

**CITY OF OWOSSO
REGULAR MEETING OF THE CITY COUNCIL
MINUTES OF NOVEMBER 18, 2024
7:57 P.M.
VIRGINIA TEICH CITY COUNCIL CHAMBERS**

PRESIDING OFFICER: MAYOR ROBERT J. TEICH, JR.

OPENING PRAYER: PASTOR KENNETH HERBRUCK
OWOSSO CHURCH OF GOD

PLEDGE OF ALLEGIANCE: ROBERT J. TEICH, III

PRESENT: Mayor Robert J. Teich, Jr., Mayor Pro-Tem Jerome C. Haber,
Councilmembers Janae L. Fear, Carl C. Ludington, Emily S.
Olson, Rachel M. Osmer, and Christopher D. Owens.

ABSENT: None.

APPROVE AGENDA

Motion by Councilmember Olson to approve the agenda as presented.

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF NOVEMBER 4, 2024

Councilmember Olson asked if she should abstain from approving the minutes because she was not present for the November 4th meeting. City Attorney Scott J. Gould indicated that he would need to look into the matter before rendering an opinion.

Motion by Councilmember Osmer to postpone the approval of the Minutes of the Regular Meeting of November 4, 2024 until the November 18, 2024 meeting.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

None.

PUBLIC HEARINGS

Special Assessment District No. 2025-01 **Howell Street, from the south end to Clinton Street**

Master Plan Implementation Goals: 3.4, 3.10

City Manager Henne delivered a PowerPoint presentation detailing the current condition of the street, the work being proposed, and a breakdown of the costs.

A public hearing was conducted to receive citizen comment regarding authorization of Resolution No. 5 for Special Assessment District No. 2025-01 for Howell Street, from the south end to Clinton Street for resurfacing.

There were no citizen comments received prior to, or during the hearing.

Whereas, the Council, after due and legal notice, has met and there being no one to be heard, motion by Mayor Pro-Tem Haber that the following resolution be adopted:

RESOLUTION NO. 186-2024
DISTRICT NO. 2025-01
HOWELL STREET
FROM THE SOUTH END TO CLINTON STREET
SPECIAL ASSESSMENT RESOLUTION NO. 5

WHEREAS, the City Council has met, after due and legal notice, and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of the following described public improvement:

**Howell Street from the south end to Clinton Street
Street Resurfacing**

and;

WHEREAS, all interested parties were heard and after carefully reviewing said special assessment roll the Council deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$30,513.54 is hereby confirmed and shall be known as Special Assessment Roll No. 2025-01.
2. Said special assessment roll shall be divided into ten (10) installments, the first of which shall be due and payable on September 1, 2025, and the subsequent installments shall be due on September 1st of each and every year thereafter. Payment of the amount of the special assessment may be made in full without interest or penalty by November 1, 2025.
3. The installments of the special assessment rolls shall bear interest at the rate of 3% per annum; provided, however, if the bonds are issued in anticipation of said special assessments, then such unpaid special assessment shall bear interest at a rate of interest equal to 1% above the average rate of interest borne by said bonds. Such interest shall commence on September 1, 2025 and shall be paid annually on each installment due date.
4. Said special assessment roll shall be placed on file in the office of the City Clerk who shall attach her warrant to a certified copy thereof within ten (10) days commanding the Assessor to spread the various sums shown thereon as directed by the City Council.

Motion supported by Councilmember Olson.

Roll Call Vote.

AYES: Councilmembers Olson, Owens, Fear, Mayor Pro-Tem Haber, Councilmembers Ludington, Osmer, and Mayor Teich.

NAYS: None.

Special Assessment District No. 2025-02 Lynn Street, from the west end to Howell Street

Master Plan Implementation Goals: 3.4, 3.10

City Manager Henne delivered a PowerPoint presentation detailing the current condition of the street, the work being proposed, and a breakdown of the costs.

A public hearing was conducted to receive citizen comment regarding authorization of Resolution No. 5 for Special Assessment District No. 2025-02 for Lynn Street, from the west end to Howell Street for resurfacing.

