

OWOSSO CITY COUNCIL

JUNE 21, 2010

7:30 P.M.

PRESIDING OFFICER: MAYOR BENJAMIN R. FREDERICK

A moment of silence was held in memory of local businessman and philanthropist George Hody on the occasion of his passing.

OPENING PRAYER: SHELVA CEBULSKI

PLEDGE OF ALLEGIANCE: JAMES CAPITAN
FORMER COUNTY COMMISSIONER

PRESENT: Mayor Benjamin R. Frederick, Mayor Pro-Tem Cindy S. Popovitch, Councilpersons Thomas B. Cook, Michael J. Erfourth, Christopher T. Eveleth, Joni M. Forster, and Gary W. Martenis.

ABSENT: None.

APPROVE AGENDA

Motion by Councilperson Eveleth to approve the agenda as presented with the placement of the presentation by MDOT representative Hillary Owen under Special Presentations and the move of Consent Item 8. Detour Extension to Item of Business 2.

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF JUNE 7, 2010

Motion by Councilperson Cook to approve the Minutes of the Regular Meeting of June 7, 2010 as presented.

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

SPECIAL PRESENTATION

M-52 LANE REDUCTION PROPOSAL

MDOT Traffic and Safety Engineer Hilary Owen explained the impetus for the change was a request by a past Owosso City Council. She reported that a meeting was held by MDOT on October 22, 2009 to gather comment on the proposal. She went on to say the meeting was fairly well attended and comments were heard from both those for and against the proposal. She explained studies show that with a reduction in lanes the city could expect to see fewer accidents while overall service levels would be maintained. She also pointed out that though some individual cross street intersections would be impacted negatively, others would see an improvement in traffic flow. She went on to note that the State intends to keep the curbs placed in their original positions to allow for a reversion back to 4 lanes should it be necessary to accommodate greater traffic flows in the future.

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

The following people addressed the Council in opposition to the proposed conversion of south M52 from 4 lanes to 3 lanes:

James Duntley, 1302 Mansfield Street
Carl Manke, business owner at 421 West Main Street
Gordon Martin, 1200 Penbrook Apt E2
James Hamilton, business operator at 511 West Main Street
Lisa Moffit, 319 Michigan Avenue
Wayne Roszman, former County Commissioner
Donald Snyder, 318 East Oliver Street
Gayle Burk, 1012 South Shiawassee Street
Glen Merkel, owner of Davis Cartage
Charlotte Coe, 816 North Washington Street

The 30 minute time limit was reached.

Motion by Councilperson Eveleth to extend the Citizen Comments & Questions period by 45 minutes.

Motion supported by Councilperson Erfourth.

Voice vote, 6 ayes, 1 nay.

The following people addressed the Council in opposition to the proposed conversion of south M52 from 4 lanes to 3 lanes:

David Stechschulte, 1626 North Chipman Street
Margaret Sowle, 321 West Williams Street
James Peterson, 919 Grand Avenue
Jerry Alcorn, 637 North Water Street
Steve Willis, 905 South Washington Street
Robin Lyon, 1218 South Shiawassee Street
Ed Brush, 1116 North Ball Street
Roberto Larrivey, business owner at 1231 West Main Street
Justin Horvath, Shiawassee Economic Development Partnership President

In addition, the following people called or emailed prior to the meeting to express their opposition to the change:

Sylvia Fuller, 1154 Grand River Road
Betty Coon, 1204 Palmer Avenue
Beatrice Vajgart, 606 South Washington Street
William Owen, 1309 Herman Street
Lisa Stechschulte, 725 River Street
SanJuanita Smith, 751 Woodlawn Avenue
Janet Lyon, 1218 South Shiawassee Street
Thomas Ochodnicki, 1864 Arrowhead Lane
Jeffery Scharnowske, 1101 North Shiawassee Street
Joseph Scharnowske, 1101 North Shiawassee Street
Tonia Grace, 601 Norton Street, Corunna
Brenda Edwards, 209 North Lansing Street
Crystal Bressette, 1525 South M-52
Carl Stevens, 1013 Ryan Street
LuAnn Stewart, 571 Day Road
Betty Jo Nelson, 2450 Krouse Road
Lillian Ellis, 1316 Manfield Street
Frank Fisher, 2153 West Hibbard Road
Lelabelle Coon, 811 Michigan Avenue
Marie Bennett, 7614 Oakview Trail
Rolene Zacharda, 1464 North M-52
Katherine Runyan, 5584 South Friegel Road
Bob Lloyd, 810 North Ball Street
Jacqueline Berl, 790 Riverbend Drive
Christine Mitchell, 1525 Alturas Drive
Tristan McMillan, 316 Prindle Street
Ed McAvoy, 1114 Lynn Street
Tracey Partello
Steven Kobe

