

**CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MINUTES OF DECEMBER 18, 2017
7:30 P.M.**

PRESIDING OFFICER: MAYOR CHRISTOPHER T. EVELETH

OPENING PRAYER: COUNCILMAN BURTON D. FOX

PLEDGE OF ALLEGIANCE: COUNCILMAN ROBERT J. TEICH, JR.

PRESENT: Mayor Christopher T. Eveleth, Mayor Pro-Tem Susan J. Osika, Councilmembers Loreen F. Bailey, Burton D. Fox, Elaine M. Greenway, Daniel A. Law, and Robert J. Teich, Jr.

ABSENT: None.

APPROVE AGENDA

Motion by Councilmember Teich to approve the agenda as presented.

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF DECEMBER 4, 2017

Motion by Councilmember Bailey to approve the Minutes of the Regular Meeting of December 4, 2017 as presented.

Motion supported by Mayor Pro-Tem Osika and concurred in by unanimous vote.

APPROVAL OF THE MINUTES OF SPECIAL MEETING OF DECEMBER 5, 2017

Motion by Councilmember Greenway to approve the Minutes of the Special Meeting of December 5, 2017 as presented.

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

APPROVAL OF THE MINUTES OF SPECIAL MEETING OF DECEMBER 6, 2017

Motion by Councilmember Fox to approve the Minutes of the Special Meeting of December 6, 2017 as presented.

Motion supported by Mayor Pro-Tem Osika and concurred in by unanimous vote.

PROCLAMATIONS / SPECIAL PRESENTATIONS

Curwood Festival Check Presentation

Curwood Festival President David Minarik was on hand to present the City with a \$1,000 donation for maintenance of Curwood Castle from the Curwood Festival.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

Tom Manke, 2910 W. Main Street, said he was upset about homeless camps being torn down by Owosso Police Officers outside the City limits. He said he had heard that the Public Safety Director had authorized their destruction and he wanted to know by what authority he had done so.

Albert Martenis, Wesener Building property manager, expressed his concerns with parking and snow removal issues as they relate to the Wesener property and its tenants. He felt there was a lack of communication and procedure on the part of the City. He asked that the City look at the issue again.

Carolyn Mitchem, 1204 Orchard Street, said she was very upset when she didn't see any salt trucks out on December 9th when the streets were icy. She went on to say that she felt her street does not receive enough attention when it comes to snow and ice removal. Mayor Eveleth asked that the DPW check her neighborhood to make sure it is free of snow and ice.

There was a lengthy discussion regarding downtown parking and snow removal in the alley behind the Wesener Building involving DDA Director Joshua Adams, Mr. Martenis, and the City Council. Mr. Adams agreed to meet with Mr. Martenis within the next week to further discuss the issues.

Mayor Eveleth announced that his mother had made chocolates for everyone at the meeting to enjoy.

CITY MANAGER REPORT

City Manager Donald D. Crawford said he had nothing to report at this time.

CONSENT AGENDA

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

Set Public Hearing - CDBG Grant Application. Set a public hearing for Tuesday, January 2, 2018 to receive citizen comment regarding the proposal to apply for CDBG grant funding for the 2017-18 Façade Grant Project in the amount of \$442,907.00, designate the Mayor as the certifying officer, and commit the City to a \$12,500.00 match as follows:

RESOLUTION NO. 172-2017

SETTING THE PUBLIC HEARING TO AUTHORIZE THE APPLICATION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT AND DESIGNATION OF CERTIFYING OFFICER

WHEREAS, the city of Owosso has been invited by the Michigan Strategic Fund to submit a CDBG application in the amount of Four Hundred Forty-Two Thousand, Nine Hundred Seven Dollars (\$442,907) for its 2017/18 Façade Project; and

WHEREAS, the total project cost of the project is \$898,314, with \$442,907 requested from the MEDC, \$442,907 expected to be supported by the said property owners, and \$12,500 to be provided by the City of Owosso as outlined in the grant application; and

