

**CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MINUTES OF JUNE 20, 2023
7:30 P.M.
VIRGINIA TEICH CITY COUNCIL CHAMBERS**

PRESIDING OFFICER: MAYOR ROBERT J. TEICH, JR.

OPENING PRAYER: PASTOR KATIE WALLEN
FIRST BAPTIST CHURCH

PLEDGE OF ALLEGIANCE: SHELLY OCHODNICKY
LOCAL BUSINESS OWNER

PRESENT: Mayor Robert J. Teich, Jr., Mayor Pro-Tem Susan J. Osika,
Councilmembers Jerome C. Haber, Daniel A. Law, and Emily S.
Olson.

ABSENT: Councilmembers Janae L. Fear and Nicholas L. Pidek.

APPROVE AGENDA

Motion by Councilmember Law to approve the agenda as presented.

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF JUNE 5, 2023

Motion by Councilmember Haber to approve the Minutes of the Regular Meeting of June 5, 2023 as presented.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

Obsolete Property Rehabilitation Exemption Certificate – 902 West Main Street

City Manager Nathan R. Henne noted that after receiving comments from interested parties Council will consider whether to approve the requested exemption and for how long. He also pointed out that the memo and resolution for this item incorrectly indicate the recommended exemption period is 12 years, when it should be 10 years as shown on the scoring matrix.

A public hearing was conducted to receive citizen comment regarding the application from DBMA Owosso, LLC for an Obsolete Property Rehabilitation Exemption Certificate for the property located at 902 West Main Street.

The following person commented regarding the proposed OPRA Exemption Certificate at 902 West Main Street:

Barbara Nees, owner of 902 W. Main Street, relayed her excitement about this project and the fact that it finally seems to be getting started, saying she hopes to pull permits for the project tomorrow. She anticipates the project will take some time to complete but that it will all be worth it.

Whereas, the Council, after due and legal notice, has met and having heard all interested parties, motion by Mayor Pro-Tem Osika that the requested OPRA Exemption Certificate be approved for a period of 10 years, as follows:

RESOLUTION NO. 116-2023

**TO APPROVE THE APPLICATION FOR AN
OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE
FROM DBMA OWOSSO, LLC
FOR PROPERTY LOCATED AT 902 W MAIN ST**

WHEREAS, the City of Owosso is a Qualified Local Government Unit within the State of Michigan and is empowered to provide tax exemptions for increased value of rehabilitated facilities within the City; and

WHEREAS, after public notice and a public hearing on June 5, 2023, the City Council of the City of Owosso approved an Obsolete Property Rehabilitation District at 902 W. Main Street in Owosso, Michigan, said property more particularly described as:

Lot 2 and Lot 4, Block 15, A.L. & B.O. Williams Addition to the City of Owosso, according to the recorded plat thereof, as recorded in Plat Liber 29, Page 499, Shiawassee County Records.

WHEREAS, the City Clerk received an application, on April 4, 2023 from DBMA Owosso LLC, for an Obsolete Property Rehabilitation Exemption Certificate for the complete renovation of the 2 story 3,700 square foot building with a microbrewery and tap room on first floor and two (2) apartments on second floor; and

WHEREAS, the application is complete, including items (a) through (f) described under "Instructions" on the Application for Obsolete Property Rehabilitation Exemption Certificate; and

WHEREAS, notice of a public hearing concerning the application for an exemption certificate was provided to the Assessor of the City and the legislative body of each taxing unit that levies ad valorem property taxes in the City; and

WHEREAS, the City finds that the property meets the definition of an obsolete property as defined in section 2(h) of Public Act 146 of 2000 and the application for the exemption certificate is complete; and

WHEREAS, the City finds that the property relates to a rehabilitation program that when completed constitutes a "rehabilitated facility" within the meaning of P.A. 146 of 2000, and said property is located within an Obsolete Property Rehabilitation District established in a Qualified Local Governmental Unit eligible under Public Act 146 of 2000 to establish such a district; and

WHEREAS, the rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at commencement of the rehabilitation as provided by section 2(l) of PA 146 of 2000; and

WHEREAS, it has been found that the rehabilitation of the obsolete property is calculated to, and will at the time of the issuance of the certificate, have the reasonable likelihood to increase commercial activity, retain and create employment, and revitalize the downtown; and

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of the property already exempt under PA 146 of 2000 and under PA 198 of 1974 does not exceed 5% of the total taxable value of the unit; and

WHEREAS, the applicant is not delinquent in any taxes related to the facility; and

WHEREAS, the rehabilitation work described in the application had not commenced prior to the establishment of the District.

NOW, THEREFORE, BE IT RESOLVED that, based on the findings above made at a public hearing held June 20, 2023, the City Council of the City of Owosso authorizes the application for an Obsolete Property Rehabilitation Exemption Certificate for 902 W. Main Street for a period of ten (10) years.

FURTHER BE IT RESOLVED that, the total number of years of this certificate is based on criteria set forth in the City of Owosso Tax Abatement Policy adopted October 21, 2019, and no extension of years will be offered.

ALSO, BE IT RESOLVED that the rehabilitation shall be completed within eighteen (18) months from the date of approval of said application.

FURTHERMORE, BE IT RESOLVED that the application and resolution are authorized for submittal to the State Tax Commission for final review and authorization.

Motion supported by Councilmember Law.

Roll Call Vote.

AYES: Councilmembers Olson, Haber, Mayor Pro-Tem Osika, Councilmember Law, and Mayor Teich.

NAYS: None.

ABSENT: Councilmembers Fear and Pidek.

Master Plan Implementation Goals: 1.9

CITIZEN COMMENTS AND QUESTIONS

Dennis Cramer introduced himself as a Councilmember from the City of Swartz Creek and said he was on a mission to gather as much information as he could about the City's recreational marijuana ordinance, including its development, implementation issues, and lessons learned from the process.

Tom Manke, 2910 W. M-21, said there are lots of great events going on all around the county this coming weekend, highlighting the fact that the City charges event organizers for the use of City resources while many other municipalities do not.

Don Fields, Calvary Baptist Church elder, raised his moral concerns about the upcoming drag show events planned by private businesses and the Owosso Pride event that will be held at the amphitheater. He said society is trying to change what morality is and will face disintegration if it continues on this path, but there is hope in Jesus. He concluded, asking if any Councilmembers planned on attending the events in question to see if they break the law.

Patrice Martin, 615 N. Park Street, noted that one way to combat negativity is to adopt an attitude of gratitude. She said she is thankful that the United States does not have a national religion, for free speech, and for a public education system that instills critical thinking skills in children. She went on to thank Council and City staff for graciously handling the negativity they receive from the public. She concluded by saying that Pride is simply recognizing a marginalized group of people as valuable human beings.

Geno Phillips, Oakley resident and member of Calvary Baptist Church, asked whose definition of good and evil we live by, saying that he believes only the Bible defines what is truly good. He said Council should not be pushing the radical sexual agenda of a few in the community. He said that God will change people's lives, but we will know his anger if we disobey.

Jeff Turner, 204 Oakwood Avenue, asked when the burned-out house at the corner of Chipman and South Streets would be torn down. He also expressed his concern after witnessing a child traveling down M-21 on a minibike, particularly in light of the fact that a young man was killed last week while doing something similar.

Eddie Urban, 601 Glenwood Avenue, said showed a poster of a lost cat in his neighborhood and asked people to keep an eye out for it. He also showed everyone the photo of him and Roary, the Detroit Lions mascot, that was taken recently.

Matthew Shepard, Perry resident, said he was told by the City Manager that the upcoming Owosso Pride event will be completely lawful. He disputed this idea saying that the City will be destroyed like Sodom and Gamora if such things are allowed to take place. He ended by asking if Council is going to stand up against sexual immorality and pedophilia.

Alex Eby, 320 Cass Street, said he lives and works in Owosso, and it is upsetting to the Pride events that are planned. He said he is praying for the return of God's law and that God will open the eyes of Council so they can see the harm these events bring to children.

Councilmember Law said he agreed with Mr. Turner that minibikes using the streets as if they are driving a car is a problem, describing a close call he had with one on the street recently. He went on to address Mr. Cramer's questions regarding the City's recreational marijuana ordinance and the policies, offering to speak with Mr. Cramer at length at a later time.

City Manager Henne addressed Mr. Turner's question regarding the burned-out house on the corner of Chipman Street and South Street saying the MEDC suggested the City apply for a blight elimination grant from the Shiawassee County Land Bank. The City is currently awaiting word on that grant. Once the house is torn down, he plans on speaking with Habitat for Humanity about the empty lots.

Councilmember Haber said he felt compelled to speak out on the upcoming "gay weekend". He said he would be ok with it if everyone was over the age of 21, but that's not the case. He felt that such events were grooming children.

Councilmember Olson said she plans on taking all of her children to the events this weekend. And she said she is grooming her children, to be more inclusive.

Mayor Teich noted that he plans on attending the events this weekend to observe and make up his own mind as to the nature of such events.

Councilmember Law said he thought the City couldn't stop events like those in question anymore than they could stop a Klan rally. City Manager Henne indicated he was correct; the City cannot stop an event from being held simply because they don't like it.

CONSENT AGENDA

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

Recreation Service Agreement – Rudy DeMuth Field. Approve proposed Recreation Service Agreement with Owosso Youth Baseball for use of Rudy DeMuth Field for youth baseball practices and games for a period expiring December 31, 2028 as follows:

RESOLUTION NO. 117-2023

**AUTHORIZING EXECUTION OF RECREATION SERVICES AGREEMENT
WITH
OWOSSO YOUTH BASEBALL
FOR THE USE OF RUDY DEMUTH FIELD**

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, Owosso Youth Baseball has dedicated itself to providing exercise and recreation opportunities for youth in Owosso and the surrounding areas; and

WHEREAS, the City wishes to contribute to recreation opportunities for area youth by allowing the use of Rudy DeMuth Field for baseball league games and events.

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 enter into an agreement with Owosso Youth Baseball for recreation services at Rudy DeMuth Field for a period expiring December 31, 2028.

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 Rudy DeMuth Field and the responsibilities of the City and Owosso Youth Baseball.

Master Plan Implementation Goals: 5.12

Traffic Control Order – Arsenal of Freedom Military Vehicle and Railroad Weekend.

Approve request from the Steam Railroading Institute for the closure of 32 parking spaces near the southwest corner of the Comstock parking lot (Lot #10) for the Arsenal of Freedom Military Vehicle and Railroad Weekend event starting at 8:00am on Thursday, June 22, 2023 through Sunday, June 25, 2023 until 5:00pm and authorize Traffic Control Order No. 1499 formalizing the action.

Master Plan Implementation Goals: 1.17, 4.2, 4.6, 5.9, 5.12

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

Name	Board/Commission	Term Expires
Sam McLaren*	Building Board of Appeals	06-30-2025
Jason Harris*	Building Board of Appeals	06-30-2025
Barbara Baker-Omerod*	Shiawassee Council on Aging	06-30-2026
Erin Powell*	Downtown Historic District Commission	06-30-2026
Matthew Van Epps*	Downtown Historic District Commission	06-30-2026
Michelle Collison*	Shiawassee District Library	06-30-2027
Kevin Maginity*	Parks and Recreation Commission	06-30-2025
Ellen Rodman"	Parks and Recreation Commission	06-30-2025
Andrew Workman"	Parks and Recreation Commission	06-30-2025
Allan Martin*	Planning Commission	06-30-2026
Thomas Taylor*	Planning Commission	06-30-2026
Charles Suchanek*	Zoning Board of Appeals	06-30-2026
Justin Horvath*	Zoning Board of Appeals	06-30-2026

* Indicates reappointment

Sole Source Purchase Authorization – Police In-Car Cameras. Waive competitive bidding requirements, approve the sole source purchase of six Axon Fleet 3 in-car cameras from Axon Enterprise, Inc. for marked police cars in an amount not to exceed \$64,900.80 and further authorize payment to the vendor over the course of five years as provided in the contract as follows:

RESOLUTION NO. 118-2023

**AUTHORIZING THE EXECUTION OF A PURCHASE AGREEMENT
WITH AXON ENTERPRISE, INC. FOR
THE PURCHASE OF IN-CAR CAMERAS FOR POLICE VEHICLES**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has a police department requiring the use of in-car cameras; and

WHEREAS, said in-car cameras are essential pieces of equipment for police officers; and

WHEREAS, Axon Enterprise, Inc. is the sole source provider of Axon in-car cameras, equipment, and software in Michigan; and

WHEREAS, staff recommends authorizing a purchase agreement with Axon Enterprise, Inc. for the purchase of six (6) new in-car camera kits and licenses in the amount of \$64,900.80, payable over five (5) years.

