

**CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MINUTES OF AUGUST 15, 2022
7:30 P.M.
VIRGINIA TEICH CITY COUNCIL CHAMBERS**

PRESIDING OFFICER: MAYOR CHRISTOPHER T. EVELETH

OPENING PRAYER: COUNCILMEMBER NICHOLAS PIDEK

PLEDGE OF ALLEGIANCE: MAYOR CHRISTOPHER T. EVELETH

PRESENT: Mayor Christopher T. Eveleth, Mayor Pro-Tem Susan J. Osika, Councilmembers Daniel A. Law, Nicholas L. Pidek, and Robert J. Teich, Jr.

ABSENT: Councilmembers Janae L. Fear, Jerome C. Haber.

APPROVE AGENDA

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

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF AUGUST 1, 2022

Motion by Councilmember Pidek to approve the Minutes of the Regular Meeting of August 1, 2022 as presented.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

Ellen Simon, 621 Stevens Drive, shared her concerns about sidewalk installation, loss of trees, flooding and street cleaning along Krust Drive and Stevens Drive and lack of communication from the City after a letter was sent in January 2021 introducing the project. She also wanted to know if there would be compensation given for the old growth trees.

Larry Alpert, 1208 North Dewey Street, shared concerns about sidewalk installation along Krust Drive and Stevens Drive. He spoke with City staff and asked questions about setbacks and tree loss. Staff indicated to him that details would not be known until January 2023. He would like to know the process to let Council know of his opposition should trees be slated to be removed and how to know setbacks.

Nicholas Wood, 702 East North Street, shared concerns about sidewalk installation along Krust Drive and Stevens Drive including information about setbacks, driveways and any potential re-location of his newly installed water meter pit.

Kathy Kaminga, 705 Stevens Drive, shared concerns about sidewalk cracking and maintenance if they are installed along Krust Drive and Stevens Drive. She was not aware of the special assessment on her street until the balance was due.

Ed Urban, 601 Glenwood, shared the need for more drivers for public transportation and thanked all who voted for SATA millage.

Amy Prchlik, 1214 Krust Drive, shared concern about sidewalk installation along Krust Drive and Stevens Drive, having lived there thirty-two years. She is concerned about winter maintenance if the sidewalk is not connected to the driveway. She also shared concerns about property destruction by those using the sidewalks and those who walk in the streets and not on sidewalks.

Tom Manke, 2910 West Main Street, reiterated the concerns regarding sidewalk installation, the legality of such a project and what recourse homeowners in this area have against the proposed project.

Janet Drake, corner of Krust and North Streets, inquired if there were studies conducted as to how many students would use said sidewalks, if installed and noted a police officer had been present at the end of the school day in the past.

Mayor Eveleth noted there were many questions raised regarding the sidewalk installation and suggested a meeting with City staff and residents to address their questions and concerns. Residents present were asked to provide their contact information at the end of the meeting.

City Manager Henne noted the sidewalks were being installed with a Safe Routes to School Grant in partnership with the Owosso Public Schools. There are many unknowns at this time, but saving trees would be a priority. The repair of broken sidewalks and the clearing of snow would be the responsibility of homeowners according to City ordinances. It was noted the Topographic survey being approved on the agenda was preliminary engineering.

Councilmember Teich expressed concern over the loss of trees and also noted living in the City has perks and drawbacks including the maintenance of sidewalks for residents to use. He hopes a compromise can be reached by both parties.

Councilmember Pidek and City Manager Henne discussed the process and timeline. City Manager Henne reiterated that this project is funded by a grant and not by special assessment.

CONSENT AGENDA

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

Proposed Special Assessment Project – Lee Street. Authorized Resolution No. 2 setting a public hearing for Tuesday, September 6, 2022 for proposed Special Assessment District No. 2023-03 for Lee Street from Clark Avenue to Ada Street for street resurfacing.