WHEREAS, the city is required to set a public hearing as part of the process in accepting CDBG funds and to designate the mayor as the certifying officer, the person authorized to certify the Michigan CDBG Application, and the person authorized to sign the Grant Agreement and payment requests; and

WHEREAS, the city of Owosso desires to use the CDBG funds for the rehabilitation of the historic facades of five properties located in Owosso's downtown: 114 N. Washington; 115 N. Washington; 116 N. Washington; both front and rear facades of 216 & 218 W. Main; and 114 W. Main; and

WHEREAS, the beneficiaries of this project would include all residents in the community, and the city has been identified as being greater than 51% low and moderate income persons; and

WHEREAS, the proposed project is consistent with the local community development plan as described in the Application; and

WHEREAS, the proposed project will clearly eliminate objectively determinable signs of blight and will be strictly limited to eliminating specific instances of blight outside a defined Slum or Blighted Area; and

WHEREAS, local funds and any other funds to be invested in the project have not been obligated and will not be obligated prior to a formal grant award, completion of the environmental review procedures and a formal written authorization to incur costs from the Michigan Economic Development Corporation.

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

FIRST: the Owosso City Council sets a public hearing for Tuesday, January 2, 2018 on or about 7:30 p.m. in council chambers at city hall for the purpose of hearing comments for residents or taxpayers within the city of Owosso; and

SECOND: the city clerk gives the notifications as required by law.

Boards and Commissions Appointments. Approve the following Mayoral Boards and Commissions appointments:

Name	Board/Commission	Term Expires
Mike Selleck*	Board of Review	12-31-2022
Jenelle Steele-Elkins*	Historical Commission	12-31-2020
Karen Marumoto*	Historical Commission	12-31-2020
Annie Ludington*	Historical Commission	12-31-2020

* indicates reappointment

New Year's Eve Block Party Permission. Approve request from Owosso Main Street for the closure of South Washington Street from Comstock Street to Jerome Avenue on Sunday, December 31, 2017 at 6:30 p.m. until Monday, January 1, 2018 at 1:00 a.m. for the New Year's Eve Block Party, waive the insurance requirement, and approve Traffic Control Order No. 1388 formalizing the request.

MDOT Performance Resolution. Authorize resolution outlining the City's responsibilities in relation to the granting of permits by MDOT to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over, and/or under a state highway right of way as follows:

RESOLUTION NO. 173-2017

MICHIGAN DEPARTMENT OF TRANSPORTATION PERFORMANCE RESOLUTION FOR GOVERNMENTAL UNITS

RESOLVED WHEREAS, the city of Owosso hereinafter referred to as the "GOVERNMENTAL AGENCY," periodically applies to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT," for permits, referred to as "PERMIT," to construct, operate, use and/or maintain utilities or other facilities, or to conduct other activities, on, over, and under State Highway Right of Way at various locations within and adjacent to its corporate limits;

NOW THEREFORE, in consideration of the DEPARTMENT granting such PERMIT, the GOVERNMENTAL AGENCY agrees that:

1. Each party to this Agreement shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Agreement, as provided by law. This Agreement is not intended to increase either party's liability for, or immunity from, tort claims, nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this Agreement.
2. If any of the work performed for the GOVERNMENTAL AGENCY is performed by a contractor, the GOVERNMENTAL AGENCY shall require its contractor to hold harmless, indemnify and defend in litigation, the State of Michigan, the DEPARTMENT and their agents and employee's, against any claims for damages to public or private property and for injuries to person arising out of the performance of the work, except for claims that result from the sole negligence or willful acts of the DEPARTMENT, until the contractor achieves final acceptance of the GOVERNMENTAL AGENCY. Failure of the GOVERNMENTAL AGENCY to require its contractor to indemnify the DEPARTMENT, as set forth above, shall be considered a breach of its duties to the DEPARTMENT.
3. Any work performed for the GOVERNMENTAL AGENCY by a contractor or subcontractor will be solely as a contractor for the GOVERNMENTAL AGENCY and not as a contractor or agent of the DEPARTMENT. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the GOVERNMENTAL AGENCY, or their subcontractors or any other person not a party to the PERMIT without the DEPARTMENT'S specific prior written consent and notwithstanding the issuance of the PERMIT. Any claims by any contractor or subcontractor will be the sole responsibility of the GOVERNMENTAL AGENCY.
4. The GOVERNMENTAL AGENCY shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the PERMIT which results in claims being asserted against or judgment being imposed against the State of Michigan, the Michigan Transportation Commission, the DEPARTMENT, and all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract. In the event that the same occurs, for the purposes of the PERMIT, it will be considered as a breach of the PERMIT thereby giving the State of Michigan, the DEPARTMENT, and/or the Michigan Transportation Commission a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

5. The GOVERNMENTAL AGENCY will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State Highway Right of Way resulting from the installation construction, operation and/or maintenance of the GOVERNMENTAL AGENCY'S facilities according to a PERMIT issued by the DEPARTMENT.
6. With respect to any activities authorized by a PERMIT, when the GOVERNMENTAL AGENCY requires insurance on its own or its contractor's behalf it shall also require that such policy include as named insured the State of Michigan, the Transportation Commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract.
7. The incorporation by the DEPARTMENT of this resolution as part of a PERMIT does not prevent the DEPARTMENT from requiring additional performance security or insurance before issuance of a PERMIT.
8. This resolution shall continue in force from this date until cancelled by the GOVERNMENTAL AGENCY or the DEPARTMENT with no less than thirty (30) days prior written notice provided to the other party. It will not be cancelled or otherwise terminated by the GOVERNMENTAL AGENCY with regard to any PERMIT which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following position(s) are authorized to apply to the DEPARTMENT for the necessary permit to work within State Highway Right of Way on behalf of the GOVERNMENTAL AGENCY.

Name	Title
Mark Mitchell	DPW Supervisor
Glenn Chinavare	Director of Public Services
Randy Chesney	City Engineer
Debbie Hebert	Executive Secretary

Contract Amendment – Addendum No. 4 – SAW Grant Preparation Contract. Authorize Addendum No. 4 to the SAW Grant Preparation Contract with Capital Consultants, Inc. d/b/a C2ae for construction and design services for sludge thickener improvements at the WWTP in an amount not to exceed \$16,500.00, and further authorize payment to the contractor upon satisfactory completion of the work or portion thereof as detailed below:

RESOLUTION NO. 174-2017

**AUTHORIZING ADDENDUM NO. 4 TO THE AGREEMENT
BETWEEN THE CITY OF OWOSSO AND CAPITAL CONSULTANTS, INC. D/B/A C2AE
FOR ADDITIONAL ENGINEERING SPECIFICATION, DESIGN, AND CONSTRUCTION SERVICES
TO REPAIR AND REHABILITATE THE SLUDGE THICKENER PROCESS
AT THE WASTEWATER PLANT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has budgeted from the Wastewater Plant Replacement Fund for the repair and rehabilitation of the Sludge Thickener Process, and

WHEREAS, the existing Sludge Thickener drive mechanism, ventilation system, drainage piping, and other infrastructure components have exceeded their useful service life or are inoperable, and C2ae of Lansing, Michigan has provided a proposal for the necessary additional engineering services to guide the repair and rehabilitation of the Sludge Thickener Process, and

WHEREAS, the Director of Public Services & Utilities has reviewed the proposal and verified the additional engineering services to repair and restore the Sludge Thickener Process to full operational capability, and recommends authorizing C2ae to provide the necessary specifications and engineering services in the amount of \$16,500.00.

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 Capital Consultants, Inc. d/b/a C2ae for design services to repair and rehabilitate the Sludge Thickener Process at the Wastewater Treatment Plant.

SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached as, Addendum No. 4 to an Agreement for Professional Engineering Services with Capital Consultants, Inc. d/b/a C2AE, in the amount not to exceed \$16,500.

THIRD: The accounts payable department is authorized to submit payment to C2ae in the amount of \$248,775.00 for the previously authorized agreement and amendments, plus \$16,500.00 for Addendum No. 4 for a total amount of \$265,275.00.

FOURTH: The above expenses shall be paid from the Wastewater Plant Fund 599-901-977.000.

Contract Authorization – IT/Network Engineering Services. Authorize contract with Logicalis, Inc. for the provision of network administrator services for the 2018 calendar year in an amount not to exceed \$81,536.00, and further authorize payment to the vendor for services rendered up to the contract amount as detailed:

RESOLUTION NO. 175-2017

**ADOPTING THE LOGICALIS, INC. STAFFING STATEMENT OF WORK (SOW)
FOR JEFF KISH**

WHEREAS, the city of Owosso, a Michigan municipal corporation, utilizes a sophisticated network of computers to facilitate day to day operations; and

WHEREAS, said network requires the services of a skilled professional to continue to function properly; and

WHEREAS, the city contracts with Logicalis, Inc. for the provision of network administrator services; and

WHEREAS, the city council must adopt a resolution authorizing the terms of the contract for the calendar year effective January 1, 2018 through December 31, 2018.

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

FIRST: The City of Owosso has determined it is advisable, necessary and in the public interest to continue the contract with Logicalis, Inc. for network administrator services for the year beginning January 1, 2018.

SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially in form attached as Staffing Statement of Work between the City of Owosso and Logicalis, Inc.

THIRD: The accounts payable department is authorized to pay Logicalis, Inc. for work satisfactorily performed in an amount not to exceed \$81,536.00.

FOURTH: The above expenses shall be paid from Account No. 101-258-818000.

FIFTH: All prior resolutions and documents for the *Logicalis Network Administrator Services and/or Staffing SOW* are rescinded as of January 1, 2018.

Contract Authorization —CDBG Third Party Administrator. Approve contract with Emily J. Pantera for administrative services related to the City's management of the CDBG grant for the 2017-18 Façade Grant Project as follows:

RESOLUTION NO. 176-2017

**AUTHORIZING THE SELECTION OF
A CERTIFIED GRANT ADMINISTRATOR
FOR THE 2017/18 OWOSSO FAÇADE PROJECT USING
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS**

WHEREAS, the city of Owosso sought proposals from consultants for management and administrative services required by the City for administration/implementation of a proposed Community Development Block Grant (CDBG) if funded by the state; and

WHEREAS, the project for which funds will be requested consists of the rehabilitation of five historic buildings located in the downtown at 114 N. Washington; 115 N. Washington; 116 N. Washington; both front and rear facades of 216 & 218 W. Main; and 114 W. Main; and

WHEREAS, the city of Owosso posted a Request for Proposal (RFP) to the MEDC for posting on their website for a certified grant administrator for the 2017/18 Owosso Façade Project; and

WHEREAS, the city received four responses from the RFP; and

WHEREAS, a list of those that responded and a copy of each consultants response was sent to the MEDC for review; and

WHEREAS, the city of Owosso used the scoring criteria from the RFP as well as taking into account the number of projected hours and hourly rate to select Emily J. Pantera to perform these services at a cost not to exceed \$25,000.00; and

WHEREAS, the entire cost for the certified grant administrator will be paid for by the MEDC as part of the grant.

NOW, THEREFORE, BE IT RESOLVED that the Owosso City Council, county of Shiawassee, state of Michigan:

- FIRST: that the city of Owosso has heretofore determined that it is advisable, necessary and in the public interest to employ Emily J. Pantera to provide administrative consulting services for the 2017/18 Owosso Façade Project; and
- SECOND: that the mayor and city clerk of the city of Owosso are hereby instructed and authorized to sign the document attached as; Exhibit A, Contract for Administrative Consulting Services with Emily J. Pantera.

