

**CITY OF OWOSSO  
REGULAR MEETING OF THE CITY COUNCIL  
MINUTES OF SEPTEMBER 20, 2021  
7:30 P.M.**

**PRESIDING OFFICER:** MAYOR CHRISTOPHER T. EVELETH  
**OPENING PRAYER:** COUNCILMEMBER NICHOLAS L. PIDEK  
**PLEDGE OF ALLEGIANCE:** MAYOR PRO-TEM SUSAN J. OSIKA  
**PRESENT:** Mayor Christopher T. Eveleth, Mayor Pro-Tem Susan J. Osika, Councilmembers Janae L. Fear, Jerome C. Haber, Daniel A. Law, Nicholas L. Pidek, and Robert J. Teich, Jr.  
**ABSENT:** None.

**APPROVE AGENDA**

Motion by Councilmember Pidek to approve the agenda with the following changes:

**Removal:**

**CONSENT AGENDA**

3. Traffic Control Order – Open Streets Owosso.
4. Traffic Control Order – Open Streets Owosso Family Fun Run.

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

**APPROVAL OF THE MINUTES OF REGULAR MEETING OF SEPTEMBER 7, 2021**

Motion by Mayor Pro-Tem Osika to approve the Minutes of the Regular Meeting of September 7, 2021 as presented.

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

**PROCLAMATIONS / SPECIAL PRESENTATIONS**

None.

**PUBLIC HEARINGS**

**CDBG Grant Application – 152 Howard Street Project**

A public hearing was conducted to receive citizen comment regarding the proposed application for a CDBG grant for the 152 Howard Street Redevelopment Project.

The following person commented in regard to the proposed grant application:

Tom Manke, 2910 W. M-21, said this is a great opportunity for the business in question as well as the community. The Ludingtons will be creating much needed high quality housing.

Mayor Pro-Tem Osika thanked the Ludingtons for pursuing this development.

Motion by Mayor Pro-Tem Osika authorizing the following resolution approving the application for a CDBG grant for the 152 Howard Street Redevelopment Project:

**RESOLUTION NO. 163-2021**

**RESOLUTION AUTHORIZING CDBG GRANT APPLICATION –  
RENTAL REHABILITATION PROJECT FOR 152 HOWARD STREET**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, intends to apply for a CDBG Grant to complete a Rental Rehabilitation Project at 152 Howard Street; and

WHEREAS, the City of Owosso desires to request \$420,000 in CDBG funds to convert aforementioned property into mixed use space to include seven (7) new upper story residential units. The property owner will provide \$558,715 in privately sourced matching funds; and

WHEREAS, the property owner commits funds in the event of project overruns; and

WHEREAS, the proposed project is consistent with the local Community Development Plan/City Master Plan as described in the Application; and

WHEREAS, the proposed project will fill a need to increase the residential density in the city by providing seven (7) new units that did not previously exist – four (4) of which will be rented to a low to moderate income person(s); and

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

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 approve the CDBG application for the 152 Howard Street Rental Rehabilitation Project.

SECOND: City Manager Nathan R. Henne is hereby designated as the Environmental Review Certifying Officer, the person authorized to certify the Michigan CDBG Application, the person authorized to sign the Grant Agreement and Payment Requests, and the person authorized to execute any additional documents required to carry out and complete the grant.

Motion supported by Councilmember Law.

Roll Call Vote.

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

NAYS: None.

**CITIZEN COMMENTS AND QUESTIONS**

Tom Manke, 2910 W. M-2, said the overwhelming response to his online survey asking people whether the area along Jerome Street should be mowed or remain natural was to keep the area mowed. He felt so strongly about the issue that he suggested it be placed on a ballot.

Joseph Moore, property owner at 304 Michigan Avenue, asked for an update on his request to remove wood from the Aiken Road drop-off site. He also asked that City Council agree to compromise on his residential parking issue.

Mayor Eveleth reminded everyone of the special City Council meeting September 28, 2021 at 6:00 p.m. in the City Hall Council Chambers to discuss strategic planning.