The following businesses expressed their opposition to the proposed change to the Shiawassee Economic Development Partnership:

Main Beverage Company, 202 South Lansing Street
Rugged Liner, 951 Aiken Street
Viron International, 505 North Hintz Road
Edwards Sign & Screen Printing, 1585 South M-52
Stechschulte Gas & Oil, 917 East Main Street
Metro Mortgage, 221 East Exchange Street

Sheila Hockman, 705 Campbell Drive, inquired whether the burning ban question would go on the November ballot. She also said she was disappointed that Family Video would be moving to town as they offer adult videos.

Bozena Bienias, 1432 Mallard Circle, thanked the Council for their hard work on the budget. She went on to express her concern that the Family Video store would be offering adult videos. She would like an ordinance created to prohibit adult entertainment businesses in town.

Brent Mowinski, 788 West Wilkinson Road, introduced himself as a local financial advisor and offered his services to the City.

Lynese Lewis, 202 North Dewey Street, expressed her disagreement with the recent Council decision to rezone parcels at the corner of Main and Dewey Streets. She indicated local citizens would like to be involved in the site plan process and asked whether the City would continue to rezone parcels without a master plan.

Burton Fox, 216 East Oliver Street, indicated he too was concerned with the rezoning decision reached by Council. He encouraged citizens to become involved in the site plan review process and asked that Council reconsider their decision.

Gary Meyers, 606 East Exchange Street, inquired why he was not notified of the Council meeting on May 17th when Council set the public hearing for the rezoning request at the corner of Main Street and Dewey Street. It was noted that residents surrounding an area proposed for rezoning receive two notices for public hearings as a part of the rezoning process. It was further noted that regular Council meetings are held on the 1st and 3rd Mondays of each month.

Rick Morris, owner of House of Wheels, hoped to organize a group of people to help with the rails to trails effort.

Marsha Ladd, 735 Lingle Avenue, inquired about details of the proposed M52 lane reduction. There was general Council discussion regarding the details of the M52 lane reduction proposal and regulations for adult entertainment.

There was further discussion regarding the regulation of medical marijuana shops.

Councilperson Cook inquired about the status of the community development director position. It was noted staff is going through the interview process currently.

There was a brief recess from 9:19 p.m. until 9:30 p.m.

CITY MANAGER REPORT

None.

CONSENT AGENDA

Motion by Councilperson Eveleth to approve the Consent Agenda as follows:

Special Assessment Resolution Amendment. Amend Resolution No. 41-2010 authorizing the special assessment roll for the reconstruction of Buckley Drive from Irene Street to Ward Street to reflect an adjustment to the assessment for parcel # 050-560-000-037-00 as follows:

RESOLUTION NO. 62-2010

AMENDING RESOLUTION NO. 41-2010 REDUCING THE SPECIAL ASSESSMENT AMOUNT FOR PARCEL # 050-560-000-037-00

WHEREAS, the City Council authorized Resolution No. 41-2010 setting the special assessment roll for the reconstruction of Buckley Drive from Irene Street to Ward Street on May 17, 2010; and

WHEREAS, Jerry and Sharon McAllister are the owners of parcel # 050-560-000-037-00 which is included in the special assessment roll for Buckley Drive; and

WHEREAS, the McAllisters were out of the State at the time the roll was approved; and

WHEREAS, the McAllisters did not receive a corner lot discount when Irene Street was reconstructed in 1994; and

WHEREAS, it is appropriate to credit the overcharged amount to their current assessment for Buckley Drive.

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

FIRST: The City of Owosso amends Resolution No. 41-2010 to reflect a \$345 credit to the amount assessed to parcel # 050-560-000-037-00.

SECOND: The Treasury Department is instructed to credit their assessment accordingly.

Christ Vineyard Church Permission. Approve application of Christ Vineyard Church for use of Main Street Plaza from 8:00am to 2:00 pm on Sunday July 18, 2010 and Sunday August 15, 2010 and authorize Traffic Control Order No. 1241 formalizing the request.

