

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

PRESIDING OFFICER: MAYOR CHRISTOPHER T. EVELETH

OPENING PRAYER: PAULA TEMPLE

PLEDGE OF ALLEGIANCE: COUNCILMEMBER DANIEL A. LAW

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

ABSENT: Councilmember Burton D. Fox.

APPROVE AGENDA

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

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF SEPTEMBER 5, 2017

Motion by Councilmember Teich to approve the Minutes of the Regular Meeting of September 5, 2017 as presented.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

Special Assessment District No. 2018-01 (formerly 2017-02) Oliver Street from Oak to Gould

A public hearing was conducted to receive citizen comment regarding Resolution No. 3 for proposed Special Assessment District No. 2017-02 for Oliver Street from Oak Street to Gould Street (Phase 2) for street reconstruction.

The following person commented regarding the proposed amendment:

Tim Rudolph, owner of 715 East Oliver Street, called prior to the meeting with questions regarding the basis of the special assessments.

Motion by Mayor Pro-Tem Osika that the following resolution be adopted:

RESOLUTION NO. 135-2017

**ESTABLISHING SPECIAL ASSESSMENT DISTRICT NO. 2018-01
OLIVER STREET, FROM OAK STREET TO GOULD STREET
FOR STREET RECONSTRUCTION**

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

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

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council hereby determines to make and proceed with the following described public improvement and to defray a part or the whole cost, as more particularly hereinafter provided, by special assessment upon the property specially benefited: Oliver Street, Public Street, from Oak Street to Gould Street
2. The City Council hereby approves the plans for the aforesaid public improvement as prepared and presented by the City Manager and determines the estimated cost of said public improvement to be \$1,214,868.85 and approves said estimated cost and determines that the estimated life of said public improvement is twenty (20) years.

3. The City Council determines that of said total estimated cost, the sum of \$109,530.31 be paid by special assessment upon the property specially benefited, as more particularly hereinafter described.
4. The City Council hereby designates the following described property as the special assessment district upon which the special assessment shall be levied: Oliver Street, Public Street, from Oak Street to Gould Street for street reconstruction.
5. The City Assessor shall prepare a special assessment roll including all lots and parcels of land within the special assessment district herein designated, and the Assessor shall assess to each such lot or parcel of land such relative portion of the whole sum to be levied against all lands in the special assessment district as the benefit to such lot or parcel of land bears to the total benefits to all lands in such district.

When the Assessor shall have completed the assessment roll, he shall file the special assessment roll with the City Clerk for presentation to the City Council.

Motion supported by Councilmember Law.

Roll Call Vote.

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

NAYS: None.

ABSENT: Councilmember Fox.

CITIZEN COMMENTS AND QUESTIONS

Tom Manke, Owosso Township resident, thanked the City and Council for all of the cool events happening around town. He went on to comment that Westtown is not the bad area it is made out to be.

Jeff and Danny, Costco representatives, were on hand to welcome everyone to the new Costco that will be opening in East Lansing in late October. They said they were looking to partner with the City on cost savings efforts.

Alan Vandiver, business owner in the Washington Street business complex, said he would be moving his business from the Washington Business Center and was asking that Council members give their blessing to any new landlord that might take him in.

Randy Walter, Dewitt resident, said he attended the last Council meeting and talked about the need for therapeutic animals. He asked if there was anything he needed to do to get the ball rolling to allow therapeutic animals in the City. Mayor Eveleth indicated that Council had requested the City Attorney draft an ordinance governing therapeutic animals.

Mayor Eveleth said he was pleased to see the old Chamber of Commerce building coming down and he thanked Chamber President Jeff Deason for his relentless work on the new Chamber project.

Councilmember Law echoed Mr. Manke's sentiments on Westtown. He said the area has always gotten a bad rap when in reality it's a great place to live. He also expressed a happy belated birthday to the Mayor.

Councilmember Bailey commented on what a wonderful weekend it had been in town with so much going on and so many people out to enjoy it.

Mayor Pro-Tem Osika announced the new Corunna McCurdy Fest to be held September 28th – October 1st and encouraged everyone to support Corunna and attend.

CITY MANAGER REPORT

City Manager Crawford noted that he had distributed an announcement to Council regarding the search for his successor and asked if any changes were necessary. Mayor Eveleth noted that he did not see anything he thought required changes. He went on to say that he wanted to put together a process that would effectively narrow the candidate pool and allow for a meet and greet opportunity with the public.

