

OWOSSO CITY COUNCIL

APRIL 7, 2008

7:30 P.M.

PRESIDING OFFICER: MAYOR MICHAEL E. BRUFF

OPENING PRAYER: REVEREND ADAM MCKONE
LIFE IN CHRIST CHURCH

PLEDGE OF ALLEGIANCE: STEPHANIE – HIGH SCHOOL GOVERNMENT STUDENT

PRESENT: Mayor Michael E. Bruff, Mayor Pro-Tem Mark D. Owen, Councilpersons Michael N. Cline, Joni M. Forster, Benjamin R. Frederick, Gary W. Martenis, and Jason D. Simmons.

ABSENT: None.

APPROVE AGENDA

Motion by Councilperson Forster to approve the agenda as presented with the addition of the following:

ITEMS OF BUSINESS

12. Property Sale. Authorize the sale of property at 209 South State Street to Habitat for Humanity in the amount of \$1.00 plus legal fees and taxes owed and further authorize the Mayor and City Clerk to execute appropriate documents.

Motion supported by Councilperson Cline and concurred in by unanimous vote.

APPROVAL OF THE MINUTES OF REGULAR MEETING OF MARCH 17, 2008

Motion by Councilperson Cline to approve the Minutes of the Regular Meeting of March 17, 2008 as presented.

Motion supported by Councilperson Simmons and concurred in by unanimous vote.

Mayor Bruff explained the rules for addressing City Council.

PROCLAMATIONS AND SPECIAL PRESENTATIONS

ARMORY PICTURE PRESENTATION

On behalf of the City of Corunna, Mayor Bruff presented a 1915 picture of the Armory to the Council.

OWOSSO COMMUNITY PLAYERS RESOLUTION

Mayor Bruff presented a Resolution of Support for the Owosso Community Players to OCP Vice President Michael Kruszkowski as follows:

**A RESOLUTION OF RECOGNITION
FROM THE MAYOR'S OFFICE
OF THE CITY OF OWOSSO, MICHIGAN
RECOGNIZING**

THE OWOSSO COMMUNITY PLAYERS

WHEREAS, The Owosso Community Players purchased the former Capital Theatre in 1990 and through extensive renovations transformed it into what is now known as the Lebowsky Center; and

WHEREAS, The Lebowsky Center was known throughout the area as an incredible theatre for both its beauty and its live productions; and

WHEREAS, The Lebowsky Center was a cultural mainstay in Owosso and made a direct contribution to the local economy; and

WHEREAS, The Lebowsky Center was lost to a tragic fire on February 14, 2007; and

WHEREAS, The Owosso Community Players have dedicated themselves to raising the theatre from the ashes once again.

NOW THEREFORE, I, Michael E. Bruff, Mayor of the City of Owosso, on behalf of the Owosso City Council and all local residents, express our support for the rebuilding efforts of the Owosso Community Players

AND FURTHER dedicate \$350,000.00 from the Vibrant Small Cities Initiative Grant to the reconstruction of the Lebowsky Center as a show of support for its efforts.

Resolved this 7th day of April, 2008.

VSCI GRANT PRESENTATION

Economic Development Coordinator Brent Morgan gave a presentation of the Vibrant Small Cities Initiative Grant. He detailed the process by which the grant projects were developed, described the proposed projects, and gave an update as to the status of the grant, indicating that the City was waiting for a response from the State.

PUBLIC HEARINGS

SPECIAL ASSESSMENT DISTRICT NO. 2008-01

BALL STREET FROM RIDGE STREET TO GUTE STREET

The Public Hearing was conducted to receive citizen comment regarding authorization of Resolution No. 5 for Special Assessment District No. 2008-01, for Ball Street from Ridge Street to Gute Street for street reconstruction.

There were no public comments.

The following preamble and resolution were offered by Councilperson Forster and supported by Councilperson Simmons:

RESOLUTION NO. 17-2008

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: Ball Street from Ridge Street to Gute Street for street reconstruction, and

WHEREAS, there being no one to be 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 \$23,930.63 is hereby confirmed and shall be known as Special Assessment Roll No. 2008-01.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on September 1, 2008, 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 December 1, 2008.
3. The installments of the special assessment rolls shall bear interest at the rate of 8% 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, 2008 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 his 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.

Roll Call Vote.

AYES: Councilpersons Forster, Simmons, Martenis, Cline, Frederick, Mayor Pro-Tem Owen, and Mayor Bruff.

NAYS: None.

SPECIAL ASSESSMENT DISTRICT NO. 2008-02

BRADLEY STREET FROM SHIAWASSEE STREET TO ELM STREET

The Public Hearing was conducted to receive citizen comment regarding authorization of Resolution No. 5 for Special Assessment District No. 2008-02, for Bradley Street from Shiawassee Street to Elm Street for street reconstruction.

Victoria Hamady Zonca, 203 North Shiawassee Street, protested her special assessment as she was already assessed two years ago for the reconstruction of Shiawassee Street. It was agreed City staff would look into the matter as no one should have been specially assessed for Shiawassee Street because it is a State highway.

The following preamble and resolution were offered by Councilperson Cline and supported by Councilperson Forster:

RESOLUTION NO. 18-2008

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: Bradley Street from Shiawassee Street to Elm Street for street reconstruction, and

WHEREAS, all interested parties having been 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 \$10,512.96 is hereby confirmed and shall be known as Special Assessment Roll No. 2008-02.

2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on September 1, 2008, 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 December 1, 2008.
3. The installments of the special assessment rolls shall bear interest at the rate of 8% 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, 2008 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 his 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.

Roll Call Vote.

AYES: Councilpersons Frederick, Simmons, Martenis, Cline, Mayor Pro-Tem Owen, Councilperson Forster, and Mayor Bruff.

NAYS: None.

