

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

PRESIDING OFFICER: MAYOR ROBERT J. TEICH, JR.

OPENING PRAYER: PASTOR BRUCE NOBLE
OWOSSO CHURCH OF GOD – SEVENTH DAY

PLEDGE OF ALLEGIANCE: JIM SUTPHEN, OWOSSO EVENING KIWANIS MEMBER

PRESENT: Mayor Robert J. Teich, Jr., Mayor Pro-Tem Susan J. Osika,
Councilmembers Janae L. Fear, Jerome C. Haber, Emily S.
Olson, and Nicholas L. Pidek.

ABSENT: Councilmember Daniel A. Law.

APPROVE AGENDA

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

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF MARCH 6, 2023

Motion by Councilmember Pidek to approve the Minutes of the Regular Meeting of March 6, 2023 as presented.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

Retirement Proclamation – Charles Kincaid, Sr.

Mayor Teich recognized his personal friendship with Charles saying that he is truly a good person that is thoughtful, intelligent, and very special. He then read aloud the following Mayoral Proclamation recognizing the City's long-time Parking Enforcement Officer Charles Kincaid, Sr. for his years of service to the City of Owosso on the occasion of his retirement.

**A PROCLAMATION
OF THE MAYOR'S OFFICE OF THE CITY OF OWOSSO, MICHIGAN
RECOGNIZING THE DISTINGUISHED PUBLIC SERVICE OF
CHARLES KINCAID, SR.**

WHEREAS, Charles Kincaid, Sr. began his career with the City of Owosso on March 3, 1999, and would famously become known as The Parking Enforcement Officer for the Owosso Police Department, walking anywhere between 10,000-15,000 steps in the downtown area in a day; and

WHEREAS, though he may have been issuing tickets along the way, it was always with a friendly smile, wave or hello to residents and business owners, spreading goodwill as he walked and chalked; and

WHEREAS, in addition to his employment with the City, Charles has always been highly involved in the community, constantly searching for opportunities to give back; and

WHEREAS, he has actively served in the Kiwanis organization for over 28 years in many capacities from member, to treasurer, to president three times over, and governor of the organization for the entire state of Michigan; and

WHEREAS, Charles is tireless, continuing his service to the community at the age of 87, not only thru Kiwanis, but also as a long-time election inspector; and

WHEREAS, Charles embodies community spirit, which earned him the title of Grand Marshall of the Curwood Festival Parade in 2021; and

WHEREAS, Charles is a proud member of Gracepointe Wesleyan Church since 1951, serving the congregation as an usher; and

WHEREAS, when friends are asked to describe him, it is with a unanimous smile and accolades for his caring, kind, warm-hearted demeanor; and

WHEREAS, it is the intent of this Office that Charles's Honorable and Distinguished Public Service be recognized.

NOW, THEREFORE, BE IT PROCLAIMED that I, Robert J. Teich, Jr., Mayor of the City of Owosso, on behalf of the citizens of Owosso, hereby recognize and thank Charles Kincaid, Sr. for his 24 years of dedicated service to the City of Owosso and further express our sincere wishes to Charles and his family for a long, healthy and happy retirement.

Proclaimed this 20th day of March, 2023.

Public Safety Director Kevin D. Lenkart stepped to the podium and regaled those present with stories detailing Charles's philosophy that no one is above the law when it comes to parking enforcement, going so far as to ticket the County Sheriff's patrol vehicle when it had occupied a space for too long.

Charles Kincaid, Sr. briefly commented, saying the City was the best place he ever worked and Chief Lenkart was one of the best bosses he'd ever had. He went on to say that he was handing the mantel of oldest Public Safety employee over to Chief Lenkart and the title of longest tenured Public Safety employee to Detective Sergeant Rusty Lamay.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

Eddie Urban, 601 Glenwood Avenue, inquired if Charles Kincaid had always walked while on duty and he thanked him for all that he has done in support of the community.

Tom Manke, 2910 W. M-21, said he was with the Sheriff when he received the parking ticket mentioned in the story and that Charles would give anyone a ticket, it didn't matter who they were. He went on to allege that the City Manager is covering up the recent hydrogen sulfide (H₂S) study conducted on the sewer collection system and WWTP, saying dangerous gas levels are present, citizens and employees are in danger, and Council wasn't even aware of the study.