**CONSENT AGENDA**

Motion by Mayor Pro-Tem Osika to approve the Consent Agenda as follows:

**First Reading and Set Public Hearing – Ordinance Amendment – OHC Membership.**

Conduct first reading and set a public hearing for Monday, October 4, 2021 to receive citizen comment regarding the proposed amendment to Chapter 2, Administration, Article IV, Boards and Commissions, Division 2, Historical Commission, Sec. 2-228, Members; appointment, terms, etc., to amend the number of board members as follows:

**RESOLUTION NO. 164-2021**

**AUTHORIZING FIRST READING & SETTING A PUBLIC HEARING FOR THE PROPOSED AMENDMENT TO CHAPTER 2, ADMINISTRATION, ARTICLE IV, BOARDS AND COMMISSIONS, DIVISION 2, HISTORICAL COMMISSION, SEC. 2-228, MEMBERS; APPOINTMENT, TERMS, ETC., OF THE CODE OF ORDINANCES TO AMEND THE NUMBER OF HISTORICAL COMMISSION MEMBERS**

WHEREAS, the City of Owosso, Shiawassee County, Michigan has an Historical Commission, established by ordinance, to recognize, preserve and bring public attention to the city’s historical treasures; and

WHEREAS, the membership of the Historical Commission was increased to nine members in 2014 and again in 2016 to eleven members; and

WHEREAS, it has become apparent that the community is unable to sustain an Historical Commission of the current size, with a number of commission vacancies going unfilled for a number of months; and

WHEREAS, it is reasonable to amend the ordinance reducing the number of members to seven, as originally established; and

WHEREAS, it is the long-standing practice of the City Council to hold a public hearing to receive citizen comment regarding any and all proposed ordinance amendments.

NOW, THEREFORE, BE IT RESOLVED, THAT THE CITY OF OWOSSO ORDAINS THAT:

SECTION 1. AMENDMENT. That Chapter 2, Administration, Article IV, Boards and Commissions, Division 2, Historical Commission, Sec. 2-228, Members; appointment, terms, etc., of the Code of Ordinances of the City of Owosso be amended as follows:

**Sec. 2-228. - Members; appointment, terms, etc.**

The members of the historical commission shall be appointed by the city council. Membership shall consist of one (1) member from the council and ~~ten (10)~~ **seven (7)** members at large appointed for three-year terms. No member at large shall be appointed to the historical commission for more than two (2) successive terms unless one (1) year has elapsed after his or her second term expires.

SECTION 2. PUBLIC HEARING. A public hearing is set for Monday, October 4, 2021 at 7:30 p.m. for the purpose of hearing citizen comment regarding the proposed amendment to the Code of Ordinances.

SECTION 3. EFFECTIVE DATE. This amendment shall become effective twenty days after passage.

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.

**Traffic Control Order - Block Party.** Consider request from Rachel Ewald for closure of North Ball Street between Galusha Street and North Street from 12:00 p.m.-3:00 p.m. Saturday, October 2, 2021 for a block party and approve Traffic Control Order No. 1457 formalizing the request.

**Traffic Control Order – Open Streets Owosso.** (This item was removed from the agenda.)

**Traffic Control Order – Open Streets Owosso Family Fun Run.** (This item was removed from the agenda.)

**Traffic Control Order – Owosso High School 2021 Homecoming Parade.** Consider request from Owosso High School Athletic Director for closure of streets listed on the application from 5:30 p.m.-6:30 p.m. Friday, October 1, 2021 for a parade and approve Traffic Control Order No. 1461 formalizing the request.

**Traffic Control Order – Oktoberfest.** Consider request from the Shiawassee Regional Chamber of Commerce for use of the Ball/Exchange Parking Lot (#5) and various downtown streets at assorted times from October 7, 2021 at 5:00 a.m. through October 10, 2021 at 5:00 p.m. for Oktoberfest 2021 approve Traffic Control Order No. 1462 formalizing the request.