There were no citizen comments received prior to, or during the hearing.

Whereas, the Council, after due and legal notice, has met and there being no one to be heard, motion by Councilmember Olson that the following resolution be adopted:

RESOLUTION NO. 187-2024

**DISTRICT NO. 2025-02
LYNN STREET
FROM THE WEST END TO HOWELL STREET
SPECIAL ASSESSMENT RESOLUTION NO. 5**

WHEREAS, the City Council has met, after due and legal notice, and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of the following described public improvement:

**Lynn Street from the west end to Howell Street
Street Resurfacing**

and;

WHEREAS, all interested parties were heard and after carefully reviewing said special assessment roll the Council deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$27,055.82 is hereby confirmed and shall be known as Special Assessment Roll No. 2025-02.
2. Said special assessment roll shall be divided into ten (10) installments, the first of which shall be due and payable on September 1, 2025, and the subsequent installments shall be due on September 1st of each and every year thereafter. Payment of the amount of the special assessment may be made in full without interest or penalty by November 1, 2025.
3. The installments of the special assessment rolls shall bear interest at the rate of 3% per annum; provided, however, if the bonds are issued in anticipation of said special assessments, then such unpaid special assessment shall bear interest at a rate of interest equal to 1% above the average rate of interest borne by said bonds. Such interest shall commence on September 1, 2025 and shall be paid annually on each installment due date.
4. Said special assessment roll shall be placed on file in the office of the City Clerk who shall attach her warrant to a certified copy thereof within ten (10) days commanding the Assessor to spread the various sums shown thereon as directed by the City Council.

Motion supported by Councilmember Ludington.

Roll Call Vote.

AYES: Councilmembers Osmer Olson, Owens, Mayor Pro-Tem Haber, Councilmembers Fear, Ludington, and Mayor Teich.

NAYS: None.

CITIZEN COMMENTS AND QUESTIONS

There were no citizen comments.

Councilmember Olson said that she had heard that previous Councils had held work meetings to get to know one another better and work to fix the fracture that seems to be forming. There was discussion among the group regarding the work sessions that had been held in the past. City Manager Henne agreed to look into holding a work session and report back to Council.

Mayor Teich encouraged everyone to attend the Owosso Glow events the day after Thanksgiving, noting that this year Glow will include a fireworks display.

Councilmember Osmer announced the Raise Up Shiawassee will be holding its annual Giving Tuesday fundraiser on December 3rd.

In response to a question regarding approval of the minutes, City Attorney Gould indicated that it was his opinion that an absent member needs to vote on the minutes even if they weren't in attendance. And if they have any questions regarding the minutes they should investigate them prior to the meeting.

Mayor Teich welcomed all the new members of the Council.

CONSENT AGENDA

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

Proposed Special Assessment Project – Jerome Avenue. Authorize Resolution No. 1 for proposed Special Assessment District No. 2026-01 for Jerome Avenue from 100' west of Hickory Street to Oakwood Avenue for street resurfacing as follows:

RESOLUTION NO. 188-2024

JEROME AVENUE FROM 100 FEET WEST OF HICKORY STREET TO OAKWOOD AVENUE SPECIAL ASSESSMENT RESOLUTION NO. 1

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

Jerome Avenue from 100 feet west of Hickory Street to Oakwood Avenue: Street Resurfacing

NOW, THEREFORE, BE IT RESOLVED THAT:

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

Master Plan Implementation Goals: 3.4, 3.10

Boards and Commissions Appointment. Approve the following Mayoral Boards and Commissions appointment:

Name	Board/Commission	Term Expires
Susan J. Osika	Planning Commission filling unexpired term of A. Martin	06-30-2026

Traffic Control Order - Living Nativity Scene Permission. Approve request from First United Methodist Church for the closure of North Street from Water Street to Hickory Street for a Living Nativity Scene Saturday, December 7, 2024 from 4:30pm until 9:30pm and authorize Traffic Control Order No. 1524 formalizing the action.