CONSENT AGENDA

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

Special Assessment District No. 2018-02. Authorize Resolution No. 1 for Special Assessment District No. 2018-02 for Hanover Street from Harding Avenue to the north end for street resurfacing as follows:

RESOLUTION NO. 136-2017

WHEREAS, the City Council of the City of Owosso deems it necessary to acquire and construct the following described improvement:

**Hanover Street from Harding Avenue to the north end:
Street Resurfacing**

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The matter of making said public improvement is hereby referred to the City Manager, who shall prepare a report thereon, which shall include plans and detailed estimates of the cost thereof and a description of the special assessment district and such other pertinent information as will permit the City Council to decide the cost, extent and necessity of the public improvement and what proportion of the cost should be paid by the City at large.

The City Manager shall present said report to the City Council when same has been prepared.

Special Assessment District No. 2018-03. Authorize Resolution No. 1 for Special Assessment District No. 2018-03 for Harding Avenue from Chipman Street to Hanover Street for street resurfacing as detailed below:

RESOLUTION NO. 137-2017

WHEREAS, the City Council of the City of Owosso deems it necessary to acquire and construct the following described improvement:

**Harding Avenue from Chipman Street to Hanover Street:
Street Resurfacing**

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The matter of making said public improvement is hereby referred to the City Manager, who shall prepare a report thereon, which shall include plans and detailed estimates of the cost thereof and a description of the special assessment district and such other pertinent information as will permit the City Council to decide the cost, extent and necessity of the public improvement and what proportion of the cost should be paid by the City at large.

The City Manager shall present said report to the City Council when same has been prepared.

Special Assessment District No. 2018-04. Authorize Resolution No. 1 for Special Assessment District No. 2018-04 for Howard Street from Washington Street to 150' east of Park Street for street reconstruction as follows:

RESOLUTION NO. 138-2017

WHEREAS, the City Council of the City of Owosso deems it necessary to acquire and construct the following described improvement:

**Howard Street from Washington Street to 150' east of Park Street:
Street Reconstruction**

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The matter of making said public improvement is hereby referred to the City Manager, who shall prepare a report thereon, which shall include plans and detailed estimates of the cost thereof and a description of the special assessment district and such other pertinent information as will permit the City Council to decide the cost, extent and necessity of the public improvement and what proportion of the cost should be paid by the City at large.

The City Manager shall present said report to the City Council when same has been prepared.

Special Assessment District No. 2018-05. Authorize Resolution No. 1 for Special Assessment District No. 2018-05 for Olmstead Street from West Street to Chipman Street for street resurfacing as detailed below:

RESOLUTION NO. 139-2017

WHEREAS, the City Council of the City of Owosso deems it necessary to acquire and construct the following described improvement:

**Olmstead Street from West Street to Chipman Street:
Street Resurfacing**

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The matter of making said public improvement is hereby referred to the City Manager, who shall prepare a report thereon, which shall include plans and detailed estimates of the cost thereof and a description of the special assessment district and such other pertinent information as will permit the City Council to decide the cost, extent and necessity of the public improvement and what proportion of the cost should be paid by the City at large.

The City Manager shall present said report to the City Council when same has been prepared.

Special Assessment District No. 2018-06. Authorize Resolution No. 1 for Special Assessment District No. 2018-06 for Stewart Street from Cedar Street to Shiawassee Street for street resurfacing as follows:

RESOLUTION NO. 140-2017

WHEREAS, the City Council of the City of Owosso deems it necessary to acquire and construct the following described improvement:

**Stewart Street from Cedar Street to Shiawassee Street:
Street Resurfacing**

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The matter of making said public improvement is hereby referred to the City Manager, who shall prepare a report thereon, which shall include plans and detailed estimates of the cost thereof and a description of the special assessment district and such other pertinent information as will permit the City Council to decide the cost, extent and necessity of the public improvement and what proportion of the cost should be paid by the City at large.

The City Manager shall present said report to the City Council when same has been prepared.