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 waive competitive bidding requirements and authorize the sole-source purchase of six (6) Axon Fleet 3 in-car camera kits and licenses from Axon Enterprise, Inc. for a total expenditure not to exceed \$64,900.80, payable over five (5) years.

SECOND: the Mayor and City Clerk are instructed and authorized to sign the purchase agreement substantially in the form attached as Quote No. Q-461364-45084.571KT.

THIRD: funds for this purchase were approved in the 2023-2024 budget.

FOURTH: the accounts payable department is authorized to pay Axon Enterprise, Inc. five annual payments in the following amounts:

July 2023: \$11,982.43
July 2024: \$12,461.74
July 2025: \$12,960.21
July 2026: \$13,478.64
July 2027: \$14,017.78

FIFTH: the above expenses will be paid from Account No. 101.301.978.000.

Master Plan Implementation Goals: 3.2

Purchase Authorization – Ambulance Equipment. Waive competitive bidding requirements, authorize the purchase of one Stryker Lucas 3 Chest Compression System, one MTS Power Load cot fastener/ loader, one Power-Pro 2 ambulance cot, one Stair Pro manual stair chair and one Xpedition Powered Stair Chair from Stryker Corporation in the amount of \$122,832.80, utilizing Savvik Purchasing Group Contract Nos. RFB #2019-05 and RFB #2021-06, and further authorize payment to the vendor upon satisfactory delivery of the equipment as follows:

RESOLUTION NO. 119-2023

**AUTHORIZING THE PURCHASE OF AMBULANCE EQUIPMENT
FROM STRYKER CORPORATION
VIA SAVVIK PURCHASING GROUP CONTRACT NOS. RFB #2019-05 AND RFB #2021-06**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has a fire department requiring the use of numerous pieces of emergency equipment to assist in the treatment and transport of patients requiring emergency services; and

WHEREAS, the purchase of new updated equipment would be beneficial to the citizens of Owosso as well as emergency services personnel; and

WHEREAS, the City currently utilizes equipment from Stryker Corporation and Staff recommends purchasing said equipment from Stryker Corporation to maintain compatibility with other medical

equipment in use and to allow for a more seamless transition for personnel due to its familiarity; and

WHEREAS, Staff desires to purchase one Stryker Lucas 3 chest compression system, one MTS Power Load cot fastener/ loader, one Power-Pro 2 ambulance cot, one Stair Pro manual stair chair, and one Xpedition Powered Stair Chair manufactured by Stryker Corporation, and it is in the best interest of the City of Owosso to utilize the cooperative contracts held by the Savvik Buying Group, a non-profit company that serves as a contract management agency for a nation-wide public safety, education, and government group-purchasing program; and

WHEREAS, city ordinance section 2-345(3) provides for an exception to competitive bidding when the best interest of the city would be served by joint purchasing with other governmental units.

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 purchase the following equipment from Stryker Corporation using Savvik Buying Group Cooperative Contract Nos. RFB #2019-05 and RFB # 2021-06:

- one Stryker Lucas 3 chest compression system
- one MTS Power Load cot fastener/ loader
- one Power-Pro 2 ambulance cot
- one Stair Pro manual stair chair
- one Xpedition powered stair chair

SECOND: the contract for this purchase shall be in the form of a City Purchase Order in the amount of \$122,557.06.

THIRD: the accounts payable department is authorized to pay Stryker Corporation in the amount of \$122,557.06 upon satisfactory delivery of said equipment.

FOURTH: the above expenses shall be paid from Account No. 101-336-978.000.

Master Plan Implementation Goals: 3.2

Sole Source Purchase Authorization – Bulk Carbon Dioxide. Waive competitive bidding requirements, approve the sole source purchase of bulk municipal drinking water treatment grade carbon dioxide from Matheson Tri-Gas, Inc. in the amount of \$136.00 per ton with an estimated yearly usage of 74 tons totaling \$14,356.00, and authorize payment based on unit prices for actual quantities required for the fiscal year ending June 30, 2024 as follows:

RESOLUTION NO. 120-2023

AUTHORIZE SOLE SOURCE PURCHASE OF BULK CARBON DIOXIDE FROM MATHESON TRI-GAS, INC.

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

WHEREAS, it is hereby determined that Matheson Tri-Gas, Inc. is the only firm providing said product that meets minimum municipal drinking water treatment standards; and

WHEREAS, waiver of the purchasing policy formal bid requirements is requested to allow procurement upon approval and authorization.

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 waive competitive bidding requirements and approve the sole source purchase of bulk carbon dioxide from Matheson Tri-Gas, Inc. at the price of \$0.097 per pound or \$136.00 per ton with an estimated annual usage of 74 tons.

SECOND: the contract for this purchase shall be in the form of a City Purchase Order estimated in the amount of \$14,356.00.

THIRD: the accounts payable department is authorized to submit payment to Matheson Tri-Gas, Inc. for the purchase of Bulk CO2 according to unit prices for delivered product in FY2023-2024, actual amount may vary based on actual demand/usage.

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

Master Plan Implementation Goals: 3.4

Bid Award - Sand and Gravel, Selection #1. Accept the low bid of S.A. Smith Paving & Trucking, Inc. dba Smith Sand & Gravel for Class II Backfill Sand in the amount of \$6.00 per ton for the fiscal year ending June 30, 2024, and authorize payment in accordance with unit prices up to 3,000 tons for a total amount estimated at \$18,000.00 as detailed in Resolution No. 121-2023.

Bid Award - Sand and Gravel, Selection #2. Accept the low bid of Ocenasek, Inc. for 22A gravel in the amount of \$12.95 per ton, Limestone 6A in the amount of \$28.90 per ton and H1 limestone chip in the amount of \$36.65 per ton for the fiscal year ending June 30, 2024, and authorize payment in accordance with unit prices up to 1,200 tons, 150 tons, and 200 tons, respectively for a total amount estimated at \$27,205.00 as detailed in Resolution No. 121-2023

Bid Award - Sand and Gravel, Selection #3. Accept the low bid of Jackson Trucking, LLC for 21AA limestone in the amount of \$26.60 per ton for the fiscal year ending June 30, 2024, and authorize payment in accordance with the unit prices up to 500 tons for a total amount estimated at \$13,300.00 as detailed below:

RESOLUTION NO. 121-2023

**AUTHORIZING THE PURCHASE AND DELIVERY
OF SAND, GRAVEL, AND LIMESTONE
FOR THE 2023-2024 FISCAL YEAR**

WHEREAS, the City of Owosso, Shiawassee County, Michigan requires backfill sand to fill underground trenches and gravel and limestone for use in permanent street patches and other City properties; and

WHEREAS, the City sought bids for Class II backfill sand, 22A gravel, 21AA Limestone, 6A limestone, and H1 limestone chip fiscal year 2023-2024; and

WHEREAS, it is hereby determined that S.A. Smith Paving & Trucking dba Smith Sand & Gravel, Jackson Trucking, LLC, and Ocenasek, Inc. are qualified to provide such products and have submitted the lowest responsible and responsive bids; and

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 award the contract for Class II Sand to S.A. Smith Paving & Trucking, Inc. dba Smith Sand & Gravel of Owosso, Michigan in the amount of \$6.00 per ton for the fiscal year ending June 30, 2024.
- SECOND: it has heretofore determined that it is advisable, necessary and in the public interest to award the contract for 22A gravel to Ocenasek, Inc. of Perry, Michigan in the amount of \$12.95 per ton for the fiscal year ending June 30, 2024.
- THIRD: it has heretofore determined that it is advisable, necessary and in the public interest to award the contract for 6A Limestone to Ocenasek, Inc. of Perry, Michigan in the amount of \$28.90 per ton for the fiscal year ending June 30, 2024.
- FOURTH: it has heretofore determined that it is advisable, necessary and in the public interest to award award the contract for H1 Limestone Chip to Ocenasek, Inc. of Perry, Michigan in the amount of \$36.65 per ton for the fiscal year ending June 30, 2024.
- FIFTH: it has heretofore determined that it is advisable, necessary and in the public interest to award the contract for 21AA Limestone to Jackson Trucking, LLC of Owosso, Michigan in the amount of \$26.60 per ton for the fiscal year ending June 30, 2024.
- SIXTH: the contracts between the City of Owosso and the companies above shall be in the form of Purchase Orders.
- SEVENTH: the accounts payable department is authorized to pay S.A. Smith Paving & Trucking, Inc. dba Smith Sand & Gravel based on the unit price quoted above, up to the bid amount of \$18,000.00.

- EIGHTH: the accounts payable department is authorized to pay Ocenasek, Inc. on the unit price quoted above, up to the bid amount of \$27,205.00.
- NINTH: the accounts payable department is authorized to pay Jackson Trucking, LLC on the unit price quoted above, up to the bid amount of \$13,300.00.
- TENTH: the above expenses shall be paid from the Water and Wastewater Annual Operating Fund, and Local and Major Street Annual Operating Funds.

Bid Award – Legal Printing Services. Authorize the bid of The Argus-Press Company for legal printing services for the period of July 1, 2023 – June 30, 2025 in the amount of \$2.73 per column inch and \$5.25 per affidavit of publication in the first year and \$2.87 per column inch and \$5.50 per affidavit of publication in the second year as follows:

RESOLUTION NO. 122-2023

**AUTHORIZING THE EXECUTION OF A CONTRACT
FOR LEGAL PRINTING SERVICES
WITH THE ARGUS-PRESS COMPANY
FOR THE 23-24 & 24-25 FISCAL YEARS**

WHEREAS, various laws and ordinances applying to the City of Owosso, Shiawassee County, Michigan, require the publication of legal notices such as public hearing notices, meeting notices, and the minutes of meetings in a newspaper of general circulation; and

WHEREAS, the City of Owosso solicited quotes for the publication of required items; a quote was received from The Argus-Press Company; and it is hereby determined that The Argus-Press Company is qualified to provide such services and that it has submitted the lowest responsible and responsive quote.

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 Argus-Press Company for legal advertising services for fiscal years 2023-24 and 2024-25.
- 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 The Argus-Press Company, with a unit price of \$2.73 per column inch and \$5.25 per affidavit of publication in the first year and a unit price of \$2.87 per column inch and \$5.50 per affidavit of publication in the second year.
- THIRD: authorization is given for the above expenses to be paid from the General Fund according to unit prices.

Warrant No. 629. Authorize Warrant No. 629 as follows:

Vendor	Description	Fund	Amount
Waste Management	Service Period 05-16-2023 to 05-31-2023	WWTP	\$11,005.58
Gould Law PC	Services from May 9, 2023 – June 12, 2023	GEN	\$11,819.60

Motion supported by Councilmember Law.

Roll Call Vote.

- AYES: Councilmembers Haber, Olson, Mayor Pro-Tem Osika, Councilmember Law, and Mayor Teich.
- NAYS: None.
- ABSENT: Councilmembers Fear and Pidek.

Mayor Teich said he was very proud of all of the people that stepped up to renew their terms on the City’s boards and commissions. He read all their names aloud and personally thanked them for supporting the City, saying the work of these boards are essential to the health of the City.

ITEMS OF BUSINESS

CDBG Rental Rehabilitation Grant Development Agreement – 114-116 West Main Street, 3rd Floor

City Manager Henne introduced the item saying this agreement will legally obligate the developer to either complete the project or repay the grant money to the MEDC. He went on to ask that any movement to approve the agreement include an amendment to page four of the agreement to allow the City to handle the required escrow account in-house.