Purchase Authorization – City Hall Carpeting. Authorize a purchase order for the purchase of approximately 6,000 square feet of Milliken carpeting for City Hall through the United States Government General Services Administration in an amount not to exceed \$40,000.00 as detailed below:

RESOLUTION NO. 177-2017

PURCHASE OF MILLIKEN CARPETING FOR CITY HALL THROUGH THE UNITED STATES GOVERNMENT GENERAL SERVICES ADMINISTRATION VENDOR

WHEREAS, the city has determined it necessary to replace approximately 6,000 square feet of carpeting in city hall; and

WHEREAS, the city received an estimate of \$40,000 to purchase the materials necessary; and

WHEREAS, the proposed cost was budgeted in the 2016-17 budget but was not spent and carried over as a fund balance;

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 purchase the Milliken carpeting through the United States Government General Services Administration.
- SECOND: The purchase contract will be in the form of a city purchase order with the General Services Administration vendor.
- THIRD: The above expense shall be paid from the General Fund.

Warrant No. 553. Authorize Warrant No. 553 as follows:

Vendor	Description	Fund	Amount
Michigan Municipal Risk Management Authority	Building and property insurance-3rd installment	Various	\$128,601.50
William C. Brown, PC	Professional services- November 3, 2017 – December 11, 2017	General	\$11,043.76

Check Register – November 2017. Affirm check disbursements totaling \$1,198,267.47 for November 2017.

Motion supported by Councilmember Fox.

Roll Call Vote.

AYES: Councilmembers Teich, Fox, Mayor Pro-Tem Osika, Councilmembers Law, Greenway, Bailey, and Mayor Eveleth.

NAYS: None.

ITEMS OF BUSINESS

Lot Split Authorization – 330 North Water Street

Motion by Councilmember Bailey to authorize the division of a City lot under Michigan Subdivision Control Act for platted lot at 330 North Water Street as follows:

Current Descriptions:

Address	Status	Parcel #
332 N Water St.	Before Split	050-470-013-003-00
Description: W 99' OF THEN 52.80' OF LOT 2 BLK 13 ORIGINAL PLAT EXCEPTING & RESERVING THE E 7' OF ABOVE DESCRIBED LANDS FOR A PUBLIC DRIVEWAY		

Address	Status	Parcel #
215 W. Williams St.	Before Split	050-470-013-004-00
Description: E 23' OF N 52.8' OF LOT 2 AND W 4' OF N 52' OF ALY BTWN LOTS 1 & 2 BLK 13 ORIGINAL PLAT		

Address	Status	Parcel #
330 N. Water St.	Before Split	050-470-013-005-00
Description: S 13.2 LOT 2 & N 36.3 LOT 3 BLK 13 (EXCEPT E 24') ORIGINAL PLAT		

Address	Status	Parcel #
N. Water St. (VL-Parking)	Before Split	050-470-013-021-00
Description: E 24FT OF S 13.2FT OF LOT 2 BLK 13 AND E 24FT OF N 36.3FT OF LOT 3 BLK 13 ORIGINAL PLAT		

Descriptions After Split:

Address	Status	Parcel #
332 N Water St.	After Split	050-470-013-003-00
Description: W 99' OF THEN 52.80' OF LOT 2 BLK 13 ORIGINAL PLAT EXCEPT THEE 6', ALSO EXCEPTING & RESERVING THE E 1' OF ABOVE DESCRIBED LANDS FOR A PUBLIC DRIVEWAY		

Address	Status	Parcel #
215 W. Williams St.	After Split	050-470-013-004-00
Description: E 29' OF N 62.8' OF LOT 2 AND W 4' OF N 52' OF ALY BTWN LOTS 1 & 2 BLK 13 ORIGINAL PLAT		

