

**CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MINUTES OF AUGUST 20, 2018
7:30 P.M.**

PRESIDING OFFICER: MAYOR CHRISTOPHER T. EVELETH

OPENING PRAYER: PASTOR DEBORAH GRAZIER
FIRST CONGREGATIONAL CHURCH

PLEDGE OF ALLEGIANCE: JENNIFER HABER
EMERSON ELEMENTARY SCHOOL TEACHER

PRESENT: Mayor Christopher T. Eveleth, Mayor Pro-Tem Susan J. Osika,
Councilmembers Loreen F. Bailey (7:36 p.m.), Elaine M.
Greenway, Daniel A. Law, and Robert J. Teich, Jr.

ABSENT: None.

Mayor Eveleth led a moment of silence in memory of former Mayor James Capitan on the occasion of his passing.

APPROVE AGENDA

Motion by Mayor Pro-Tem Osika to approve the agenda with the following changes:

- Correction to Consent 1. Boards & Commissions Appointments. Changing the term expiration date to September 1, 2019.
- Acknowledgment of the revised resolution for Consent 4. Bid Award – Downtown Façade Rehabilitations.

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

APPROVAL OF THE MINUTES OF 5TH MONDAY MEETING OF JULY 30, 2018

Motion by Councilmember Greenway to approve the Minutes of the 5th Monday Meeting of July 30, 2018 as presented.

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF AUGUST 6, 2018

Motion by Councilmember Teich to approve the Minutes of the Regular Meeting of August 6, 2018 as presented.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

Jared Kemppainen, 515 W. Stewart Street, remarked that he lives on the section of Stewart Street that is being redone and he found his driveway inaccessible when he arrived home this evening, needing to shovel stone to be able to get in. He asked if this was typical for construction projects.

Councilmember Bailey arrived at 7:36 p.m.

Eddie Urban, 601 Glenwood Avenue, remarked on potential drug interactions and interesting articles in The Argus Press.

Mike Cline, 204 Stratford Drive, corrected the Mayor, saying the rules for addressing the Council allowed comments to be made to any City official in attendance.

Mike Espich, Parks & Recreation Commission Chairman, thanked the Council for putting the parks and historical properties millage on the November ballot.

City Manager Nathan R. Henne addressed Mr. Kemppainen saying it was unacceptable for his driveway to be entirely inaccessible and that he would look into the matter the next day.

CONSENT AGENDA

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

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

Name	Board/Commission	Term Expires
Patrick Bradley	Firemen's Memorial Committee	September 1, 2019
Burton Fox	Firemen's Memorial Committee	September 1, 2019
Daniel Law	Firemen's Memorial Committee	September 1, 2019
Thomas Manke	Firemen's Memorial Committee	September 1, 2019
Mary Reid Long	Firemen's Memorial Committee	September 1, 2019

Mortgage Discharge – 122 N. Washington Street. Authorize discharge of mortgage as it relates to 122 North Washington Street (James and Cynthia Civile) and further authorize the Mayor and City Clerk to execute appropriate documents as follows:

RESOLUTION NO. 134-2018

**AUTHORIZING DISCHARGE OF THE MORTGAGE
FOR THE PROPERTY AT 122 N. WASHINGTON STREET**

WHEREAS, on November 26, 2012 the City of Owosso, Shiawassee County, Michigan filed a lien on the property located at 122 N. Washington Street as a component of a Rental Rehabilitation Grant; and

WHEREAS, the Rental Rehabilitation Grant program requires the owner to subsidize rent on said property for a five (5) year period; and

WHEREAS, the five-year subsidized rent requirement expired on November 26, 2017.

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 discharge the mortgage lien for the Rental Rehabilitation grant for the property at 122 N. Washington Street.

SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached, Discharge of Mortgage.

Contract Extension – Preferred Ambulance Service Provider. Approve a 3-year extension of the contract with The Memorial Hospital naming the City of Owosso as its preferred ambulance provider effective August 20, 2018 as detailed below:

RESOLUTION NO. 135-2018

**RESOLUTION AUTHORIZING A PREFERRED AMBULANCE PROVIDER
CONTRACT
WITH THE MEMORIAL HOSPITAL**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has a Public Safety Department that maintains an ambulance service with Advanced Life Support (ALS) and Basic Life Support (BLS) capabilities; and

WHEREAS, the City of Owosso and The Memorial Hospital have negotiated an agreement in which the City of Owosso will become the preferred ambulance provider for The Memorial Hospital.