**Contract Amendment – Professional Services Agreement – Grove Holman Park Warming Center Architectural Services.** Approve Amendment No. 1 to the Professional Services Agreement – Grove Holman Park Warming Center Architectural Services with H2A Architects for the creation of a detailed construction cost estimate in the amount of \$880.00, and further approve payment to the architect in the amount of the contract, including Amendment No. 1 as follows:

**RESOLUTION NO. 165-2021**

**AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO  
GROVE HOLMAN POOL BUILDING – ARCHITECTURAL SERVICES CONTRACT  
WITH H2A ARCHITECTS INC**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, entered into an agreement with H2A Architects Inc for the provision of architectural services for the Grove Holman Pool Building Renovation by the adoption of Resolution No. 69-2021 on April 19 2021; and

WHEREAS, staff desires to expand the contract to include additional services for providing a cost projection for the construction of 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 expand the contract approved by Resolution No. 69-2021 on April 19, 2021 with H2A Architects Inc, to include additional services in the amount of \$880.00 for a detailed construction cost estimate for the Grove Holman building renovation.
- SECOND: The accounts payable department is authorized to submit payment to H2A Architects Inc, in the amount of \$12,500.00, plus \$880.00, for a total of \$13,380 for architectural services.
- THIRD: The above additional services in the amount of \$880.00 shall be paid from the Park Millage Funds Account 208-756-974.000.

**Contract Amendment - Bentley Park Tennis Court Resurfacing & Conversion Contract.**

Approve Amendment No. 1 to the Bentley Park Tennis Court Resurfacing & Conversion Contract with McKearney Asphalt & Sealing, Inc. increasing the contract in the amount of \$2,800.00 for the purchase of pickleball posts and nets and repainting of the basketball court, and further approve payment to the contractor up to the contract amount, including Amendment No. 1 as follows:

**RESOLUTION NO. 166-2021**

**AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO  
BENTLEY PARK TENNIS COURT RESURFACING & CONVERSION CONTRACT  
WITH MCKEARNEY ASPHALT & SEALING, INC.**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, entered into an agreement with McKearney Asphalt & Sealing, Inc. for the resurfacing and conversion of the Bentley Park tennis courts by the adoption of Resolution No. 143-2021 on August 2, 2021; and

WHEREAS, staff desires to expand the contract to include additional services for providing pickleball nets and poles, and repainting the Bentley Park basketball courts.

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

- FIRST: The city of Owosso has heretofore determined that it is advisable, necessary and in the public interest to expand the contract approved by Resolution No. 143-2021 on August 2, 2021 with McKearney Asphalt & Sealing, Inc. to include additional services in the amount of \$2,800.00 for the Bentley Park Tennis Court Resurfacing & Conversion Contract.
- SECOND: The accounts payable department is authorized to submit payment to McKearney Asphalt & Sealing, Inc. in the amount of \$56,950.00, plus \$2,800.00, for a total of \$59,750.00 for the work conducted at Bentley Park.
- THIRD: The above additional services in the amount of \$2,800.00 shall be paid from the Parks Millage Funds Account 208-756-974.000.

**Contract Amendment – Gould House Renovation Project.** Approve Amendment No. 1 to the Gould House Renovation Project Contract with Moore - Trospen Construction Co. increasing the contract in the amount of \$21,399.09 to address serious issues discovered in the field, and further approve payment to the contractor up to the contract amount, including Amendment No. 1 as follows:

**RESOLUTION NO. 167-2021**

**AUTHORIZING AMENDMENT NO. 1 TO THE  
CONTRACT WITH MOORE-TROSPER CONSTRUCTION CO.  
FOR THE GOULD HOUSE RENOVATION PROJECT**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, entered into a contract for \$192,000 with the Moore-Trosper Construction Co. by the adoption of city council Resolution No. 81-2021 on May 17, 2021 for the Gould House Renovation Project; and

WHEREAS, the Owosso Historical Commission and City Manager desire to expand the contract to include additional construction services needed as identified during the original construction plan implementation; and

WHEREAS, the City Manager has reviewed the estimate as submitted by Moore-Trosper and finds it reasonable.