***Contract Amendment - COSSAP Grant Subcontract.** Approve revision of the Agreement Amount and the Period of Agreement for the COSSAP Grant subcontract agreement with Shiawassee Health and Wellness as follows:

RESOLUTION NO. 189-2024

APPROVE A GRANT CONTRACT AMENDMENT BETWEEN THE CITY OF OWOSSO AND SHIAWASSEE HEALTH AND WELLNESS

WHEREAS, in May of 2021, the City of Owosso partnered with the Michigan State Police and Shiawassee Health and Wellness in applying for a COSSAP grant from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance; and

WHEREAS, in October 2022, Owosso City Council approved the acceptance of the COSSAP grant; and

WHEREAS, the grant has been extended through September 30, 2025 and amending the grant amount, requiring an amendment to the subcontract.

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

- FIRST: the amended subcontract between the City of Owosso and Shiawassee Health and Wellness is approved as presented.
- SECOND: the City will maintain satisfactory financial accounts, documents, and records and make them available to the Department for auditing at reasonable times.
- THIRD: the City will comply with any and all terms of said agreement including all terms not specifically set forth in the foregoing portions of this Resolution.

Master Plan Implementation Goals: 3.1

***Contract Amendment – Full-Time School Resource Officers.** Approve amendment to the 2022 Intergovernmental Agreement with the Owosso Public Schools for the provision of full-time school resource officers, amending the salary to reflect the latest Police Union contract as follows:

RESOLUTION NO. 190-2024

APPROVING AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH THE OWOSSO PUBLIC SCHOOL DISTRICT FOR THE PROVISION OF POLICE OFFICERS TO SERVE AS SCHOOL RESOURCE OFFICERS

WHEREAS, Michigan Urban Cooperation Act of 1967, Act No. 7 of 1967, et. seq., provide that public agencies may enter into intergovernmental agreements for the provision of services, or joint or cooperative action, Section 3.1 General Powers, subsection B, of the *City Charter of the City of Owosso* authorizes the City to enter into intergovernmental agreements with various

public agencies, including school districts, and Section 11a(4) of the Revised School Code, MCL 380.11a(4) authorizes general powers school districts to enter into agreements and cooperative arrangements with other entities, public or private, as part of performing its functions; and

WHEREAS, this Agreement will enhance the public safety of the City of Owosso and the Owosso Public School District through the provision of police officers to serve as School Resource Officers;

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

FIRST: the City of Owosso has theretofore determined it is advisable and necessary and in the public interest to amend the contract with Owosso Public Schools for the provision of school resource officers, increasing the wage to reflect the latest union contract.

Master Plan Implementation Goals: 3.3, 7.1

***Bid Award - 2025 Street Program.** Approve bid award to Glaeser Dawes Corporation for the 2025 Street Program in the amount of \$233,156.74, and further approve payment to the contractor upon satisfactory completion of the project or portion thereof as follows:

RESOLUTION NO. 191-2024

**AUTHORIZING THE EXECUTION OF A CONTRACT WITH
GLAESER DAWES CORPORATION FOR
THE 2025 STREET PROGRAM**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, has determined that it is in the best interest of the public to perform street improvements along S Howell St and Lynn St as set forth in the contract documents; and

WHEREAS, the city has sufficient funds to perform said improvements from its Local Street funds to facilitate undertaking of the project; and

WHEREAS, the city of Owosso sought bids for the 2025 Street Program, and a bid was received from Glaeser Dawes Corporation, and it is hereby determined that Glaeser Dawes Corporation is qualified to provide such services and that it has submitted the lowest responsible and responsive bid.

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

FIRST: The City of Owosso has heretofore determined that it is advisable, necessary and in the public interest to employ Glaeser Dawes Corporation for the 2025 Street Program.

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 Glaeser Dawes Corporation in the amount of \$233,156.74.

THIRD: The accounts payable department is authorized to pay Glaeser Dawes Corporation for work satisfactorily completed on the project up to the bid Contract amount of \$233,156.74, plus a contingency amount not to exceed \$20,000.00 for field adjustments authorized by city staff, for a total of \$253,156.74.