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

- FIRST: The City of Owosso will be the preferred ambulance provider for the patients of The Memorial Hospital.
- SECOND: The Mayor and the City Clerk are instructed and authorized to sign the document substantially in the form attached, ambulance service agreement between the City of Owosso, Michigan and The Memorial Hospital.
- THIRD: The contract shall become effective August 20, 2018.

Bid Award – Downtown Façade Rehabilitations. Authorize bid award to First Contracting, Inc. for renovation of the facades located at 114 N. Washington Street, 115 N. Washington Street, and 216-218 W. Main Street in the amount of \$388,310.00, further authorize a contingency amount of \$76,998.00 for field adjustments, and further authorize payment to the contractor upon satisfactory completion of the work or portion thereof as follows:

RESOLUTION NO. 136-2018

AUTHORIZING THE MEDC/CDBG FACADE GRANT CONSTRUCTION CONTRACT WITH FIRST CONTRACTING, INC. FOR FAÇADE RENOVATION AT 114 N. WASHINGTON STREET, 115 N. WASHINGTON STREET, AND 216-218 W. MAIN STREET

WHEREAS, the city of Owosso, Shiawassee County, Michigan requires general contract and construction services for the implementation of the MEDC Façade Grant; and

WHEREAS, the city sought bids from general contractors to conduct the work on 114 N. Washington Street, 115 N. Washington Street, and 216-218 W. Main Street proposed by H2A Architects of Davison, Michigan for the purpose of façade renovation; and

WHEREAS, it is hereby determined that First Contracting, Inc. of Ovid, Michigan is qualified to provide such services and have submitted the lowest responsible and responsive bid; and

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 award the façade renovation of 114 N. Washington Street to First Contracting, Inc. in the amount of \$90,460, with a provision for an additional \$12,400 for 100% re-pointing of the brick should it be necessary, plus a contingency amount of 20% of the contract.
- SECOND: The City of Owosso has heretofore determined that it is advisable, necessary and in the public interest to award the façade renovation of 115 N. Washington Street to First Contracting, Inc. in the amount of \$112,500.00, with a contingency amount of 20% of the contract.
- THIRD: The City of Owosso has heretofore determined that it is advisable, necessary and in the public interest to award the façade renovation of 216-218 W. Main Street to First Contracting, Inc. in the amount of \$172,950.00, with a contingency amount of 20% of the contract.
- FOURTH: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached as Exhibit A, contract for services between the City of Owosso, Michigan and First Contracting, Inc. in the amount of \$375,910.00, with a provision for an additional \$12,400 for further re-pointing of brick should it be necessary.
- FIFTH: The accounts payable department is authorized to pay First Contracting, Inc. up to the total bid amount of \$388,310.00, plus a contingency amount not to exceed \$77,662.00 for field adjustments/change orders upon written authorization of the City.
- SIXTH: 50% of the above expenses shall be paid from State of Michigan MEDC/CDBG Funds. The other 50% will be paid by the property/building owners. Private dollars will be placed in an escrow account before construction begins.

Warrant No. 561. Authorize Warrant No. 561 as follows:

Vendor	Description	Fund	Amount
Michigan Municipal League Worker's Compensation Fund	Worker's compensation insurance- 2 nd of 3 installments for FY 18/19	Various	\$20,230.00
Gould Law, P.C.	Professional services- July 10, 2018 – August 13, 2018	General	\$11,169.08

Motion supported by Councilmember Law.

Roll Call Vote.

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

NAYS: None.

ITEMS OF BUSINESS

Purchase Agreement – 1415 & 1419 W. South Street

City Manager Henne explained that the lots in question were purchased by the City in the early 2000's. He remarked that while the potential sale would not earn the City much of an investment return on the land it would put the parcels back on the tax roll.

Councilmember Bailey inquired whether the parcels were included in the 2016 land auction. It was noted they were, but no bids were received.