Motion by Mayor Pro-Tem Osika to approve the CDBG Rental Rehabilitation Grant Development Agreement with Ruesswood REI Group, LLC and Randall Woodworth for the 3rd Floor of the building located at 114-116 West Main Street, with an amendment to page four to allow the City to handle the escrow account in-house as follows:

RESOLUTION NO. 123-2023

**APPROVE THE GRANT DEVELOPMENT AGREEMENT FOR THE
CDBG RENTAL REHABILITATION PROJECT LOCATED AT
114-116 WEST MAIN STREET, THIRD FLOOR, WITH
RUESSWOOD REI GROUP, LLC**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, was awarded a Community Development Block Grant (CDBG) Rental Rehabilitation Grant through the Michigan Economic Development Corporation (MEDC) on behalf of Ruesswood REI Group, LLC (Owner) for the 3rd floor residential redevelopment project at 114-116 W Main Street on April 28, 2023; and

WHEREAS, the City of Owosso wishes to enter into a development agreement to ensure that the owner sees the project through to completion and grant closeout; and

WHEREAS, the project includes the addition of seven (7) new downtown residential units; and

WHEREAS, four (4) of the new units will be rent-controlled as required by the grant program; and

WHEREAS, the City wishes to amend page four of the agreement to allow the required escrow account to be administered in-house.

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

FIRST: the CDBG Development Agreement Between the City of Owosso, Ruesswood REI Group, LLC, and Randall Woodworth is hereby approved as required by the Community Development Grant Agreement for Grant No. MSC 222019-RR, with an amendment allowing the City to administer the escrow account in-house.

SECOND: the mayor and city clerk are instructed and authorized to sign the document substantially in the form attached, Development Agreement Between the City of Owosso and Ruesswood REI Group, LLC and Randall Woodworth.

Motion supported by Councilmember Law.

Roll Call Vote.

AYES: Councilmembers Haber, Law, Olson, Mayor Pro-Tem Osika, and Mayor Teich.

NAYS: None.

ABSENT: Councilmembers Pidek and Fear.

Master Plan Implementation Goals: 1.19, 3.21, 4.3, 5.11, 5.13

Tentative Bid Award – WWTP Improvements Project - Phase 1

City Manager Henne remarked that bid awards are typically handled as a part of the Consent Agenda, but due to the size of the project and the fact that significant changes to the plans are necessary the item has been shifted to an Item of Business. This work has been planned for quite some time and staff made every effort to account for inflation during the planning stages. Unfortunately, bids for this project came in significantly over budget and several tasks had to be removed from the project to reduce the cost to a point where the current rates are capable of paying the bonds that will be used to finance the project.

Mayor Teich indicated that he had spoken with the Utilities Director and expressed his disappointment that replacement of the nitrous towers had to be removed from the project to

lower the cost. Despite the changes, he felt that staff was maximizing the use of the funds available.

Motion by Mayor Pro-Tem Osika to approve the Tentative Bid Award for the Wastewater Treatment Plant Improvements Project - Phase 1 in the amount of \$18,553,124.00, contingent upon receipt of CWSRF funding for the project, and further approve payment to the contractor upon satisfactory completion of the project or portion thereof as follows:

RESOLUTION NO. 124-2023

**AUTHORIZING TENTATIVE BID AWARD TO
RCL CONSTRUCTION CO., INC. OF SANFORD, MICHIGAN FOR THE
WASTEWATER TREATMENT PLANT IMPROVEMENTS PROJECT, PHASE 1**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, wishes to construct improvements to its existing wastewater treatment plant that will address most of the critical issues of the aging infrastructure, restore the plant to its design capacity, and increase the plant's longevity; and

WHEREAS, the WWTP Improvements Project - Phase 1, formally adopted as a part of the CWSRF Project Plan on July 18, 2022, will be funded through the State of Michigan's Clean Water State Revolving Fund (CWSRF) program; and

WHEREAS, the City of Owosso has sought and received construction bids for the proposed improvements and has received a low bid in the amount of \$18,553,124.00 from RCL Construction Co., Inc.; and

WHEREAS, the City of Owosso's Director of Public Services & Utilities, Ryan E. Suchanek, has recommended awarding the contract to the low responsive bidder, RCL Construction Co., Inc.

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

- FIRST: the City of Owosso tentatively awards the contract for the proposed Wastewater Treatment Plant Improvements Project - Phase 1 to RCL Construction Co., Inc., contingent upon successful financial arrangements with the State Revolving Fund Program.
- SECOND: upon receipt of the 2023 CWSRF Loan Proceeds, the Mayor and City Clerk are instructed and authorized to sign, without further Council action, Exhibit A substantially as attached, as WWTP Improvements Project - Phase 1 contract, in the amount of \$18,553,124.00.
- THIRD: the accounts payable department is authorized to submit payment to RCL Construction Co., Inc. for work satisfactorily completed in an amount not to exceed \$18,553,124.00.
- FOURTH: the above expenses shall be paid from the Wastewater Plant Fund 599-901-977.000 and 2023 CWSRF Bond funds.

Motion supported by Councilmember Haber.

Roll Call Vote.

- AYES: Councilmembers Law, Mayor Pro-Tem Osika, Councilmembers Olson, Haber, and Mayor Teich.
- NAYS: None.
- ABSENT: Councilmembers Fear and Pidek.

Master Plan Implementation Goals: 3.4, 3.7

Notice of Intent to Issue Bonds – Fire Truck

City Manager Henne introduced Eric McGlothlin, attorney with Dickinson Wright, as the City's bond counsel.

Mr. McGlothlin indicated that the resolution before Council this evening is similar to the resolutions required by the SRF bonding program. Should this process reach fruition, the bond in question will be a limited tax general obligation bond in an amount up to \$1,000,000 to be used for the purchase of a new fire truck. He further noted that the City cannot increase taxes to pay back the bond.

Motion by Councilmember Olson authorizing a resolution to publish a Notice of Intent to issue limited tax general obligations bonds to finance the purchase of a fire truck as follows:

RESOLUTION NO. 125-2023

AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE LIMITED TAX GENERAL OBLIGATION BONDS

WHEREAS, the City of Owosso (the "City") proposes to issue its tax-exempt bonds (the "Bonds") in one or more series to finance the City's purchase of a fire truck apparatus and related modifications (the "Project"); and

WHEREAS, prior to issuing the Bonds, the City is required to publish a notice of intent to issue the Bonds pursuant to Section 517(2) of Act 34, Public Acts of Michigan, 2001, as amended; and

WHEREAS, it is anticipated that the City may advance all or a portion of the costs of the Project prior to the issuance of the Bonds, such advance to be repaid from proceeds of the Bonds upon the issuance thereof; and

WHEREAS, Section 1.150-2 of the Treasury Regulations on Income Tax (the "Reimbursement Regulations") specifies conditions under which a reimbursement allocation may be treated as an expenditure of bond proceeds, and the City intends by this resolution to qualify amounts advanced by the City to the Project for reimbursement from proceeds of the Bonds in accordance with the requirements of the Reimbursement Regulations.

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

- FIRST: the City hereby declares its official intent to issue its limited tax general obligation bonds in one or more series in the aggregate principal amount of not to exceed \$1,000,000 to finance the costs of the project. The City hereby declares that it reasonably expects to seek reimbursement for its advances to the project as anticipated by this resolution.
- SECOND: the bonds shall be authorized by proper proceedings subsequent to this resolution.
- THIRD: the City Clerk is hereby instructed to publish the notice attached hereto once in a newspaper of general circulation in the City, which notice shall not be less than ¼ page in size in such newspaper.
- FOURTH: all resolutions and parts of resolutions insofar as they may be in conflict herewith are hereby rescinded.

Motion supported by Councilmember Law.

Roll Call Vote.

AYES: Councilmember Law, Mayor Pro-Tem Osika, Councilmembers Haber, Olson, and Mayor Teich.

NAYS: None.

ABSENT: Councilmember Fear and Pidek.

Master Plan Implementation Goals: 3.2

Ordinance Adoption – Bonding for CWSRF Financing – Project No. 5711-01

Attorney McGlothlin again addressed the Council, noting that the ordinance before them this evening is similar in nature to the ordinance passed this spring for a project at the Water Treatment Plant. The ordinance authorizes the sale of up to \$19,000,000 in bonds and pledges the revenues of the system to pay said bonds over the course of 30 years. It further requires that said ordinance be published in the newspaper in its entirety at least once.

Motion by Mayor Pro-Tem Osika to approve the ordinance to authorize and provide for the issuance of revenue bonds for Clean Water Revolving Loan Fund (CWRF) financing of the cost for internal tertiary process rehabilitation at the wastewater treatment plant under the provisions of Act 94, Public Acts of Michigan, 1933, as amended as follows:

ORDINANCE NO. 840

A SUPPLEMENTAL ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BONDS TO PAY THE COST OF THE ACQUISITION AND CONSTRUCTION OF

IMPROVEMENTS TO THE WASTEWATER TREATMENT SYSTEM OF THE CITY OF OWOSSO; TO PRESCRIBE THE FORM OF THE BONDS; TO PROVIDE FOR THE COLLECTION OF REVENUES FROM THE SYSTEM SUFFICIENT FOR THE PURPOSE OF PAYING THE COSTS OF OPERATION AND MAINTENANCE OF THE SYSTEM AND TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS; TO PROVIDE FOR SECURITY FOR THE BONDS; TO PROVIDE FOR THE SEGREGATION AND DISTRIBUTION OF REVENUES OF THE SYSTEM; TO PROVIDE FOR THE RIGHTS OF THE HOLDERS OF THE BONDS IN ENFORCEMENT THEREOF; AND TO PROVIDE FOR OTHER MATTERS RELATING TO THE BONDS AND THE SYSTEM.

THE CITY OF OWOSSO ORDAINS:

Section 1. 2023 SUPPLEMENTAL ORDINANCE. This ordinance (hereinafter referred to as the "2023 Supplemental Ordinance") is adopted in accordance with Section 21 of the Prior Ordinance (defined below) and pursuant to the authority in Act 94.

Section 2. DEFINITIONS. Except as hereinafter provided, all terms which are defined in Section 1 of the Prior Ordinance shall have the same meanings in this 2023 Supplemental Ordinance. In addition, whenever used in this 2023 Supplemental Ordinance, except when otherwise indicated by context, the following definitions shall apply to the terms in this 2023 Supplemental Ordinance:

- (a) "Authority" means the Michigan Finance Authority, or any successor agency.
- (b) "Authorized Officer" means the Mayor, City Manager, Finance Director, or Public Utilities Director of the City, or any one or more of them.
- (c) "Bonds" as defined in the Prior Ordinance shall include the series 2023 bonds that are being issued on a parity with the Series 2020 Bond and the Series 2022 Bonds pursuant to Section 20 of the Prior Ordinance.
- (d) "Contract Documents" means the Purchase Contract between the City and the Authority, the Supplemental Agreement by and among the City, the Authority and the State of Michigan acting through the Department of Environment, Great Lakes, and Energy, and the Issuer's Certificate for the Series 2023 Bonds, and such other closing documents required by the Authority for the issuance of the Series 2023 Bonds.
- (e) "Improvements" means the design, acquisition and construction of improvements to the System, including replacement of three treatment towers at the City's wastewater treatment plant (the "WWTP") and all other work, equipment, and site improvements necessary and incidental to these improvements.
- (f) "Issue Date" means the date on which the Series 2023 Bonds are delivered to the original purchaser thereof.
- (g) "Prior Ordinance" means Ordinance No. 807 adopted by the City Council on April 20, 2020 and Ordinance No. 826 adopted by the City Council on February 7, 2022.
- (h) "Series 2023 Bonds" means the Bonds authorized in Sections 5 and 6.

Section 3. NECESSITY, PUBLIC PURPOSE. It is hereby determined to be necessary for the public health, safety and welfare of the City to acquire and construct the Improvements to the System in accordance with the maps, plans and specifications therefor prepared by the City's consulting engineers, which are hereby approved.

Section 4. ESTIMATED COST; PERIOD OF USEFULNESS. The cost of the Improvements has been estimated not to exceed \$ 20,412,500, including the payment of legal, engineering, financial and other expenses, which estimate of cost is approved and confirmed, and the period of usefulness of the Improvements is estimated to be not less than forty (40) years.