Address	Status	Parcel #
330 N. Water St.	After Split	050-470-013-005-00
Description: PART OF LOT 2 & 3, BLK 13 ORIGINAL PLAT, DESC AS BEG AT PT 52.8' S OF NW COR LOT 2, THE E 93', S 10', E 5', S 39.5', W 98' TOW LN LOT 3, & E LN OF WATER ST, TH N 49.5' TO POB		

Address	Status	Parcel #
N. Water St. (VL-Parking)	After Split	050-470-013-021-00
Description: E 24FT OF S 3.2FT OF LOT 2 BLK 13 AND E 24FT OF N 36.3FT OF LOT 3 BLK 13 ORIGINAL PLAT		

Motion supported by Councilmember Greenway.

Roll Call Vote.

AYES: Councilmembers Fox, Law, Teich, Greenway, Mayor Pro-Tem Osika, Councilmember Bailey, and Mayor Eveleth.

NAYS: None.

2017 Audit Acceptance

Motion by Councilmember Fox to approve the resolution accepting and placing on file the City of Owosso Financial Report for the Fiscal Year Ended June 30, 2017 as follows:

RESOLUTION NO. 178-2017

**RESOLUTION ACCEPTING AND PLACING ON FILE
THE CITY OF OWOSSO, MICHIGAN FINANCIAL REPORT
WITH ADDITIONAL INFORMATION
FOR THE FISCAL YEAR ENDED JUNE 30, 2017**

WHEREAS, the city of Owosso is required by the laws of the state of Michigan to annually have an independent audit performed in accordance with generally accepted auditing standards; and

WHEREAS, the city of Owosso employed Rehmann Robson LLC, certified public accountants, to audit the financial records of the city of Owosso and such audit has been completed and is presented this date to the city council.

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

FIRST: The *City of Owosso, Michigan Financial Report with Additional Information for the Fiscal Year Ended June 30, 2017*, attached hereto and made a part hereof as Exhibit A, is hereby accepted and placed on file.

SECOND: A copy of the *City of Owosso, Michigan Financial Report with Additional Information for the Fiscal Year Ended June 30, 2017* will be maintained on file in the office of the city clerk for public examination, a copy will be placed in the Shiawassee District Library Owosso Branch for public examination, and copies will be sent to those required by law and agreement.

Motion supported by Councilmember Bailey.

Roll Call Vote.

AYES: Mayor Pro-Tem Osika, Councilmembers Fox, Greenway, Law, Teich, Bailey, and Mayor Eveleth.

NAYS: None.

Gute Drain Petition & Resolution

City Manager Crawford indicated that the Council had talked about the flooding in the South Saginaw Street area and the area near the cemetery in the past, and after speaking with the Drain Commissioner he was recommending the City petition the County Drain Commission to study the issue. Mr. Crawford noted that retention and detention facilities would probably need to be created to slow the flow of water from this area to the river. Any work performed as a result of the study would be specially assessed to those receiving a benefit.

Motion by Councilmember Fox to petition the Shiawassee County Drain Commissioner to lay out and establish a drainage district to include the drainage basin that flows through what is commonly known as the Gute Drain as detailed below:

RESOLUTION NO. 179-2017

**RESOLUTION PETITIONING THE SHIAWASSEE COUNTY DRAIN COMMISSIONER
TO LAY OUT AND ESTABLISH A DRAINAGE DISTRICT**

WHEREAS, the city of Owosso hereby petitions the Shiawassee County Drain Commissioner to lay out and establish a drainage district in the city of Owosso under the provisions of Act No. 40 of the Public Acts of 1956, as amended. The location of the drain to be substantially as noted herein, and, as may be finally determined by you; and

WHEREAS, the city of Owosso hereby petitions the Shiawassee County Drain Commissioner to lay out and establish a drainage district, which will properly drain the lands in the district, under the provision of Act No. 40 of the Public Acts of 1956, as amended, including the drainage basin that flows through what is commonly known as the Gute Drain running from an area south of the city of Owosso eventually discharging into the Shiawassee River; and

WHEREAS, the city of Owosso acknowledges that it will be liable for a percentage of the total amount to be levied for the proposed work; and

WHEREAS, it has been determined necessary to proceed as soon as possible to accomplish the aforesaid improvements.