RESOLUTION NO. 118-2022

LEE STREET FROM CLARK AVENUE TO ADA STREET SPECIAL ASSESSMENT RESOLUTION NO. 2

WHEREAS, the City Council has ordered the City Manager to prepare a report for public improvement, more particularly hereinafter described; and

LEE STREET, A PUBLIC STREET, FROM CLARK AVENUE TO ADA STREET;
STREET RESURFACING

WHEREAS, the City Manager prepared said report and the same has been filed with the City Council as required by the Special Assessment Ordinance of the City of Owosso and the Council has reviewed said report.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and estimate of cost and the report of the City Manager for said public improvement shall be filed in the office of the City Clerk and shall be available for public examination.
2. The City Council hereby determines that the Public Improvement hereinafter set forth may be necessary.
3. The City Council hereby approves the estimate of cost of said public improvement to be \$182,655.60 and determines that \$44,536.25 thereof shall be paid by special assessment imposed on the lots and parcels of land more particularly hereinafter set forth, which lots and parcels of land are hereby designated to be all of the lots and parcels of land to be benefited by said improvements and determines that \$138,119.35 of the cost thereof shall be paid by the City at large because of benefit to the City at large.
4. The City Council hereby determines that the portion of the cost of said public improvement to be specially assessed shall be assessed in accordance with the benefits to be received.
5. The City Council shall meet at the Owosso City Hall Council Chambers on Tuesday, September 6, 2022 for the purpose of hearing all persons to be affected by the proposed public improvement.
6. The City Clerk is hereby directed to cause notice of the time and place of the hearing to be published once in The Argus Press, the official newspaper of the City of Owosso, not less

than seven (7) days prior to the date of said hearing and shall further cause notice of said hearing to be sent by first class mail to each owner of property subject to assessment, as indicated by the records in the City Assessor's Office as shown on the general tax roll of the City, at least (10) full days before the time of said hearing, said notice to be mailed to the addresses shown on said general tax rolls of the City.

7. The notice of said hearing to be published and mailed shall be in substantially the following form:

NOTICE OF SPECIAL ASSESSMENT HEARING
CITY OF OWOSSO, MICHIGAN

TO THE OWNERS OF THE FOLLOWING DESCRIBED PROPERTY:

Lee Street, a Public Street, from Clark Avenue to Ada Street

TAKE NOTICE that the City Council intends to acquire and construct the following described public improvement: **Street Resurfacing.**

The City Council intends to defray apart or all of the cost of the above-described public improvement by special assessment against the above described property.

TAKE FURTHER NOTICE that City Council has caused plans and an estimate of the cost and report for the above described public improvement to be prepared and made by the City Manager and the same is on file with the City Clerk and available for public examination.

TAKE FURTHER NOTICE that the City Council will meet at the Owosso City Hall Council Chambers, Owosso, Michigan at 7:30 o'clock p.m. on Tuesday, September 6, 2022 for the purpose of hearing any person to be affected by the proposed public improvement.

Proposed Special Assessment Project – Center Street. Authorized Resolution No. 2 setting a public hearing for Tuesday, September 6, 2022 for proposed Special Assessment District No. 2023-04 for Center Street from King Street to North Street for street resurfacing.

RESOLUTION NO. 119-2022

**CENTER STREET
FROM KING STREET TO NORTH STREET
SPECIAL ASSESSMENT RESOLUTION NO. 2**

WHEREAS, the City Council has ordered the City Manager to prepare a report for public improvement, more particularly hereinafter described; and