Section 5. ISSUANCE OF BONDS. To pay all or a portion of the cost of designing, acquiring, and constructing the Improvements and to pay the legal and financial expenses and all other expenses incidental to the issuance of the Series 2023 Bonds, the City shall borrow the sum of not to exceed \$19,000,000 and issue its revenue bonds pursuant to the provisions of Act 94. The Series 2023 Bonds shall be issued in the aggregate principal sum of not to exceed \$19,000,000, as finally determined by the Authorized Officer at the time of sale, or such lesser amount thereof as shall have been advanced to the City pursuant to the Contract Documents. The remaining cost of the Improvements, if any, shall be paid from City funds on hand and legally available for such use.

During the time funds are being drawn down by the City under the Series 2023 Bonds, the Authority will periodically provide the City a statement showing the amount of principal that has been advanced and the date of each advance, which statement shall constitute prima facie evidence of the reported information; provided that no failure on the part of the Authority to provide such a statement or to reflect a disbursement or the correct amount of a disbursement shall relieve the City of its obligation to repay the outstanding principal amount actually advanced, all accrued interest thereon, and any other amount payable with respect thereto in accordance with the terms of the Series 2023 Bonds.

Section 6. SERIES 2023 BOND DETAILS. The Series 2023 Bonds shall be designated "Wastewater Treatment System Revenue Bonds, Series 2023." The Series 2023 Bonds shall be issued as one fully registered bond, shall be sold and delivered to the Authority in the denomination of the principal amount of the Series 2023 Bonds. The Series 2023 Bonds shall be dated the date of delivery to the Authority, or such other date approved by the Authorized Officer, and shall be payable on the dates determined by the Authorized Officer at the time of sale provided the final maturity shall be no later than forty (40) years after the date of issuance. The Series 2023 Bonds shall bear interest at a rate of not to exceed 3.00% per annum as determined by the Authorized Officer, payable semiannually on the dates determined by the Authorized Officer at the time of sale.

Notwithstanding the above, the final amount of any maturity and terms of the Series 2023 Bonds shall be as provided in the Contract Documents and will be finally determined by the Authorized Officer.

Section 7. PAYMENT OF SERIES 2023 BONDS; CONFIRMATION OF STATUTORY LIEN. The principal of, premium, if any, and interest on the Series 2023 Bonds shall be payable solely from the Net Revenues, and, to secure such payment from the Net Revenues, the statutory lien upon the whole of the Net Revenues established by Act 94 and the pledge created in Section 6 of the Prior Ordinance is hereby confirmed in favor of the Series 2023 Bonds and lien shall be of equal standing and priority with the Series 2020 Bond and the Series 2022 Bonds, but junior and subordinate to the lien of all, if any, subsequently issued Senior Lien Bonds.

The Series 2023 Bonds, including both principal and interest thereon, shall not be a general obligation of the City and shall not constitute an indebtedness of the City for the purpose of any debt limitations imposed by any constitutional or statutory provisions.

The statutory lien on the Net Revenues with respect to the Series 2023 Bonds will continue until payment in full of the principal of and interest on the Series 2023 Bonds, or until sufficient cash or Sufficient Government Obligations, or a combination thereof, have been deposited in trust for the payment in full of the principal of and interest on the Series 2023 Bonds to maturity, or, if called for redemption, to the date fixed for redemption, together with the amount of the redemption premium, if any. Upon deposit of cash or Sufficient Government Obligations, or a combination thereof, as provided in the previous sentence, the statutory lien shall be terminated with respect to the Series 2023 Bonds, the holder of the Series 2023 Bonds shall have no further rights under the Ordinance except for payment from the deposited funds, and the Series 2023 Bonds shall be considered to be defeased and shall not longer be considered to be outstanding under the Ordinance.

Section 8. STATE REVENUE SHARING PLEDGE. If required by the Authority, as additional security for repayment of the Series 2023 Bonds, the City Council agrees to pledge the state revenue sharing payments that the City is eligible to receive from the State of Michigan under Act 140, Public Acts of Michigan, 1971, as amended, to the Authority as purchaser and holder of the Series 2023 Bonds. The Authorized Officer is authorized to execute and deliver a revenue sharing pledge agreement between the City and the Authority.

Section 9. PRIOR REDEMPTION. The Series 2023 Bonds issued and sold to the Authority shall be subject to redemption prior to maturity upon the terms and conditions set forth in the form of Series 2023 Bonds contained in Section 12 hereof.

Section 10. PAYING AGENT AND REGISTRATION.

- (a) Appointment of Paying Agent. From time to time the Authorized Officer shall designate and appoint a Paying Agent, which shall also act as transfer agent and bond registrar. The initial Paying Agent shall be the City Treasurer. In the event of a change in the Paying Agent, notice shall be given in writing, by certified mail, to each Registered Owner not less than sixty (60) days prior to the next interest payment date. The Paying Agent shall keep the official books for the recordation of the Registered Owners of the Bonds.
- (b) Registration of Bonds. Registration of the Bonds shall be recorded in the registration books of the City to be kept by a Paying Agent. Bonds may be transferred only by submitting the same, together with a satisfactory instrument of transfer signed by the Registered Owner or the Registered Owner's legal representative duly authorized in writing, to the Paying Agent, after which a new Bond or Bonds shall be issued by the Paying Agent to the transferee (new registered owner) in any denomination, in the same aggregate principal amount as the Bond submitted for transfer. No transfer of Bonds shall be valid unless and until recorded on the bond registration books in accordance with the foregoing. The person in whose name any Bond is registered may for all purposes, notwithstanding any notice to the contrary, be deemed and treated by the City and the Paying Agent as the absolute owner thereof, and any payment of principal and interest on any Bond to the Registered Owner thereof shall constitute a valid discharge of the City's liability upon such Bond to the extent of such payment. No Bond shall be transferred less than fifteen (15) days prior to an interest payment date nor after the Bond has been called for redemption.

(c) Authority's Depository. Notwithstanding any other provision of the Prior Ordinance, this 2023 Supplemental Ordinance or the Series 2023 Bonds, so long as the Authority is the owner of the Series 2023 Bonds: (a) the Series 2023 Bonds shall be payable in lawful money of the United States; (b) the Series 2023 Bonds are payable as to principal, premium, if any, and interest at U.S. Bank Trust Company, National Association, or at such other place as shall be designated in writing to the City by the Authority (the "Authority's Depository"); (c) the City agrees that it will deposit with the Authority's Depository payments of the principal of, premium, if any, and interest on the Series 2023 Bonds in immediately available funds by 12:00 p.m. (noon) at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise; in the event that the Authority's Depository has not received the City's deposit by 12:00 p.m. (noon) on the scheduled day, the City shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment; and (d) written notice of any redemption of the Series 2023 Bonds shall be given by the City and received by the Authority's Depository at least 40 days prior to the date on which such redemption is to be made.

Section 11. SALE OF BONDS. The Series 2023 Bonds shall be sold to the Authority by means of a negotiated sale. The City determines that a negotiated sale to the Authority is in the best interest of the City because the terms offered by the Authority are more favorable than those available from other sources of funding.

Section 12. BOND FORM. The Series 2023 Bonds shall be in substantially the following form with such completions, changes and additions as may be required by the Authority or as recommended by the City's Bond Counsel and approved by the officers of the City signing the Series 2023 Bonds:

**UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF SHIAWASSEE**

CITY OF OWOSSO

WASTEWATER TREATMENT SYSTEM REVENUE BOND, SERIES 2023

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>
	See Schedule I	_____, 2023

Registered Owner: Michigan Finance Authority

Principal Amount:

The City of Owosso, Shiawassee County, Michigan (the "Issuer"), acknowledges itself indebted and, for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, out of the net revenues of the Wastewater Treatment System of the City (the "System"), including all appurtenances, additions, extensions and improvements thereto after provision has been made for reasonable and necessary expenses of operation, maintenance and administration of the System (the "Net Revenues"), the amounts and on the Dates of Maturity set forth on Schedule I herein, together with interest thereon from the dates of receipt of such funds, or such later date to which interest has been paid, at the Interest Rate per annum specified above, first payable on _____ 1, 20__, and semiannually thereafter on the first day of April and October of each year, except as the provisions hereinafter set forth with respect to redemption of this Bond prior to maturity may become applicable hereto.

The Issuer promises to pay to the Michigan Finance Authority (the "Authority") the principal amount of this Bond or so much thereof as shall have been advanced to the Issuer pursuant to a Purchase Contract between the Issuer and the Authority and a Supplemental Agreement by and among the Issuer, the Authority and the State of Michigan acting through the Department of Environment, Great Lakes and Energy, and the Order of Approval issued by the Department of Environment, Great Lakes and Energy.

Interest on this Bond is payable to the registered owner of record as of the close of business on the 15th day of the month immediately preceding any interest payment as shown on the registration books of the Issuer kept by the Treasurer of the Issuer, as bond registrar and paying agent, by check or draft mailed by the Treasurer of the Issuer to the registered owner at the registered address. Interest on this Bond shall be computed on the basis of a 360-day year comprised of twelve 30-day months. During the time funds are being drawn down by the Issuer under this Bond, the Authority will periodically provide the Issuer a statement showing the amount of principal that has been advanced and the date of each advance, which statement shall constitute prima facie evidence of the reported information; provided that no failure on the part of the Authority

to provide such a statement or to reflect a disbursement or the correct amount of a disbursement shall relieve the Issuer of its obligation to repay the outstanding principal amount actually advanced, all accrued interest thereon, and any other amount payable with respect thereto in accordance with the terms of this Bond.

Notwithstanding any other provision of this Bond, so long as the Authority is the owner of this Bond, (a) this Bond is payable as to principal, premium, if any, and interest at U.S. Bank Trust Company, National Association, or at such other place as shall be designated in writing to the Issuer by the Authority (the "Authority's Depository"); (b) the Issuer agrees that it will deposit with the Authority's Depository payments of the principal of, premium, if any, and interest on this Bond in immediately available funds by 12:00 p.m. (noon) at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise; in the event that the Authority's Depository has not received the Issuer's deposit by 12:00 p.m. (noon) on the scheduled day, the Issuer shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment; and (c) written notice of any redemption of this Bond shall be given by the Issuer and received by the Authority's Depository at least 40 days prior to the date on which such redemption is to be made.

This Bond, being one fully registered bond, is issued in accordance with the provisions of Act 94, Public Acts of Michigan, 1933, as amended Ordinance No. 807 adopted by the City Council of the Issuer on April 20, 2020, as supplemented on February 7, 2022, and as supplemented again on June 20, 2023 (as supplemented, the "Ordinance"), for the purpose of paying the cost of acquiring and constructing improvements to the System. This Bond is a self-liquidating bond, and is not a general obligation of the Issuer within any constitutional, statutory or charter limitation, but is payable, both as to principal and interest, solely from the Net Revenues of the System. The principal of and interest on this Bond are secured by a statutory lien on the Net Revenues.

The Issuer hereby covenants and agrees to fix, and maintain at all times while any of the Bonds shall be outstanding, such rates for service furnished by the System as shall be sufficient to provide for payment of the principal of and interest upon all such Bonds as and when the same become due and payable, to maintain a bond and interest redemption account and to provide for the payment of expenses of administration and operation and such expenses for maintenance of the System as are necessary to preserve the same in good repair and working order, and to provide for such other expenditures and funds for the System as are required by the Ordinance. **The City has reserved the right, on the conditions stated in the Ordinance, to issue additional bonds of prior and senior or equal standing of priority of lien with this Bond as to the Net Revenues.** For a complete statement of the revenues from which, and the conditions under which, this Bond is payable, a statement of the conditions under which additional bonds of equal or superior standing may hereafter be issued, and the general covenants and provisions pursuant to which this Bond is issued, reference is made to the Ordinance.

Bonds of this series may be subject to redemption prior to maturity by the Issuer only with the prior written consent of the Authority and on such terms as may be required by the Authority.