Jeff Turner, 204 Oakwood Avenue, said he was told by a police officer that the City is no longer giving tickets for cars parked on the street overnight and asked why the practice was stopped. Public Safety Director Lenkart clarified that the City still gives tickets for overnight parking on the street and that Mr. Turner should call the non-emergency phone number to request enforcement when he sees the rule being violated.

City Manager Henne responded to Mr. Manke's accusations saying that H₂S has been an issue in the sewer collection system and WWTP since at least 2011 when the Owosso & Caledonia Townships Utility Authority commissioned a study to find the reason their sewer pipes were collapsing. The report pointed to H₂S, a highly corrosive gas, as the culprit and suggested slip lining the pipes as a cost effective means to protect them from the gas. Fast forward to 2022 when staff at the WWTP began noticing corrosion on some of the plant's newly installed equipment. The WWTP Board ordered a second H₂S study, the preliminary results of which are now being circulated. The WWTP Board must be given time to analyze the study and determine the best course of action, when that has taken place the final report will be presented to Council. In the meantime, employees at the plant have received noxious gas training and detectors have been installed in key locations at the plant. He also noted that the only time the H₂S level increases is during very dry, hot periods like late summer when flows in the collection system are low. Under those conditions the flows take longer to get to the WWTP and start to generate H₂S along the way.

Mayor Pro-Tem Osika expressed her support for and trust of the City Manager.

Mayor Teich addressed the audience regarding the hydrogen sulfide study saying he had read the report and the facts speak for themselves. There is an issue with H₂S that needs to be addressed, but according to the study the only location that requires immediate remediation is the screening room at the WWTP, which has been done. This is not an issue where residents near manholes could be affected, this is an issue about H₂S gas corroding brand new equipment at the WWTP. To stop the corrosion the source of the gas must be fixed, which means Corunna and the townships have to fix the problem so it does not continue to get passed along to the WWTP. He said the danger of the problem isn't to people, it's to the infrastructure, and he thinks the WWTP Board has a handle on it.

Mayor Teich opened the floor for anyone that had questions for the City's Utilities Director on the subject who was present at the meeting.

Tom Manke referred to a specific spot in the report, saying it indicates people are being poisoned by H₂S gas inside their homes, that if a person can smell the gas they are being affected. Utilities Director Suchanek noted that all test readings were taken from inside the mains during hot, dry weather conditions, not from the ambient air inside homes. He also noted that p-traps in the home should be full of water preventing sewer gases from getting into the home, any gas present would be vented into the outside air at the roof. The danger with H₂S gas lies in smaller, confined spaces, not the inside of a home. Lastly, he noted that there are multiple ways the H₂S problem can be remediated and he had directed the WWTP Board to have a solution for the problem ready by August 1st.

Mayor Teich encouraged anyone else with questions or concerns about the issue to contact the Utilities Director.

CONSENT AGENDA

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

Community Project Funding Program Application – Council Support. Authorize resolution in support of the request for FY24 Community Project Funding for monies to assist in the replacement of the Public Safety Building and designate the City’s authorized representative for the submission as follows:

RESOLUTION NO. 47-2023

EXPRESSING CITY COUNCIL SUPPORT FOR FY24 COMMUNITY PROJECT FUNDING SUBMISSION FOR REDEVELOPMENT OF THE OWOSSO PUBLIC SAFETY BUILDING

WHEREAS, the City of Owosso supports the submission of an application titled, “Owosso Public Safety Building” to the FY24 Community Project Funding Program for funding to assist in the replacement of the Owosso Public Safety Building; and

WHEREAS, the location of the proposed project is within the jurisdiction of the City of Owosso; and

WHEREAS, the proposed project, if completed, will be a benefit to the entire Owosso community; and

WHEREAS, with this resolution of support it is acknowledged that the City of Owosso is not committing to any obligations; financial or otherwise.