CENTER STREET, A PUBLIC STREET, FROM KING STREET TO NORTH STREET;
STREET RESURFACING

WHEREAS, the City Manager prepared said report and the same has been filed with the City Council as required by the Special Assessment Ordinance of the City of Owosso and the Council has reviewed said report.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and estimate of cost and the report of the City Manager for said public improvement shall be filed in the office of the City Clerk and shall be available for public examination.
2. The City Council hereby determines that the Public Improvement hereinafter set forth may be necessary.
3. The City Council hereby approves the estimate of cost of said public improvement to be \$560,432.40 and determines that \$132,814.59 thereof shall be paid by special assessment imposed on the lots and parcels of land more particularly hereinafter set forth, which lots and parcels of land are hereby designated to be all of the lots and parcels of land to be benefited by said improvements and determines that \$427,617.81 of the cost thereof shall be paid by the City at large because of benefit to the City at large.
4. The City Council hereby determines that the portion of the cost of said public improvement to be specially assessed shall be assessed in accordance with the benefits to be received.
5. The City Council shall meet at the Owosso City Hall Council Chambers on Tuesday, September 6, 2022 for the purpose of hearing all persons to be affected by the proposed public improvement.
6. The City Clerk is hereby directed to cause notice of the time and place of the hearing to be published once in The Argus Press, the official newspaper of the City of Owosso, not less

than seven (7) days prior to the date of said hearing and shall further cause notice of said hearing to be sent by first class mail to each owner of property subject to assessment, as indicated by the records in the City Assessor's Office as shown on the general tax roll of the City, at least (10) full days before the time of said hearing, said notice to be mailed to the addresses shown on said general tax rolls of the City.

7. The notice of said hearing to be published and mailed shall be in substantially the following form:

NOTICE OF SPECIAL ASSESSMENT HEARING
CITY OF OWOSSO, MICHIGAN

TO THE OWNERS OF THE FOLLOWING DESCRIBED PROPERTY:

Center Street, a Public Street, from King Street to North Street

TAKE NOTICE that the City Council intends to acquire and construct the following described public improvement: **Street Resurfacing.**

The City Council intends to defray apart or all of the cost of the above-described public improvement by special assessment against the above described property.

TAKE FURTHER NOTICE that City Council has caused plans and an estimate of the cost and report for the above described public improvement to be prepared and made by the City Manager and the same is on file with the City Clerk and available for public examination.

TAKE FURTHER NOTICE that the City Council will meet at the Owosso City Hall Council Chambers, Owosso, Michigan at 7:30 o'clock p.m. on Tuesday, September 6, 2022 for the purpose of hearing any person to be affected by the proposed public improvement.

Traffic Control Order – PFC Cantu Annual 5k Run/Walk. Considered request from Jennifer Clarke, event organizer, for the partial closure of various streets in the northeast quadrant of the City for the PFC Cantu Annual 5k Run/Walk from 8:00 a.m.-12:00 noon on Sunday, August 28, 2022, waived the insurance requirement, and approved Traffic Control Order No. 1480 formalizing the permission.

Master Plan Implementation Goals: 4.2, 4.6, 5.12

Recreation Service Agreement – Soccer & Tee-Ball Leagues. Approved a Recreation Service Agreement with the Shiawassee Family YMCA for use of the Hugh Parker Soccer Complex for soccer and tee-ball leagues for a five year period expiring December 31, 2027.

Master Plan Implementation Goals: 1.19, 4.6, 7.1

RESOLUTION NO. 120-2022

**AUTHORIZING EXECUTION OF A CONTRACT
FOR RECREATION SERVICES BETWEEN
THE CITY OF OWOSSO, MICHIGAN AND
SHIAWASSEE FAMILY YMCA
FOR THE USE OF HUGH PARKER SOCCER COMPLEX
FOR YOUTH SOCCER AND TEE-BALL LEAGUES**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has determined that recreation opportunities for area youth are important to the community as a whole; and

WHEREAS, the Shiawassee Family YMCA has dedicated itself to providing exercise and recreation opportunities for all community members and sponsors a youth soccer league and a tee-ball league each year; and

WHEREAS, the city wishes to contribute to recreation opportunities for area youth by allowing the use of Hugh Parker Soccer Complex for said leagues; and

WHEREAS, the YMCA has agreed to administer both leagues and coordinate all use of the fields, whether by YMCA athletes or others.

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 an agreement with the Shiawassee Family YMCA to provide organized recreation opportunities in the form of a youth soccer league and a tee-ball league.

SECOND: The Mayor and the City Clerk of the City of Owosso are instructed and authorized to sign the document substantially in the form attached memorializing the use of Hugh Parker Soccer Complex and the responsibilities of the city and the Shiawassee Family YMCA.