In the event of a default in the payment of principal or interest hereon when due, whether at maturity, by redemption or otherwise, the amount of such default shall bear interest (the "additional interest") at a rate equal to the rate of interest that is two percent above the Authority's cost of providing funds (as determined by the Authority) to make payment on the bonds of the Authority issued to provide funds to purchase this Bond but in no event in excess of the maximum rate of interest permitted by law. The additional interest shall continue to accrue until the Authority has been fully reimbursed for all costs incurred by the Authority (as determined by the Authority) as a consequence of the Issuer's default. Such additional interest shall be payable on the interest payment date following demand of the Authority. In the event that (for reasons other than the default in the payment of any municipal obligation purchased by the Authority) the investment of amounts in the reserve account established by the Authority for the bonds of the Authority issued to provided funds to purchase this Bond fails to provide sufficient available funds (together with any other funds that may be made available for such purpose) to pay the interest on outstanding bonds of the Authority issued to fund such account, the Issuer shall and hereby agrees to pay on demand only the Issuer's pro rata share (as determined by the Authority) of such deficiency as additional interest on this Bond.

It is hereby certified and recited that all acts, conditions and things required by law, precedent to and in the issuance of this Bond, exist and have been done and performed in regular and due time and form as required by law and that the total indebtedness of the Issuer including this Bond, does not exceed any charter, constitutional or statutory limitation.

IN WITNESS WHEREOF, the City of Owosso, Shiawassee County, Michigan, by its City Council, has caused this Bond to be signed, by the manual or facsimile signatures of its Mayor and City Clerk, all as of the _____ day of _____, 2023.

Robert Teich Jr., Mayor

Amy K. Kirkland, City Clerk

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____

(please print or type social security number or taxpayer identification number and name and address of transferee)

the within bond and all rights thereunder, and does hereby irrevocably constitute and appoint _____ attorney to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____, 20__

Notice: The signature to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever. When assignment is made by a guardian, trustee, executor or administrator, an officer of a corporation, or anyone in a representative capacity, proof of his/her capacity to act must accompany the bond.

In the presence of: _____

Signature(s) must be guaranteed by an eligible guarantor institution participating in a Securities Transfer Association recognized signature guaranty program.

Signature Guaranteed: _____

Name of Issuer: CITY OF OWOSSO
EGLE Project No: 5711-01
EGLE Approved Amount: \$

SCHEDULE I

Based on the schedule provided below, unless revised as provided in this paragraph, repayment of principal of the Bond shall be made until the full amount advanced to the Issuer is repaid. In the event the Order of Approval issued by the Department of Environmental Quality (the "Order") approves a principal amount of assistance less than the amount of the Bond delivered to the Authority, the Authority shall only disburse principal up to the amount stated in the Order. In the event (1) that the payment schedule approved by the Issuer and described below provides for payment of a total principal amount greater than the amount of assistance approved by the Order or (2) that less than the principal amount of assistance approved by the Order is disbursed to the Issuer by the Authority, the Authority shall prepare a new payment schedule that shall be effective upon receipt by the Issuer.

_____ Due Date	_____ Amount of Principal Installment Due
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Interest on the Bond shall accrue on that portion of principal disbursed by the Authority to the Issuer from the date principal is disbursed, until paid, at the rate of ____% per annum, payable _____ 1, 20__, and semiannually thereafter.

The Issuer agrees that it will deposit with U.S. Bank Trust Company, National Association, or at such other place as shall be designated in writing to the Issuer by the Authority (the "Authority's Depository") payments of the principal of, premium, if any, and interest on this Bond in immediately available funds by 12:00 p.m. (noon) at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise. In the event that the Authority's Depository has not received the Issuer's deposit by 12:00 p.m. (noon) on the scheduled day, the

Issuer shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment.

[END OF BOND FORM]

Section 13. SALE, ISSUANCE, DELIVERY, TRANSFER AND EXCHANGE OF SERIES 2023 BONDS. The Series 2023 Bonds shall be sold at a private, negotiated sale to the Authority, as authorized by Act 227, Public Acts of Michigan, 1985, as amended. The City Council determines that the sale and delivery of the Series 2023 Bonds to the Authority as provided in this 2023 Supplemental Ordinance will provide the City with the lowest cost of borrowing money for the Improvements. The sale shall be made pursuant to the terms and conditions to be set forth in a Purchase Contract (the "Purchase Contract") and a Supplemental Agreement (the "Supplemental Agreement") related to the Series 2023 Bonds. The Authorized Officer is authorized to execute and deliver the Supplemental Agreement and the Purchase Contract in such forms as shall be approved by the Authorized Officer, with such approval to be evidenced by the Authorized Officer's signature thereon. Notwithstanding any other provision of this 2023 Supplemental Ordinance, the Series 2023 Bonds shall be initially sold to the Authority as one bond, numbered 1, in the aggregate principal amount of not to exceed the original principal amount of the Series 2023 Bonds. In addition, the Authorized Officer and other City employees and officials are authorized to execute and deliver to the Authority and such certificates and documents as the Authority or bond counsel shall require and to do all other things necessary to effectuate the sale, issuance, delivery, transfer and exchange of the Series 2023 Bonds in accordance with the provisions of this 2023 Supplemental Ordinance. The Authorized Officer is authorized to execute any orders, receipts, agreements, pledge agreements, documents or certificates necessary to complete the transaction, including, but not limited to, any issuers certificate, any certificates relating to federal or state securities laws, rules or regulations, and any revenue sharing pledge agreement. The Authorized Officer is authorized to seek a credit assessment, or similar, from Standard & Poor's or another nationally recognized rating organization and to execute and file any applications to the Michigan Department of Treasury, including an Application for State Treasurer's Approval to Issue Long-Term Securities and any other applications to the Michigan Department of Treasury and to seek any waivers from the Michigan Department of Treasury. Any prior actions of the Authorized Officer in furtherance of this Section 13 and the transactions contemplated by this 2023 Supplemental Ordinance are hereby ratified and confirmed.

Section 14. TAX COVENANT. The City covenants to comply with all requirements of the Code necessary to assure that the interest on the Series 2023 Bonds will be and will remain excludable from gross income for federal income tax purposes. The Authorized Officer and other appropriate officials of the City are authorized to do all things necessary to assure that the interest on the Series 2023 Bonds will be and will remain excludable from gross income for federal income tax purposes.

Section 15. EXECUTION OF BONDS. The Mayor or the Mayor Pro Tem, and the Clerk or Deputy Clerk of the City, are hereby authorized and directed to sign the Series 2023 Bonds, either manually or by facsimile signature, on behalf of the City. Upon execution, the Series 2023 Bonds shall be delivered to the purchaser upon receipt of the purchase price or upon compliance with the terms and conditions of the Purchase Contract.

Section 16. CONSTRUCTION FUND. The City Treasurer is hereby directed to create and maintain a construction fund for the Improvements (the "Construction Fund"), into which the proceeds of the Series 2023 Bonds shall be deposited. Such moneys shall be used solely for the purpose for which the Series 2023 Bonds were issued. Any unexpected balance in the Construction Fund remaining after completion of the Improvements may be used for such purposes as allowed by law. After completion of the Improvements and disposition of remaining Series 2023 Bond proceeds, if any, pursuant to the provisions of this Section, the Construction Fund shall be closed.

Section 17. SERIES 2023 BOND PROCEEDS. The proceeds of the sale of the Series 2023 Bonds shall be used solely to pay the costs of the Improvements and any engineering, legal and other expenses incident thereto; provided that the City Council shall not authorize the payment of any such moneys for acquisition and construction of any part of the Improvements until there shall have been first filed with it by the consulting engineer in charge of such work, a written statement to the effect that the sum so to be paid is in full or partial payment of a contractual obligation in connection with the Improvements and that the City has received the consideration for such payment. The statement of the consulting engineer shall also show the cost of acquisition and construction of the Improvements that has theretofore been approved by him for payment and the amount of the balance that will be required for completion of the Improvements.

Section 18. PUBLICATION AND RECORDATION. This 2023 Supplemental Ordinance shall be published once in full in a newspaper of general circulation in the City qualified under state law to publish legal notices, and the same shall be recorded in the records of the City and such recording authenticated by the signature of the City Clerk.

Section 19. ORDINANCE SUBJECT TO MICHIGAN LAW. The provisions of this 2023 Supplemental Ordinance are subject to the laws of the State of Michigan.

Section 20. SECTION HEADINGS. The section headings in this 2023 Supplemental Ordinance are furnished for convenience of reference only and shall not be considered to be a part of this 2023 Supplemental Ordinance.

Section 21. SEVERABILITY. If any section, paragraph, clause or provision of this 2023 Supplemental Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this 2023 Supplemental Ordinance.

Section 22. RATIFICATION OF PRIOR ORDINANCE; CONFLICTING ORDINANCES. The Prior Ordinance, as supplemented by the 2022 Supplemental Ordinance and this 2023 Supplemental Ordinance, is hereby ratified and confirmed. All ordinances or parts thereof, insofar as the same may be in conflict herewith, are hereby repealed to the extent of the conflict; provided, that the foregoing shall not operate to repeal any provision thereof, the repeal of which would impair the obligation on the Series 2020 Bond, the Series 2022 Bonds, or the Series 2023 Bonds.

Section 23. EFFECTIVE DATE OF ORDINANCE. Pursuant to Section 6 of Act 94, this 2023 Supplemental Ordinance shall be approved on the date of first reading and this 2023 Supplemental Ordinance shall be effective immediately upon its adoption and publication pursuant to Act 94.

Motion supported by Councilmember Law.

Roll Call Vote.

AYES: Councilmembers Law, Olson, Mayor Pro-Tem Osika, Councilmember Haber, and Mayor Teich.

NAYS: None.

ABSENT: Councilmembers Fear and Pidek.

2022-23 City Budget Amendment

Motion by Councilmember Haber to approve the 4th Quarter 2022-23 City Budget Amendments as follows:

RESOLUTION NO. 126-2023

**GENERAL APPROPRIATIONS ACT (BUDGET)
12 MONTH BUDGET AMENDMENTS FOR FYE 06-30-2023**

WHEREAS, pursuant to Chapter 8, Section 5 of the Owosso City Charter, the City Council received the proposed budget for the fiscal year beginning July 1, 2022 and held a public hearing on May 2, 2022, and;

WHEREAS, pursuant to Chapter 8, Section 5 of the Owosso City Charter, the City Council approved the budget for the fiscal year beginning July 1, 2022 on May 16, 2022; and

WHEREAS, pursuant to Chapter 8, Section 6 of the Owosso City Charter, the City Council received three-month budget amendments for the fiscal year beginning July 1, 2022 and adopted them on November 7, 2022; and

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT the City Council of the City of Owosso hereby adopts the amended fiscal year 2022 – 2023 budget with twelve-month budget amendments as shown below:

Section 1: Estimated Expenditures

The following amounts are hereby amended for the operations of the City Government and its activities for the fiscal year beginning July 1, 2022 and ending June 30, 2023:

General Fund Expenditures

APPROPRIATIONS	
101 CITY COUNCIL	6,800
171 CITY MANAGER	278,461
201 FINANCE	259,766
210 CITY ATTORNEY	120,000
215 CLERK	396,533
228 INFORMATION & TECHNOLOGY	261,225

253	TREASURY	170,714
257	ASSESSING	206,991
261	GENERAL ADMIN	311,349
265	BUILDING & GROUNDS	151,994
270	HUMAN RESOURCES	203,121
301	POLICE	2,811,696
336	FIRE	2,353,902
371	BUILDING AND SAFETY	70,305
441	PUBLIC WORKS	640,479
528	LEAF AND BRUSH COLLECTION	284,419
585	PARKING	36,923
720	COMMUNITY DEVELOPMENT	70,638
751	PARKS	304,597
966	TRANSFERS OUT	194,532
	TOTAL APPROPRIATIONS	9,134,445