Professional Services Agreement. Approve professional services agreement with Richard Williams as follows:

RESOLUTION NO. 63-2010

RESOLUTION AUTHORIZING EXECUTION OF

**A CONTRACT FOR SERVICES
BETWEEN THE CITY OF OWOSSO, MICHIGAN AND Q2A ASSOCIATES, LLC
FOR ACCOUNTING AND FINANCIAL SERVICES**

WHEREAS, the city of Owosso, Shiawassee County, Michigan, has determined that accounting and financial services are necessary for the proper functioning of the city;

WHEREAS, the Q2A Associates LLC provides such services which are covered in an agreement which is attached;

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 Q2A Associates LLC for providing accounting and financial services.

SECOND: The mayor and the city clerk of the city of Owosso are instructed and authorized to sign the document substantially in the form attached.

Bid Award. Approve bid award to Atherton Road Sales and Service, Inc. for an Automatic Electrical Transfer Switch for the Public Safety Building in the amount of \$15,580.00, to be paid by a grant from the State of Michigan as follows:

RESOLUTION NO. 64-2010

**RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR
AN ELECTRICAL TRANSFER SWITCH WITH
ATHERTON ROAD SALES AND SERVICE, INC.**

WHEREAS, the City of Owosso Public Safety Building has the need to continue functioning when there is a power outage; and

WHEREAS, the City of Owosso has received a grant through the State of Michigan via the Shiawassee County Emergency Management and Homeland Security Agency for the purchase and installation of an automatic electrical transfer switch to allow the power source for the Public Safety Building to be switched to a generator; and

WHEREAS, the amount of the grant is \$20,350.00 with no match required; and

WHEREAS, the City of Owosso sought bids for this equipment and a bid was received from Atherton Road Sales and Service, Inc. and it is hereby determined that Atherton Road Sales and Service, Inc. is qualified to provide such product 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 purchase an automatic electrical transfer switch from Atherton Road Sales and Service, Inc. in the amount of \$15,580.00.

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 Atherton Road Sales and Service, Inc. up to the amount of \$15,580.00

THIRD: The above expenses shall be paid from the grant received via the Shiawassee County Emergency Management and Homeland Security Agency.

Bid Extension. Authorize extension of 2008 bid award to Mehay Construction for the 2010 Sidewalk Replacement Program (previously extended in 2009) in the amount not to exceed \$25,000.00 and further authorize payment up to that amount as follows:

RESOLUTION NO. 65-2010

**AUTHORIZING THE A CHANGE ORDER
TO THE PURCHASE ORDER FOR
SIDEWALK REPAIRS
WITH MEHAY CONSTRUCTION INC.**

WHEREAS, the City Council approved a purchase agreement with the low bidder for sidewalk repairs on July 7, 2008 authorizing a purchase order with Mehay Construction Inc.; and

WHEREAS, Mehay Construction Inc. has agreed to continue to provide services and materials for sidewalk repair for the 2010 fiscal year at 2008 prices, creating the need to amend the purchase order.

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

- FIRST: The City of Owosso agrees to extend the purchase order with Mehay Construction Inc. for sidewalk repair to cover the 2010 fiscal year.
- SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached as Exhibit A, Amendment to the Contract for Services Between the City of Owosso, Mehay Construction Inc., increasing the total in an amount not to exceed \$25,000.
- THIRD: The above expenses shall be paid from the Major and Local Street Funds.

Bid Extension. Authorize extension of the 2008 bid award to Arrow Construction for the 2010 Street Patch Program (previously extended in 2009) in the amount not to exceed \$63,000 and further authorize payment up to that amount as follows:

RESOLUTION NO. 66-2010
AUTHORIZING THE A CHANGE ORDER
TO THE PURCHASE ORDER FOR
STREET PATCH REPAIRS
WITH ARROW CONSTRUCTION COMPANY

WHEREAS, the City Council approved a purchase agreement with the low bidder for street patch repairs on July 7, 2008 authorizing a purchase order with Arrow Construction Company; and

WHEREAS, Arrow Construction Company has agreed to continue to provide services and materials for street patch repair for the 2010 fiscal year at 2008 prices, creating the need to amend the purchase order.

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

- FIRST: The City of Owosso agrees to extend the purchase order with Arrow Construction Company for street patch repairs to cover the 2010 fiscal year.
- SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached as Exhibit A, Amendment to the Contract for Services Between the City of Owosso, Arrow Construction Company, increasing the total in an amount not to exceed \$63,000.
- THIRD: The above expenses shall be paid from the Major and Local Street Funds.