SPECIAL ASSESSMENT DISTRICT NO. 2008-03

BRADLEY STREET FROM ELM STREET TO HOWELL STREET

The Public Hearing was conducted to receive citizen comment regarding authorization of Resolution No. 5 for Special Assessment District No. 2008-03, for Bradley Street from Elm Street to Howell Street for street reconstruction.

There were no public comments.

The following preamble and resolution were offered by Councilperson Simmons and supported by Councilperson Martenis:

RESOLUTION NO. 19-2008

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: Bradley Street from Elm Street to Howell Street for street reconstruction, and

WHEREAS, there being no one to be 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 \$11,039.00 is hereby confirmed and shall be known as Special Assessment Roll No. 2008-03.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on September 1, 2008, 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 December 1, 2008.
3. The installments of the special assessment rolls shall bear interest at the rate of 8% 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, 2008 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 his 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.

Roll Call Vote.

AYES: Councilpersons Frederick, Forster, Simmons, Mayor Pro-Tem Owen, Councilpersons Martenis, Cline, and Mayor Bruff.

NAYS: None.

SPECIAL ASSESSMENT DISTRICT NO. 2008-04

PARK STREET FROM KING STREET TO OSBURN STREET

The Public Hearing was conducted to receive citizen comment regarding authorization of Resolution No. 5 for Special Assessment District No. 2008-04, for Park Street from King Street to Osburn Street for street reconstruction.

Keith Clarke, 743 North Park Street, protested his special assessment indicating he did not feel the street had been maintained properly. Mr. Clarke also presented his protest in writing.

Hugh and Joyce Archer, 203 East King Street, protested their special assessment in writing indicating they would like their assessment amount reduced or the work delayed by one year due to the recent reconstruction and special assessment on King Street.

There was significant discussion regarding how the interest rate was established, the possibility of lowering the interest rate, other streets in need of repair, budget constraints, and the life span of a street.

The following preamble and resolution were offered by Councilperson Martenis and supported by Councilperson Simmons:

RESOLUTION NO. 20-2008

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: Park Street from King Street to Osburn Street for street reconstruction, and

WHEREAS, there being no one to be 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 \$34,221.00 is hereby confirmed and shall be known as Special Assessment Roll No. 2008-04.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on September 1, 2008, 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 December 1, 2008.

3. The installments of the special assessment rolls shall bear interest at the rate of 8% 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, 2008 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 his 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.

Roll Call Vote.

AYES: Councilpersons Martenis, Simmons, Mayor Pro-Tem Owen, Councilpersons Forster, Frederick, Cline, and Mayor Bruff.

NAYS: None.

SPECIAL ASSESSMENT DISTRICT NO. 2008-05

PARK STREET FROM MASON STREET TO WILLIAMS STREET

The Public Hearing was conducted to receive citizen comment regarding authorization of Resolution No. 5 for Special Assessment District No. 2008-05, for Park Street from Mason Street to Williams Street for street reconstruction.

Shelva Cebulski, 1243 Marion Street, inquired as to whether drive approaches would be included in the street reconstruction. It was indicated they would.

Councilperson Martenis inquired whether the American Legion was specially assessed due to the fact they are a non-profit organization. It was indicated non-profit organizations are not exempt from special assessments.

The following preamble and resolution were offered by Councilperson Simmons and supported by Councilperson Forster:

RESOLUTION NO. 21-2008

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: Park Street from Mason Street to Williams Street for street reconstruction, and

WHEREAS, there being no one to be 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 \$10,548.00 is hereby confirmed and shall be known as Special Assessment Roll No. 2008-05.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on September 1, 2008, 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 December 1, 2008.
3. The installments of the special assessment rolls shall bear interest at the rate of 8% 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, 2008 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 his 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.

Roll Call Vote.

AYES: Councilperson Frederick, Mayor Pro-Tem Owen, Councilpersons Cline, Simmons, Martenis, Forster, and Mayor Bruff.

NAYS: None.

CITIZEN COMMENTS AND QUESTIONS

Kevin M. Brown, 217 Curwood Castle Drive, inquired about adding a sign in Collamer Park requiring dog leashes and prohibiting motor vehicles. He also inquired as to how volunteers can get permission to clear the trails in the park.

City Manager Fivas commented on his desire to see a group developed that would organize volunteer efforts around the City.

Leonard Walter stated his desire to see a US flag flown in Fayette Square year-round.

Brian Berry, 627 North Washington Street, listed efforts to improve the City undertaken by the Friends and Neighbors organization. Mr. Berry reached the four minute time limit.

Burton Fox, 216 East Oliver Street, requested Council delay their decision on the future of the lot at 102 South Washington Street until the Friends and Neighbors organization had a chance to develop and present possibilities for the property. He also requested a 4 way stop at the corner of Park and Exchange Streets.

Gordon Pennington, 417 East Oliver Street, of the Friends and Neighbors organization indicated his desire to present a proposal to Council for the property at 102 South Washington Street. He also talked of the opportunity presented by recent film production incentive package passed by the State legislature.

Gerald Alcorn, 637 ½ North Water Street, finished Mr. Berry's comments on the list of efforts by the Friends and Neighbors organization.

Keith Clarke, 743 North Park Street, gave praise for the presentation on downtown improvements and inquired about enforcement and clean-up of animal waste and glass on the sidewalks.

Mayor Bruff thanked Mr. Clarke for his observations and encouraged other residents to report issues they see in their travels.

County Commissioner Daniel Stewart gave an update of issues addressed by the County Board of Commissioners.

Utilities Director Burk reminded Council that water main work is planned for Bradley Street and North Park Street in addition to the street reconstruction.

Councilperson Frederick agreed the intersection of Park and Exchange Streets should be a four-way stop. He also invited everyone to listen to the Frank Beckman show Tuesday at 10:00am to hear a special announcement.

Councilperson Martenis reiterated his request for the establishment of a citizen phone line to report issues within the City. He agreed the intersection of Park and Exchange should be a four-way stop. He also commented on the efforts of volunteers and inquired as to the police department's policy on the release of information.