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 approve Amendment No. 1 to the Gould House Renovation Contract with Moore-Trosper Construction Co. to include additional services in the amount of \$21,399.09 for additional construction project needs.
- SECOND: The mayor and city clerk are requested and authorized to sign Amendment No. 1 to the Contract between the City of Owosso, Michigan and the Moore-Trosper Construction Co. in the amount of \$21,399.09
- THIRD: The accounts payable department is authorized to submit payment to Moore-Trosper Construction Co. in the amount of the contract, including Amendment No. 1.
- FOURTH: The above Amendment No. 1 shall be paid from the Historic Sites Fund: 298-799-831.000

**Purchase Authorization – Police Vehicle A.** Waive competitive bidding requirements and authorize a purchase agreement with Signature Auto Group of Owosso for the purchase of a 2021 Ford Interceptor Police Utility in the amount of \$35,679.00 utilizing Macomb County Contract # 21-18 and further authorize payment to the vendor upon satisfactory delivery of the vehicle as follows:

#### **RESOLUTION NO. 168-2021**

#### **RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR PURCHASE OF A POLICE VEHICLE WITH SIGNATURE AUTO GROUP OF OWOSSO**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has a police department requiring the use of police vehicles; and

WHEREAS, the City of Owosso desires to purchase one new police vehicle and a bid was received from Owosso Motors, Inc. d/b/a Signature Auto Group of Owosso, holder of the contract for police vehicles with Macomb County; and it is hereby determined that Signature Auto Group of Owosso is qualified to provide such vehicles and that it has submitted the responsible and responsive bid; and

WHEREAS, the City of Owosso may waive competitive bidding requirements when purchasing equipment in coordination with another municipality.

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 one 2021 Ford Interceptor Utility Police Vehicle from Signature Auto Group of Owosso, utilizing Macomb County Contract #21-18, for a cost to the City of Owosso of \$35,679.00
- SECOND: the Finance Director and the Director of Public Safety are hereby instructed and authorized to sign documents necessary to complete the transaction.
- THIRD: payment is authorized to Signature Auto Group in the amount of \$35,679.00 upon delivery of the police vehicle.
- FOURTH: the above expenses shall be paid from the Police Division Capital Outlay fund 101-300-978.000. The City of Owosso received a USDA grant for \$18,600.00 towards the purchase of the vehicle.

**Purchase Authorization – Police Vehicle B.** Waive competitive bidding requirements and authorize a purchase agreement with Signature Auto Group of Owosso for the purchase of a 2022 Ford Explorer 4x4 Base in the amount of \$28,858.00 utilizing Macomb County Contract # 21-18 and further authorize payment to the vendor upon satisfactory delivery of the vehicle as follows:

**RESOLUTION NO. 169-2021**

**RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR PURCHASE OF A POLICE VEHICLE WITH SIGNATURE AUTO GROUP OF OWOSSO**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has a police department requiring the use of police vehicles; and

WHEREAS, the City of Owosso desires to purchase one new vehicle for the Police Department and a bid was received from Owosso Motors, Inc. d/b/a Signature Auto Group of Owosso, holder of the contract for police vehicles with Macomb County; and it is hereby determined that Signature Auto Group of Owosso is qualified to provide such vehicles and that it has submitted the responsible and responsive bid; and

WHEREAS, the City of Owosso may waive competitive bidding requirements when purchasing equipment in coordination with another municipality.

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 one 2022 Ford Explorer 4x4 Base from Signature Auto Group of Owosso, utilizing Macomb County Contract #21-18, for a cost to the City of Owosso of \$28,858.00.
- SECOND: the Finance Director and the Director of Public Safety are hereby instructed and authorized to sign documents necessary to complete the transaction.
- THIRD: payment is authorized to Signature Auto Group in the amount of \$28,858.00 upon delivery of the police vehicle.
- FOURTH: the above expenses shall be paid from the Police Division Capital Outlay fund 101-300-978.000.