Purchase Authorization. Authorize purchase of 6600 segmented blocks for raised planting beds as a part of the Washington Street Streetscape project from Young Bros. & Daley in the amount of \$ 19,250.00 and further authorize payment up to that amount as follows:

RESOLUTION NO. 67-2010
RESOLUTION AUTHORIZING THE EXECUTION OF
A PURCHASE ORDER WITH
YOUNG BROS. & DALEY
FOR SEGMENTED LANDSCAPING BLOCK

WHEREAS, the City of Owosso is reconstructing the streetscape on Washington Street in an effort to beautify the downtown; and

WHEREAS, the City of Owosso has already reconstructed the streetscape along Exchange Street and desires to continue the same theme along Washington Street; and

WHEREAS, the City of Owosso wishes to purchase segmented landscaping block to match that which was installed on Exchange Street; and

WHEREAS, the City of Owosso received a quote from Young Bros. & Daley, the sole firm that will supply and deliver the 6600 blocks requested.

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

- FIRST: The City of Owosso has heretofore determined that it is advisable,

necessary and in the public interest to purchase 6600 segmented landscaping block from Young Bros. & Daley, waiving any bid irregularities.

SECOND: The mayor and city clerk are instructed and authorized to sign the document substantially in the form attached as Exhibit A, Contract for Purchase Between the City of Owosso, Michigan and Young Bros. & Daley in the amount of \$19,250.00.

THIRD: The above expenses shall be paid from the Major Street Fund.

Warrant No. 405. Accept Warrant No. 405 as follows:

Vendor	Description	Fund	Amount
Brown & Stewart, PC	Professional Services May 11,2010 – June 14, 2010	General	\$10,715.64

Motion supported by Councilperson Erfourth.

Roll Call Vote.

AYES: Councilpersons Forster, Martenis, Cook, Eveleth, Mayor Pro-Tem Popovitch, Councilperson Erfourth, and Mayor Frederick.

NAYS: None.

ITEMS OF BUSINESS

M-52 LANE CONVERSION

There was a lengthy discussion regarding the reduction of M-52 from 4 lanes to 3, including whether local streets would see greater traffic with a reduction in lanes, whether the City could ask the decision be reversed if they decide to try 3 lanes, if the railroad tracks were taken into account in the traffic studies conducted by MDOT, and whether to rely on expert data or citizen sentiment when making a decision on the matter.

Motion by Councilperson Eveleth to request City staff work with MDOT to leave the lanes as currently designated.

Motion supported by Mayor Pro-Tem Popovitch.

Roll Call Vote.

AYES: Councilperson Eveleth, Mayor Pro-Tem Popovitch, Councilperson Erfourth, and Mayor Frederick.

NAYS: Councilpersons Martenis, Forster, and Cook.

DETOUR EXTENSION

MDOT had approached the City regarding extending the current Washington Street/Gute Street detour to allow for construction on the full width of south M-52. MDOT Construction Engineer Rob Welch was on hand to explain the reasons for the requested extension. He noted that the project had fallen approximately 3 weeks behind because of delays caused by Consumers Energy. The proposed extension would allow those three weeks to be gained back by allowing the entire width of the street to be accessed for construction instead of allowing traffic to utilize one half of the street while construction proceeds on one half. Utilities Director Gary Burk also pointed out that the installation of watermains would be much easier and would not require pavement cuts if the entire width of the street was accessible for construction.

Motion by Councilperson Cook to authorize extended use of the Gute Street – Washington Street detour until mid August to allow for installation of water main and storm sewer on South M52.

Motion supported by Councilperson Eveleth.

Roll Call Vote.

AYES: Mayor Pro-Tem Popovitch, Councilpersons Forster, Erfourth, Martenis, Eveleth, Cook, and Mayor Frederick.

NAYS: None.

CITY BUDGET AMENDMENT

Motion by Councilperson Eveleth to adopt the 2009-2010 Budget Amendment as follows:

BUDGET SUMMARY

	08-09 ACTIVITY	09-10 ADOPTED BUDGET	09-10 AMENDED BUDGET	10-11 APPROVED BUDGET
Fund 101 - GENERAL FUND				
REVENUES				
CHARGES FOR SERVICES	654,912	591,200	760,125	704,300
FEDERAL GRANTS	699,393	148,825	146,650	-
FINES & FORFEITS	72,520	68,000	58,700	66,900
INTEREST & RENTS	71,550	101,300	23,175	37,600
LICENSES & PERMITS	80,190	128,800	107,200	65,500
OTHER FINANCING SOURCES	649,647	809,750	735,275	778,500
OTHER REVENUE	202,141	6,500	29,525	3,500
STATE SOURCES	1,777,387	1,770,700	1,487,600	1,479,000
TAXES	3,656,872	3,526,650	3,570,800	3,609,500
TOTAL REVENUES	7,864,612	7,151,725	6,919,050	6,744,800
APPROPRIATIONS				
MANAGEMENT	1,672,655	1,644,950	1,682,675	1,720,350
PUBLIC SAFETY	3,228,005	3,579,175	3,499,825	3,269,335
COMMUNITY DEVELOPMENT	262,636	372,475	231,825	254,765
PUBLIC SERVICES	1,295,262	1,062,025	1,136,225	1,281,475
RECREATION	1,158,807	213,000	195,125	139,575
TRANSFERS OUT	234,089	280,100	173,375	79,300
TOTAL APPROPRIATIONS	7,851,454	7,151,725	6,919,050	6,744,800
NET OF REVENUES/APPROPRIATIONS - FUND 101	13,158			
Fund 202 - MAJOR STREET FUND				
REVENUES				
FEDERAL GRANTS	33,795	644,350	234,600	509,800
OTHER FINANCING SOURCES	49,750	389,825	210,900	335,500
OTHER REVENUE	100,000	100,000	-	-
STATE SOURCES	726,446	732,800	706,500	698,800
TOTAL REVENUES	909,991	1,866,975	1,152,000	1,544,100
TOTAL APPROPRIATIONS	747,514	1,866,975	1,152,000	1,544,100
NET OF REVENUES/APPROPRIATIONS - FUND 202	162,477			
Fund 203 - LOCAL STREET FUND				
REVENUES				
FEDERAL GRANTS	12,500	12,400	12,800	12,400
OTHER FINANCING SOURCES	62,985	98,275	66,850	359,775
STATE SOURCES	252,366	250,000	245,900	242,800
TRANSFERS	326,691	342,650	363,600	167,100
TOTAL REVENUES	654,542	703,325	689,150	782,075
TOTAL APPROPRIATIONS	648,829	703,325	689,150	782,075
NET OF REVENUES/APPROPRIATIONS - FUND 203	5,713			
Fund 273 - CDBG REVOLVING LOAN FUND				
REVENUES				
INTEREST & RENTS	15,882	17,000	200	-
OTHER FINANCING SOURCES			89,200	11,125
OTHER REVENUE	38,778	-	8,700	20,300
TOTAL REVENUES	54,660	17,000	98,100	31,425

APPROPRIATIONS				
GEN SERVICES	3,854	3,000	40,600	-
TRANSFERS OUT	-	-	57,500	31,425
TOTAL APPROPRIATIONS	3,854	3,000	98,100	31,425
NET OF REVENUES/APPROPRIATIONS – FUND 273	50,806	14,000		

Fund 275 - HOUSING & REDEVELOPMENT REVENUES

FEDERAL GRANTS		128,500	-	210,000
TRANSFERS		71,500	57,500	31,425
TOTAL REVENUES		200,000	57,500	241,425

APPROPRIATIONS

GENERAL SERVICES		200,000	57,500	241,425
TOTAL APPROPRIATIONS		200,000	57,500	241,425
NET OF REVENUES/APPROPRIATIONS – FUND 275				

Fund 282 - 292 OBRA DISTRICTS (Brownfields) REVENUES

OTHER REVENUE	12,745	12,500	11,200	9,325
TAXES	45,933	47,100	43,375	36,000
TOTAL REVENUES	58,678	59,600	54,575	45,325

APPROPRIATIONS

PROFESSIONAL SERVICES	2,234	864	1,700	-
CAPITAL OUTLAY	1,380	-	700	-
DEBT SERVICE	12,839	2,350	8,930	-
TAX REIMBURSEMENTS	28,415	47,861	36,045	45,325
TOTAL APPROPRIATIONS	44,868	51,075	47,375	45,325
NET OF REVENUES/APPROPRIATIONS – FUND 291	13,810	8,525	7,200	-

Fund 248,296 - DOWNTOWN DEVELOPMENT AUTHORITY REVENUES

OTHER FINANCING SOURCES	-	-	-	15,000
OTHER REVENUE	-	-	13,025	33,500
TAXES	349,426	340,650	356,275	333,175
TOTAL REVENUES	349,426	340,650	369,300	381,675

APPROPRIATIONS

GEN SERVICES	70,309	56,975	67,200	136,750
CAPITAL OUTLAY	133,745	30,000	11,200	39,475
DEBT SERVICE	33,230	127,225	76,375	82,750
TRANSFERS OUT	127,933	126,450	124,775	122,700
TOTAL APPROPRIATIONS	365,217	340,650	279,550	381,675
NET OF REVENUES/APPROPRIATIONS – FUND 296	(15,791)	-	89,750	-