Major Streets Fund Expenditures

APPROPRIATIONS		
451	CONSTRUCTION	263,449
463	STREET MAINTENANCE	306,875
473	BRIDGE MAINTENANCE	12,359
474	TRAFFIC SERVICES-MAINTENANCE	20,506
478	SNOW & ICE CONTROL	172,107
480	TREE TRIMMING	83,957
482	ADMINISTRATION & ENGINEERING	192,884
485	LOCAL STREET TRANSFER	350,000
486	TRUNKLINE SURFACE MAINTENANCE	598,657
488	TRUNKLINE SWEEPING & FLUSHING	3,662
490	TRUNKLINE TREE TRIM & REMOVAL	177
491	TRUNKLINE STORM DRAIN, CURBS	1,630
492	TRUNKLINE ROADSIDE CLEANUP	169
494	TRUNKLINE TRAFFIC SIGNS	867
497	TRUNKLINE SNOW & ICE CONTROL	32,327
	TOTAL APPROPRIATIONS	2,039,626

Local Streets Fund Expenditures

APPROPRIATIONS		
451	CONSTRUCTION	383,000
463	STREET MAINTENANCE	431,563
474	TRAFFIC SERVICES-MAINTENANCE	6,447
478	SNOW & ICE CONTROL	83,498
480	TREE TRIMMING	140,260
482	ADMINISTRATION & ENGINEERING	104,786
	TOTAL APPROPRIATIONS	1,149,554

Park/Recreation Sites Expenditures

APPROPRIATIONS		
751	PARKS	76,004
	TOTAL APPROPRIATIONS	76,004

OMS/DDA Revolving Loan Fund Expenditures

APPROPRIATIONS		
200	GEN SERVICES	24,519
	TOTAL APPROPRIATIONS	24,519

Downtown Development Authority Fund Expenditures

APPROPRIATIONS		
200	GEN SERVICES	135,099
261	GENERAL ADMIN	98,376
704	ORGANIZATION	2,550
705	PROMOTION	18,002
706	DESIGN	3,000
707	ECONOMIC RESTRUCTURING	48,000
901	CAPITAL OUTLAY	7,800
905	DEBT SERVICE	78,932
TOTAL APPROPRIATIONS		391,759

Building Inspection Expenditures

APPROPRIATIONS		
200	GEN SERVICES	96,310
371	BUILDING AND SAFETY	157,122
TOTAL APPROPRIATIONS		253,432

Housing & Redevelopment Expenditures

APPROPRIATIONS		
200	GEN SERVICES	62,500
TOTAL APPROPRIATIONS		62,500

ARPA – American Rescue Plan Act Fund Expenditures

APPROPRIATIONS		
966	TRANSFERS OUT	158,100
TOTAL APPROPRIATIONS		158,100

Historical Commission Fund Expenditures

APPROPRIATIONS		
797	HISTORICAL COMMISSION	24,886
798	CASTLE	13,798
799	GOULD HOUSE	20,320
800	COMSTOCK/WOODARD	500
TOTAL APPROPRIATIONS		59,504

General Obligation Debt Fund Expenditures

APPROPRIATIONS		
905	DEBT SERVICE	791,950
TOTAL APPROPRIATIONS		791,950

Capital Projects Expenditures

APPROPRIATIONS		
000	REVENUE	265,002
TOTAL APPROPRIATIONS		265,002

Capital Projects – Building Authority Fund

APPROPRIATIONS		
901	CAPITAL OUTLAY	27,500
TOTAL APPROPRIATIONS		27,500

Capital Projects Fund -- Downtown

APPROPRIATIONS		
271	ADMINISTRATIVE	1,027
966	TRANSFERS OUT	33,277
TOTAL APPROPRIATIONS		34,304

Transportation Fund Expenditures

APPROPRIATIONS		
200	GEN SERVICES	62,864
TOTAL APPROPRIATIONS		62,864

Sewer Fund Expenditures

APPROPRIATIONS		
200	GEN SERVICES	2,266,200
549	SEWER OPERATIONS	226,910
901	CAPITAL OUTLAY	485,000
905	DEBT SERVICE	133,809
TOTAL APPROPRIATIONS		3,111,919

Water Fund Expenditures

APPROPRIATIONS		
200	GEN SERVICES	1,832,134
552	WATER UNDERGROUND	2,718,783
553	WATER FILTRATION	1,833,273
901	CAPITAL OUTLAY	2,515,204
905	DEBT SERVICE	884,915
TOTAL APPROPRIATIONS		9,784,309

Waste Water Treatment Fund Expenditures

APPROPRIATIONS		
200	GEN SERVICES	29,787
548	WASTEWATER OPERATIONS	2,186,140
901	CAPITAL OUTLAY	5,007,434
905	DEBT SERVICE	140,293
TOTAL APPROPRIATIONS		7,363,654

Fleet Fund Expenditures

APPROPRIATIONS		
594	FLEET MAINTENANCE	961,069
901	CAPITAL OUTLAY	390,200
TOTAL APPROPRIATIONS		1,351,269

Brownfield Redevelopment Authority Funds Expenditures

Fund 243 - OBRA #12 WOODWARD LOFT

APPROPRIATIONS		
721	PROFESSIONAL SERVICES	1,000
901	CAPITAL OUTLAY	50,000
964	TAX REIMBURSEMENTS	124,349
TOTAL APPROPRIATIONS		175,349

Fund 259 - OBRA-DIST#15 -ARMORY BUILDING

APPROPRIATIONS

721	PROFESSIONAL SERVICES	5,655
964	TAX REIMBURSEMENTS	38,917
TOTAL APPROPRIATIONS		44,572

Fund 272 - OBRA FUND-DISTRICT #17 CARGILL (PREV #8)

APPROPRIATIONS

721	PROFESSIONAL SERVICES	10,306
905	DEBT SERVICE	167,999
TOTAL APPROPRIATIONS		178,304

Fund 273 - OBRA #9 ROBBINS LOFT

APPROPRIATIONS

721	PROFESSIONAL SERVICES	1,200
TOTAL APPROPRIATIONS		1,200

Fund 276 - OBRA FUND DISTRICT #16 - QDOBA

APPROPRIATIONS

721	PROFESSIONAL SERVICES	550
905	DEBT SERVICE	28,172
TOTAL APPROPRIATIONS		28,722

Fund 277 - OBRA FUND DISTRICT #20 - J&H OIL

APPROPRIATIONS

721	PROFESSIONAL SERVICES	1,000
964	TAX REIMBURSEMENTS	47,371
TOTAL APPROPRIATIONS		48,371

Fund 280 – OBRA FUND-DISTRICT #21 – 152 E HOWARD ST

APPROPRIATIONS

721	PROFESSIONAL SERVICES	4,205
TOTAL APPROPRIATIONS		4,205

Fund 283 – OBRA Fund-District #3-TIAL

721	PROFESSIONAL SERVICES	750
905	DEBT SERVICE	22,407
964	TAX REIMBURSEMENTS	
TOTAL APPROPRIATIONS		23,157

Special Assessment Funds Expenditures

Fund 854 – 2009 SPECIAL ASSESSMENT

APPROPRIATIONS

200	GEN SERVICES	556
TOTAL APPROPRIATIONS		556

Section 2: Estimated Revenues

The following amounts are hereby amended for revenues of the City Government for the FISCAL YEAR BEGINNING JULY 1, 2022 and ENDING JUNE 30, 2023:

General Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	9,094,330
TOTAL ESTIMATED REVENUES		9,094,330

Major Streets Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	2,340,337
TOTAL ESTIMATED REVENUES		2,340,337

Local Streets Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	992,141
TOTAL ESTIMATED REVENUES		992,141

Parks and Recreation Sites Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	10,800
TOTAL ESTIMATED REVENUES		10,800

OMS/DDA Revolving Loan Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	31,344
TOTAL ESTIMATED REVENUES		31,344

Downtown Development Authority Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	362,929
TOTAL ESTIMATED REVENUES		362,929

Building Inspection Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	290,488
TOTAL ESTIMATED REVENUES		290,488

Housing & Redevelopment Fund Revenue

ESTIMATED REVENUES		
000	REVENUE	22,790
TOTAL ESTIMATED REVENUES		22,790

Opioid Settlement Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	20,737
TOTAL ESTIMATED REVENUES		20,737

ARPA – American Rescue Plan Act Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	196,544
TOTAL ESTIMATED REVENUES		196,544

Historical Commission Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	52,229
TOTAL ESTIMATED REVENUES		52,229

Debt Service Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	857,837
TOTAL ESTIMATED REVENUES		857,837

Capital Project Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	148,026
TOTAL ESTIMATED REVENUES		148,026

Capital Projects Building Authority Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	890
TOTAL ESTIMATED REVENUES		890

Capital Projects Fund Downtown Revenues

ESTIMATED REVENUES		
000	REVENUE	508
TOTAL ESTIMATED REVENUES		508

Transportation Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	46,699
TOTAL ESTIMATED REVENUES		46,699

Sewer Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	2,854,377
TOTAL ESTIMATED REVENUES		2,854,377

Water Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	8,052,314
TOTAL ESTIMATED REVENUES		8,052,314

Waste Water Treatment Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	7,114,334
TOTAL ESTIMATED REVENUES		7,114,334

Fleet Fund Revenues

ESTIMATED REVENUES		
000	REVENUE	955,298
TOTAL ESTIMATED REVENUES		955,298

Brownfield Development Authority Funds Revenue

Fund 243 - OBRA #12 WOODWARD LOFT

ESTIMATED REVENUES		
000	REVENUE	128,807
TOTAL ESTIMATED REVENUES		128,807

Fund 259 - OBRA-DIST#15 -ARMORY BUILDING

ESTIMATED REVENUES		
000	REVENUE	44,709
TOTAL ESTIMATED REVENUES		44,709

Fund 272 - OBRA FUND-DISTRICT #17 CARGILL (PREV #8)

ESTIMATED REVENUES		
000	REVENUE	188,331
TOTAL ESTIMATED REVENUES		188,331

Fund 273 - OBRA #9 ROBBINS LOFT

ESTIMATED REVENUES		
000	REVENUE	4,955
TOTAL ESTIMATED REVENUES		4,955

Fund 276 - OBRA FUND DISTRICT #16 - QDOBA

ESTIMATED REVENUES		
000	REVENUE	28,186
TOTAL ESTIMATED REVENUES		28,186

Fund 277 - OBRA FUND DISTRICT #20 - J&H OIL

ESTIMATED REVENUES		
000	REVENUE	51,180
TOTAL ESTIMATED REVENUES		51,180

Fund 280 - OBRA FUND-DISTRICT #21 - 152 E HOWARD ST

ESTIMATED REVENUES		
000	REVENUE	9,005
TOTAL ESTIMATED REVENUES		9,005

Fund 283 - OBRA FUND-DISTRICT#3-TIAL

ESTIMATED REVENUES		
000	REVENUE	29,013
TOTAL ESTIMATED REVENUES		29,013

Special Assessment Fund Revenues

Fund 854 - 2009 SPECIAL ASSESSMENT

ESTIMATED REVENUES		
000	REVENUE	38,694
TOTAL ESTIMATED REVENUES		38,694

Fund 858 - 2013 SPECIAL ASSESSMENT

ESTIMATED REVENUES		
000	REVENUE	1,195
TOTAL ESTIMATED REVENUES		1,195

Fund 864 - 2016 SPECIAL ASSESSMENTS

ESTIMATED REVENUES		
000	REVENUE	4,414
TOTAL ESTIMATED REVENUES		4,414

Fund 865 - 2017 SPECIAL ASSESSMENTS

ESTIMATED REVENUES		
000	REVENUE	19,323
TOTAL ESTIMATED REVENUES		19,323

Fund 866 - 2018 SPECIAL ASSESSMENTS

ESTIMATED REVENUES		
000	REVENUE	73,824
TOTAL ESTIMATED REVENUES		73,824

Fund 867 - 2019 SPECIAL ASSESSMENTS

ESTIMATED REVENUES		
000	REVENUE	28,598
TOTAL ESTIMATED REVENUES		28,598

Fund 868 - 2020 SPECIAL ASSESSMENTS

ESTIMATED REVENUES		
000	REVENUE	29,870
TOTAL ESTIMATED REVENUES		29,870

Fund 869 – 2021-20XX SPECIAL ASSESSMENTS

ESTIMATED REVENUES		
000	REVENUE	53,182
TOTAL ESTIMATED REVENUES		53,182

Section 3: Adoption of Amended Budget by Reference

The general fund budget of the City of Owosso is hereby adopted by reference, with revenues and activity expenditures as indicated in Sections 1 and 2 of this act.