**Bid Award – Gould House HVAC.** Authorize bid award to Maurer Heating and Cooling Co. for the Gould House HVAC project in the amount of \$27,162.39 and further authorize payment to the contractor upon satisfactory completion of the project or portion thereof as follows:

**RESOLUTION NO. 170-2021**

**AUTHORIZING A BID AWARD TO MAURER HEATING AND COOLING CO. FOR THE GOULD HOUSE HVAC PROJECT**

WHEREAS, the City of Owosso owns the Gould House – located at 515 N Washington Street; and

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has determined that the hot water heaters, furnaces, and air conditioning units are past their useful lives and require replacement – with such replacement listed in the 6-year capital improvements plan; and

WHEREAS, the city of Owosso sought bids to replace said equipment and received one bid in the amount of \$27,162.39 from Maurer Heating and Cooling Co.

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 replace the aforementioned mechanical equipment in the Gould House.
- SECOND: The City of Owosso has further determined that it is advisable, necessary and in the public interest to employ Maurer Heating and Cooling Co. for said mechanical replacement.
- THIRD: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached, Contract for HVAC Replacement – Gould House with Maurer Heating and Cooling Co. in the amount of \$27,162.39

FOURTH: The accounts payable department is authorized to pay Maurer Heating and Cooling Co. for work satisfactorily completed on the project up to the bid amount.

FIFTH: The above expenses shall be paid from the Historic Sites Fund (298-799-831.000) and – if necessary – from Historical Commission Fund (297-799-831.00). Funds shall come from 298 fund until exhausted. If that occurs, remaining funds to be from 297.

**Check Register – August 2021.** Affirm check disbursements totaling \$1,314,757.63 for August 2021.

Motion supported by Councilmember Pidek.

Roll Call Vote.

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

NAYS: None.

### **ITEMS OF BUSINESS**

#### **Medical Marijuana License Transfer Request**

City Manager Nathan R. Henne indicated this item would approve the transfer of the local medical marijuana provisioning center license from GH Processing to GAGE Cannabis Company.

Motion by Mayor Pro-Tem Osika to approve transfer of the Medical Marijuana Provisioning Center License, located at 1115 Corunna Avenue, from GH Processing to AEY Holdings, LLC dba GAGE Cannabis Company.

Motion supported by Councilmember Law.

Roll Call Vote.

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

NAYS: None.

#### **Demolition Authorization & Contract Approval – 623 Frazer Street**

City Manager Henne explained that there was a fire at this location and the owner did not have the home insured. The City took ownership of the property in order to expedite the demolition process with the goal of having a new home built on the parcel.

Councilmember Pidek inquired how many vacant residential properties the City owns. City Manager Henne indicated there are not many.

Mayor Pro-Tem Osika asked if the City could reach out to Habitat for Humanity once the parcel is ready for redevelopment. City Manager Henne noted that he had already reached out to them.

Mayor Eveleth noted that the county Home Builders Association could be contacted as well.

Motion by Councilmember Teich to authorize demolition of the structure at 623 Frazer Street, approve bid award to S.A. Smith Paving and Trucking, Inc. in the amount of \$10,130.00, and establish a lien on the property for the costs incurred as follows:

#### **RESOLUTION NO. 171-2021**

#### **AUTHORIZING THE EXECUTION OF A CONTRACT WITH S.A. SMITH PAVING & TRUCKING, INC. DBA SMITH SAND & GRAVEL FOR THE DEMOLITION OF THE STRUCTURE AT 623 FRAZER STREET**

WHEREAS, the home at 623 Frazer Street incurred a fire in January of 2021; and

WHEREAS, the city of Owosso, Shiawassee County, Michigan, has determined that the remains of the house should be demolished to eliminate blight in the neighborhood and to spur residential redevelopment; and