Professional Services Agreement – Topographic Survey Services for FY2024 Safe Routes to School Project. Waived competitive bidding requirements, authorized Addendum No. 2023-01 to the General Engineering Services Contract with Fleis & Vandenbrink Engineering, Inc. for topographic survey services for the FY2024 Safe Routes to School Project in the amount of \$10,500.00, and further authorized payment upon satisfactory completion of the project or portion thereof.

Master Plan Implementation Goals: 5.21

RESOLUTION NO. 121-2022

**AUTHORIZING ADDENDUM NO. 2023-01 FV
TO THE FY2022-2023 GENERAL
ENGINEERING SERVICES CONTRACT WITH
FLEIS & VANDENBRINK ENGINEERING, INC
FOR TOPOGRAPHIC SURVEY SERVICES FOR
FY2024 SAFE ROUTES TO SCHOOL PROJECT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, approved a contract with Fleis & Vandenbrink Engineering, Inc. on April 20, 2022 and renewed said contract on May 16, 2022 for the term of July 1, 2022 to June 30, 2023 for general engineering services; and

WHEREAS, the City of Owosso, Shiawassee County, Michigan, received a Safe Routes to School grant to improve pedestrian infrastructure near its elementary schools and middle school; and

WHEREAS, the project to improve this infrastructure requires the services of a professional engineering firm to complete a topographic survey; and

WHEREAS, the City has reviewed the proposal provided by Fleis & Vandenbrink Engineering, Inc. for these services in the amount of \$10,500.00, determined it is acceptable, and recommends approval of the same; and

WHEREAS, Section 2-346 of the City of Owosso Code of Ordinances allows competitive bidding to be waived for professional services.

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 employ the firm of Fleis & Vandenbrink Engineering, Inc. to provide topographic survey services for the 2024 Safe Routes to School project.

SECOND: The mayor and city clerk are instructed and authorized to sign Addendum No. 2023-01 FV to the General Engineering Services Contract between the City of Owosso, Michigan and Fleis & Vandenbrink Engineering, Inc. in an amount not to exceed \$10,500.00, substantially as attached.

THIRD: The Accounts Payable department is authorized to make payment up to the amount of \$10,500.00 to Fleis & Vandenbrink Engineering, Inc. upon successful completion of stated work.

FOURTH: The above expenses shall be paid from Major and Local Street Acct Nos. 202-463-818.000-SRTS2024GR and 203-463-818.000-SRTS2024GR and other funds as appropriated.

Professional Services Agreement – 2023 Sanitary Sewer Repairs Project – Engineering Services. Waived competitive bidding requirements, authorized professional services agreement with OHM Advisors for design and construction engineering services for the 2023 Sanitary Sewer Repairs Project in the amount of \$108,128.00, and approved payment to the engineer upon satisfactory completion of the project or portion thereof.

Master Plan Implementation Goals: 3.4

RESOLUTION NO. 122-2022

**AUTHORIZING ADDENDUM NO. 2024-01 OHM
TO THE FY2022-2023 GENERAL
ENGINEERING SERVICES CONTRACT WITH**

**OHM ADVISORS
FOR ENGINEERING SERVICES FOR THE
2023 SANITARY SEWER REPAIRS PROJECT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, approved a contract with OHM Advisors on April 20, 2022 and renewed said contract on May 16, 2022 for the term of July 1, 2022 to June 30, 2023 for general engineering services; and

WHEREAS, the city desires to make necessary structural repairs to its sanitary sewer collection system; and

WHEREAS, this work requires the services of a professional engineering firm to complete design and construction engineering of the project; and

WHEREAS, the City has reviewed the proposal provided by OHM Advisors in the amount of \$108,128.00, has determined that the scope of services as submitted for design and construction engineering for the repair of sanitary sewers is acceptable, and recommends approval of the same; and

WHEREAS, Section 2-346 of the City of Owosso Code of Ordinances allows competitive bidding to be waived for professional services.

