

**CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MINUTES OF JUNE 20, 2016
7:30 P.M.**

PRESIDING OFFICER: MAYOR BENJAMIN R. FREDERICK

OPENING PRAYER: LIEUTENANT JONATHAN TAMAYO
SALVATION ARMY

PLEDGE OF ALLEGIANCE: JOHN HORVATH
SHIAWASSEE COUNTY COMMISSIONER

PRESENT: Mayor Benjamin R. Frederick, Mayor Pro-Tem Christopher T. Eveleth, Councilpersons Burton D. Fox, Elaine M. Greenway, Michael J. O'Leary, and Robert J. Teich, Jr.

ABSENT: Councilperson Loreen F. Bailey.

APPROVE AGENDA

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

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF JUNE 6, 2016

Motion by Councilperson Fox to approve the Minutes of the Regular Meeting of June 6, 2016 as presented.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

Caroline Wilson, 405 North Ball Street, introduced herself to the Council saying she is a candidate for County Clerk.

Tom Manke, 2910 West M21, inquired whether the Council would be honoring Officer Brandon Stockford. It was noted he would be honored at a future meeting.

Eddie Urban, 601 Glenwood Avenue, announced his return to town.

CITY MANAGER REPORT

City Manager Donald D. 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:

2015 Double Chip Seal Contract – Change Order No. 1. Authorize Change Order No. 1 to the 2015 Double Chip Seal Contract with Highway Maintenance, increasing the contract amount \$30,884.48 for the addition of Lynn, Lillian, Ament, and Stinson Streets to the contract, and further authorize payment up to the amount of the change order upon satisfactory completion of the work as follows:

RESOLUTION NO. 63-2016

**AUTHORIZING CHANGE ORDER NO. 1 FOR
THE 2015 DOUBLE CHIP SEAL PROGRAM
WITH HIGHWAY MAINTENANCE AND CONSTRUCTION COMPANY**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, approved a contract with Highway Maintenance and Construction Company on July 20, 2015 for the chip sealing of various streets in Owosso; and

WHEREAS, the City has requested additional work from Highway Maintenance and Construction Company to chip seal Lynn, Lillian, Ament and Stinson streets.

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

- FIRST: The City of Owosso amends the contract with Highway Maintenance and Construction Company to add additional work to their contract.
- SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached as Exhibit B, contract change order No. 1 to the contract for services between the city of Owosso, Michigan and Highway Maintenance and Construction Company in the amount of \$30,884.48 (increase). This change results in a revised contract amount of \$152,604.16.
- THIRD: The accounts payable department is authorized to pay Highway Maintenance and Construction Company for work satisfactorily completed on the program up to the contract amount, including Change Order No. 1.
- FOURTH: The above expenses shall be paid from the Local Street Maintenance Fund.

Purchase Agreement Extension – 1509 W. Oliver Street. Approve Amendment No. 4 to the purchase agreement with Cargill Incorporated for 1509 W. Oliver property by extending the due diligence period until December 31, 2016 as detailed below:

RESOLUTION NO. 64-2016

FOURTH AMENDMENT TO SALE AND PURCHASE OF PROPERTY AGREEMENT WITH CARGILL, INCORPORATED

WHEREAS, the city entered into a purchase agreement with Cargill, Incorporated on June 15, 2015 to sell a vacant industrial-zoned 19.118 acre parcel commonly known as 1509 West Oliver Street and described as follows:

PART OF S W 1/4 & PART OF SE FR 1/4 SEC 14 T7N R2E BEG AT CEN POST, TH S 1*32 1/2' W 33', TH E 418.73', TH S 42*07' E 1066.59', TH N 48*30' E 34.45', TH S 43*23' E 177.7' TH S 46*45' E 180', TH S47*52'47"W 52.92', TH S47*07'00"E 146.16', TH ON A CURVE TO THE LEFT HAVING A RADIUS OF 245', A DELTA ANGLE OF 38*22'13" AND A CHORD BEARING AND DISTANCE OF S61*18'07"E 161.02', TH ON A CURVE TO THE LEFT HAVING A RADIUS OF 245', A DELTA ANGLE OF 09*29'47" AND A CHORD BEARING DISTANCE OF S85*14'07"E 40.56', TH S89*59'00"E 154.05', TH ON A CURVE TO THE RIGHT HAVING A RADIUS OF 305.00, A DELTA ANGLE OF 36*33'20" AND A CHORD BEARING AND DISTANCE OF S71*42'20"E 191.31' TO THE EAST AND WEST 1/8 LINE IN THE SE 1/4 OF SAID SEC 14, TH N 89*59' W ALG 1/8 LN 1026.59' TO NE LN OF AARR R/W, TH N40*33 1/2 W ALONG SAID R/W LN TO N-S 1/4 LN, TH N TO BEG. (EX EASMT FOR POWER LNS CON POWER CO.)