WHEREAS, the city of Owosso sought bids to demolish the structure at 623 Frazer Street; a bid was received from S.A. Smith Paving & Trucking, Inc. dba Smith Sand & Gravel and it is hereby determined that S.A. Smith Paving & Trucking, Inc. dba Smith Sand & Gravel is qualified to provide such services 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 heretofore determined that it is advisable, necessary and in the public interest to demolish the structure located at 623 Frazer Street.
- SECOND: The City of Owosso has further determined that it is advisable, necessary and in the public interest to employ S.A. Smith Paving & Trucking, Inc. dba Smith Sand & Gravel for said demolition.
- THIRD: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached, Contract for Demolition of 623 Frazer Street with S.A. Smith Paving & Trucking, Inc. dba Smith Sand & Gravel in the amount of \$10,130.00.
- FOURTH: The accounts payable department is authorized to pay S.A. Smith Paving & Trucking, Inc. dba Smith Sand & Gravel for work satisfactorily completed on the project up to the bid amount.
- FIFTH: The above expenses shall be paid from the General Fund 101-370-818.000.

Motion supported by Mayor Pro-Tem Osika.

Roll Call Vote.

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

NAYS: None.

**Bid Award – Aiken Road Drop-Off Site Maintenance**

City Manager Henne indicated this work has typically not been bid out in the past as the contract fell under the amount requiring Council authorization. The City's current contractor increased his price drastically this year, necessitating the last minute bid process.

Councilmember Fear asked how Mr. Moore's request to allow citizens to cut up and remove large logs on the site might affect the proposed contract. City Manager Henne indicated that he had spoken with the City's insurance provider and they recommended against allowing citizens to cut and remove wood from the site.

Motion by Mayor Pro-Tem Osika to authorize bid award to Pennington Farm Drainage LLC for maintenance of the Aiken Road Drop-Off Site for the 2021-2022 fiscal year in the amount of \$14,485.80 and further authorize payment to the contractor upon satisfactory completion of the project or portion thereof as follows:

**RESOLUTION NO. 172-2021**

**AUTHORIZATION TO ENTER INTO A SERVICE AGREEMENT WITH  
PENNINGTON FARM DRAINAGE LLC  
FOR AIKEN ROAD BRUSH AND LEAF SITE SERVICES**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has determined that services at the Aiken Road Brush and Leaf Site as well as maintenance of composting is required, and in the public interest to maintain an aesthetically pleasing community, and to avoid risk of property damage and risk to the general public; and

WHEREAS, the City of Owosso solicited bids to perform Aiken Road Brush & Leaf services, for the 2021-2022 fiscal year; and

WHEREAS, Pennington Farm Drainage LLC of Oakley, Michigan has offered to provide the Aiken Road Brush & Leaf services in the low responsive amount of \$14,485.80.

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 employ Pennington Farm Drainage LLC for Aiken Road Brush & Leaf services for the 2021-2022 fiscal year.



SECOND: The Mayor and City Clerk are instructed and authorized to sign the contract document(s) for services between the City of Owosso, Michigan and Pennington Farm Drainage LLC of Oakley in the amount of \$14,485.80.

THIRD: The accounts payable department is authorized to pay Pennington Farm Drainage LLC for work satisfactorily completed in the amount of \$14,485.80.

FOURTH: The above expenses shall be paid from account 101-528-818.000.

Motion supported by Councilmember Fear.

Roll Call Vote.

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

NAYS: None.

### **Grant Application – Cedar Street Railroad Crossing**

City Manager Henne noted that, should Council approve the item, the City would apply for an MDOT grant for the reconstruction of the South Cedar Street rail crossing on behalf of the Huron & Eastern Railway. The Railway is ineligible to apply for said funding because it is not a local road agency. This request came to the City in the eleventh hour, but the City and the Railway have been in contact regarding this crossing since a train derailed near the crossing in November of 2018.