Special Assessment District No. 2018-07. Authorize Resolution No. 1 for Special Assessment District No. 2018-07 for Summit Street from Abbott Street to Rubelman Drive for street resurfacing as detailed:

RESOLUTION NO. 141-2017

WHEREAS, the City Council of the City of Owosso deems it necessary to acquire and construct the following described improvement:

**Summit Street from Abbott Street to Rubelman Drive:
Street Resurfacing**

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The matter of making said public improvement is hereby referred to the City Manager, who shall prepare a report thereon, which shall include plans and detailed estimates of the cost thereof and a description of the special assessment district and such other pertinent information as will permit the City Council to decide the cost, extent and necessity of the public improvement and what proportion of the cost should be paid by the City at large.

The City Manager shall present said report to the City Council when same has been prepared.

Special Assessment District No. 2018-08. Authorize Resolution No. 1 for Special Assessment District No. 2018-08 for Williams Street from Shiawassee Street to Washington Street for street resurfacing as follows:

RESOLUTION NO. 142-2017

WHEREAS, the City Council of the City of Owosso deems it necessary to acquire and construct the following described improvement:

**Williams Street from Shiawassee Street to Washington Street:
Street Resurfacing**

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The matter of making said public improvement is hereby referred to the City Manager, who shall prepare a report thereon, which shall include plans and detailed estimates of the cost thereof and a description of the special assessment district and such other pertinent information as will permit the City Council to decide the cost, extent and necessity of the public improvement and what proportion of the cost should be paid by the City at large.

The City Manager shall present said report to the City Council when same has been prepared.

Change Order No. 3 (Final) – Cargill/Sonoco Road & Watermain Construction Contract.*
Approve finalizing Change Order No. 3 to the Cargill/Sonoco Road & Watermain Construction Contract agreeing to final measurements in the amount of (\$172,349.15), reducing the amount of the final contract to \$1,651,690.15 as detailed below:

RESOLUTION NO. 143-2017

**AUTHORIZING THE APPROVAL OF CHANGE ORDERS #3 (FINAL) FOR
CARGILL ACCESS ROAD PROJECT
WITH CRAWFORD CONTRACTING, INC.**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, approved a contract with Crawford Contracting, Inc. on September 19, 2016 in the amount of \$1,621,311.07 ; and

WHEREAS, Change Order #1 in the amount of \$15,686.30 and Change Order #2 in the amount of \$187,042.29; with total change amount as \$202,728.59 were approved by City Council on August 7, 2017; and

WHEREAS, final quantities have been established for all work performed under this contract and Crawford Contracting, Inc. has agreed to these quantities and pricing as set forth in balancing Change Order #3 as submitted; and

WHEREAS, the work is necessary to complete the project in accordance with agreements between the city of Owosso, MEDC, MDEQ, and other interested parties related to the project.

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 amend the contract with Crawford Contracting, Inc. in the amount of (\$172,349.15), decreasing the current contract amount from \$1,824,039.66 to \$1,651,690.51.
- SECOND: The mayor and city clerk are instructed and authorized to sign Change Orders #3 between the City of Owosso and Crawford Contracting, Inc.
- THIRD: The above expenses shall be paid from the General Appropriations General Appropriations Account No. 288-901-974.200 (\$86,913.13) and Water Fund Account Fund Account No. 288-901-972.000 (\$85,436.02).

Purchase Authorization – Lawn Mower. Waive competitive bidding requirements and authorize the purchase of one Land Pride AFM 4214 mower under National Joint Powers Alliance Contract No. 0770313-LPI in the amount of \$13,799.00 from Lloyd Miller and Sons, Inc., and further approve payment to the vendor upon satisfactory receipt of the equipment as follows:

RESOLUTION NO. 144-2017

**AUTHORIZING PURCHASE AGREEMENT WITH
LLOYD MILLER AND SONS, INC. FOR PROCUREMENT OF ONE LAND PRIDE MOWER
MODEL AFM 4214 FOR USE AT THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has budgeted from the Public Works Replacement Fund for the replacement of a grass mower, and

WHEREAS, the existing 2005 mower unit is beyond economical repair, and requires replacement with similar size equipment as a sole source procurement from Lloyd Miller and Sons, Inc. utilizing the National Joint Powers Alliance (NJPA) competitive pricing Contract No. 0770313-LPI in the amount of \$13,799.00; and

WHEREAS, the City Public Services Director has reviewed the equipment on the NJPA contract as quoted by Lloyd Miller and Sons, Inc., and recommends authorizing a purchase agreement between the city of Owosso and Lloyd Miller and Sons, Inc. for acquisition of the Land Pride Mower Model AFM 4214.