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 proceed with the submission of a FY24 Community Project Funding Application for monies to assist in the replacement of the Owosso Public Safety Building.
- SECOND: application for a FY24 Community Project Funding submission is authorized and the City is willing to participate in the program.
- THIRD: with this resolution of support, it is acknowledged that the City of Owosso is not committing to any obligations, financial or otherwise.
- FOURTH: the proper city staff members are authorized to sign the application documents.

Master Plan Implementation Goals: 3.2, 3.20

Michigan Unclaimed Property Redemption. Consider authorizing the Finance Director, City Clerk and City Treasurer the ability to redeem unclaimed property on behalf of the City of Owosso held by the Michigan Department of Treasury as follows:

RESOLUTION NO. 48-2023

AUTHORIZE PUBLIC OFFICIALS TO CLAIM UNCLAIMED PROPERTY ASSOCIATED WITH THE CITY OF OWOSSO / OWOSSO EMPLOYEES’ RETIREMENT SYSTEM HELD BY THE MICHIGAN DEPARTMENT OF TREASURY

WHEREAS, the City of Owosso, Shiawassee County, Michigan, is a local unit of government in

the state of Michigan; and

WHEREAS, the Michigan Department of Treasury holds unclaimed property; and

WHEREAS, the City of Owosso is associated with eleven pieces of monetary property that is unclaimed and held by the state of Michigan; and

WHEREAS, the Michigan Department of Treasury requires documentation in order to submit a claim for such monetary property; and

WHEREAS, one required document is proof that a designated individual(s) is authorized to make such claim on behalf of the named entity.

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 file a claim with the Michigan Department of Treasury for unclaimed property in the name of the City of Owosso and/or Owosso Employees' Retirement System.

SECOND: The Finance Director, City Clerk and City Treasurer are authorized and instructed to file and sign as claimants and owners for monetary property on behalf of the City of Owosso and/or Owosso Employees' Retirement System.

THIRD: The City of Owosso agrees to reimburse any other party that is found, at a later date, to have legal claim to said funds.

WWTP Solids Handling Project – Change Order No. 1. Consider approval of Change Order No. 1 to the contract with Sorensen Gross Company of Flint, Michigan for the WWTP Solids Handling Improvements Project increasing the contract \$42,755.00, contingent upon receipt of approval by EGLE (2022 CWSRF project), and further approve payment to the contractor up to the contract amount, including Change Order No. 1, upon satisfactory completion of the project or portion thereof as follows:

RESOLUTION NO. 49-2023

**AUTHORIZING CHANGE ORDER NO. 1
TO THE WWTP SOLIDS HANDLING IMPROVEMENTS PROJECT
CONTRACT BETWEEN THE CITY OF OWOSSO AND
SORENSEN GROSS COMPANY OF FLINT, MICHIGAN**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, approved a contract with Sorensen Gross Company, on February 7, 2022 for the Wastewater Treatment Plant (WWTP) Solids Handling Improvements Project, an approved 2022 CWSRF project; and

WHEREAS, the project is now underway, additional work has been identified in the field, and a change order is necessary to reconcile contract work and supplies required for completion of the project.

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

FIRST: The City of Owosso has heretofore determined that it is advisable, necessary and in the public interest to approve Change Order No. 1 to the Wastewater Treatment Plant (WWTP) Solids Handling Project contract with Sorensen Gross Company, increasing the contract amount by \$42,755.00, to modify the contract work to be completed and supplies required for additional work identified in the field.

SECOND: The Mayor and City Clerk are instructed and authorized to sign the document substantially in form attached as Change Order No. 1 to the Contract for Services between the City of Owosso and Sorensen Gross Company, increasing the total current contract amount from \$4,374,000.00 to \$4,416,755.00.

THIRD: The Accounts Payable department is authorized to submit payment to Sorensen Gross Company for work satisfactorily completed up to the revised contract amount of \$4,416,755.00 according to the terms of the contract.

FOURTH: The above expenses shall be paid from the Wastewater Fund and SRF Bond Funds.