Section 4: City Council Adoption

Motion supported by Mayor Pro-Tem Osika.

Roll Call Vote.

AYES: Councilmembers Olson, Haber, Mayor Pro-Tem Osika, Councilmember Law, and Mayor Teich.

NAYS: None.

ABSENT: Councilmembers Fear and Pidek.

2023 Fee Schedule Update

City Manager Henne indicated this is the annual update of the Fee Schedule. Four changes are being proposed.

Motion by Councilmember Law to approve the 2023 Fee Schedule updating various fees and charges for City services, effective July 1, 2023 as follows:

RESOLUTION NO. 127-2023

**CITY OF OWOSSO
2023 FEE SCHEDULE
Effective July 1, 2023**

1. ASSESSING	
• Application fee for IFEC extension	\$550
Application fee for IFT tax abatement – Not to exceed limits of Statute MCL 207.555(3) in which the lesser of the actual cost of processing the application or 2% of total property taxes abated during the term that the exemption certificate is in effect can be charged	
➤ Establishing	\$1,500
➤ Exemption certificate	\$1,500
• Application fee for industrial development district	\$1,500
• Application fee for industrial facilities	
➤ Exemption certificate	\$1,500
➤ Exemption certificate transfer	\$500
• Application fee for project cost revision	\$500
• Application fee for project extension	\$500
• Application fee for tax abatement projects	\$800
2. BUILDING DEPARTMENT	
<i>Income limit - fee waiver – Building permits and inspections will be required. However, permit fees will be waived for owner occupied residential buildings for households that have annual incomes less than 30% of the Michigan State Housing Development Authority (MSHDA) area Minimum Income (AMI). The waiver will cover permits for bringing a structure into code compliance and for replacement of roofs, windows, and siding. To qualify, the applicant must submit Michigan or Federal 1040 tax returns for the last three years along with any other financial and ownership information required for determination.</i>	
• Accessory structure-zoning compliance-200 sq. ft. and under	\$75
• Accessory structure-zoning compliance-over 200 sq. ft.	same as building permit fees
• Base fee (non-refundable)	\$40
• Adult entertainment license fee	\$1,500
Note: If application denied, ½ fee returned	
• Adult entertainment license fee renewal	\$1,500
Note: a late penalty of \$100 if renewal filed less than 60 days before license exp. If application denied, ½ of total fees collected returned.	
• License renewal	
➤ Late fee first 15 days	License fee + 25%
➤ Late fee beyond 15 days	License fee + 50% adult entertainment penalties
➤ Adult entertainment penalties	\$500
• Building board of appeals application fee	\$200
• Building permit	
➤ Up to \$1,000-includes base fee and 1 inspection	\$110
➤ \$1,001 to \$2,000-includes base fee and 1 inspection	\$150
ADD \$40 base fee and \$80 per inspection to the following:	
➤ \$2,001 to \$50,000	\$65 + \$15 per \$1,000 over \$2,000
➤ \$50,001 to \$500,000	\$545 + \$15 per \$1,000 over \$50,000
➤ \$500,001 and above	\$5,000 + \$10 per \$1,000 over \$500,000
• Businesses-NEW-(existing building)	\$75
• Demolition-Commercial-based on size of building	\$185 + \$6 per sq. ft. over 2,000 sq. ft.
• Demolition-Garage-includes base fee and 1 inspection	\$115
• Demolition-House-includes base fee and 1 inspection	\$185
• Fence-zoning-residential	\$85
• Fence-commercial	same as building permit fees
• Home occupation-type B home permit	\$55
• Inspections-each	\$80
• License/registration fee	\$0
• Marihuana fees	
➤ Medical Marihuana Facilities (at time of application and annual renewal)	\$5,000
➤ Adult Use Recreational Establishments (at time of application and annual renewal)	\$5,000
➤ Marihuana Transfer Fee	\$5,000
• Mobile/Modular Home (does NOT include base fee or inspections)	\$250
• Moving building	\$200
• Penalty for work prior to obtaining permit	cost of permit + \$180
• Plan review	55% of permit fee
• Plan review-plans are returned to application for modifications	\$55 + \$60/hour

• Roofing permit-residential	
➤ Up to \$5,000 (includes base fee and 1 inspection)	\$90
➤ \$5,001 to \$10,000 (includes base fee and 1 inspection)	\$120
➤ Over \$10,000	same as building permit fees
• Roofing permit-commercial	same as building permit fees
• Siding	\$90
• Sign	\$0.60/sq. foot
➤ Temporary sign (60 days)	\$75
• Swimming pools permit-above ground (zoning compliance)	\$75
• Swimming pool permit-in ground	same as building permit fees
• Tank removal	\$100
• Vacant property registration	\$150
• Wheel chair ramp/door modification (residential-permit and inspections required)	no fee
• Windows-residential	\$90
• Windows-commercial	same as building permit fees
3. ELECTRICAL	
• Base fee (non-refundable)	\$40
• Branch circuits	\$20
• Feeders-bus duct (per 50 ft. or fraction thereof)	\$20
• Electric baseboard heater	\$20
• Fire alarm system	\$155
➤ Fire alarm system-each additional pull station	\$20
• Furnace-unit heater	\$20
• Garage	\$55
• Generator-residential	\$30
• Generator-commercial	\$55
• Inspections-each (including Safety inspections)	\$80
• License/registration fee	\$0
• Low voltage/data/telecom outlets	
➤ 1-19 devices, each	\$10
➤ 20-300 devices	\$100
➤ Over 300 devices	\$300
• Mobile/modular home (does NOT include base fee or inspections)	\$150
• Motors	
➤ Up to 20 KVA or HP, 1-25 units (each)	\$20
➤ Up to 20 KVA or HP (each additional unit after 25)	\$10
➤ Over 20 KVA or HP, 1-25 units (each)	\$20
➤ Over 20 KVA or HP (each additional unit after 25)	\$12
• Outlets/receptacles/fixtures/other (per 25 or fraction thereof)	\$20
• Penalty for work prior to obtaining permit	cost of permit + \$180
• Plan review	\$100/hr. (minimum 1 hour)
• Power outlets (a/c/range/dryer/dishwasher/disposal) each	\$20
• Service	
➤ 0-200 amps	\$30
➤ 201-600 amps	\$35
➤ 601-800 amps	\$40
➤ 801-1200 amps	\$45
➤ Over 1200 amps	\$50
• Sub-panels	
➤ 0-200 amps	\$30
➤ 201-600 amps	\$35
➤ 601-800 amps	\$40
➤ 801-1200 amps	\$45
➤ Over 1200 amps	\$50
• Signs	\$80
• Whole house permit (does not include base fee or inspections)	\$150
4. MECHANICAL-COMMERCIAL/INDUSTRIAL	
• Base fee (non-refundable)	\$40
• Air conditioning and refrigeration	
➤ Absorption units/chiller	\$95
➤ Centrifugal units/chiller	\$95
➤ Compressor-1/2 - 15 HP	\$40
➤ Compressor-15 to 50 HP	\$50
➤ Compressor-over 50 HP	\$75
➤ Heat pumps – 1.5-15 HP	\$40
• Air handlers (self-contained units, ventilation & exhaust fans) (piping fee included)	
➤ Under 1,500 cfm	\$40
➤ 1,501-10,000 cfm	\$50
➤ Over 10,000 cfm	\$105
➤ Thru-the-wall fan coil vents	\$20
• Breeching & combustion to appliance	\$65
• Chimney – factory built	\$65
• Cooling towers with reservoirs	
➤ Capacity under 500 gal	\$55
➤ Capacity over 500 gal	\$90

• Crematories	\$55
• Ducts, insulation and fire suppression systems (based on bid price)	
➤ Under \$3,000	\$45
➤ \$3,000 to \$7,000	\$55
➤ \$7,000 to \$15,000	\$90
➤ Over \$15,000	\$15 per each \$3,000 over \$15,000+\$90
• Electronic air cleaner with washer	\$55
• Evaporator coils	
➤ 180,000 BTU and under	\$45
➤ Over 180,000 BTU	\$50
• Fire suppression systems (based on bid prices)	
➤ Under \$2,000	\$80
➤ \$2,000 to \$8,000	\$95
➤ Over \$8,000	\$20 per each \$3,000 over + \$95
• Gas burning equipment (piping fee included)	
➤ 400,000 BTU and under	\$55
➤ Over 400,000 BTU	\$65
• Humidifiers	\$30
• Incinerators – each	\$45
• Inspections – each	\$80
• Insulation – duct, piping, tanks (based on bid price)	
➤ Under \$2,000	\$45
➤ \$2,000 to \$8,000	\$55
➤ Over \$8,000	\$20 per each \$3,000 over \$8,000 + \$55
• License/registration fee	\$0
• LPG & fuel oil tanks (underground add \$10 additional) (piping fee included)	
➤ 276 to 550 gal	\$65
➤ 551 to 2,000 gal	\$105
➤ Each additional tank	Add 50% of fee based on largest tank size
• Oil burner (piping fee included)	
➤ New/conversion, under 5 gal/hour	\$65
➤ New/conversion, over 5 gal/hour	\$95
• Penalty for work prior to obtaining permit	Cost of permit + \$180
• Piping (bid separately) (based on bid price)	
➤ Under \$2,000	\$45
➤ \$2,000 to \$8,000	\$55
➤ Over \$8,000	\$15 per each \$3,000 over \$8,000 + \$55
• Plan review	\$100/hour – minimum 1 hour
• Refrigeration systems	
➤ Under 5 HP (split system)	\$40
➤ 5 HP to 50 HP (split system)	\$50
➤ Over 50 HP (split system)	\$80
➤ Self-contained units	\$55
• Solar equipment/each panel (piping fee included)	\$35
• Unit heaters-hot water, gas or steam (piping fee included)	
➤ 200,000 BTU and under	\$35
➤ Over 200,000 BTU	\$45
5. MECHANICAL – RESIDENTIAL	
• Base fee (non-refundable)	\$40
• Boiler (piping fee included)	
➤ 200,000 BTU and under	\$45
➤ Over 200,000 BTU	\$60
• Central air	\$40
• Dampers (all kinds)	\$20
• Duct system	
➤ Under \$3,000	\$35
➤ \$3,000 to \$7,000	\$40
➤ \$7,000 to \$15,000	\$45
➤ Over \$15,000	\$12 per each \$1,000 over \$15,000+\$45
• Exhaust fan	\$20
• Gas burning equipment (new and/or conversion) (piping fee included)	
➤ 400,000 BTU and under	\$45
➤ Over 400,000 BTU	\$60
• Gas piping (each outlet)	\$20
• Hotel or motel (per unit)	\$55
• Inspection – each	\$80
• License/registration fee	\$0
• LPG & fuel oil tanks (underground add \$10) (piping fee included)	\$35
• Modular home (does NOT include base fee or inspections)	\$150
• Oil burner (new and/or conversion) (piping fee included)	\$45
• Penalty for work prior to obtaining permit	Cost of permit + \$180
• Plan review	\$100/hour – 1 hour minimum
• Solar equipment (each panel) (piping fee included)	\$35
• Solid fuel equipment (wood stove, prefab fireplaces, stoves)	\$50
• Two-family dwelling (does NOT include base fee or inspections)	\$180