Mayor Bruff indicated he was in complete support of volunteer efforts in town but encouraged cooperation and coordination of efforts among the various groups.

CITY MANAGER REPORT

City Manager Fivas gave a brief overview of the budget. He indicated many hours were dedicated to putting the budget together and every line item was examined. He explained the City was anticipating declining revenues for the coming year. He further explained staff will be considering permanent changes throughout the year in order to continue to cut expenses. Lastly, he announced the budget would be available to the public on Friday, April 11, 2008.

CONSENT AGENDA

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

Conduct First Reading and Set Public Hearing-Ordinance Amendment. The First Reading was conducted.

A public hearing was set for April 21, 2008 to receive citizen comment regarding proposed ordinance amendment to amend Chapter 2, *Administration*, Article III, Administrative Plan of the City, Sections 2-51 and 2-79 through 2-87 of the Code of Ordinances of the City of Owosso, Michigan as follows:

AN ORDINANCE TO AMEND CHAPTER 2, ADMINISTRATION, ARTICLE III, ADMINISTRATIVE PLAN OF THE CITY, SECTIONS 2-51 AND 2-79 THROUGH 2-87 OF THE CODE OF ORDINANCES OF THE CITY OF OWOSSO, MICHIGAN

THE CITY OF OWOSSO ORDAINS:

Section 1. That Chapter 2, *Administration*, Article III, Administrative Plan of the City, Sections 2-51 and 2-79 through 2-87 of the Code of Ordinances of the City of Owosso, Michigan, shall be and hereby is amended as follows:

Sec. 2-51. Division of the administrative service.

The administrative service of the city shall be under the supervision and direction of the city manager, except as provided by the City Charter, and shall be divided into the following offices and departments, each of which shall be the responsibility of and under the control of an administrative officer or department director as listed below opposite such office or department:

Department	Department Director
Department of Public Safety	Director of Public Safety
Department of Utilities, Engineering & Public Services	Director of Utilities, Engineering & Public Services
Department of Economic Development & Neighborhood Services	Director of Economic Development & Neighborhood Services
Department of Financial & Customer Services	Director of Financial & Customer Services
Office	Officer/Director
Assessor's Office	City Assessor
Attorney's Office	City Attorney
Planning, Building Safety & Code Enforcement office	Director of Planning, Building Safety & Code Enforcement
Clerk's Office	City Clerk
Human Resources Office	Director of Human Resources
Finance Office	Finance Director

Manager's Office	City Manager
Treasurer's Office	City Treasurer

Sec. 2-79. Department of economic development & neighborhood services.

The department of economic development & neighborhood services shall be headed by the director of economic development & neighborhood services. He or she shall have the responsibility for city planning, including the development of master plans, housing plans, recreation plans and the like, and for overseeing activities related to economic development, housing development, downtown development, neighborhood development, grant management, city marketing, business services, and similar activities. In performing his or her duties, the director of economic development & neighborhood services shall coordinate his or her activities with those of other city departments that have responsibilities related to the planning and development activities with which he or she is engaged, and for such other responsibilities that shall be designated from time to time by the city manager to be performed by the department.

Sec 2-80. Department of financial & customer services.

The department of financial & customer services shall be headed by the director of financial & customer services. He or she shall have the responsibilities of customer service coordination for the city. The director shall also coordinate and manage city financial transactions, shall supervise the clerk's office, to the extent permitted by law, and for such other responsibilities that shall be designated from time to time by the city manager to be performed by the department.

Sec. 2-81. Department of public safety.

(a) The department of public safety shall be headed by the director of public safety who shall have the duties and responsibilities detailed for the offices of police chief and fire chief in the City Charter, this code and state statutes and such other duties and responsibilities associated with management of police, fire and emergency medical response services in the city, and for such other responsibilities that shall be designated from time to time by the city manager to be performed by the department.

(b) The department of public safety shall consist of a police division and a fire and emergency medical response division.

(c) The police division shall have the duties and responsibilities detailed for police departments in the City Charter, this code and state statutes.

(1) The director of public safety shall promulgate rules for the government of police officers of the city, subject to approval by the city manager, which shall be entered in a book of police division rules and orders and may be amended or revoked by the public safety director upon written notice to and approval of the city manager. Such rules may establish one (1) or more bureaus within the police division. Any such bureau shall be supervised by an officer of the police division who shall be responsible for the particular functions of the police division assigned to the particular bureau by the director of public safety or his designee. It shall be the duty of all members of the police department to comply with such rules and orders while effective.

(d) The fire and emergency medical response division shall have the duties and responsibilities detailed for fire departments in the City Charter, this code and state statutes. It shall have also the duties and responsibilities detailed in this code and state statutes for emergency medical response and ambulance departments.

(1) The director of public safety shall promulgate rules and regulations for the government of the fire and emergency medical response division, subject to the approval of the city manager, which shall be entered in a book of fire and emergency medical response

division rules and which may be amended or revoked by the public safety director upon written notice to and approval of the city manager. It shall be the duty of all members of the fire and emergency medical response division to comply with such rules and orders while effective.

Sec. 2-82. Department of utilities, engineering & public services.

(a) The department of utilities, engineering & public services shall be headed by the director of utilities, engineering & public services who shall have the responsibility for supervising city engineering services, water and wastewater public utilities, and public services as provided in the City Charter. The director of utilities, engineering & public services shall have the responsibility for the design and construction of public improvements in the city, except when that responsibility shall have been assigned by the city manager to another city officer or department director, and he or she shall have the responsibility for assuring that the public facilities and improvements are maintained in a satisfactory condition, and for such other public services that shall be designated from time to time by the city manager to be performed by the department.

(b) The department of utilities, engineering & public services shall consist of a public utilities division and a public services division.