FOURTH: The above expenses shall be paid from Local Street Account Nos. 203-451-818.000-LYNNST2025 and 203-451-818.000-HOWELLST25 and other funds as appropriate.

Master Plan Implementation Goals: 3.4, 3.10

***Professional Services Agreement – WTP Electrical Grounding & Equipment Improvements Project Engineering Services.** Authorize a professional services agreement for the provision of engineering design, bidding services, and construction administration services for the WTP Electrical Grounding & Equipment Improvements project with Fishbeck in the amount of \$225,000.00, with bidding services and construction administration services contingent upon securing DWSRF loan funding, and further approve payment to the contractor upon satisfactory completion of the project or portion thereof as follows:

RESOLUTION NO. 192-2024

**APPROVAL OF ADDENDUM NO. 9 TO THE AGREEMENT BETWEEN
THE CITY OF OWOSSO AND FISHBECK FOR ENGINEERING DESIGN
AND CONSTRUCTION SERVICES FOR ELECTRICAL IMPROVEMENTS
AT THE WATER TREATMENT PLANT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, will fund from the State of Michigan's Drinking Water State Revolving Fund (DWSRF) for Electrical Grounding Improvements at the Water Treatment Plant; and

WHEREAS, key components of the electrical system are not in line with NEC requirements, and pose potential safety and reliability issues, and Fishbeck of Lansing, Michigan has provided a proposal for the necessary engineering services to replace this aged equipment; and

WHEREAS, the Director of Public Services & Utilities has reviewed the proposal and verified the engineering services as necessary for the design, bid specification development, and construction administration services to replace the aged equipment, and hereby recommends authorizing Fishbeck to provide these engineering services in the amount of \$225,000.00.

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

- FIRST: it has heretofore determined that it is advisable, necessary and in the public interest to contract with Fishbeck for engineering services to replace the aged equipment at the Water Treatment Plant.
- SECOND: the Accounts Payable department is authorized to submit payment to Fishbeck in the amount of \$225,000.00 for these services.
- THIRD: Task 3 – Bidding Phase Services, and Task 4 – Construction Services are contingent upon the City securing loan funding through the State's DWSRF program.
- FOURTH: the above expenses shall be paid from the fund 591-901-972.200.

Master Plan Implementation Goals: 3.4, 3.7

***Professional Services Agreement – 2025 Supply Well Improvements Project Engineering Services.** Authorize a professional service agreement for engineering services for the 2025 Supply Well Improvements project with Fishbeck in the amount of \$249,000.00, and further approve payment to the contractor upon satisfactory completion of the project or portion thereof as follows:

RESOLUTION NO. 193-2024

**APPROVAL OF ADDENDUM NO. 10 TO THE AGREEMENT BETWEEN
THE CITY OF OWOSSO AND FISHBECK
FOR ENGINEERING DESIGN AND CONSTRUCTION SERVICES
FOR IMPROVEMENTS AT WELLS**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, will fund from the State of Michigan's Drinking Water State Revolving Fund (DWSRF) for drinking water wells improvements and the abandonment of one well; and

WHEREAS, key components of the wells have reached or are beyond the end of their useful lives, and Fishbeck of Lansing, Michigan has provided a proposal for the necessary engineering services to replace and/or abandon this aged equipment; and

WHEREAS, the Director of Public Services & Utilities has reviewed the proposal and verified the engineering services are necessary for the design, bid specification development, and construction administration services to replace the aged equipment, and hereby recommends authorizing Fishbeck to provide these engineering services in the amount of \$249,000.00.

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

- FIRST: it has heretofore determined that it is advisable, necessary and in the public interest to contract with Fishbeck for engineering services to replace the aged equipment at the Palmer 2 well and Local Well 1 and abandon the Palmer 1 well.
- SECOND: the Accounts Payable department is authorized to submit payment to Fishbeck in the amount of \$249,000.00 for these services.
- THIRD: Task 3 – Bidding phase, and Task 4 – Construction phase are contingent upon the City securing loan funding through the State's DWSRF program.