Fund 297 - HISTORICAL FUND REVENUES

CHARGES FOR SERVICES	3,492	3,500	3,500	3,500
INTEREST & RENTS	12,895	13,500	7,325	9,500
OTHER FINANCING SOURCES	-	42,300	11,725	41,350
OTHER REVENUE	6,777	16,000	8,200	16,000
TRANSFERS	21,936	18,500	20,425	17,500
TOTAL REVENUES	45,100	93,800	51,175	87,850

APPROPRIATIONS

	HISTORICAL COMMISSION	3,037	24,450	12,250	24,475
	CASTLE	18,323	29,550	23,625	28,550
	GOULD HOUSE	17,317	39,800	15,300	34,825
	TOTAL APPROPRIATIONS	38,677	93,800	51,175	87,850
	NET OF REVENUES/APPROPRIATIONS – FUND 297	6,423			
Fund 466 - CAPITAL PROJECTS-BUILDING AUTH					
REVENUES					
	INTEREST & RENTS	3,795	-	3,125	-
OTHER	OTHER REVENUE	11,220	-		-
	TOTAL REVENUES	15,015	-	3,125	-
	NET OF REVENUES/APPROPRIATIONS – FUND 466	15,015		3,125	
Fund 494 - DDA CONSTRUCTION FUND (VSCI)					
REVENUES					
	FEDERAL GRANTS	175,000	1,686,850	500,000	-
	INTEREST & RENTS			2,750	-
	OTHER FINANCING SOURCES	950,000	361,750	205,250	-
	TOTAL REVENUES	1,125,000	2,048,600	708,000	-
APPROPRIATIONS					
	ADMINISTRATIVE	1,038		35,500	-
	CAPITAL OUTLAY	400,209	2,048,600	672,500	-
	TOTAL APPROPRIATIONS	401,247	2,048,600	708,000	-
	NET OF REVENUES/APPROPRIATIONS – FUND 494	723,753			

Motion supported by Councilperson Erfourth.

Roll Call Vote.

AYES: Councilpersons Martenis, Eveleth, Erfourth, Forster, Cook, Mayor Pro-Tem Popovitch, and Mayor Frederick.

NAYS: None.

WATER & SEWER RATE SCHEDULE

There was discussion regarding the last time rates were raised, raising rates for the second time in one year, and the idea of raising expenses for citizens vs. the responsibility of making the system self sustaining.

Motion by Councilperson Martenis to authorize the following resolution adopting a revised Water & Sewer Rate schedule for the fiscal year beginning July 1, 2010:

RESOLUTION NO. 68-2010

WATER AND SEWER RATE SCHEDULE FOR THE CITY FISCAL YEAR BEGINNING JULY 1, 2010

"Pursuant to Sections 34-248. Water Rates, and 34-249. Sewer Rates, of Article V, of Chapter 34, of the Owosso City Code, the City Council does hereby resolve that the following rate schedule for water and sewer service shall be in effect for the City fiscal year beginning July 1, 2010 and continuing thereafter until modified or replaced by further Council action. All previous resolutions or parts thereof, insofar as the same may be in conflict herewith, are hereby repealed."

CITY OF OWOSSO WATER AND SEWER RATE SCHEDULE FOR THE CITY FISCAL YEAR BEGINNING JULY 1, 2010

I. QUARTERLY WATER AND SEWER RATES

Quarterly water and sewer service charges consist of a demand charge plus a metered usage charge. One meter unit is equal to 100 cubic feet of water or about 750 gallons.

Rates for retail out-of-town water service are double the in-town rate. The City has no retail out-of-town sewer service.

Bills are issued on a quarterly basis and, if not paid by the due date as shown on the billing, a late payment charge of ten percent (10%) of the current amount due may be added for failure to make prompt payment.

QUARTERLY WATER SERVICE CHARGE:

In-town: \$1.40 per meter unit + In-town Water Demand Charge from Table below.
 Out-of-town: \$2.80 per meter unit + Out-of-town Water Demand Charge from Table below.

QUARTERLY SEWER SERVICE CHARGE:

\$1.80 per unit + Sewer Demand Charge from Table below.

For residential customers without metered water service, the quarterly sewer charge shall be \$73.60 per residential unit.