Master Plan Implementation Goals: 3.4

Bid Award – 2023 Water Service Line Identification Project. Approve bid award to Monchilov Sewer Service LLC for the 2023 Water Service Line Identification Project in the amount of \$163,791.50, as part of the City’s Drinking Water Asset Management Grant (DWAM) and further approve payment to the contractor upon satisfactory completion of the project or portion thereof as follows:

RESOLUTION NO. 50-2023

**AUTHORIZING AWARD OF THE
2023 WATER SERVICE LINE IDENTIFICATION PROJECT
TO MONCHILOV SEWER SERVICE LLC OF FAIRGROVE, MICHIGAN**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has received a Drinking Water Asset Management (DWAM) grant from the State of Michigan Department of Environment, Great Lakes, and Energy (EGLE); and

WHEREAS, the DWAM grant requires the City to identify water service line materials at random locations throughout the City to complete its water distribution system materials inventory; and

WHEREAS, the City of Owosso sought bids for the identification of random water service line materials as part of the 2023 Water Service Line Identification Project, and the low responsive bid was received from Monchilov Sewer Service LLC in the amount of \$163,791.50; and

WHEREAS, Monchilov Sewer Service LLC is hereby determined to be qualified to provide such services.

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

- FIRST: The City of Owosso has heretofore determined that it is advisable, necessary and in the public interest to employ Monchilov Sewer Service LLC to identify water service line materials as part of the 2023 Water Service Line Identification Project.
- SECOND: The Mayor and City Clerk are instructed and authorized to sign the document substantially in the form attached as Exhibit A, Contract for Services between the City of Owosso and Monchilov Sewer Service LLC in the amount of \$163,791.50.
- THIRD: The accounts payable department is authorized to pay Monchilov Sewer Service LLC for work satisfactorily completed on the project up to the contact amount of \$163,791.50.
- FOURTH: The above expenses shall be paid from Water Fund Account No. 591-552-818.000-DWAMEGLE21 with reimbursement from DWAM Grant funds.

Master Plan Implementation Goals: 3.4

Bid Award - 2023 Sanitary Sewer Repair Project. Authorize contract with The Glaeser-Dawes Corporation for the 2023 Sanitary Sewer Repair Project in the amount of \$229,049.89, plus a contingency in the amount of \$20,000.00 upon prior authorization, and further authorize payment to the contractor upon satisfactory completion of the work or portion thereof as follows:

RESOLUTION NO. 51-2023

**AUTHORIZING AWARD OF THE 2023 SANITARY SEWER REPAIR PROJECT
TO THE GLAESER-DAWES CORPORATION OF FLUSHING, MICHIGAN**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, has determined segments of the sanitary sewer on various streets in the City have become deteriorated or damaged and that open cut repair is required; and

WHEREAS, the City of Owosso sought bids for the repair of these segments of sanitary sewer as part of the 2023 Sanitary Sewer Repair Project, and the low responsive bid was received from The Glaeser-Dawes Corporation in the amount of \$229,049.89; and

WHEREAS, The Glaeser-Dawes Corporation is hereby determined to be qualified to provide such services.

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

- FIRST: The City of Owosso has heretofore determined that it is advisable, necessary and in the public interest to employ The Glaeser-Dawes Corporation to replace

segments of deteriorated or damaged sanitary sewer as part of the 2023 Sanitary Sewer Repair Project.

SECOND: The Mayor and City Clerk are instructed and authorized to sign the document substantially in the form attached as Exhibit A, Contract for Services between the City of Owosso and The Glaeser-Dawes Corporation in the amount of \$229,049.89.

THIRD: The accounts payable department is authorized to pay The Glaeser-Dawes Corporation for work satisfactorily completed on the project up to the initial contract amount of \$229,049.89, plus contingency in the amount of \$20,000.00 with prior authorization, for a total of \$249,049.89.

FOURTH: The above expenses shall be paid from the FY2022-2023 Sanitary Sewer Fund Account No. 590-901-973-000-SEWERREHAB.