(c) The utilities division shall have the duties and responsibilities detailed for water and wastewater public utilities in the City Charter, this code and state statutes. The director of utilities, engineering & public services shall promulgate rules for the government of the city's water and wastewater public utilities, subject to approval by the city manager, and may be amended or revoked by the director of utilities, engineering & public services director upon written notice to and approval of the city manager, or by the city manager.

(d) The public services division shall have the duties and responsibilities detailed in the City Charter, this code and state statutes associated with the repair and maintenance of streets, parks and public buildings and grounds of the city. The director of utilities, engineering & public services shall promulgate rules for the government of the city's public services, subject to approval by the city manager, and may be amended or revoked by the director of utilities, engineering & public services director upon written notice to and approval of the city manager, or by the city manager.

Sec. 2-83. Finance department.

The finance department shall be headed by the finance director who shall have the duties and responsibilities detailed for such office in the City Charter, this code and state statutes.

Sec. 2-84. Manager's office.

(a) The manager's office shall be headed by the city manager who shall have the duties and responsibilities detailed for such office in the City Charter, this code and state statutes and such additional duties and responsibilities assigned to him or her from time to time by the city council.

(b) There is hereby established within the manager's office the human resources office. The human resources office shall be headed by the director of human resources. He or she shall have the responsibility for activities related to the personnel functions of the city including, but not limited to, administration of the civil service plan, development of personnel policies and work rules, negotiation of collective bargaining agreements, overseeing the process of recruiting, hiring, disciplining and terminating employees, and the development and implementation of employee training programs. In performing his or her duties, the human resources office shall coordinate his or her activities with those of the city officers and department directors and their subordinates who are charged with the supervision of personnel in their respective offices and departments, and for such other responsibilities that shall be designated from time to time by the city manager to be performed by the department.

(c) The City Manager shall have the discretion to implement the administrative plan and these amendments based upon the needs of the City, the personnel available to the City and budgeting constraints.

Sec 2-85. Planning, building safety & code enforcement office.

The planning, building safety & code enforcement office shall be headed by the director of planning, building safety & code enforcement who shall have the duties and responsibilities detailed for such office in this code and state statutes, including those duties and responsibilities that are included in such uniform codes adopted by reference by the city. The director of planning, building safety & code enforcement shall also have the responsibility for supervising the work of such other employees or contractors employed by the city for the purposes of providing site plan review, code enforcement, oversight of public building management, and building, plumbing, mechanical and electrical inspection services.

Sec. 2-86. Treasurer's office.

The treasurer's office shall be headed by the city treasurer who shall have the duties and responsibilities detailed for such office in the City Charter, this code and state statutes.

Secs. 2-87 --2-100. Reserved.

Section 2. The Ordinance shall become effective 20 days after adoption.

Section 3. This Ordinance may be purchased or inspected in the Owosso City Clerk's Office Monday through Friday between the hours of 9:00 a.m. and 5:00 p.m.

Conduct First Reading and Set Public Hearing-Ordinance Amendment. The First Reading was conducted.

A public hearing was set for April 21, 2008 to receive citizen comment regarding proposed ordinance amendment to amend Chapter 2, *Administration*, Article V, Employee Relations, Sections 2-255 through 2-257, 2-276 through 2-277, and 2-281 of the Code of Ordinances of the City of Owosso, Michigan as follows:

AN ORDINANCE TO AMEND CHAPTER 2, ADMINISTRATION, ARTICLE V, EMPLOYEE RELATIONS, SECTIONS 2-255 THROUGH 2-257, 2-276 THROUGH 2-277, AND 2-281 OF THE CODE OF ORDINANCES OF THE CITY OF OWOSSO, MICHIGAN

THE CITY OF OWOSSO ORDAINS:

Section 1. That Chapter 2, *Administration*, Article V, Employee Relations, Sections 2-255 through 2-257, 2-276 through 2-277, and 2-281 of the Code of Ordinances of the City of Owosso, Michigan shall be and hereby is amended as follows:

Sec. 2-255. Administrative rules.

The director of human resources shall draft, in consultation with the city manager, such rules as may be necessary to carry out the provisions of this article. These rules shall be submitted for adoption by resolution of the council. The rules shall have the force and effect of law. Amendments to the rules shall be made by resolution of the council.

Sec. 2-256. Training program.

The director of human resources shall encourage the improvements of service by providing employees with opportunities for training which need not be limited to training for specific jobs but may

include training for advancement and for general fitness for public service.

Sec. 2-257. Administration.

(a) The human resources program established by this article shall be administered by the director of human resources. The director of human resources shall be the city manager or his or her designee. The director of human resources shall administer all the provisions of this article and of the personnel rules, and shall prepare and recommend revisions and amendments to the personnel rules.

(b) The council may contract with any qualified person or agency for the performance of such technical services as may be desired in the establishment and operation of the personnel program.

Sec. 2-276. Position classification plan.

(a) *Establishment; scope.* The director of human resources shall make an analysis of the duties and responsibilities of all positions in the classified service and shall recommend to the council a position classification plan. Each position in the classified service shall be assigned to a class on the basis of the kind and level of its duties and responsibilities, to the end that all positions in the same class shall be sufficiently alike to permit use of a single descriptive title, the same qualification requirements, the same test of competence, and the same pay scale. A position class may contain one (1) position or more than one (1) position.

(b) *Revision of plan.* The initial classification plan shall be revised from time to time as changing conditions require, upon recommendations of the personnel director and with the approval of the council. Such revisions may consist of the addition, abolishment, consolidation, division or amendment of existing classes.

Sec. 2-277. Pay plan.

(a) *Preparation.* The director of human resources under the direction of the city manager and in consultation with the finance director, shall prepare a pay plan and rules for its administration. The rate or range for each class shall be such as to reflect fairly the differences in duties and responsibilities and shall be related to compensation for comparable positions in other places in public and private employment.

(b) *Approval.* The director of human resources shall submit the pay plan and the rules for its administration to the council for adoption. The council, after public hearing, may adopt the plan and the rules, with or without amendment. All amendments shall apply uniformly to all positions within the same class.