FOURTH: the above expenses shall be paid from the fund 591-901-972.200-DWRF788001.

Master Plan Implementation Goals: 3.4, 3.7

***Professional Services Agreement – 2025 Water Main Replacement Project Engineering Services.** Authorize a professional services agreement for engineering services for the 2025 Water Main Replacement Project with Fleis & Vandenbrink in the amount of \$269,900, and further authorize payment to the engineer upon satisfactory completion of the work or portion thereof as follows:

RESOLUTION NO. 194-2024

**AUTHORIZING CONTRACT ADDENDUM NO. 2025-01
TO THE FY2024-2025 GENERAL
ENGINEERING SERVICES CONTRACT WITH
FLEIS & VANDENBRINK
FOR ENGINEERING SERVICES
FOR THE 2025 WATER MAIN REPLACEMENT PROJECT**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, approved a contract with Fleis & Vandenbrink on May 20, 2024 for the term of July 1, 2024 to June 30, 2025 for general engineering services; and

WHEREAS, the city desires to make necessary upgrades to its water distribution system through the State of Michigan Department of Environment, Great Lakes, and Energy Drinking Water State Revolving Fund (DWSRF) for Fiscal Year 2025; and

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

WHEREAS, Fleis & Vandenbrink has submitted a proposal to perform such work and offers to complete design engineering services for said project, in an amount not to exceed \$24,400.00 and construction engineering services for said project, in an amount not to exceed \$245,500.00, for a total cost of \$269,900.00.

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

- FIRST: it has theretofore determined that it is advisable, necessary and in the public interest to employ the firm of Fleis & Vandenbrink to provide design and construction engineering services for the 2025 DWSRF Water Main Replacement Project.
- SECOND: the mayor and city clerk are instructed and authorized to sign the necessary documents as Addendum No. 2025-01 to the Agreement for General Engineering Services between the City of Owosso, Michigan and Fleis & Vandenbrink.
- THIRD: the accounts payable department is authorized to make payment up to the amount of \$24,400.00 to Fleis & Vandenbrink upon successful completion of design engineering work.
- FOURTH: the above design engineering expenses shall be paid from Water Fund Acct No. 591-901-972.000-DWSRF78801.
- FIFTH: the accounts payable department is authorized to make payment up to the amount of \$245,500.00 to Fleis & Vandenbrink upon successful completion of construction engineering work contingent upon the city receiving a FY2025 DWSRF Loan.
- SIXTH: the above construction engineering expenses shall be paid from Water Fund Acct No. 591-901-972.000-DWSRF78801.

Master Plan Implementation Goals: 3.4, 3.7, 5.3, 5.27, 6.6

***Professional Services Agreements - Bond Counsel.** Authorize two professional services agreements with Dickinson Wright PLLC in an amount not to exceed \$35,500.00 to serve as Bond Counsel for bond issuances associated with the 2025 Drinking Water State Revolving Fund project and the 2025 Clean Water State Revolving Fund project, and further authorize payment to the firm for services rendered in accordance with the agreements as follows:

RESOLUTION NO. 195-2024

**AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS WITH
DICKINSON WRIGHT PLLC
TO SERVE AS BOND COUNSEL**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, is required to obtain bond counsel for debt issuances; and

WHEREAS, the City of Owosso is undertaking water treatment and infrastructure improvement projects; and

WHEREAS, Dickinson Wright PLLC is a full-service law firm with multiple offices in Michigan; and

WHEREAS, the employment of professional services is an exception to competitive bidding per Section 2-346(2) of the City of Owosso Code of Ordinances.