Master Plan Implementation Goals: 3.4

Professional Services Agreement – Topographic Survey Services for FY2024 DWSRF Water Main Replacement Project. Waive competitive bidding requirements, authorize Addendum No. 2023-02 to the General Engineering Services Contract with Fleis & Vandenbrink Engineering, Inc. for topographic survey services for the FY2024 DWSRF Water Main Replacement Project in the amount of \$22,000.00, and further authorize payment upon satisfactory completion of the project or portion thereof as follows:

RESOLUTION NO. 52-2023

**AUTHORIZING CONTRACT ADDENDUM NO. 2023-02
TO THE FY2022-2023 GENERAL
ENGINEERING SERVICES CONTRACT WITH
FLEIS & VANDENBRINK ENGINEERING, INC.
FOR TOPOGRAPHIC SURVEY SERVICES FOR THE
FY2024 DWSRF WATER MAIN REPLACEMENT PROJECT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, approved a contract with Fleis & Vandenbrink Engineering, Inc. on April 20, 2020 and renewed said contract on May 16, 2022 for the term of July 1, 2022 to June 30, 2023 for general engineering services; and

WHEREAS, the City of Owosso, Shiawassee County, Michigan, intends to conduct a project to replace water main as part of its FY2024 Drinking Water State Revolving Fund (DWSRF) program; and

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

WHEREAS, the City has reviewed the proposal provided by Fleis & Vandenbrink Engineering, Inc. for these services in the amount of \$22,000.00; and

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

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

FIRST: The City of Owosso has theretofore determined that it is advisable, necessary and in the public interest to employ the firm of Fleis & Vandenbrink Engineering, Inc. to provide topographic survey services for the FY2024 DWSRF Water Main Replacement Project.

SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially as attached as Addendum No. 2023-2 to the General Engineering Services Contract between the City of Owosso, Michigan and Fleis & Vandenbrink Engineering, Inc.

THIRD: The Accounts Payable department is authorized to make payment up to the amount of \$22,000.00 to Fleis & Vandenbrink Engineering, Inc. upon successful completion of stated work.

FOURTH: The above expenses shall be paid from Water Fund Acct No. 591-901-972.000-DWLF24-25 and other funds as appropriate.

Master Plan Implementation Goals: 3.4, 3.7

Professional Services Agreement – Legal Services Agreements. Authorize Legal Services Agreements with Gould Law, P.C., general counsel, in an amount up to \$1,000.00, and Dickinson Wright PLLC, bond counsel, in the amount of \$9,000.00, as required by the USDA Rural Development Agency Community Facilities Direct Loan Program for the origination of a loan to purchase a fire truck, and further authorize payment upon satisfactory completion of the process as follows:

RESOLUTION NO. 53-2023

**AUTHORIZE LEGAL SERVICES AGREEMENTS WITH
GOULD LAW, P.C. AND DICKINSON WRIGHT PLLC
AS REQUIRED BY THE USDA RURAL DEVELOPMENT COMMUNITY
FACILITIES DIRECT LOAN PROGRAM FOR PURCHASE OF A FIRE TRUCK**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, provides a full-service public safety department consisting of a police department and the fire and ambulance service department; and

WHEREAS, the fire department utilizes a fleet of seven apparatuses (three fire trucks, three ambulances and one pick up); and

WHEREAS, one fire apparatus is a 1998 fire pumper truck that has passed the end of its useful life and needs to be replaced; and

WHEREAS, the USDA Rural Development Agency offers a Community Facilities Direct Loan Program to finance municipal purchases; and

WHEREAS, a requirement of this federal loan program is the procurement of legal services agreements.

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

- FIRST: the City of Owosso has heretofore determined that it is advisable, necessary and in the public interest to approve two legal services agreements as required under the USDA Rural Development Agency Community Facilities Direct Loan program.
- SECOND: a legal services agreement with Gould Law, P.C. is hereby authorized at an hourly rate of \$125.00, not to exceed \$1,000.00.
- THIRD: a legal services agreement with Dickinson Wright PLLC is hereby authorized in the amount of \$9,000.00.
- FOURTH: the Mayor and City Clerk are hereby authorized and instructed to sign service agreements with Gould Law, P.C. and Dickinson Wright PLLC substantially as attached.
- FIFTH: the Finance Department is authorized to encumber and pay for such expenses from line item 101.336.978.000.

Master Plan Implementation Goals: 3.2

Motion supported by Councilmember Pidek.