and

SEC 14, T7N, R2E ALL THAT PART OF THE SW ¼ OF SEC 14 LYING NE'LY OF AARR R/WY; and

WHEREAS, the original purchase agreement stipulated a 180-day period for Cargill, Incorporated to conduct its due diligence; and

WHEREAS, the Council has agreed on three occasions to extend the due diligence period to allow ample opportunity for all parties involved to investigate the conditions and assemble plans for the property; and

WHEREAS, delays at the State level have brought about the need to, once again, extend the due diligence period, this time to December 31, 2016.

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

1. The due diligence period in Article VI, Section 6.1 of the Purchase Agreement is amended to extend the Due Diligence Period to December 31, 2016.
2. The Mayor and City Clerk are instructed and authorized to execute appropriate documents to amend this purchase agreement and execute the eventual sale.

Recreation Service Agreement – Splash Pad Maintenance. Approve a one-year contract with the Shiawassee Family YMCA for daily maintenance of the splash pad and bathrooms at Bentley Park in an amount not to exceed \$5,250.00 and authorize payment to the vendor according to the terms of the contract as follows:

RESOLUTION NO. 65-2016

**AUTHORIZING EXECUTION OF A RECREATION SERVICE AGREEMENT
FOR SPLASH PAD MAINTENANCE AND BATHROOM MONITORING
BETWEEN THE CITY OF OWOSSO, MICHIGAN AND SHIAWASSEE FAMILY YMCA**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, installed a splash pad at Bentley Park for public use and enjoyment; and

WHEREAS, vandalism has happened to the splash pad and bathrooms at Bentley Park; and

WHEREAS, the Shiawassee Family YMCA has asked to enter into agreement with the city of Owosso to provide basic maintenance to the splash pad and cleaning of the pavilion bathrooms twice daily.

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 enter into a contract with the Shiawassee Family YMCA to provide basic maintenance for the splash pad and bathrooms at Bentley Park.
- SECOND: The mayor and the city clerk of the city of Owosso are instructed and authorized to sign the attached document verifying the contract between the city of Owosso and the YMCA.
- THIRD: The accounts payable department is authorized to pay the Shiawassee Family YMCA upon receipt on an invoice up to the contract amount of \$5,250.00.

Purchase Authorization – Portable Man Lift. Waive bidding irregularities, authorize purchase of one Genie AWP Model Man Lift from Bell Fork Lift, Incorporated in the amount of \$8,452.00, and approve payment up to the quote amount upon satisfactory receipt of the equipment and instruction of proper use as detailed:

RESOLUTION NO. 66-2016

**AUTHORIZING PAYMENT TO
BELL FORK LIFT, INC. OF CLINTON TOWNSHIP, MICHIGAN
FOR PURCHASE OF ONE GENIE AWP-30 MAN LIFT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has budgeted from the Wastewater Plant Replacement Fund and the Water Filtration Plant replacement Fund for the replacement of a man lift for performing equipment and facility maintenance, and

WHEREAS, the man lift is intended to replace the use of ladders where possible, and to enhance employee productivity and safety; and

WHEREAS, the City Utilities Director has received quotes from three reputable equipment providers, and recommends authorizing Bell Fork Lift, Inc. as the low, responsible, and responsive supplier to provide the requested man lift for the competitive price of \$8,452.00.

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 Bell Fork Lift, Inc. for the purchase of one man lift for use at the Wastewater Treatment Plant and Water Filtration Plant.
- SECOND: The accounts payable department is authorized to submit payment to Bell Fork Lift, Inc. in an amount not to exceed \$8,452.00 upon delivery, and startup of said equipment as quoted.
- THIRD: The above expenses shall be paid from the FY 2016-2017 Budget, account no. 599-901-97.7000 and 691-901-977.000.