Motion by Councilmember Pidek to approve the application to MDOT for Local Grade Crossing Surface Program grant funds for the proposed reconstruction of the Huron & Eastern Railroad crossing on S. Cedar Street as follows:

#### **RESOLUTION NO. 173-2021**

#### **AUTHORIZING APPLICATION FOR FY2022 LOCAL GRADE CROSSING SURFACE PROGRAM FOR HURON & EASTERN RAILROAD CROSSING ON S. CEDAR STREET**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, Public Service Department recommends the reconstruction of the Huron & Eastern railroad crossing on S. Cedar Street; and

WHEREAS, the Michigan Department of Transportation offers its portion of state funds known as Local Grade Crossing Surface Program - fiscal year 2022, for this work; and

WHEREAS, the City of Owosso proposes to secure a Local Grade Crossing Surface Program project, which is paid for 60 percent (60%) by a MDOT Grant and forty percent (40%) by Huron & Eastern Railroad as outlined in its application.

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 proceed with the proposed railroad crossing improvements.

SECOND: The City of Owosso is actively seeking a Local Grade Crossing Surface Program award, to reconstruct the Huron & Eastern railroad crossing on S. Cedar St and is willing to participate in this program.

THIRD: That the proper city staff members are authorized to sign the application documents.

Motion supported by Councilmember Fear.

Roll Call Vote.

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

NAYS: None.

### **ARPA Funding Discussion**

City Manager Henne distributed copies of the applications and scoring criteria for vetting business and non-profit ARPA funding requests. He indicated a City application would be forthcoming. He encouraged Council to review them, suggesting that the Council may want to weigh public opinion more heavily within the scheme.

There was discussion regarding setting a deadline for submissions, whether the availability of other grant funding would factor into evaluation of an application, and developing a scoring threshold to reduce the number of requests that must be fully vetted by City Council. City Manager Henne offered to update the applications and develop a flow chart for the next meeting.

Lastly, the Council discussed how much of the ARPA funding could be used for street projects and the need to include the replacement of watermain and lead service lines in the estimated cost for street projects. City Manager Henne cautioned the group that the reconstruction projects for North Street and Center Street may not be able to take place next year without ARPA funds.

### **COMMUNICATIONS**

N. Bradley Hissong, Building Official. August 2021 Building Department Report.  
N. Bradley Hissong Building Official. August 2021 Code Violations Report.  
N. Bradley Hissong Building Official. August 2021 Inspections Report.  
N. Bradley Hissong Building Official. August 2021 Certificates Issued Report.  
Kevin D. Lenkart, Public Safety Director. August 2021 Police Report.  
Kevin D. Lenkart, Public Safety Director. August 2021 Fire Report.

### **CITIZEN COMMENTS AND QUESTIONS**

Eddie Urban, 601 Glenwood Avenue, spoke about the fact that he is finally eligible to receive a hand-carved cane from the Corunna VFW now that he has proof of his service in Cambodia.

Joseph Moore, property owner at 304 Michigan Avenue, asked, in light of the fact the City's insurer recommended against allowing citizens to cut and remove wood from the Aiken Road Drop-off Site, that the City consider cutting up the larger logs at the site so that they could be taken by citizens for heating their homes.

### **NEXT MEETING**

Tuesday, September 28, 2021, 6:00 p.m. – Strategic Planning Session  
Monday, October 04, 2021, 7:30 p.m. – Regular Meeting

### **BOARDS AND COMMISSIONS OPENINGS**

Brownfield Redevelopment Authority – term expires June 30, 2022  
Building Board of Appeals – Alternate - term expires June 30, 2022  
Building Board of Appeals – Alternate - term expires June 30, 2024  
Downtown Historic District Commission – term expires June 30, 2022  
Owosso Historical Commission – 2 terms expire December 31, 2021  
Owosso Historical Commission – term expires December 31, 2022  
Owosso Historical Commission – term expires December 31, 2023  
Planning Commission – term expires June 30, 2022  
Zoning Board of Appeals – Alternate – term expires June 30, 2024  
Zoning Board of Appeals – term expires June 30, 2023

### **ADJOURNMENT**

Motion by Mayor Pro-Tem Osika for adjournment at 8:12 p.m.

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

---

Christopher T. Eveleth, Mayor

---

Amy K. Kirkland, City Clerk