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

- FIRST: It has heretofore been determined that it is advisable, necessary and in the public interest to employ the firm of OHM Advisors to provide design and construction engineering for the 2023 Sanitary Sewer Repairs project.
- SECOND: The mayor and city clerk are instructed and authorized to sign Addendum No. 2023-01 OHM to the General Engineering Services Contract between the City of Owosso, Michigan and OHM Advisors, substantially as attached.
- THIRD: The Accounts Payable department is authorized to make payment up to the amount of \$108,128.00 to OHM Advisors upon successful completion of stated work or portion thereof.
- FOURTH: The above expenses shall be paid from Sewer Fund Acct No. 590-901-973.000-SEWERREHAB and other funds as appropriated.

Professional Services Agreement – 2023 DWSRF Water Main Replacement Project – Engineering Services. Approved Addendum No. 2023-02-OHM to the General Engineering Services Contract with OHM Advisors for limited design engineering in the amount of \$7,900.00 and construction engineering services in the amount of \$116,998.00 (contingent upon receipt of a FY2023 DWSRF loan) for the City’s 2023 DWSRF Water Main Replacement Project, and further approved payment to the engineer upon satisfactory completion of the project or portion thereof.
Master Plan Implementation Goals: 3.4, 3.7, 6.6

RESOLUTION NO. 123-2022

**AUTHORIZING CONTRACT ADDENDUM NO. 2023-02-OHM
TO THE FY2022-2023 GENERAL
ENGINEERING SERVICES CONTRACT WITH
OHM ADVISORS
FOR LIMITED DESIGN AND CONSTRUCTION ENGINEERING SERVICES
FOR THE 2023 DWSRF WATER MAIN PROJECT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, approved a contract with OHM Advisors on April 20, 2022 and renewed said contract on May 16, 2022 for the term of July 1, 2022 to June 30, 2023 for general engineering services; and

WHEREAS, the city desires to make necessary upgrades to its water distribution system through the State of Michigan Department of Environment, Great Lakes, and Energy Drinking Water State Revolving Fund (DWSRF); and

WHEREAS, this work requires the services of a professional engineering firm to complete limited design engineering and construction engineering for the project; and

WHEREAS, the city sought proposals from its Qualification Based Selection (QBS) list of firms to perform this work; and

WHEREAS, OHM Advisors is selected as the most qualified firm to perform such work and offers to complete limited design engineering services of said project, in an amount not to exceed \$7,900, and construction engineering services of said project, in an amount not to exceed \$116,998.00, contingent upon the City receiving a FY 2023 DWSRF loan.

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 employ OHM Advisors to provide limited design and construction engineering for the 2023 DWSRF Water Main Project.
- SECOND: The mayor and city clerk are instructed and authorized to sign Addendum No. 2023-02-OHM to the General Engineering Services Contract between the City of Owosso, Michigan and OHM Advisors, substantially as attached.
- THIRD: The Accounts Payable department is authorized to make payment up to the amount of \$7,900 to OHM Advisors upon successful completion of limited design engineering work.
- FOURTH: The above limited design engineering expenses shall be paid from Water Fund Acct No. 591-901-972.000-DWRLF23-24 (\$6,320), Local Street Account No. 203-451-818.000-LEESTR2022 (\$1,580), and other funds as appropriated.
- FIFTH: The Accounts Payable department is authorized to make payment up to the amount of \$116,998 to OHM Advisors upon successful completion of construction engineering work or portion thereof, contingent upon the city receiving a FY2023 DWSRF Loan.
- SIXTH: The above construction engineering expenses shall be paid from Water Fund Acct No. 591-901-972.000-DWRLF23-24 (\$93,598), Local Street Account No. 203-451-818.000-LEESTR2022 (\$23,400), and other funds as appropriated.