(c) *Assignments.* After the pay plan and the rules for its administration have been adopted by the council, the personnel director shall assign each position class to one of the pay ranges provided in the pay plan.

(d) *Amendments.* The pay plan may be amended from time to time as circumstances require, either through adjustment of rates or by reassignment of position classes to different pay ranges.

Sec. 2-281. Discipline, demotions and separations.

The director of human resources shall promulgate rules and regulations with regard to discipline, demotions and separation of employees from city employment. Such rules shall, as a minimum provide:

- (1) For a procedure of binding arbitration as the final and exclusive remedy for employees dismissed by the city.
- (2) That an employee who has not satisfactorily completed an original or promotional

orientation or working test period may be dismissed or demoted and such action shall not be subject to review or appeal.

Section 2. The Ordinance shall become effective 20 days after adoption.

Section 3. This Ordinance may be purchased or inspected in the Owosso City Clerk's Office Monday through Friday between the hours of 9:00 a.m. and 5:00 p.m.

Boards and Commissions Appointments. Approved the following Mayoral appointment:

Name	Board/Commission	Term Expires
Richard Williams	Downtown Loan Committee	Ex-officio

Warrant No. 360. Accepted Warrant No. 360 as follows:

Vendor	Description	Fund	Amount
Michigan Municipal Risk Management Authority	Building and Property Insurance	General	\$70,008.00
Michigan Municipal League Workers' Compensation Fund	Workers' Compensation Insurance	General	\$25,824.00
Motion Industries	Gear Reducer	WWTP	\$8,174.84
California First Leasing Corporation	Annual Payment for HME Tower/Ladder Fire Truck	General	\$121,717.50

Motion supported by Councilperson Frederick.

Roll Call Vote.

AYES: Mayor Pro-Tem Owen, Councilpersons Cline, Martenis, Frederick, Forster, Simmons, and Mayor Bruff.

NAYS: None.

ITEMS OF BUSINESS

UNPAID UTILITY CHARGES

Motion by Councilperson Forster to authorize the Annual Notice for the collection of unpaid utility charges and the intent to lien therefore in compliance with Chapter 15, Section 15.4(c) of the Owosso City Charter.

Motion supported by Councilperson Frederick.

There was discussion regarding who pays for such charges when a property goes into foreclosure. It was indicated it was common practice for the seller to absorb such costs.

Roll Call Vote.

AYES: Councilpersons Cline, Forster, Frederick, Simmons, Mayor Pro-Tem Owen, Councilperson Martenis, and Mayor Bruff.

NAYS: None.

GRANT APPLICATION

Motion by Mayor Pro-Tem Owen to authorize the submission of a grant application to the Shiawassee Community Foundation for playground equipment.

Motion supported by Councilperson Martenis.

Roll Call Vote.

AYES: Mayor Pro-Tem Owen, Councilpersons Simmons, Cline, Frederick, Forster, Martenis, and Mayor Bruff.

NAYS: None.

MICHIGAN MAIN STREET PROGRAM

Motion by Councilperson Forster to authorize application at the associate level to the Michigan Main Street Program on behalf of the Downtown Development Authority and the Westtown Corridor Improvement Authority.

Motion supported by Councilperson Frederick.

AYES: Councilperson Simmons, Mayor Pro-Tem Owen, Councilpersons Frederick, Forster, Martenis, Cline, and Mayor Bruff.

NAYS: None.

LOT SPLIT AUTHORIZATION

Motion by Councilperson Frederick to authorize the division of City lot under Michigan Subdivision Control Act for platted lot described as Part of Lot 12, Block 11, City Assessor’s Plat #3 (Intersection of Rain Street and Coventry Street) as follows:

City of Owosso
301 West Main Street
050-113-011-013-00

Current Description of Entire Parcel – Intersection of Rain Street and Coventry Street
PART OF LOT 12, BLOCK 11, CITY ASSESSOR’S PLAT #3

New Description After Split (Mother Parcel - Rain St 050-113-011-013-00

LOT 12, BLK 11, CITY ASSESSORS PLAT 3, EXCEPT A PART OF LOT 12, BLOCK 11, CITY ASSESSORS PLAT NUMBER 3, CITY OF OWOSSO, DESCRIBED AS; BEGINNING AT THE INTERSECTION OF THE WEST LINE OF LOT 12, BLOCK 11, CITY ASSESSORS PLAT NUMBER 3 AND THE NORTH LINE OF RAIN STREET, THEN EAST ALONG THE NORTH LINE OF SAID RAIN STREET 66 FEET, THEN NORTH PARALELL WITH WEST LINE OF SAID LOT 12,140 FEET, THEN WEST PARALELL WITH THE NORTH LINE OF SAID RAIN STREET, 66 FEET, THEN SOUTH ALONG WEST LINE OF LOT 12,140 FEET TO POINT OF BEGINNING.

New Description After Split (Split Parcel -1412 Rain St 050-113-011-016-00

A PART OF LOT 12, BLOCK 11, CITY ASSESSORS PLAT NUMBER 3, CITY OF OWOSSO, DESCRIBED AS; BEGINNING AT THE INTERSECTION OF THE WEST LINE OF LOT 12, BLOCK 11, CITY ASSESSORS PLAT NUMBER 3 AND THE NORTH LINE OF RAIN STREET, THEN EAST ALONG THE NORTH LINE OF SAID RAIN STREET 66 FEET, THEN NORTH PARALELL WITH WEST LINE OF

SAID LOT 12, 140 FEET, THEN WEST PARALELL WITH THE NORTH LINE OF SAID RAIN STREET, 66 FEET, THEN SOUTH ALONG WEST LINE OF LOT 12,140 FEET TO POINT OF BEGINNING.

Motion supported by Councilperson Martenis.

Roll Call Vote.

AYES: Councilpersons Martenis, Forster, Frederick, Simmons, and Mayor Bruff.