QUARTERLY DEMAND CHARGE TABLES

A. Potable Water & Sewer Service

Water Meter Size	Water (In-town)	Sewer (In-town)	Combined (In-Town)	Water Only (Out-of-town)
5/8"	\$30.00	\$25.00	\$55.00	\$60.00
3/4"	45.00	37.50	82.50	90.00
1"	75.00	62.50	137.50	150.00
1.5"	150.00	125.00	275.00	300.00
2"	240.00	200.00	440.00	480.00
3"	450.00	375.00	825.00	900.00
4"	750.00	625.00	1,375.00	1,500.00
6"	1,500.00	1,250.00	2,750.00	3,000.00

The demand charge for multiple residential units served by a single water meter shall be based on actual meter size provided the meter meets the minimum size requirement per the following table:

<u>Number of Apartments</u>	<u>Minimum Meter Size</u>
1 - 3	5/8"
4 - 7	3/4"
8 - 11	1"
12 - 15	1&1/2"
16 - 24	2"
24 - 48	3"
Over 48	4"

B. Fire Protection Service

<u>Sprinkler Service Size</u>	<u>Quarterly Water Demand Charge</u>	
	<u>In-town</u>	<u>Out-of-Town</u>
4 inch	\$ 45.00	\$ 90.00
6 inch	\$ 75.00	\$150.00
8 inch	\$150.00	\$300.00
10 inch	\$240.00	\$480.00

II. EXTRA STRENGTH WASTEWATER SURCHARGES

Extra strength wastewater surcharges shall apply to those users of the City wastewater treatment system approved for the discharge of extra strength wastewater in accordance with Section 34-170. of the Owosso City Code. The surcharge rate shall be applied to loadings in excess of the base or normal strength loading.

EXTRA STRENGTH WASTEWATER SURCHARGE SCHEDULE

<u>PARAMETER</u>	<u>BASE</u>	<u>SURCHARGE</u>
BOD-5	220 MG/L	\$0.11/pound in excess of base
TSS	300 MG/L	\$0.17/pound in excess of base
TP	10 MG/L	\$1.50/pound in excess of base
NH3-N	20 MG/L	\$0.80/pound in excess of base

(Note: BOD-5 = Biochemical Oxygen Demand; TSS = Total Suspended Solids; TP = Total Phosphorous; NH3-N = Ammonia Nitrogen; MG/L = Milligrams per Liter)."

III. HYDRANT RENTAL CHARGES

Hydrants located outside the City of Owosso and private hydrants maintained by the City of Owosso shall be subject to an annual hydrant rental charge of \$144.

IV. BULK WATER CHARGES

For users with an active city water service connection, bulk water delivered by the city from hydrants or other approved outlets for such purposes as pool filling, shall be charged at the standard metered usage rate given in Section I. above along with actual labor and equipment costs with a minimum charge of \$40.00, which includes up to 5,000 gallons.

Other bulk water sales, such as filling tank trucks, shall be charged at the rate of \$8.00 per thousand gallons with a \$40.00 minimum charge, which includes up to 5,000 gallons, if during the normal workday at an established city delivery point. After hours bulk water sales and/or sales at other than established city delivery points, shall be charged at the rate of \$8.00 per thousand gallons plus actual labor and equipment costs.

Customers who prepay shall be granted a 10% discount.

(Note: These charges do not apply to water supplied for fire fighting).

V. INCREMENTAL WATER AND SEWER USAGE CHARGES FOR BILLING ADJUSTMENTS RELATED TO PLUMBING LEAKS

The incremental water and sewer usage charges shall be 50% of the normal usage charge. These incremental usage rates are for the purpose of making adjustments to significantly high bills attributable to plumbing leaks and may be applied in accordance with Guidelines separately approved by the Owosso City Council.

Motion supported by Mayor Pro-Tem Popovitch.

Roll Call Vote.

AYES: Councilpersons Erfourth, Eveleth, Martenis, Cook, and Mayor Pro-Tem Popovitch.

NAYS: Councilperson Forster and Mayor Frederick.

STROLLING THE STREETS PERMISSION

There was a very brief discussion regarding whether Main Street would have to purchase independent insurance for the event. It was noted they would be covered under the City's insurance.

Motion by Councilperson Eveleth to approve the application of Owosso Main Street for use of Main Street Plaza from 6:00pm until event completion on Friday, July 16, 2010 and Saturday, July 17, 2010, authorize Traffic Control Order No. 1242 formalizing the request, and further waive the insurance requirement for the event.

Motion supported by Councilperson Erfourth.

Roll Call Vote.