Professional Services Agreement – Palmer 3A Well House Construction Project - Engineering Services. Approved Addendum No. 3 to the Utilities General Engineering Contract with OHM Advisors to provide engineering and bidding administration services in the amount not to exceed \$159,000.00 for the Palmer 3A Wellhouse Project, contingent upon receipt of DWSRF funding for the project, and further approved payment to the engineer upon satisfactory completion of the project or portion thereof.
Master Plan Implementation Goals: 1.5, 3.4

RESOLUTION NO. 124-2022

**APPROVING ADDENDUM NO. 3 TO THE UTILITIES GENERAL
ENGINEERING SERVICES AGREEMENT BETWEEN
THE CITY OF OWOSSO AND OHM ADVISORS
FOR ENGINEERING SERVICES FOR PALMER 3A WELL HOUSE**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, will fund from the Water Fund for engineering services for the Palmer 3A Well House Design and Bidding services; and

WHEREAS, the City has drilled a new well at the Palmer wellfield (Palmer 3A) which now requires a new pump house and water main connection; and OHM Advisors of Livonia, Michigan has provided a proposal for the necessary engineering design and bidding services for this new well house and raw water connection; and

WHEREAS, the Director of Public Services & Utilities has reviewed the proposal and verified the engineering services as necessary for the design and bid specification development to add the new infrastructure, and hereby recommends authorizing OHM Advisors to provide these engineering services in the amount of \$159,000.00.

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

- FIRST: it has heretofore been determined that it is advisable, necessary and in the public interest to contract with OHM Advisors for engineering design and bidding administration services to add a new well house and raw water connection at the Palmer 3A Well site.
- SECOND: the Mayor and City Clerk are instructed and authorized to sign Addendum No. 3 to the Utilities General Engineering Contract with OHM Advisors, in the amount of \$159,000.00, substantially in the form attached.
- THIRD: the accounts payable department is authorized to submit payment to OHM Advisors for work satisfactorily performed in an amount not to exceed \$159,000.00 upon successful completion of the stated work or portion thereof.

FOURTH: performance of Task 3 – Permit and Bidding Assistance, in the amount of \$14,000, is contingent upon the City securing loan funding for construction of the project through the State’s DWSRF program.

FIFTH: the above expenses shall be paid from the Water Fund 591.901.972.200-DWRLF23-24.

Professional Services Agreement – Juniper 1 Well House Construction Project - Engineering Services. Approved Addendum No. 4 to the Utilities General Engineering Contract with OHM Advisors to provide engineering and bidding administration services in the amount not to exceed \$149,000.00 for the Juniper 1 Wellhouse Project, contingent upon receipt of DWSRF funding for the project, and further approved payment to the engineer upon satisfactory completion of the project or portion thereof.
Master Plan Implementation Goals: 1.5, 3.4

RESOLUTION NO. 125-2022

APPROVING ADDENDUM NO. 4 TO THE UTILITIES GENERAL ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF OWOSSO AND OHM ADVISORS FOR ENGINEERING SERVICES FOR JUNIPER 1 WELL HOUSE

WHEREAS, the City of Owosso, Shiawassee County, Michigan, will fund from the Water Fund for engineering services for the Juniper 1 Well House Design and Bidding services; and

WHEREAS, the City has drilled a new well at the Juniper wellfield (Juniper 1) which now requires a new pump house and water main connection; and OHM Advisors of Livonia, Michigan has provided a proposal for the necessary engineering design and bidding services for this new well house and raw water connection; and

WHEREAS, the Director of Public Services & Utilities has reviewed the proposal and verified the engineering services as necessary for the design and bid specification development to add the new infrastructure, and hereby recommends authorizing OHM Advisors to provide these engineering services in the amount of \$149,000.00.

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

FIRST: it has heretofore been determined that it is advisable, necessary and in the public interest to contract with OHM Advisors for engineering design and bidding administration services to add a new well house and raw water connection at the Juniper 1 Well site.

SECOND: the Mayor and City Clerk are instructed and authorized to sign Addendum No. 4 to the Utilities General Engineering Contract with OHM Advisors, in the amount of \$149,000.00, substantially in the form attached.

THIRD: the accounts payable department is authorized to submit payment to OHM Advisors for work satisfactorily performed in an amount not to exceed \$149,000.00.