• Water heater	\$20
• Whole house permit (does NOT include base fee or inspections)	\$125
6. PLUMBING	
• Base fee (non-refundable)	\$40
• Fixtures, floor drains, water connected appliances	\$20
• Hotel or motel (per unit)	\$50
• Inspections – each	\$80
• License/registration fee	\$0
• Manholes – catch basins (each)	\$20
• Modular home (does NOT include base fee or inspections)	\$150
• Penalty for work prior to obtaining permit	Cost of permit + \$180
• Plan review	\$100/hour – 1 hour minimum
• Reduced pressure zone back-flow preventer	\$20
• Sewage ejectors, sumps	\$20
• Sewers	
➢ Connection building drain	\$20
➢ Sanitary, storm or combined (less than 6")	\$20
➢ Sanitary, storm or combined (6" and over)	\$25
• Stacks (soil, waste, vent and conductor)	\$15
• Sub-soil drains	\$20
• Two-family (does NOT include base fee or inspections)	\$180
• Water distributing pipe	
➢ ¾" – 1"	\$20
➢ 1 ¼"	\$25
➢ 1 ½"	\$35
➢ Over 2"	\$50
• Water service	
➢ Less than 2"	\$20
➢ 2" to 6"	\$30
➢ Over 6"	\$35
• Whole house permit (does NOT include base fee or inspections)	\$120
7. CITY CLERK	
• Cable television franchise fee	3%
• Marriage fee/presided by Mayor	\$50
8. CITY TREASURER	
• Collection fee tax – administrative fee	1% admin fee on tax bills per Ordinance No. 838
• Property tax late collection fee	
➢ Summer	1% per month September 1 through February 1
➢ Winter and any summer balance	3% additional February 15 th –28 th
• Return check	As allowed by MCL 600.2952
9. COMMUNITY DEVELOPMENT	
• Credit reports (if not partnered with bank or finance group)	Cost + 25%
• Consultant escrow fee	\$1,500
• Historic district permit application fee	\$0
• Lot splits	
➢ Single	\$250
➢ Multiple	\$250 each + \$50/resulting lot
• Parks	
➢ Pavilion reservations	City resident \$25 Non-City resident \$50
• Amphitheater Rental	Tax Exempt entity \$50 All other entities \$150
• Mobile Food Vending License	
➢ City-controlled property (May - October)	\$300
➢ City-controlled property (November - April)	\$200
➢ Non-city property (May – October)	\$150
➢ Non-city property (November – April)	\$100
➢ Year-round city food service establishments on city-controlled property (per year)	\$250
➢ Year-round city food service establishments not on city-controlled property (per year)	\$0
• Rental property registration (per unit)	\$50
➢ Non-compliance fee (1 st occurrence)	\$200
➢ Non-compliance fee (each additional occurrence)	\$400
• Rezoning request	\$575 + \$10/acre
• Site Plans	
➢ Apartment/townhouse	\$575 + \$5/unit
➢ Commercial/industrial	\$525 + \$50/acre
➢ Institutional (schools, public services, hospitals)	\$500 + \$40/acre
➢ Mobile home park	\$600 + \$5/unit
➢ Planned Unit Development/mixed use development	\$575 + \$50/acre
➢ Preliminary site plan review	75% of site plan review fee
➢ Single family site condo (prelim or final)	\$700 + \$5/lot

➤ Site plan revision/review	75% of site plan review fee + any needed consulting fees determined by administration
➤ Special meeting with planner	All cost by owner/applicant via escrow
• Special land use	\$400 + \$6/acre
• Subdivision	
➤ Preliminary – tentative	\$700 + \$5/lot
➤ Preliminary – final	\$350 + \$2.50/lot
➤ Final plat	\$500 + \$4/lot
• Temporary land use (ZBA review)	\$500
• Use variance	\$700
• Wireless communications equipment and support structures	
➤ Zoning application fee	Administrative costs to review and process application or \$1,000 (whichever is less)
➤ Non-exempt co-locating small cell wireless facilities and support structures	
❖ New wireless support structure or modification of an existing wireless support structure	\$1,000
❖ New small cell wireless support structure or modification of an existing small cell wireless	\$500
➤ Co-locate a small cell wireless facility and/or associated support structure application fee shall not exceed and shall be set as follows:	
❖ Each small cell wireless facility alone	\$200
❖ Each small cell wireless facility and a new utility pole or wireless support to which it will be attached	\$300
➤ Annual permit fee for each utility pole or wireless support structure in ROW on which a wireless provider has approval to co-locate a small cell wireless facility shall not exceed and shall be set as follows:	
❖ Annually, unless the following applies	\$20
❖ If the utility pole or wireless support structure was erected by or on behalf of the wireless provider on or after March 12, 2019	\$125
• Zoning variance	
➤ Commercial	\$425
➤ Residential	\$200
10. GENERAL	
• Notary (maximum of 3 signatures per fee)	
➤ Non-resident	\$10
➤ Resident	\$5
• Rental conference room between 8:00 am and 5:00 pm	
➤ ½ day up to four hours	\$30
➤ Full day	\$60
➤ Organization of which the city is a member	\$0
• Rental council chambers between 8:00 am and 5:00 pm	
➤ ½ day up to four hours	\$30
➤ Full day	\$60
➤ Organization of which the city is a member	\$0
11. HISTORICAL COMMISSION – Funds go to Historical Commission	
• Admission Curwood Castle	
➤ Adult	Donation request \$5
➤ Child	Donation request \$2
• Rental Curwood Castle	
➤ First hour	(\$50 refundable) \$250
➤ Each additional hour	\$55
• Rental Gould House	
➤ First hour	(\$50 refundable) \$250
➤ Each additional hour	\$55
• Rental Gould House apartment #2	
➤ Per month	\$750
➤ Note: reduction in rate if long term	\$700
• Rental Gould House apartment #3	
➤ Per month	\$750
➤ Note: reduction in rate if long term	\$700
12. PUBLIC SAFETY	
• Ambulance fees – adjusted to the screen rates approved by commercial insurance companies	
➤ In-facility transports	\$250.80
• False alarm fee – fee may be waived by authority of Public Safety Director. First two fire and police alarms are not fined. The occupant will be notified of the 1 st or 2 nd violation by letter	
➤ False alarm FIRE: 3 rd call	\$250
➤ False alarm FIRE: 4 th and subsequent fire alarms	\$500
➤ False alarm POLICE: 3 rd call	\$50
➤ False alarm POLICE: 4 th and subsequent police alarms	\$100
• Fire Inspection Fees	
➤ Annual fire inspection	\$0
➤ Fire alarm field test	\$100
➤ Certificate of occupancy	\$100
➤ Change in liquor license site inspection	\$150
➤ Sprinkler system hydrostatic test (per riser)	\$100
➤ Observe fire flow test	\$100

➤ Tent Permit	\$125
• Fire Plan Review, Permit and Inspection schedule	\$100
➤ Plan review for fire alarm system (fee based on square footage)	
❖ 0 – 2,500 sq. ft.	\$100
❖ 2,500 – 10,000 sq. ft.	\$200
❖ 10,001 – 50,000 sq. ft.	\$250
❖ Over 50,000 sq. ft.	\$500
• Fire run	\$500
• Gun registration	\$10
• Peddler's permit	
➤ Per month	\$50
➤ Per year (expiring December 31 st)	\$200
• Portable breath test (PBT)	
➤ ½ month	\$15
➤ Full month	\$30
• Sex offender initial registration	\$35
• Traffic Control Order	
➤ Traffic Control Order Application	\$30
➤ MDOT Closure Application	\$50
➤ Expedited Application Fee (if submitted 14-29 days prior to first day of event)	\$15 additional
➤ Fire truck	\$150 per event
13. PARKING FINES – DEFINED IN SECTION 33 OF THE OWOSSO MUNICIPAL CODE	
• Abandoned car	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Across parking line	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Blocking alley	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Blocking driveway	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Blocking traffic	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Double parking	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Electric Vehicle Parking: Public use charging stations shall be reserved for parking and charging electric vehicles only	
➤ Paid within 7 days	\$30
➤ Paid within 14 days	\$45
➤ Paid within 30 days	\$60
• Fifth violation of any above violations within a 30-day period	
➤ Paid within 7 days	\$100
➤ Paid within 14 days	\$100
➤ Paid within 30 days	\$100
• Moving to evade time limitations	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Other parking violation	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Overnight parking in 3:00 am to 6:00 am zone	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parked facing wrong way	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parking in prohibited zone	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parking in loading zone	

➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parking on sidewalk or crosswalk	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parked at yellow curb	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parked in handicap zone	
➤ Paid within 7 days	\$50
➤ Paid within 14 days	\$100
➤ Paid within 30 days	\$100
• Parked within 15 feet of fire hydrant	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parking over 12 inches from curb	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parked over legal limit in areas other than business districts defined in sec. 33-37	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parked over legal limit in business districts defined in sec. 33-37 – 3 rd & subsequent violations in each calendar year	
➤ Paid within 7 days	\$15
➤ Paid within 14 days	\$30
➤ Paid within 30 days	\$45
• Parking of a truck or commercial vehicle with a gross weight in excess of 5 tons or in excess of 22 feet in length in violation of the provisions of section 5.61 of the Uniform Traffic Code	
➤ Paid within 7 days	\$25
➤ Paid within 14 days	\$50
➤ Paid within 30 days	\$75
14. VIOLATIONS/FINES	
• Bonfire permit	\$0
• Misdemeanor “see ordinance/code under (b)”	\$500 + other stipulations
• Municipal civil infraction	
➤ First offense	\$50
➤ Second offense	\$250
➤ Third or subsequent repeat offenses	\$500
• Municipal civil infraction – loose dogs	
Code states: If the dog was impounded by any police officer or other authorized employee of the city, the owner shall pay the additional sum to the city to reimburse for said expense as prescribed by resolution of the council	\$50 + pound fees
15. PUBLIC SERVICES	
• Copies of building plans/blueprints	Per page \$10
• Mowing	Cost + \$100
• Right of way permit	
➤ Inspection fee	\$50
• Snow removal	Cost + \$100
• METRO Act permit application fee	Per statute

Motion supported by Councilmember Olson.

Roll Call Vote.

AYES: Councilmembers Haber, Olson, Law, Mayor Pro-Tem Osika, and Mayor Teich.

NAYS: None.

ABSENT: Councilmembers Fear and Pidek.

COMMUNICATIONS

[Tanya S. Buckelew, Planning & Building Director](#). May 2023 Building Department Report.

[Tanya S. Buckelew, Planning & Building Director](#). May 2023 Code Violations Report.

[Tanya S. Buckelew, Planning & Building Director](#). May 2023 Inspections Report.

[Tanya S. Buckelew, Planning & Building Director](#). May 2023 Certificates Issued Report.

[Kevin D. Lenkart, Public Safety Director](#). May 2023 Police Report.

[Kevin D. Lenkart, Public Safety Director](#). May 2023 Fire Report.

[Downtown Development Authority](#). Minutes of June 7, 2023.

CITIZEN COMMENTS AND QUESTIONS

Jeff Turner, 204 Oakwood Avenue, said he had witnessed the aftermath of a couple of car wrecks recently and wondered if the wrecker companies are still required to clean up the street after a wreck. He said that job shouldn't be up to the responding police officer.

Tom Manke, 2910 W. M-21, noted that he is a wedding officiant and that he believes charging \$50 to perform a ceremony is fair. He went on to reiterate his earlier comments saying that this Council is no longer working to bring people into town, that there is nothing going on here because the City charges for the use of City resources.

Eddie Urban, 601 Glenwood Avenue, joked that the City needs to get rid of all of the space aliens and zombies in town.

Matthew Shepard, Perry resident, spoke about how the military has changed its stance on the acceptance of gays in the military over the years and his feeling that the country is now circling the drain. He said he feels that he is being forced to accept the will of 4% of the people and said that America looks weak to the rest of the world. He asked if people wanted to see states secede from the Union once again.

Rod Bauer, president of RCL Construction Company, thanked Council for their confidence in tentatively awarding them the contract for Phase 1 of the WWTP Improvements Project. He promised to do a good job on the project.

Eddie Urban was granted one extra minute to speak by Mayor Teich. Upon reaching the podium Eddie told a story about how his vehicle was once hit by a pedestrian (and not the other way around).

NEXT MEETING

Monday, July 03, 2023, 7:30 p.m. - Regular

BOARDS AND COMMISSIONS OPENINGS

- Building Board of Appeals – Alternate - term expires June 30, 2024
- Building Board of Appeals – Alternate - term expires June 30, 2025
- Zoning Board of Appeals – Alternate – term expires June 30, 2024
- Zoning Board of Appeals – Alternate – term expires June 30, 2025

ADJOURNMENT

Motion by Councilmember Law for adjournment at 8:40 p.m.

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

Robert J. Teich, Jr., Mayor

Amy K. Kirkland, City Clerk

*Due to their length, text of marked items is not included in the minutes. Full text of these documents is on file in the Clerk's Office.