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

- FIRST: it has heretofore determined that it is advisable, necessary and in the public interest to enter into professional service agreements with Dickinson Wright PLLC to serve as bond counsel for debt issuances in 2025.
- SECOND: bond counsel services will be associated with a revenue bond issuance involving the State of Michigan drinking water revolving loan fund program.
- THIRD: the mayor and city clerk are instructed and authorized to sign documents substantially in form attached as Professional Services Agreements between the City of Owosso and Dickinson Wright PLLC estimated at \$35,500.
- FOURTH: the accounts payable department is authorized to pay Dickinson Wright PLLC for work satisfactorily completed at a cost estimated at \$35,500 under said professional services agreements.
- FIFTH: the above expense shall be paid from the Water Fund 591.901.972.000-DWRF788001.

Master Plan Implementation Goals: 3.4, 3.7, 3.8, 6.6

***Professional Services Agreement - Underwriter/Placement Agent/Municipal Advisor.**
Authorize professional services agreement with MFCI, LLC, in an amount not to exceed \$30,625, to serve as Underwriter/Placement Agent/Municipal Advisor for two bond issuances associated with the City's 2025 Drinking Water State Revolving Fund (DWSRF) projects and its 2025 Clean Water State Revolving Fund (CWSRF) projects, and further authorize payment to the firm for services rendered in accordance with the agreement as follows:

RESOLUTION NO. 196-2024

**AUTHORIZING PROFESSIONAL SERVICE AGREEMENT WITH
MUNICIPAL FINANCIAL CONSULTANTS TO SERVE AS
UNDERWRITER/PLACEMENT AGENT/MUNICIPAL ADVISOR**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, is required to obtain underwriting/placement agent services/municipal advisor services for debt issuances; and

WHEREAS, the City of Owosso is undertaking water and wastewater treatment plant infrastructure improvement projects; and

WHEREAS, Municipal Financial Consultants is a Michigan independent financial services company; and

WHEREAS, the employment of professional services is an exception to competitive bidding per Section 2-346(2) of the City of Owosso Code of Ordinances.

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

- FIRST: it has heretofore determined that it is advisable, necessary and in the public interest to enter into professional service agreements with Municipal Financial Consultants (MFCI) to serve as its municipal advisor.
- SECOND: underwriter/placement agent/municipal advisor services will be associated with a revenue bond issuances involving the State of Michigan drinking water revolving loan fund program.

- THIRD the mayor and city clerk are instructed and authorized to sign professional services agreements between the City of Owosso and Municipal Financial Consultants estimated at \$30,625 for a revenue bond issuance.
- FOURTH: the accounts payable department is authorized to pay Municipal Financial Consultants for work satisfactorily completed at a cost estimated at \$30,625 under said professional services agreements.
- FIFTH: the above expense shall be paid from the Water Fund 591.200.801.000 and Waste Water Treatment Fund 591.901.972.000-DWRF788001.

Master Plan Implementation Goals: 3.4, 3.7, 3.8, 6.6

Warrant No. 649. Authorize Warrant No. 649 as follows:

Vendor	Description	Fund	Amount
Roberto Larrivey	Water Service Line Replacement – Leak Reimbursement	Water	\$16,528.30

Motion supported by Councilmember Ludington.

Roll Call Vote.

AYES: Councilmembers Ludington, Osmer, Owens, Fear, Olson, Mayor Pro-Tem Haber, and Mayor Teich.

NAYS: None.

ITEMS OF BUSINESS

***Glow Owosso Fireworks Permit Request**

Master Plan Implementation Goals: 4.2, 4.5, 4.6, 4.16, 5.9, 5.12

Motion by Mayor Pro-Tem Haber to approve the request of Owosso Main Street/DDA for permission to hold a public fireworks display operated by Wolverine Fireworks Display, Inc. during the City's annual Glow Owosso event as follows:

RESOLUTION NO. 197-2024

AUTHORIZING A PUBLIC FIREWORKS DISPLAY PERMIT FOR WOLVERINE FIREWORKS DISPLAY, INC

WHEREAS, Owosso Main Street & Downtown Development Authority holds the annual Glow Owosso celebration; and

WHEREAS, as the legislative body of the City of Owosso, the City Council is required by Public Act 256 of 2011 to approve any public fireworks displays within its jurisdiction; and

WHEREAS, an application has been made by the OMS & DDA and operator Wolverine Fireworks Display, Inc. requesting a permit for a public fireworks display to be held during the November 29, 2024 Glow Owosso event; and said application has been reviewed by staff; and

WHEREAS, this is within budget from 248-705-818.750.