NOW THEREFORE BE IT RESOLVED, that the city of Owosso hereby petitions to the Shiawassee County Drain Commissioner to lay out and establish a drainage district, which will properly drain the lands in the district, under the provision of Act No. 40 of the Public Acts of

1956, as amended, including the drainage basin that flows through what is commonly known as the Gute Drain running from an area south of the city of Owosso eventually discharging into the Shiawassee River.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be attached to the petition.

BE IT FURTHER RESOLVED, that the mayor and city clerk be authorized to execute the petition on behalf of the city of Owosso.

Motion supported by Councilmember Bailey.

Roll Call Vote.

AYES: Councilmembers Greenway, Bailey, Law, Mayor Pro-Tem Osika,
Councilmembers Fox, Teich, and Mayor Eveleth.

NAYS: None.

City Manager Candidate Deliberation

Human Resources Director Jessica B. Unangst distributed to Council the collective scores from the interviews as well as wage/salary data for comparable communities.

There was discussion among Council regarding whether or not to conduct a second interview for any candidates, allowing follow-up questions during the second interviews, adding other candidates to the pool, dissatisfaction with the initial interview process, and hiring an organization like the MML to assist with the search.

Motion by Councilmember Teich to invite the top two candidates back for a second interview at which point a determination will be made if the search needs to be expanded and/or a search firm employed to assist. HR Director Unangst will coordinate interview dates with the candidates and report back to Council if a special meeting is required.

Motion supported by Councilmember Law.

Roll Call Vote.

AYES: Councilmembers Bailey, Greenway, Law, Teich, and Mayor Eveleth.

NAYS: Mayor Pro-Tem Osika and Councilmember Fox.

City Attorney William C. Brown asked that it be noted for the record that there was no liability for asking follow-up questions. Mayor Eveleth acknowledged Mr. Brown's point saying that he recalled him stating there was no liability prior to the conduct of the interviews, but that it was his purview as the chair of the meeting and he decided not to allow follow-up questions during the first interviews.

COMMUNICATIONS

Karen K. Ruddy, Finance Director. November 2017 Financial Report.
N. Bradley Hissong, Building Official. November 2017 Building Department Report.
N. Bradley Hissong, Building Official. November 2017 Code Violations Report.
Kevin D. Lenkart, Public Safety Director. November 2017 Police Report.
Kevin D. Lenkart, Public Safety Director. November 2017 Fire Report.
Zoning Board of Appeals. Minutes of November 21, 2017.
Planning Commission. Minutes of November 27, 2017.
Parks & Recreation Commission. Minutes of November 29, 2017.

CITIZEN COMMENTS AND QUESTIONS

Tom Manke, 2910 W. Main Street, said the City may need to take another look at creating a parking structure in the downtown to accommodate the new residents.

Mayor Eveleth wished everyone a Merry Christmas and a Happy New Year.

Mayor Pro-Tem Osika invited everyone to the first ever New Year's Eve Block Party downtown. There will be lots of activities for the whole family. The party starts at 8:00 p.m.

NEXT MEETING

Tuesday, January 02, 2018

BOARDS AND COMMISSIONS OPENINGS

Board of Review – term expires December 31, 2019
Brownfield Redevelopment Authority/LDFA – term expires June 30, 2018
Building Board of Appeals - term expires June 30, 2019
Building Board of Appeals – Alternate - term expires June 30, 2018
Historical Commission – term expires December 31, 2019

ADJOURNMENT

Motion by Councilmember Bailey for adjournment at 9:01 p.m.

Motion supported by Mayor Pro-Tem Osika and concurred in by unanimous vote.

Christopher T. Eveleth, Mayor

Amy K. Kirkland, City Clerk