system improvements project formally adopted on November 18, 2019 will be funded through Michigan's State Revolving Fund; and

WHEREAS, the City of Owosso has sought and received construction bids for the proposed improvements and has received a low bid in the amount of \$2,698,000 from Grand River Construction, Inc.; and

WHEREAS, the project engineer, C2ae Engineers, has recommended awarding the contract to the low bidder.

NOW THEREFORE BE IT RESOLVED, that the City of Owosso tentatively awards the contract for construction of the proposed wastewater system improvements project to Grand River Construction, Inc., contingent upon successful financial arrangements with the State Revolving Fund.

Service Authorization – Installation of WWTP Line Reactors. Waive competitive bidding requirements, approve the purchase of services from Newkirk Electric for the installation of up to 5 line

reactors at the WWTP in an amount not to exceed \$20,100.00, and further approve payment to the contractor according to unit prices upon satisfactory completion of the work as follows:

RESOLUTION NO. 77-2020

**AUTHORIZING PURCHASE AGREEMENT AND PAYMENT TO
NEWKIRK ELECTRIC OF FLINT, MICHIGAN FOR INSTALLATION SERVICES OF LINE REACTORS
FOR USE AT THE WASTE WATER TREATMENT FACILITY**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has budgeted from the Wastewater Capital Fund, the acquisition and installation of an Emergency Standby Generator and Transformer, and

WHEREAS, the Emergency Standby Generator requires additional services to ensure minimum operational design performance standards, and

WHEREAS, installation of up to five line reactors to remove harmonic distortion between the Emergency Standby Generator and the variable frequency drive units is necessary to obtain minimum operational design performance standards, and

WHEREAS, Newkirk Electric of Flint, Michigan has provided a proposal to provide the necessary installation services to resolve the harmonic distortion issues between the Emergency Standby Generator and the variable frequency drive units, and the Director of Public Services & Utilities has reviewed the installation services proposal provided by Newkirk Electric, and recommends authorizing the services of Newkirk Electric for use at the Wastewater Treatment Facility.

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 it is advisable, necessary and in the public interest to contract with Newkirk Electric for installation services of up to five (5) line reactors to resolve harmonic distortion issues impacting minimum operational design performance standards of the Emergency Standby Generator at the WWTP.
- SECOND: The accounts payable department is authorized to submit payment to Newkirk Electric of Flint, Michigan according to unit prices in the amount not to exceed \$20,100.00 for said line reactor installation services.
- THIRD: The above expenses shall be paid from account no. 599-901-975.000.

Purchase Authorization - Ferric Chloride. Authorize a purchase agreement with PVS Technologies, Inc. for Ferric Chloride utilizing the Lansing Board of Water & Light's joint purchasing consortium Competitive Bidding Program in the amount of \$224.96 per liquid ton, with an estimated annual contract of \$62,313.92, and authorize payment based on unit prices for actual quantities required for the fiscal year ending June 30, 2021 as follows:

RESOLUTION NO. 78-2020

**RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE ORDER FOR
FERRIC CHLORIDE WITH FROM PVS TECHNOLOGIES, INCORPORATED
IN ACCORDANCE WITH THE LANSING BOARD OF WATER & LIGHT 2020
CONSORTIUM COMPETITIVE BIDDING PROGRAM**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, requires Ferric Chloride (iron) in bulk deliveries for use in treating municipal wastewater; and

WHEREAS, the Lansing Board of Water & Light (LBWL) solicited competitive bids for ferric chloride; and it is hereby determined that PVS Technologies, Inc. is qualified to provide such product and that it has submitted the lowest responsible and responsive bid.

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

- FIRST: The City of Owosso has theretofore determined that it is advisable, necessary and in the public interest to purchase Ferric Chloride from PVS Technologies Incorporated of Detroit, Michigan, at the price of \$224.96 per liquid ton, for an estimated usage of 277 liquid ton for FY 2020-2021.
- SECOND: The accounts payable department is authorized to submit payment to PVS Technologies, Incorporated in the amount of \$62,313.92 for FY2020-2021.
- THIRD: The above expenses shall be paid from the wastewater fund following delivery, and chargeable to account 599-548-743.100.