Bid Award - Ferric Chloride. Accept low bid from Kemira Water Solutions, Inc. for Ferric Chloride in the amount of \$.598 per pound of iron, with an estimated annual contract of \$43,056.00, and authorize payment based on the bid unit prices for actual quantities required for the fiscal year ending June 30, 2017 as follows:

RESOLUTION NO. 67-2016

**RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE ORDER
FOR FERRIC CHLORIDE
FOR THE PERIOD FY 2016-2017
FROM KEMIRA WATER SOLUTIONS OF LAWRENCE, KANSAS**

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

WHEREAS, the City of Owosso solicited competitive bids for ferric chloride; and it is hereby determined that Kemira Water Solutions 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 Kemira Water Solutions, in the amount of \$.598 per pound of iron for the city fiscal year 2016-2017 with an estimated total amount for the year of \$43,056.00

SECOND: The purchase agreement between the city and Kemira Water Solutions shall be in the form of a city purchase order and bid document.

THIRD: The above expenses shall be paid from the wastewater fund following delivery, and chargeable to account 599-548-743.100.

Bid Award – Carbon Dioxide. Accept low bid from Purity Cylinder Gases, Inc. for Carbon Dioxide in the amount of \$136.00 per ton, with an estimated annual contract of \$4,080.00, and authorize payment based on the bid unit prices for actual quantities required for the fiscal year ending June 30, 2017 as detailed below:

RESOLUTION NO. 68-2016

**RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE ORDER
FOR CARBON DIOXIDE
FOR THE PERIOD FY2016-2017
FROM PURITY CYLINDER GASES OF GRAND RAPIDS, MICHIGAN**

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

WHEREAS, the City of Owosso solicited competitive bids for carbon dioxide; and it is hereby determined that Purity Cylinder Gases 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 carbon dioxide from Purity Cylinder Gases, in the amount of \$136.00 per ton for the city fiscal year 2016-2017 with an estimated total amount for the year of \$4,080.00.

SECOND: The purchase agreement between the city and Purity Cylinder Gases shall be in the form of a city purchase order and bid document.

THIRD: The above expenses shall be paid from the water fund following delivery, and chargeable to account 591-553-743.000.

Bid Award – Sodium Hypochlorite. Accept low bid from JCI Jones Chemicals, Inc. for Sodium Hypochlorite in the amount of \$.72 per gallon, with an estimated annual contract of \$39,900.00 (including \$1,020.00 for shipping), and authorize payment based on the bid unit prices for actual quantities required for the fiscal year ending June 30, 2017 as follows:

RESOLUTION NO. 69-2016

**RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE ORDER
FOR SODIUM HYPOCHLORITE
FOR THE PERIOD FY2016-2017
FROM JONES CHEMICAL OF RIVERVIEW, MICHIGAN**

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 City of Owosso solicited competitive bids for sodium hypochlorite; and it is hereby determined that Jones Chemical 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 Jones Chemical, in the amount of \$.72 per gallon plus shipping costs in the amount of \$1,020.00, for the city fiscal year 2016-2017 with an estimated total amount for the year of \$39,900.00.
- SECOND: The purchase agreement between the city and Jones Chemical shall be in the form of a city purchase order and bid document.
- 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 \$32,000.00 and to account 591-553-743.000 in the amount of \$8,000.00.

Bid Award – Calcium Hypochlorite Tablets. Accept low bid from Univar USA Inc. for Calcium Hypochlorite Tablets in the amount of \$115.50 per 55-gallon pail, with an estimated annual contract of \$4,389.00, and authorize payment based on the bid unit prices for actual quantities required for the fiscal year ending June 30, 2017 as detailed below:

RESOLUTION NO. 70-2016

**RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE ORDER
FOR CALCIUM HYPOCHLORITE TABLETS
FOR THE PERIOD FY2016-2017
FROM UNIVAR USA OF CINCINNATI, OHIO**

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

WHEREAS, the City of Owosso solicited competitive bids for calcium hypochlorite tablets; and it is hereby determined that Univar USA 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 calcium hypochlorite tablets from Univar USA, in the amount of \$115.50 per pail for the city fiscal year 2016-2017 with an estimated total amount for the year of \$4,389.00.
- SECOND: The purchase agreement between the city and Univar USA shall be in the form of a city purchase order and bid document.
- THIRD: The above expenses shall be paid from the water fund following delivery, and chargeable to account 591-553-743.000.