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

- FIRST: it has theretofore determined that it is advisable, necessary and in the public interest to approve a public display fireworks permit for the annual Glow Owosso event, with Wolverine Fireworks Display, Inc. serving as operator.
- SECOND: the Accounts Payable department is authorized to pay the operator in the amount of \$3,000.00 upon the successful conduct of the display.
- THIRD: the above expense shall be paid from Account No. 248-705-818.750.

Motion supported by Councilmember Osmer.

Roll Call Vote.

AYES: Councilmembers Olson, Fear, Ludington, Mayor Pro-Tem Haber, Councilmembers Owens, Osmer, and Mayor Teich.

NAYS: None.

Traffic Control Order - Glow Owosso Fireworks

Master Plan Implementation Goals: 4.2, 4.5, 4.6, 4.16, 5.9, 5.12

Motion by Councilmember Ludington to approve the request from Owosso Main Street/DDA for the closure of the Public Safety/City Hall parking lot (Lot #8) for a fireworks display during the annual Glow Owosso event on Friday, November 29, 2024 from 12:00 p.m. until 10:00 p.m., and further approve Traffic Control Order No. 1525 formalizing the action.

Motion supported by Mayor Pro-Tem Haber.

Roll Call Vote.

AYES: Mayor Pro-Tem Haber, Councilmembers Owens, Fear, Olson, Ludington, Osmer, and Mayor Teich.

NAYS: None.

Loan Write-Off – Downtown Revolving Loan Fund Loan – Capitol Bowl

Motion by Mayor Pro-Tem Haber to authorize writing off the Downtown Revolving Loan Fund Loan associated with Capitol Bowl in the amount of \$72,777.96 as follows:

RESOLUTION NO. 198-2024

APPROVING WRITE OFF OF CAPITOL BOWL LOCAL RLF LOAN BALANCE

WHEREAS, the City of Owosso, Shiawassee County, Michigan, loaned \$250,000 from the Local Revolving Loan Fund to rebuild Capitol Bowl following a fire in 2007; and

WHEREAS, the City of Owosso held a 2nd line mortgage on the aforementioned property as collateral on said 20-year loan; and

WHEREAS, TCF Bank foreclosed on the aforementioned property and settled with the City on a mortgage discharge for the City’s interest in the property in order to clear title for potential buyers; and

WHEREAS, the Owosso City Council negotiated successfully for \$33,400 to discharge the mortgage.

WHEREAS, the balance of the original loan is estimated at \$72,777.96.

WHEREAS, quarterly payment requests continue to be sent by the City of Owosso to the loan payee, Trecha Enterprises.

WHEREAS, the last payment received from Trecha Enterprises was in October 2020.

WHEREAS, the likelihood of receiving payment from the loan payee is low.

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

FIRST: it declares the Capitol Bowl loan balance of \$72,777.96 as uncollectible and authorizes its write off.

SECOND: the Finance Department is authorized to make necessary accounting entries to remove the Capitol Bowl unpaid balance from the City of Owosso’s financials.

Motion supported by Councilmember Ludington.

Roll Call Vote.

AYES: Councilmember Osmer, Mayor Pro-Tem Haber, Councilmembers Ludington, Owens, Fear, Olson, and Mayor Teich.

NAYS: None.

***Electronic Payment Provider Processor Agreement**

City Manager Henne indicated that the proposed processor would be able to read credit cards with chips and possibly be cheaper, both of which have been issues for past Councils.

Councilmember Olson asked if the new system will be able to take payments via a mobile app? Finance Director Brad A. Barrett indicated he would look into the possibility.