Motion by Councilmember Teich to approve setting the terms of a purchase agreement with Chad White for vacant property along South Street, commonly known as 1415 & 1419 W. South Street, and authorize the start of the required 21-day posting period for the sale of City-owned land as detailed below:

RESOLUTION NO. 137-2018

**AUTHORIZING 21-DAY POSTING OF
PURCHASE AGREEMENT FOR THE SALE OF
CITY-OWNED PROPERTY AT 1415 & 1419 W. SOUTH STREET**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, owns parcels 050-350-000-006-00 and 050-350-000-007-00, constituting lots 6 and 7 of the Kingswood Plat; and

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has received an offer to purchase said parcels for two thousand five hundred dollars (\$2,500) each; and

WHEREAS, the City of Owosso has no immediate or long-term utility for said parcels; and

WHEREAS, these parcels have not been actively or passively marketed, thereby triggering the 21-day public inspection period set forth in Section 14.3(2) of the Owosso City Charter.

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 sell the aforementioned parcels to Mr. Chad White in the amount of \$5,000.

SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached, Real Property Purchase Agreement between the City of Owosso, Michigan and Mr. Chad White in the amount of \$5,000.

Motion supported by Mayor Pro-Tem Osika.

Roll Call Vote.

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

NAYS: None.

Council Candidate Interviews & Appointment to Fill Council Vacancy

The following candidates addressed the Council and answered questions from Councilmembers for the vacant Council seat. The order of presentation was determined by drawing.

- Nicholas Pidek, 308 E. Oliver Street
- Michael Cline, 204 Stratford Drive
- Albert Martenis, III, 718 W. Oliver Street
- Linda Robertson, 537 Randolph Street
- Janae Fear, 1212 Riverside Drive

After the interviews were concluded the Mayor opened the floor for nominations.

Councilmember Law nominated Linda Robertson for the open City Council position.

Councilmember Bailey nominated Janae Fear for the open City Council position.

With no more nominations to be heard, the floor was closed for nominations.

A Roll Call Vote was taken, with each sitting Councilmember naming which of the two candidates they wished to appoint.

Councilmember Greenway:	Robertson
Councilmember Law:	Robertson
Councilmember Teich:	Robertson
Councilmember Bailey:	Fear
Mayor Pro-Tem Osika:	Robertson
Mayor Eveleth:	Robertson

The oath of office was administered to the City's newest Councilmember Linda Robertson, for a term expiring November 12, 2018.

Mayor Eveleth thanked all that stepped forward to serve. He also noted that Owosso has a seated Council that is majority female for the first time.

COMMUNICATIONS

N. Bradley Hissong, Building Official. July 2018 Building Department Report.
N. Bradley Hissong Building Official. July 2018 Code Violations Report.
Kevin D. Lenkart, Public Safety Director. July 2018 Police Report.
Kevin D. Lenkart, Public Safety Director. July 2018 Fire Report.

CITIZEN COMMENTS AND QUESTIONS

Mike Cline, 204 Stratford Drive, revealed that he had predicted the Council would choose Ms. Robertson to fill the empty Council seat. He went on to say he feels that every citizen question presented at a Council meeting should be answered, asked about the status of the fire hydrant on the corner of Washington and King, objected to the parks and historical properties millage because the City let the properties go, and that there were other options the Council could have taken instead of increasing water rates.

Eddie Urban, 601 Glenwood Avenue, said he would be absent from the next meeting because he would be gone metal detecting. He also said his street needs sweeping.
Tom Manke, Owosso Township resident, inquired about the status of the drain at the cemetery and when the problem would be addressed.

Several Council members spoke about their rationale in voting for Linda Robertson, saying that Linda was the only candidate that is not running for a Council seat in November and they felt that choosing her would keep the playing field level for the other four.

Staff indicated they would look into Mr. Cline's question regarding the fire hydrant and it was noted that the drainage issue at the cemetery had been directed to the County Drain Commissioner so a comprehensive solution could be developed.

City Manager Henne announced that 10 more lots were sold in the Osburn Lakes subdivision last week, bringing the total to 14 lots in 6 weeks.

Mayor Pro-Tem Osika encouraged everyone to attend the Vintage Motorcycle Days event on Saturday which will be taking place at the same time as the Farmers' Market.

NEXT MEETING

Tuesday, September 04, 2018

BOARDS AND COMMISSIONS OPENINGS

Building Board of Appeals – Alternate - term expires June 30, 2019
Building Board of Appeals – Alternate - term expires June 30, 2021
City Council – term expires November 13, 2018
Historical Commission – term expires December 31, 2020
Zoning Board of Appeals – term expires June 30, 2021

ADJOURNMENT

Motion by Councilmember Bailey for adjournment at 8:26 p.m.

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

Christopher T. Eveleth, Mayor

Amy K. Kirkland, City Clerk