FOURTH: performance of Task 3 – Permit and Bidding Assistance, in the amount of \$15,000.00 is contingent upon the City securing loan funding for construction of the project through the State’s DWSRF program.

FIFTH: the above expenses shall be paid from the Water Fund 591.901.972.200-DWRLF23-24.

Bid Award - Bentley Park Pickleball Courts. Accepted low bid of McKearney Asphalt & Sealing, Inc. for the reconfiguration of the tennis and pickleball courts at Bentley Park to increase the number of pickleball courts in the amount of \$20,000.00, and authorized payment to the contractor upon satisfactory completion of the project.

RESOLUTION NO. 126-2022

RESOLUTION AUTHORIZING A CONTRACT WITH MCKEARNEY ASPHALT & SEALING, INC. FOR WORK ON THE PICKLEBALL COURTS AT BENTLEY PARK

WHEREAS, the City of Owosso, Shiawassee County, Michigan, Parks and Recreation Commission, requested city staff to solicit bids for reconfiguring the existing tennis and pickleball courts to increase the overall number of pickleball courts at Bentley Park; and

WHEREAS, staff recommends authorizing a contract with the lowest bidder, McKearney Asphalt & Sealing, Inc. for said work.

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

- FIRST: it has heretofore been determined that it is advisable, necessary and in the public interest to authorize a contract with McKearney Asphalt & Sealing, Inc. for work the Bentley Park Pickleball Courts Project.
- SECOND: the accounts payable department is authorized to submit payment to McKearney Asphalt & Sealing, Inc. in an amount not to exceed \$20,000 upon satisfactory completion of the project.
- THIRD: the above expenses shall be paid for from the FY 2022-2023 Parks Millage Fund Account 208-751-974.000.

Bid Award – MDOT TWA M-71 Resurfacing Project. Accepted low bid of Rieth-Riley Construction Co., Inc. for the MDOT Transportation Work Authorization Program project to resurface M-71 in the amount of \$669,101.00, contingent upon MDOT Administrative Board approval, and approved payment up to the contract amount upon completion of the project or portion thereof.

RESOLUTION NO. 127-2022

**AUTHORIZING THE EXECUTION OF A CONTRACT WITH
RIETH-RILEY CONSTRUCTION CO., INC. FOR
THE M-71 RESURFACING PROJECT**

WHEREAS, the Michigan Department of Transportation (MDOT) has determined that it is in the best interest of the public to perform street improvements along M-71 (Corunna Ave) as set forth in the contract documents; and

WHEREAS, MDOT has asked the city of Owosso, Shiawassee County, Michigan, to perform administrative duties for the project under the Transportation Work Authorization program; and

WHEREAS, the city has sufficient staff to perform said administrative duties; and

WHEREAS, the city will receive payment from MDOT for the construction cost of the project plus overhead costs; and

WHEREAS, the city of Owosso sought bids for the M-71 Resurfacing Project, and a bid was received from Rieth-Riley Construction Co., Inc. and it is hereby determined that Rieth-Riley Construction Co., Inc. 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: it has heretofore been determined that it is advisable, necessary and in the public interest to employ Rieth-Riley Construction Co., Inc. for the M-71 Resurfacing Project.
- 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 Rieth-Riley Construction Co., Inc. in the amount of \$669,101.00, contingent upon MDOT Administrative Board approval.
- THIRD: the accounts payable department is authorized to pay Rieth-Riley Construction Co., Inc. for work satisfactorily completed on the project up to the bid Contract amount of \$669,101.00.
- FOURTH: the above expenses shall be paid from the Major Street Account No. 202-486-818.000-71TRNKLINE.

Warrant No. 620. Authorized Warrant No. 620 as follows:

Vendor	Description	Fund	Amount
MML Workers Compensation Fund	Workers Compensation Policy July 2022-2023, Payment 2 of 4	Multi	\$30,756.00

Motion supported by Councilmember Pidek.

Roll Call Vote.

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

NAYS: None.

ABSENT: Councilmembers Fear and Haber.