Bid Award – Sanitary Sewer Main Cleaning Services. Accept low bid from Safeway Transport, Inc., authorize contract for sanitary sewer main cleaning services in the amount of \$61,539.28, and further authorize payment to the contractor upon satisfactory completion of the work or a portion thereof as follows:

RESOLUTION NO. 71-2016

**AUTHORIZING SERVICE AGREEMENT AND PAYMENT TO
SAFEWAY TRANSPORT, INC. OF ROMULUS, MICHIGAN
FOR CLEANING OF SANITARY SEWERS**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has received Grant funds from the Michigan Department of Environmental Quality to accomplish 10 Tasks in the development of an Asset Management Plan, of which Task No. 5 is for the cleaning and televising of sewer mains, and

WHEREAS, numerous sections of sewer main require cleaning to allow passage of closed circuit televising (CCTV) equipment in order to complete required video inspections as identified in detail spreadsheets provided by the CCTV contractor, and

WHEREAS, the City Utilities Director has reviewed the incomplete CCTV pipe segment spreadsheets and verified the necessity to clean said pipes, and recommends authorizing a

contract with Safeway Transport, Inc. to perform the cleaning in the not to exceed amount of \$52,539.28, plus contingency funds in the amount of \$9,000.00, with final payment upon satisfactory completion of work verified.

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 Safeway Transport, Inc. for the cleaning of 71,536 linear feet of sanitary sewer main.

SECOND: 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 Safeway Transport, Inc. in an amount not to exceed \$61,539.28.

THIRD: The accounts payable department is authorized to submit payment to Safeway Transport, Incorporated in an amount not to exceed \$52,539.28 plus contingency funds of \$9,000.00 upon satisfactory completion of the work in accordance with their bid dated June 8, 2016.

FOURTH: The above expenses shall be paid from account no. 590-549-818.000 SAWGrantSwr.

Warrant No. 524. Authorize Warrant No. 524 as follows:

Vendor	Description	Fund	Amount
Logicalis, Inc.	Network engineering- May 2016	Various	\$ 5,488.00
Safebuilt, Inc.	Building department services- prorated April 2016 and May 2016	General	\$ 14,193.33
Orchard Hiltz & McCliment, Inc.	Engineering services payment for Cargill project	OBRA #8	\$ 19,654.00
Orchard Hiltz & McCliment, Inc	Water reliability study payment	Water	\$ 5,511.25
William C. Brown, PC	Professional services- May 9, 2016 -- June 3, 2016	General	\$ 13,505.12

***Check Register – April 2016.** Affirm check disbursements totaling \$953,559.06 for April 2016.

Motion supported by Councilperson O'Leary.

Roll Call Vote.

AYES: Councilpersons Greenway, O'Leary, Mayor Pro-Tem Eveleth, Councilpersons Fox, Teich, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Bailey.

ITEMS OF BUSINESS

2015-16 City Budget Amendment

Motion by Mayor Pro-Tem Eveleth to authorize the following resolution amending the 2015-16 Budget incorporating adjustments made during the fiscal year:

RESOLUTION NO. 72-2016

RESOLUTION AMENDING THE 2015-16 BUDGET

WHEREAS, pursuant to Chapter 8, Section 5 of the Owosso City Charter and the Uniform Budgeting and Accounting Act, the City Council adopted on June 1, 2015 a budget for the fiscal year beginning July 1, 2015; and

WHEREAS, the operating budget for fiscal year 2015-16 was adopted at the fund level, authorizing administrators managerial control of line item and activity level; and

WHEREAS, amendments made throughout the year by management and actions taken by City Council are hereby ratified, presented comprehensively, and incorporated with the original 2015-16 adopted budget for comparison and further presentation in the City's general purpose financial statements for which budget data is required.

NOW THEREFORE, BE IT RESOLVED, that the City Council has received the 2015-16 final amended budget documents attached hereto and made part hereof reflecting a balanced budget and authorizes the City Clerk to make part of the official record.

BE IT FURTHER RESOLVED, that the \$3,500 deficit fund balance in the Façade fund from 2014-15 has hereby been eliminated with passage of fund 248 amendments.