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 Lloyd Miller and Sons, Inc. of Corunna, Michigan for the purchase of one Land Pride Mower Model AFM 4214 for use at the Department of Public Works.

SECOND: The accounts payable department is authorized to submit payment to Lloyd Miller and Sons, Inc. in an amount not to exceed \$13,799.00. .

THIRD: The above expenses shall be paid from account no. 661-901-979.000.

Bid Award - Screening Unit Insulation Blankets. Approve the low bid from Parson Insulation LLC for the purchase and installation of two insulation blankets for the screening units at the Waste Water Treatment Plant in the amount of \$12,480.00, and further approve payment to the vendor upon satisfactory receipt and installation of the equipment as detailed:

RESOLUTION NO. 145-2017

AUTHORIZING THE APPROVAL OF CHANGE ORDERS #3 (FINAL) FOR CARGILL ACCESS ROAD PROJECT WITH CRAWFORD CONTRACTING, INC.

WHEREAS, the city of Owosso, Shiawassee County, Michigan, approved a contract with Crawford Contracting, Inc. on September 19, 2016 in the amount of \$1,621,311.07 ; and

WHEREAS, Change Order #1 in the amount of \$15,686.30 and Change Order #2 in the amount of \$187,042.29; with total change amount as \$202,728.59 were approved by City Council on August 7, 2017; and

WHEREAS, final quantities have been established for all work performed under this contract and Crawford Contracting, Inc. has agreed to these quantities and pricing as set forth in balancing Change Order #3 as submitted; and

WHEREAS, the work is necessary to complete the project in accordance with agreements between the city of Owosso, MEDC, MDEQ, and other interested parties related to the project.

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 amend the contract with Crawford Contracting, Inc. in the amount of (\$172,349.15), decreasing the current contract amount from \$1,824,039.66 to \$1,651,690.51.

SECOND: The mayor and city clerk are instructed and authorized to sign Change Orders #3 between the City of Owosso and Crawford Contracting, Inc.

THIRD: The above expenses shall be paid from the General Appropriations General Appropriations Account No. 288-901-974.200 (\$86,913.13) and Water Fund Account Fund Account No. 288-901-972.000 (\$85,436.02).

Warrant No. 550. Authorize Warrant No. 550 as follows:

Vendor	Description	Fund	Amount
William C. Brown, PC	Professional services-8/15/17-9/11/17	General	\$10,151.68
Shiawassee Economic Development Partnership	Annual economic development investment for FY 17/18	Various	\$31,426.00

Check Register – August 2017.* Affirm check disbursements totaling \$2,084,196.37 for August 2017.

Motion supported by Mayor Pro-Tem Osika.

Roll Call Vote.

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

NAYS: None.

ABSENT: Councilmember Fox.

ITEMS OF BUSINESS

None.

COMMUNICATIONS

- N. Bradley Hissong, Building Official. August 2017 Building Department Report.
- N. Bradley Hissong Building Official. August 2017 Code Violations Report.
- Kevin D. Lenkart, Public Safety Director. August 2017 Police Report.
- Kevin D. Lenkart, Public Safety Director. August 2017 Fire Report.
- Parks & Recreation Commission. Minutes of August 22, 2017.
- Planning Commission. Minutes of August 28, 2017.
- Downtown Development Authority/Main Street. Minutes of September 6, 2017.

CITIZEN COMMENTS AND QUESTIONS

Tom Manke, Owosso Township resident, thanked Mr. Crawford for his service to the City. He also provided a brief history of why the Chamber of Commerce building was built in front of the old armory saying the intention had been to build a new modern building then demolish the armory and create a park in its place.

Mayor Eveleth announced the Ice Queen kickoff was scheduled for October 7th.

NEXT MEETING

Monday, October 02, 2017

BOARDS AND COMMISSIONS OPENINGS

- Board of Review – term expires December 31, 2019
- Brownfield Redevelopment Authority/LDFA – term expires June 30, 2018
- Brownfield Redevelopment Authority/LDFA – term expires June 30, 2020
- 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 7:50 p.m.

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

Christopher T. Eveleth, Mayor

Amy K. Kirkland, City Clerk

*Full text of noted items is available in the Clerk's Office.