Motion by Councilmember Olson to approve termination of the e-payment services agreement with Point and Pay, LLC, authorization of a professional services agreement with BS&A Software, LLC to perform integrated payment and e-payment processing services, and further authorize payment of \$1,400.00 for chip compliant card readers as follows:

RESOLUTION NO. 199-2024

AUTHORIZING AN AGREEMENT WITH BS&A SOFTWARE LLC TO PROVIDE ELECTRONIC PAYMENT SERVICES

WHEREAS, the City Council authorized an agreement with Official Payments Corporation, on November 16, 2009 to provide electronic payment services; and

WHEREAS, the City Council authorized terminating the agreement with Official Payments Corporation and entering into an agreement with Point and Pay, LLC in November 2012; and

WHEREAS, City Administration recommends and requests the agreement with Point and Pay LLC to be terminated; and

WHEREAS, City Administration recommends and requests authorization to provide written notice of termination at least sixty (60) days prior to the expiration of the applicable agreement term; and

WHEREAS, City Administration recommends and requests an agreement with BS&A LLC for integrated payments addendum; and

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

- FIRST: the Mayor and City Clerk are authorized to sign the Integrated Payments Addendum with BS&A LLC, attached hereto and made part hereof.
- SECOND: City Administration is hereby authorized to send the required sixty-day notice of termination in writing to Point and Pay, LLC.
- THIRD: the convenience fees for electronic payments by card and electronic check, as detailed in the Integrated Payments Addendum, are to be passed through to City customers for e- payment processing.

Motion supported by Councilmember Fear.

Roll Call Vote.

AYES: Councilmembers Owens, Olson, Fear, Mayor Pro-Tem Haber, Councilmembers Ludington, Osmer, and Mayor Teich.

NAYS: None.

COMMUNICATIONS

- Tanya S. Buckelew, Planning & Building Director. October 2024 Building Department Report.
- Tanya S. Buckelew, Planning & Building Director. October 2024 Code Violations Report.
- Tanya S. Buckelew, Planning & Building Director. October 2024 Inspections Report.
- Tanya S. Buckelew, Planning & Building Director. October 2024 Certificates Issued Report.
- Kevin D. Lenkart, Public Safety Director. October 2024 Police Report.
- Kevin D. Lenkart, Public Safety Director. October 2024 Fire Report.
- Owosso Main Street/Downtown Development Authority. Minutes of November 6, 2024.

CITIZEN COMMENTS AND QUESTIONS

Don Fields, Elder at Calvary Baptist Church, preached that all authority is created by God and civil rulers are the servants of God. He implored Council to use their authority for good and to love one another.

Stacey Jamison, 425 N. Water Street, said that she was taught that prayer is to be sincere and not on display. She said that faith and prayer should not be imposed on anyone.

Tom Manke, 2910 W. M-21, said there is nothing wrong with defending your neighbor if they are being attacked and he believes that people are being persecuted by some members of the Council. He further asked for the censure of a particular Councilmember for their perceived attack on a community member.

Bill Moull, 1335 W. North Street, thanked the Clerk's Office staff for all of their hard work during the election.

City Manager Henne thanked Sue Osika for agreeing to serve on the Planning Commission.

Councilmember Olson responded to Mr. Manke's comments saying that she called for a point of order and did not intend to hinder Mr. Manke's free speech rights. She went on to note that Christmas decorations will be going up around town starting the week of Thanksgiving. Volunteers are always welcome.

Mayor Teich made a point of clarification stating that all comments between Councilmembers and audience members need to be routed through him to maintain proper decorum.

NEXT MEETING

Monday, December 2, 2024 – Regular Meeting

BOARDS AND COMMISSIONS OPENINGS

Building Board of Appeals – Alternate - term expires June 30, 2026
Building Board of Appeals – Alternate - term expires June 30, 2025
Planning Commission - term expires June 30, 2027
Zoning Board of Appeals – Alternate – term expires June 30, 2027
Zoning Board of Appeals – Alternate – term expires June 30, 2025

ADJOURNMENT

Motion by Councilmember Osmer for adjournment at 8:36 p.m.

Motion supported by Councilmember Ludington 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.