FUND	DESCRIPTION	2014-15 ACTUAL	2015-16 ADOPTED BUDGET	2015-16 AMENDED BUDGET	2016-17 ADOPTED BUDGET
101	GENERAL FUND	6,643,891	6,833,200	7,322,450	7,723,050
202	MAJOR STREET FUND	977,303	860,550	1,239,425	1,495,825
203	LOCAL STREET FUND	710,487	542,575	628,750	474,500
248	DOWNTOWN FACADE PROGRAM	3,500	0	11,700	0
273	CDBG REVOLVING LOAN FUND	22,886	35,250	79,750	21,000
275	HOUSING & REDEVELOPMENT	41,618	230,650	50,050	283,200
276	OBRA FUND DISTRICT #16 - QDOBA	0	0	452,000	0
283	OBRA FUND-DISTRICT#3-CONAGRA	14,847	12,350	15,200	15,900
288	OBRA FUND-DISTRICT#8:SUGARBEET	400	6,500	50,000	2,101,700
289	OBRA:DISTRICT#9(ROBBIN'S LOFT)	1,050	2,225	2,775	3,375
291	OBRA FUND-DIST#11(CAPITOL BOWL)	13,252	9,525	9,700	10,300
292	OBRA FUND-DIST#12(WOODARD LOFT)	39,277	37,725	68,900	69,700
293	OBRA-DIST#13 WESNER BUILDING	0	775	0	1,525
297	HISTORICAL FUND	88,146	68,200	106,550	81,650
325	DEBT SERVICE-2010 GO BONDS	57,133	56,650	56,650	65,950
327	DEBT SERVICE 2013 UTGO BONDS	70,382	62,850	62,350	67,025
397	DEBT SERVICE -2009 LTGO	74,135	77,800	79,200	76,825
411	CAPITAL PROJECTS STREET PROGRAM	80,625	37,600	333,350	850
466	CAPITAL PROJECTS-BUILDING AUTHOR	104	0	35,000	0
588	TRANSPORTATION FUND	62,101	76,100	76,100	72,225
590	SEWER FUND	1,487,179	1,700,000	1,813,275	3,313,375
591	WATER FUND	2,199,443	3,486,000	3,046,900	5,136,875
599	WASTEWATER FUND	1,693,361	2,048,000	1,808,075	3,322,050

Motion supported by Councilperson Teich.

Roll Call Vote.

AYES: Mayor Pro-Tem Eveleth, Councilpersons O'Leary, Greenway, Fox, Teich, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Bailey.

First Reading and Set Public Hearing - Rezoning South Park Street

Motion by Mayor Pro-Tem Eveleth to conduct first reading and set a public hearing for Tuesday, July 5, 2016 to receive citizen comment regarding the request from Troy Crowe to rezone the property on South Park Street (Parcel # 050-652-011-006-00) from R-1 Single Family Residential District to B-4 General Business District as follows:

RESOLUTION NO. 73-2016

TO SET A PUBLIC HEARING TO CONSIDER AMENDING CHAPTER 38 ZONING OF THE CODE OF ORDINANCES TO REZONE PARCEL NO. 050-652-011-006-00, S. PARK STREET AND AMEND THE ZONING MAP

WHEREAS, the city council of the city of Owosso received a petition from Crowe Properties, LLC, owner of real property identified as South Park Street, parcel number 050-652-011-006-00, to rezone the parcel from R-1 Single Family Residential District to B-4 General Business 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, the planning commission recommends denial of the rezoning of South Park Street, parcel number 050-652-011-006-00, 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
970 South Park Street	R-1, Single Family Residential District	B-4, General Business District
Description		
LOTS 8 THRU 13 BLK 11 A L WILLIAMS 2ND ADD INCLDG ½ CLSD ALLEY		

SECTION 2. PUBLIC HEARING. A public hearing is set for Tuesday, July 5, 2016 at or about 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.

Motion supported by Councilperson Teich.

Roll Call Vote.

AYES: Councilpersons Teich, Greenway, Mayor Pro-Tem Eveleth, Councilpersons Fox, O'Leary, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Bailey.