Purchase Authorization - Sodium Hypochlorite. Authorize a purchase agreement with Olin Corporation for Sodium Hypochlorite utilizing the Lansing Board of Water & Light's joint purchasing consortium Competitive Bidding Program in the amount of \$0.7100 per gallon, with an estimated annual contract of \$38,340.00, plus \$1,200.00 for split delivery, and authorize payment based on unit prices for actual quantities required for the fiscal year ending June 30, 2021 as follows:

RESOLUTION NO. 79-2020

RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE ORDER FOR SODIUM HYPOCHLORITE WITH OLIN CORPORATION OF CLAYTON, MISSOURI IN ACCORDANCE WITH THE LANSING BOARD OF WATER & LIGHT CONSORTIUM 2020 COMPETITIVE BIDDING PROGRAM

WHEREAS, the City of Owosso, Shiawassee County, Michigan, requires sodium hypochlorite in bulk deliveries for use in treating municipal wastewater and drinking water; and

WHEREAS, the Lansing Board of Water & Light (LBWL) solicited competitive bids for sodium hypochlorite; and it is hereby determined that Olin Corporation of Clayton, Missouri is qualified to provide such product and that it has submitted the lowest responsible and responsive bid.

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

- FIRST: The City of Owosso has theretofore determined that it is advisable, necessary and in the public interest to purchase sodium hypochlorite from Olin Corporation at the price of \$.7100 per gallon at an estimated usage of 54,000 gallons FY2020-2021
- SECOND: The accounts payable department is authorized to submit payment to Olin Corporation in the amount of \$38,340.00, plus a split delivery charge of \$1,200.00, for total of \$39,540.00.
- THIRD: The above expenses shall be paid from the wastewater and water fund following delivery, and chargeable to account 599-548-743.300 in the amount of \$29,260.00 and to account 591-553-743.000 in the amount of \$10,280.00.

Purchase Authorization - Bulk Lime. Authorize a purchase agreement with Graymont Incorporated the purchase of bulk lime for the Filtration Plant and Wastewater Plant, utilizing the Lansing Board of Water & Light's joint purchasing consortium Competitive Bidding Program in the amount of \$143.90 per dry ton, with an estimated annual contract of \$115,120.00 and authorize payment based on unit prices for actual quantities required for the fiscal year ending June 30, 2021 as follows:

RESOLUTION NO. 80-2020

**RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE ORDER FOR
LIME (PEBBLE QUICK LIME) WITH GRAYMONT INCORPORATED
IN ACCORDANCE WITH THE LANSING BOARD OF WATER & LIGHT CONSORTIUM
2020 COMPETITIVE BIDDING PROGRAM**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, requires Lime in bulk deliveries for use in treating municipal drinking water; and

WHEREAS, the Lansing Board of Water & Light (LBWL) solicited competitive bids for lime; and it is hereby determined that Graymont Incorporated of Westbend, Wisconsin is qualified to provide such product and that it has submitted the lowest responsible and responsive bid.

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

- FIRST: The City of Owosso has theretofore determined that it is advisable, necessary and in the public interest to purchase Lime from Graymont Incorporated, at the price of \$143.90 per ton at an estimated usage of 800 ton for FY2020-2021.
- SECOND: The accounts payable department is authorized to submit payment to Graymont Incorporated in the amount of \$115,120.00.
- THIRD: The above expenses shall be paid from the water fund following delivery, and chargeable to account 591-553-743.000.

Motion supported by Mayor Pro-Tem Osika.

Roll Call Vote.

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

NAYS: None.

ITEMS OF BUSINESS

None.

COMMUNICATIONS

Nathan R. Henne, City Manager. 2020-2021 Proposed Budget.
Cheryl A. Grice, Finance Director. Revenue & Expenditure Report March 2020.
WWTP Review Board. Minutes of April 28, 2020.

NEXT MEETING

Monday, May 18, 2020

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 8:07 p.m.

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

Christopher T. Eveleth, Mayor

Amy K. Kirkland, City Clerk