ITEMS OF BUSINESS

On-Premises Tasting Room Permit Request – Barrister Brewing Co, LLC

Considered recommendation of the request from Barrister Brewing Co, LLC for an On-Premises Tasting Room Permit to be located at 902 West Main Street to the Michigan Liquor Control Commission.

City Manager Henne explained this was a new business entering West Town. The rules for placement of this type of business were reviewed and it is the double the distance required from St. Paul’s. This would restore the façade of the building and renovate the upper floor residential. Approval is recommended.

Dan and Barb Nees along with Don and Melissa Hall were present to answer questions.

Motion by Mayor Pro-Tem Osika to approve the following resolution:

RESOLUTION NO. 128-2022

AUTHORIZING ON-PREMISES TASTING ROOM PERMIT REQUEST FROM BARRISTER BREWING CO, LLC

That the application from Barrister Brewing Co, LLC for a new On-Premises Tasting Room Permit to be located at 902 West Main Street, Owosso.

It is the consensus of this body that it recommends this application be considered for approval by the Michigan Liquor Control Commission.

Motion supported by Councilmember Law.

Roll Call Vote.

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

NAYS: None.

ABSENT: Councilmembers Fear and Haber.

COMMUNICATIONS

- Brad A. Barrett, Finance Director. Financial Report – June 2022
- Tanya Buckelew, Planning & Building Director. July 2022 Building Department Report.
- Tanya Buckelew, Planning & Building Director. July 2022 Code Violations Report.
- Tanya Buckelew, Planning & Building Director. July 2022 Inspections Report.
- Tanya Buckelew, Planning & Building Director. July 2022 Certificates Issued Report.
- Kevin D. Lenkart, Public Safety Director. July 2022 Police Report.
- Kevin D. Lenkart, Public Safety Director. July 2022 Fire Report.
- Owosso Brownfield Redevelopment Authority. Minutes of June 23, 2022.
- WWTP Review Board. Minutes of June 30, 2022 Special Meeting.
- Downtown Historic District Commission. Minutes of July 20, 2022.
- Downtown Development Authority/Main Street. Minutes of July 20, 2022.
- WWTP Review Board. Minutes of July 26, 2022.
- Parks & Recreation Commission. Minutes of July 27, 2022.
- Parks & Recreation Commission. Minutes of August 3, 2022 Special Meeting.
- Owosso Historical Commission. Minutes of August 8, 2022.
- Downtown Development Authority/Main Street. Minutes of August 9, 2022.

CITIZEN COMMENTS AND QUESTIONS

Ellen Simon, 621 Stevens Drive, again spoke about resident’s concerns of sidewalk installation along Krust & Stevens Drive and asked for reasoning why the sidewalk is only being installed on that one block.

Larry Alpert, 1208 North Dewey Street, asked about distance of repairs to Corunna Avenue and timeline to finish repair of North Street.

Tom Manke, 2910 West Main Street, spoke on the hardships faced by those of retirement age regarding sidewalk installation. He also gave information about tap water and its contaminants and what is being done at the water treatment plant to combat the issues.

Ed Urban, 601 Glenwood, spoke about how unpatriotic people are who steal US flags. He was sympathetic with the residents present dealing with sidewalk issues.

Mayor Eveleth reminded the residents present to provide their contact information.

NEXT MEETING

Tuesday, September 06, 2022

BOARDS AND COMMISSIONS OPENINGS

Brownfield Redevelopment Authority – term expires June 30, 2026
Building Board of Appeals – Alternate - term expires June 30, 2025
Building Board of Appeals – Alternate - term expires June 30, 2024
Owosso Historical Commission – term expires December 31, 2023
Shiawassee District Library Board – term expires June 30, 2025
Zoning Board of Appeals – Alternate – term expires June 30, 2024
Zoning Board of Appeals – 2 terms expire June 30, 2023

ADJOURNMENT

Motion by Mayor Pro-Tem Osika for adjournment at 8:24 p.m.

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

Christopher T. Eveleth, Mayor

Carrie A. Farr, Deputy City Clerk