Roll Call Vote.

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

NAYS: None.

ABSENT: Councilmember Law.

ITEMS OF BUSINESS

Property Sale – Small Strip at Gould Street/M-71 Intersection

Master Plan Implementation Goals: 1.9, 5.6

City Manager Henne reminded Council that this is the small piece of property that MDOT has requested in order to improve the safety of pedestrians crossing at that intersection. He indicated

that MDOT's offer was posted for the requisite twenty-one day period and no other offers were received, and now is the time to consider approval of the sale.

Motion by Councilmember Pidek to approve the sale of a 6.5' x 8' strip of city-owned property at the southwest corner of Gould Street and M-71 to MDOT in the amount of \$1,300.00 and further consider approval of a purchase agreement detailing the rights of the parties involved as follows:

RESOLUTION NO. 54-2023

APPROVING PROPERTY SALE BETWEEN THE CITY OF OWOSSO AND MICHIGAN DEPARTMENT OF TRANSPORTATION (MDOT) FOR A PORTION OF CITY-OWNED PROPERTY ON THE SOUTHWEST CORNER OF GOULD STREET AND M-71

WHEREAS, the City of Owosso, Shiawassee County, Michigan, owns Parcel 050-011-021-002-00, constituting 0.49 acres of commercially zoned property; and

WHEREAS, the City of Owosso has received an offer to purchase an eight foot by six-and-a-half-foot strip (approximately 52 square feet) near the M-71/Gould Street intersection of said parcel and described below for one thousand three hundred dollars (\$1,300.00) for the purpose of installing sidewalk and equipment to aid pedestrian crossings:

Part of Block 21 of the Plat of Re-Subdivision of Blocks 19, 20, and 21 of Geo. T. Abrey's Woodland Park Addition to the City of Owosso, Shiawassee County, Michigan, according to the plat thereof as recorded in Liber 1, Page 120 1/2, Shiawassee County Records, described as beginning at a point on the North line of said Block 21 that is South 71°45'50" East, 134.06 from the Northeast corner of Block 20 of said plat; thence South 71°45'50" East, continuing on said North line of Block 21, 54.00 feet; thence South 18°14'10" West, perpendicular to said North line of Block 21, 6.00 feet; thence South 71°45'50" East, parallel with said North line of said Block 21, 63.27 feet to the Point of Beginning; thence continuing South 71°45'50" East, parallel with said North line of said Block 21, 6.50 feet, to the Westerly Right of Way line of Gould Street (100' wide); thence on said Westerly Right of Way line of Gould Street on a Curve to the left having a central angle of 00°41'09", a radius of 668.27 feet, and a chord bearing and distance of South 17°43'17" West, 8.00 feet; thence North 71°45'50" West, parallel with said North line of said Block 21, 6.59 feet, thence North 18°14'10" East, perpendicular to said North line of Block 21, 8.00 feet, to the Point of Beginning. The lands described in fee above contain 0.001 Acres (52 square feet) more or less and are also subject to any easements of record; and

WHEREAS, the City of Owosso published the offer for 21 days in accordance with Section 14.3(2) of the Owosso City Charter governing the sale of the City-owned real estate; and

WHEREAS, the 21-day pasting period has expired with no additional offers submitted; and

WHEREAS, the Michigan Department of Transportation (MDOT) wishes to purchase the section of said parcel to make sidewalk and pedestrian crossing improvements.

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

- FIRST: The City of Owosso has theretofore determined that it is advisable, necessary, and in the public interest to sell the 8' x 6.5' portion of the northeast corner of Parcel 050-011-021-002-00 described above to the Michigan Department of Transportation (MDOT) for the sum of One Thousand Three Hundred Dollars (\$1,300.00), due at the time of closing.
- SECOND: The City of Owosso agrees to grant the portion of property described for the construction/reconstruction of sidewalk.
- THIRD: The Mayor and City Clerk are instructed and authorized to execute appropriate documents to complete the sale.

Motion supported by Councilmember Fear.

Roll Call Vote.

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

NAYS: None.

ABSENT: Councilmember Law.