AYES: Councilperson Martenis, Mayor Pro-Tem Popovitch, Councilpersons Forster, Erfourth, Eveleth, Cook, and Mayor Frederick.

NAYS: None.

RECEIVE REPORT AND SET PUBLIC HEARING

Councilperson Cook noted the committee had received notice from the State of Michigan earlier that day requesting changes to the report. Interim City Manager Crawford indicated further time would be needed prior to setting the public hearing.

Motion by Councilperson Cook to receive the Historic District Study Committee Report. (Setting a public hearing putting the Historic District in motion will be considered at the first meeting in July.)

Motion supported by Councilperson Eveleth.

Roll Call Vote.

AYES: Councilpersons Cook, Eveleth, Martenis, Erfourth, Forster, Mayor Pro-Tem Popovitch, and Mayor Frederick.

NAYS: None.

BMX PARK PROPOSAL

Parks & Recreation Chairperson Marsha Ladd presented a proposal to construct a BMX track next to the skate park on the corner of Wright and Allendale Avenues. There was general discussion regarding the procedure that should be pursued to explore the proposal and possibly establish the track.

Council directed staff to stake out the proposed site and explore whether the James Miner trail could be accessed from the park. They agreed to consider setting a public hearing on the establishment of the track at the first meeting in July.

COMMUNICATIONS

Gary Palmer, Building Official. May 2010 Building Department Report.

Gary Palmer, Building Official. May 2010 Code Violations Report.

Michael T. Compeau, Public Safety Director. July 2007 Police Department Report.

Michael T. Compeau, Public Safety Director. May 2010 Fire Department Report.

Owosso Main Street/Downtown Development Authority. Minutes of Meeting of June 2, 2010.

CITIZEN COMMENTS AND QUESTIONS

Rick Morris, 1229 Willow Street, in reference to the M52 lane issue, indicated that many times people come out only to support the negative, not the positive. He went on to say that he would like to form a group to work on grant applications for the rails to trails project.

Steve Willis, 905 South Washington Street, thanked Council for listening to the people on the M52 lane issue. He went on to say he appreciated the consideration Council made when deciding whether to raise water rates.

Kimberly Staples, 501 South Shiawassee Street, thanked City Engineer Ron Baker for all of his help during the M52 reconstruction process. She said he has made the process easier for her business by answering any question she has and addressing her concerns.

Carl Manke, business owner at 421 West Main Street, wanted to know if the State proposed reducing the lanes on M52 to reduce the cost of maintenance. It was noted the street would have remained just as wide for 3 lanes as for 4, with no potential reduction in costs.

Burton Fox, 216 East Oliver Street said he thought Nixle was a great service and encouraged the City to put more specific information on crimes in the weekly crime report. It was noted the County provides the information in question not the City.

Gary Burk, 214 Michigan Avenue, said he understood former Mayor Davis's concerns with safety on M52, particularly with the number of accidents on north M52, saying a dedicated turn lane could improve safety along that stretch. He asked Council to keep an open mind when examining whether or not to convert north M52 to 3 lanes.

Margaret Sowle, 321 West Williams Street, wanted to know what the arguments were in favor of changing from 2 lanes to 4 lanes when M52 was originally expanded.

Michael Bush, 612 South Chipman Street, said he is happy south M52 is being repaired. He went on to say that he opposed the 1 mil increase for brush pick up and that the DPW does not have enough workers to do the extra work. He said he is also opposed to the water rate increase.

There was discussion regarding Nixle and the crime information provided. It was noted people would like more detail on communications about crimes in the City.

Mayor Pro-Tem Popovitch said she had stopped into a local business that is part of the Washington Street reconstruction to ask about how things were going and received a report that things were going better than expected and all their requests had been accommodated.

Councilperson Martenis addressed the question regarding the original conversion of M52 to a 4 lane highway saying Shiawassee Street was not a state highway until it was converted to 4 lanes, prior to that the highway followed other streets in town to connect on the north and south sides.

Councilperson Forster noted she would be happy to volunteer for the rails to trails effort.

City Engineer Baker noted former Building Official John Archer had worked on the project and a proposed route had been worked out.

NEXT MEETING

Tuesday, July 6, 2010

BOARDS AND COMMISSIONS OPENINGS

Historical Commission, term expiring 12-31-2011
Building Board of Appeals, term expiring 06-30-2013

ADJOURNMENT

Motion by Councilperson Eveleth for adjournment at 11:26 p.m.

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

Benjamin R. Frederick, Mayor

Amy K. Kohagen, City Clerk