NAYS: Mayor Pro-Tem Owen and Councilperson Cline.

CURWOOD FESTIVAL PERMIT

Motion by Mayor Pro-Tem Owen to approve the application of the Curwood Festival for use of City streets and parking lots from June 4, 2008 through midnight June 8, 2008 and authorize Traffic Control Order No. 1203 formalizing such.

Motion supported by Councilperson Simmons.

There was a brief discussion regarding the rules of eligibility for the princess pageant.

Roll Call Vote.

AYES: Councilpersons Forster, Simmons, Martenis, Mayor Pro-Tem Owen, Councilpersons Frederick, Cline, and Mayor Bruff.

NAYS: None.

FOCUS OWOSSO PERMIT

Motion by Councilperson Cline to approve the request from Focus Owosso to close the 100 block of North Washington Street from 6:00 am to 6:00 pm on May 11, June 15, July 13, August 10, and September 14, 2008 for the purpose of conducting a street market and authorized Traffic Control Order No. 1202 formalizing such (held over from the meeting of March 17, 2008).

Motion supported by Mayor Pro-Tem Owen.

Roll Call Vote.

AYES: Councilpersons Forster, Cline, Frederick, Mayor Pro-Tem Owen, Councilpersons Martenis, Simmons, and Mayor Bruff.

NAYS: None.

LIQUOR LICENSE TRANSFER REQUEST

Motion by Mayor Pro-Tem Owen to approve the request from Woodard Lofts, LLC to transfer escrowed 2007 SDD and SDM licensed business with direct connection (1) located at 823 West Main Street, Owosso, MI 48867, Shiawassee County, from Deborah Kendall-King to Woodard Lofts, LLC, 317 South Elm Street, Suite 210, Owosso, MI 48867, Shiawassee County and cancel the existing direct connection (1).

Motion supported by Councilperson Frederick.

Roll Call Vote.

AYES: Councilpersons Simmons, Martenis, Mayor Pro-Tem Owen, Councilpersons Forster, Frederick, Cline, and Mayor Bruff.

NAYS: None.

LIQUOR LICENSE APPLICATION

Motion by Mayor Pro-Tem Owen to reiterate approval of application of Woodard Lofts, LLC for a Class C on-premise Liquor License issued under MCL 436.1521(a)(1)(B) with dance-entertainment permit, 2 outdoor service areas, 2 bars, an official food permit, and one direct connection with off premise storage to be located at 317 South Elm Street, Owosso, MI 48867, Shiawassee County (originally approved September 17, 2007).

Motion supported by Councilperson Forster.

There was a brief discussion regarding whether or not the manager of the establishment would be required to have the liquor license in his name or undergo a background check. It was noted this would be at the discretion of the license holder.

Roll Call Vote.

AYES: Councilpersons Forster, Cline, Simmons, Frederick, Mayor Pro-Tem Owen, Councilperson Martenis, and Mayor Bruff.

NAYS: None.

BOARDS AND COMMISSIONS APPOINTMENTS

Motion by Councilperson Forster to approve the following Mayoral appointments (held over from the meeting of March 17, 2008):

Name	Board/Commission	Term Expires
Piper Brewer	Historical Commission	12-31-2008
JoEllen Hartley	Historical Commission	SAC Representative

Motion supported by Councilperson Simmons.

Roll Call Vote.

AYES: Councilperson Cline, Mayor Pro-Tem Owen, Councilpersons Frederick, Simmons, Forster, Martenis, and Mayor Bruff.

NAYS: None.

OWOSSO TOWNSHIP WATER AGREEMENT

Motion by Mayor Pro-Tem Owen to table the discussion of options for City provision of water outside the jurisdiction in anticipation of a meeting with Owosso Charter Township representatives on April 10th.

Motion supported by Councilperson Cline.

Roll Call Vote.

AYES: Councilperson Simmons, Mayor Pro-Tem Owen, Councilpersons Cline, Forster, Frederick, Martenis, and Mayor Bruff.

NAYS: None.

Mayor Bruff announced a brief recess at 9:27 pm.

The meeting reconvened at 9:32 pm.

HOTEL OWOSSO PROPERTY OPTIONS

City Manager Fivas introduced the 4 options available for the site in regard to the MEDC loan originally used to demolish the hotel. The options are as follows:

1. Pay back the loan from the MEDC, approximately \$247,000.
2. Request an extension until October 2008 to allow time for development of the property and the creation of the 13 jobs required by the loan.
3. Sell the property outright.
4. Request the Department of Housing and Urban Development re-categorize the property to allow the development of a public area and remove the job creation requirement (this would require a City investment of between \$200,000 and \$250,000).

There was a lengthy discussion regarding the merits of each option, if the MEDC would consider any flexibility in the deadline for closing out the loan, the possibility of private development, and if money had been dedicated in the budget for repayment of the loan.

Motion by Mayor Pro-Tem Owen to table action on the property located at 102 South Washington Street.

Motion supported by Councilperson Cline.

Roll Call Vote.

AYES: Mayor Pro-Tem Owen, Councilpersons Simmons, Cline, Forster, and Mayor Bruff.

NAYS: Councilpersons Martenis and Frederick.

PROPERTY SALE – 209 SOUTH STATE STREET

Motion by Councilperson Forster to authorize the sale of property at 209 South State Street to Habitat for Humanity in the amount of \$1.00 plus legal fees and taxes owed and further authorize the Mayor and City Clerk to execute appropriate documents as follows:

AGREEMENT FOR PURCHASE OF REAL ESTATE

THE PURCHASER, Shiawassee County Habitat for Humanity, a domestic non-profit corporation, hereby offers and agrees to purchase, and the SELLER, the City of Owosso, a Michigan Municipal Corporation, hereby agrees to sell, land situated in the City of Owosso, Shiawassee County, Michigan upon the following terms and conditions.