Roadway & Watermain for Brownfield District #8 – Land Purchase and Easements

City Manager Crawford updated the Council on the status of the project saying the complexities of the project had resulted in delays in the closing of the Cargill property. The latest hurdle involves the MEDC's insistence on the development of a new action plan for the site (this plan was not required at the time the Brownfield Plan for the property was originally approved). Staff will continue to work through the issues to bring the project to fruition.

Motion by Mayor Pro-Tem Eveleth to approve the following resolution authorizing the execution of appropriate documents with Sonoco Protective Solutions, Inc. to effectuate the construction of a roadway and watermain to Brownfield District #8 – Sugar Beet Site:

RESOLUTION NO. 74-2016

RESOLUTION AUTHORIZING THE EXECUTION OF DOCUMENTS WITH SONOCO PROTECTIVE SOLUTIONS, INC. FOR LAND PURCHASE AND EASEMENTS

WHEREAS, the City of Owosso proposes to construct a roadway and water mains to serve property located within Owosso Brownfield Redevelopment Plan "District #8, Sugar Beet Site."; and

WHEREAS, to implement the redevelopment plan requires acquiring land and obtaining easements from Sonoco Protective Solutions, Inc., fka Tegreant Diversified Brands, Inc., fka Sca Packaging North America, Inc., fka SCA North America-packaging Division, Inc., fka Tuscarora Incorporated; and

WHEREAS, negotiations have occurred and documents have been prepared which are attached as:

Document 1-- Real Property Purchase Agreement for Roadway Right of Way and Roadway Construction and Location of Utilities

Document 2-- Warranty Deed for Corporation (purchase of property for roadway)

Document 3-- Permanent Utility Easement (easement for water main)

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 enter into an agreement with Sonoco Protective Solutions, Inc. to construct a roadway and water mains to serve property located within Owosso Brownfield Redevelopment Plan "District #8, Sugar Beet Site.";

SECOND: The mayor and city clerk are instructed and authorized to sign the documents substantially in the form attached, between the City of Owosso, Michigan and Sonoco Protective Solutions, Inc., fka Tegreant Diversified Brands, Inc., fka SCA Packaging North America, Inc., fka Sca North America-packaging Division, Inc., fka Tuscarora Incorporated which includes the purchase price of \$1.00 and other considerations and other terms more fully detailed in the attached Documents 1, 2 and 3.

Motion supported by Councilperson Teich.

Roll Call Vote.

AYES: Councilpersons O'Leary, Fox, Greenway, Teich, Mayor Pro-Tem Eveleth, and Mayor Frederick.

NAYS: None.

ABSENT: Councilperson Bailey.

COMMUNICATIONS

N. Bradley Hissong, Building Official. May 2016 Building Department Report.

N. Bradley Hissong Building Official. May 2016 Code Violations Report.

Kevin D. Lenkart, Public Safety Director. May 2016 Police Report.

Kevin D. Lenkart, Public Safety Director. May 2016 Fire Report.

CITIZEN COMMENTS AND QUESTIONS

There were no citizen comments.

Councilperson Fox asked for an update on the Qdoba project. City Manager Crawford indicated the environmental contractor was completing the installation of a storm drain connection running under Gould Street now and remediation work would be starting soon.

Councilperson Teich asked for an update on the sale of auction properties. City Manager Crawford noted that closings are taking place and he anticipated things would be wrapping up soon.

Councilperson Fox said he had heard numerous complaints about the tall grass on the riverbanks. City Manager Crawford indicated that the crest of the banks were being mowed to keep them neat and the remainder of the banks had been seeded with native grasses to filter surface water before it gets to the river. He also noted that the tall grass keeps the geese from congregating in inappropriate areas. Councilperson Fox suggested the City send a statement to the media explaining the reasons why the grass is no longer being mowed along the river bank.

Councilperson Greenway noted that her elderly aunt had visited from Flint recently and she very much enjoyed seeing families picnicking and fishing along the river as well as taking in a show at the Lebowky Center.

NEXT MEETING

Tuesday, July 05, 2016

BOARDS AND COMMISSIONS OPENINGS

Board of Review – term expires December 31, 2020
Building Board of Appeals – Alternate - term expires June 30, 2018

ADJOURNMENT

Motion by Mayor Pro-Tem Eveleth for adjournment at 7:54 p.m.

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

Benjamin R. Frederick, Mayor

Amy K. Kirkland, City Clerk