Professional Services Agreement – Engineering Services for FY2024 Safe Routes to School

Project

Master Plan Implementation Goals: 5.21

City Manager Henne explained that this contract is required by MDOT to proceed with the Safe Routes to School Project to improve the means for pedestrian travel near each school building utilized by students. He said staff had reached out to all property owners that will be affected by the project offering to meet with each owner individually to discuss the project and answer any questions they had, of which seven owners took advantage. Councilmember Pidek thanked staff for going the extra mile to ensure each affected property owner received proper information on the project.

Motion by Mayor Pro-Tem Osika to waive competitive bidding requirements, authorize Addendum No. 2023-01 to the General Engineering Services Contract with Spicer Group, Inc. for professional engineering services for the FY2024 Safe Routes to School Project in the amount of \$127,253.00, and further authorize payment upon satisfactory completion of the project or portion thereof as follows:

RESOLUTION NO. 55-2023

**AUTHORIZING CONTRACT ADDENDUM NO. 2023-1
TO THE FY2022-2023 GENERAL
ENGINEERING SERVICES CONTRACT WITH
SPICER GROUP, INC
FOR PROFESSIONAL ENGINEERING SERVICES FOR
FY2024 SAFE ROUTES TO SCHOOL PROJECT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, approved a general engineering services contract with Spicer Group, Inc. on April 20, 2020 and renewed said contract on May 16, 2022 for the term of July 1, 2022 to June 30, 2023 ; and

WHEREAS, the City of Owosso received a Safe Routes to School Grant from the Michigan Department of Transportation (MDOT) to improve pedestrian infrastructure near two of its elementary schools and the middle school; and

WHEREAS, this project requires the services of a professional engineering firm for compliance with MDOT program funding; and

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

WHEREAS, Spicer Group, Inc. is selected as the most qualified firm to perform said professional engineering services, in an amount not to exceed \$127,253.00.

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

- FIRST: The City of Owosso has theretofore determined that it is advisable, necessary and in the public interest to employ Spicer Group, Inc. to provide professional engineering services for the FY2024 Safe Routes to School Project.
- SECOND: The Mayor and City Clerk are instructed and authorized to sign the document substantially in the form attached as Addendum no. 2023-1 to the General Engineering Services Contract between the City of Owosso, Michigan and Spicer Group, Inc.
- THIRD: The Accounts Payable department is authorized to make payment up to the amount of \$127,253.00 to Spicer Group, Inc. upon successful completion of stated work.
- FOURTH: The above expenses shall be paid from Major and Local Street Acct Nos. 202-463-818.000-SRTS2024GR and 203-463-818.000-SRTS2024GR.

Motion supported by Councilmember Fear.

Roll Call Vote.

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

NAYS: None.

ABSENT: Councilmember Law.

COMMUNICATIONS

Tanya S. Buckelew, Planning & Building Director. February 2023 Building Department Report.
Tanya S. Buckelew, Planning & Building Director. February 2023 Code Violations Report.
Tanya S. Buckelew, Planning & Building Director. February 2023 Inspections Report.
Tanya S. Buckelew, Planning & Building Director. February 2023 Certificates Issued Report.
Kevin D. Lenkart, Public Safety Director. February 2023 Fire Report.
Kevin D. Lenkart, Public Safety Director. February 2023 Police Report.
Owosso Historical Commission. Minutes of March 13, 2023.

CITIZEN COMMENTS AND QUESTIONS

Eddie Urban, 601 Glenwood Avenue, asked about the nature of the unclaimed properties at the state, inquiring just what they were.

Mayor Pro-Tem Osika thanked the OHC & Assistant City Manager Fuller for organizing a great event to celebrate the 100th anniversary of the Curwood Castle.

City Manager Henne noted that he will be receiving an honor from the Friends of the Shiawassee River for being in their short film, The Ripple Effect, which will be shown on March 22nd at the High School Performing Arts Center.

NEXT MEETING

Monday, April 03, 2023 at 7:30 p.m.
Tuesday, April 11, 2023 at 6:00 p.m.

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 Mayor Pro-Tem Osika for adjournment at 8:26 p.m.

Motion supported by Councilmember Olson 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.