WHEREAS Purchaser has approached Seller with a request that Seller purchase a home from the U.S. Department of Housing and Urban Development ("H.U.D.") and convey the home to Purchaser at no expense to Seller. In pursuance thereof, Seller has entered into a Sales Contract with H.U.D., and it is the intent of the parties that no liability will attach to Seller.

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

1. PROPERTY DESCRIPTION: A parcel of land, together with all buildings, structures, rights, easements and appurtenances pertaining thereto and all improvements, trees, bushes, landscaping and foliage thereon, (the "Property"). The legal description of the parcel is as follows:

Commencing at the Northwest corner of Block 1, thence South 60 feet, thence East 150 feet, thence North to the North line of Block 1, thence Northwesterly to the point of beginning, all in Block 1 of George Thomas Addition to the City of Owosso, Shiawassee County, Michigan.

Commonly known as 209 State Street, Owosso, Michigan

2. PURCHASE PRICE: PURCHASER shall pay therefore the sum of One and No/100 (\$1.00) Dollar (the "Purchase Price").

3. DEPOSIT: Purchaser herewith deposits with Seller the sum of _____ Dollars, as a deposit which shall be applied to the purchase price at closing. Inasmuch as the deposit exceeds the purchase price, a refund may be due Purchaser at closing.

4. METHOD OF CLOSING: The sale shall be consummated by the delivery of a Warranty Deed, conveying fee simple marketable title with the balance of the purchase price to be paid in cash or by certified check at the time of closing.

5. TAXES: All taxes and assessments due, including but not limited to any and all special assessments, even if payable in installments after closing, which have become a lien upon the land, whether recorded or unrecorded, at the date of this agreement shall be paid by the Purchaser.

6. LEGAL FEES AND LIENS. All legal fees and costs incurred by Seller shall be reimbursed by Purchaser. Any liens other than tax liens described in Paragraph 5 above shall be paid by Purchaser.

7. CLOSING FEES: Any closing fees charged for services rendered by an escrow company shall be paid by Purchaser except where the payment of same shall be prohibited by law, in which case, such fee shall be paid by the Seller.

8. CONDITIONS PRECEDENT. Purchasers' and Seller's obligations under this Agreement are conditioned upon the satisfaction of each of the following conditions:

- (i) Purchaser, in Purchaser's sole discretion, obtaining a Survey, surveyor's report and surveyor's certificate.
- (ii) Purchaser is buying the property on an "as is" basis. Seller recommends that Purchaser have the property fully inspected including an environmental assessment. Purchaser shall be satisfied with the condition of the property prior to closing.

The above duties and terms shall survive the closing.

- (ii) If Purchaser and Seller fail to satisfy or be satisfied with any one or more of the contingencies set forth above, or if Purchaser determines, at Purchaser's sole and absolute discretion, or for any reason whatsoever, to terminate this Agreement, within the inspection and approval period as defined in paragraph 10, below, then Purchaser may, on or before expiration of the inspection and approval period, as defined in paragraph 10, below, terminate this Agreement by giving written notice thereof to Seller, and this Agreement shall be deemed to be null and void and of no further force or effect, and Purchaser and Seller shall have no further rights, obligations, or liabilities under this Agreement.

9. INSPECTION: Provided H.U.D. consents, Purchaser and its employees, agents, and representatives shall at all times before Closing, have the privilege, opportunity, and right to enter upon the Property to inspect, examine, and perform surveys, soil tests, borings, structural analysis and tests, and any other tests needed to determine structural surface, subsurface, and topographic

conditions of the Property, or for any other reasons deemed necessary by Purchaser for the satisfaction of the conditions set forth in paragraph 8, above.

10. **INSPECTION AND APPROVAL PERIOD:** From the Effective Date, Purchaser shall have until the closing date (the "Inspection and Approval Period") with H.U.D. to inspect the Property in the manner set forth in paragraph 9 above; and to obtain such other studies, tests, determinations, assessments and approvals, including but not limited to structural testing and inspection, site plan approval, easements, licenses, variances, curb cuts, and as otherwise set forth in paragraph 8, above, and any other determinations, assessments and approvals that are necessary to permit Purchaser's intended use of the Property, as deemed in Purchaser's sole discretion. Any delay by Seller in performing its obligations pursuant to this Agreement shall result in an extension of the Inspection and Approval Period equal to the length of the delay.

11. **CLOSING:** The consummation of the purchase and sale of the Property pursuant to this Agreement (the "Closing") shall be held no later than 45 days from the last date of the signatures below. Closing shall take place at the title company, or such other location, as the Seller and Purchaser may mutually agree in writing.

12. **TITLE INSURANCE:** As evidence of title, Purchaser shall obtain, at Purchaser's sole cost and expense, a commitment for title insurance issued by a title company for a policy of title insurance from an underwriter acceptable to Purchaser, insuring title without exceptions. All costs associated with the title policy in the form required shall be the sole responsibility of the Purchaser.

13. **OBJECTIONS TO CONDITION OF TITLE:** If objection to the title is made by the Purchaser, then Seller may terminate this Agreement and the Sales Contract with H.U.D.

14. **SELLER'S REPRESENTATIONS, WARRANTIES AND COVENANTS.** Seller represents, warrants and covenants to Purchaser that:

- (a) Seller (i) has complete and full authority to execute this Agreement, (ii) will execute and deliver any documents, instruments, and agreements including, but not limited to, affidavits and certificates necessary to consummate the transaction contemplated herein, and (iii) will take all additional action that is reasonably necessary or appropriate to effect and facilitate the consummation of the sale and purchase transaction contemplated herein, as may be required by the Title Company.
- (b) Seller will not further sell, encumber, convey, or assign, or contract to sell, encumber, convey, assign, pledge, or lease all or any part of the Property or restrict the use of all or any part of the Property or take or cause to be taken any action in conflict with this Agreement at any time between the Seller's acceptance hereof and (i) Closing or (ii) the earlier termination of this Agreement pursuant to its terms.
- (c) Neither the entering into of this Agreement nor the consummation of the transaction contemplated hereby will constitute or result in a violation or breach by Seller of any judgment, order, writ, injunction, or decree issued against or imposed upon it or contract to which it is a party or will result in a violation by Seller of any applicable law, order, rule, or regulation of any governmental authority. There is no action, suit, proceeding or investigation pending which would become a cloud on the title to the Property or any portion thereof or which questions the validity or enforceability of the transaction contemplated by this Agreement or any action taken pursuant hereto in any court or before or by any federal, district, county, or municipal department, commission, board, bureau, agency or other governmental instrumentality, nor does Seller have any knowledge that any such action, suit, proceeding or investigation is threatened. Seller is not a "foreign person" as that term is defined in the Internal Revenue Code, Section 1445(F)(3) and the sale of the Property is not subject to any withholding requirements imposed by the Internal Revenue Code, including, without limitation,

Section 1445(F)(3).

- (d) Seller is not a party to or bound by any contract or agreement of any kind or whatsoever, written or verbal, which might affect the Property.

15. MISCELLANEOUS:

- (a) **Governing Law:** This purchase agreement shall be governed by, construed and enforced in accordance with the laws of the State of Michigan.
- (b) **Entire Agreement:** This Agreement and the Agreement with H.U.D. constitute the entire, integrated agreement between the parties, and supersedes all prior written and unwritten negotiations, agreements, proposals and understandings. This Agreement shall not be orally amended, modified, superseded, or canceled, it being specifically understood that any of the terms, covenants, representations and conditions contained herein may be amended only by written instrument executed by all parties.
- (c) **Binding Effect:** The covenants and conditions herein shall bind and inure to the benefits of the executors, administrators, successors and assigns of the respective parties. If the parties herein be more than one or if they be of the feminine sex, or a corporation or other business entity, such words and pronouns and other relative words shall be read as if written in the plural, feminine, and neuter, respectively.
- (d) **Assignment:** This Agreement may be assigned or transferred by Purchaser at any time without the consent of Seller, provided the Assignee agrees to be specifically bound by the terms of this Agreement. Upon such assignment, Purchaser shall have no further or other obligations or liabilities hereunder.
- (e) **Counterparts:** This Agreement may be executed in counterparts each of which may be deemed an original, and all such counterparts together shall be deemed one and the same agreement.
- (f) **Survival:** All warranties, covenants, duties and representations made herein shall survive closing.

16. **BROKERS:** If either party has used a broker, it shall be that party's responsibility to compensate its broker.

17. **EFFECTIVE DATE:** If this Agreement is not signed simultaneously by Seller and Purchaser it shall be considered to be an offer made by the party first executing it to the other party. In this event, that offer shall expire at midnight on the tenth (10th) calendar day following signature by the offering party. Effective date shall mean the date upon which this Agreement is accepted by the parties to whom the offer is made. Acceptance shall be deemed to have been made on the date the fully executed Agreement is received by the party first executing the Agreement.

18. **NOTICES:** All notices, requests, demands or other communications hereunder shall be in writing and deemed given (a) when delivered personally or (b) on the day said communication is deposited in the U.S. mail, by registered or certified mail, return receipt requested, postage prepaid, or (c) on the next business day after notice is sent by facsimile or (d) on the day said communication is deposited with a nationally recognized overnight courier service, addressed and/or sent by facsimile, as the case may be, as follows:

If to Seller:

If to Purchaser:

City of Owosso
301 West Main Street
Owosso, Michigan 48867

Shiawassee County Habitat for Humanity
308 West Main Street, Suite 208
Owosso, Michigan 48867

ATTENTION:

ATTENTION: Sara Warren-Riley

Motion supported by Councilperson Martenis.

Roll Call Vote.

AYES: Councilpersons Forster, Frederick, Mayor Pro-Tem Owen, Councilpersons Cline, Simmons, Martenis, and Mayor Bruff.

NAYS: None.

COMMUNICATIONS

Tim Ransberger, Charter Communications. Letter regarding updating of cable network.

Owosso Planning Commission. Minutes of Meeting of March 24, 2008.

Westtown Corridor Improvement Authority. Minutes of Meeting of March 12, 2008.

Councilperson Martenis commented on his hope the cable company keeps its promise not raise prices for improvements to their service.

CITIZEN COMMENTS AND QUESTIONS

Justin Horvath, 818 South Washington Street, and SEDC Director, inquired whether the budget would be available on-line. He also gave an update on developments with the former AO Smith building, indicating the purchaser intends to use the space as an incubator for a number of businesses.

Gary Burk, 214 Michigan Avenue, announced the spring river clean-up by the Friends of the Shiawassee River on Saturday, April 19th.

Shelva Cebulski, 1243 Marion Street, announced the Knights of Columbus paper drive on April 18th and 19th.

Gordon Pennington, 417 East Oliver Street, indicated he would like to see a large collective effort to make Owosso a better place and suggested a citizen commission to coordinate the efforts of volunteers.

Brian Berry, 627 North Washington Street, inquired if someone could look into removing hazards from around the sidewalks, such as low hanging branches.

Councilperson Frederick expressed his desire to explore the recent difficulties with the service provided by Charter Cable and his desire to see them establish a local phone number for handling complaints and comments.

Councilperson Martenis agreed with Councilperson Frederick's comments on the cable service and expressed his hope that the schools would become involved in the river clean-up efforts.

Mayor Bruff asked that citizens not call him in regard to cable issues as he has no authority to resolve cable issues.

NEXT MEETING

April 21, 2008

OPEN BOARDS AND COMMISSIONS APPOINTMENTS

Zoning Board of Appeals - Alternate

ADJOURNMENT

Motion by Mayor Pro-Tem Owen for adjournment at 10:10 p.m.

Motion supported by Councilperson Forster and concurred in by unanimous vote.

Michael E. Bruff, Mayor

Amy K. Kohagen, City Clerk