

OWOSSO CITY COUNCIL

JULY 6 , 2010

7:30 P.M.

PRESIDING OFFICER: MAYOR BENJAMIN R. FREDERICK
OPENING PRAYER: GORDON PARKINSON
PLEDGE OF ALLEGIANCE: MIKE ESPICH
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 move of Consent items 1. Conduct First Reading and Set Public Hearing – Ordinance Amendment, 5. Set Public Hearing – Obsolete Property Rehabilitation District, and 8. Professional Services Agreement to Items of Business 2, 3, and 4 and the addition of Item of Business 5. Executive Session.

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

APPROVAL OF THE MINUTES OF REGULAR MEETING OF JUNE 21, 2010

Motion by Councilperson Cook to approve the Minutes of the Regular Meeting of June 21, 2010 as presented.

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

PROCLAMATIONS / SPECIAL PRESENTATIONS

SRI RESOLUTION

Mayor Frederick presented the following resolution of support for the Steam Railroading Institute to Institute Director TJ Gaffney.

RESOLUTION NO. 69-2010

**A RESOLUTION OF SUPPORT
FROM THE COUNCIL OF THE CITY OF OWOSSO, MICHIGAN
TO THE STEAM RAILROADING INSTITUTE**

WHEREAS, the Steam Railroading Institute is nationally recognized as a museum and historical center preserving history and educating visitors on the importance of railroading as an integral part of the country's past; and
WHEREAS, the Pere Marquette Steam Locomotive No. 1225 is a community fixture of great value that is nationally known; and
WHEREAS, the 1225 is in need of federally mandated maintenance for security and safety and to keep this beautiful piece of American history in working condition; and
WHEREAS, the Steam Railroading is working hard to maintain its precious pieces of history and continually improve its offerings to the public by acquiring new pieces and ensuring it is financially strong; and
WHEREAS, the City of Owosso will forever be considered a destination thanks to the Steam Railroading Institute.

NOW THEREFORE, BE IT RESOLVED, that the City Council of the City of Owosso recognizes the Steam Railroading Institute and supports it in all its endeavors.

FURTHERMORE, BE IT RESOLVED, that the Steam Railroading Institute is conferred the Council's and Community's sincerest gratitude and commendation for their exemplary work and for their support of the community.

Resolved this 6th Day of July, 2010 by the Owosso City Council.

CRW APPRECIATION

Mayor Frederick presented organization President Joseph Ibarra with the following resolution of appreciation for the Community Radio Watch.

RESOLUTION NO. 70-2010

**A RESOLUTION OF APPRECIATION
FROM THE COUNCIL OF THE CITY OF OWOSSO, MICHIGAN
TO THE COMMUNITY RADIO WATCH**

- WHEREAS,** the Community Radio Watch, commonly known as CRW, has been a community fixture for over 25 years; and
- WHEREAS,** the CRW requires professionalism, dedication and commitment of its members; and
- WHEREAS,** local government resources have entered a time of scarcity while needs continue to rise; calling for community involvement and volunteerism; and
- WHEREAS,** the CRW—with its venerable record of integrity and deserving of its motto, “We are willing to help”—has entered into a partnership with the City to assist in large community events which require crowd and traffic control; and
- WHEREAS,** through the volunteer efforts of the CRW, the City has saved thousands of dollars and made these events possible and safe to attend.

NOW THEREFORE, BE IT RESOLVED, that the City Council of the City of Owosso recognizes the CRW for its generous contribution of time, expertise, and equipment.

FURTHERMORE, BE IT RESOLVED, that the CRW is conferred the Council’s and Community’s sincerest gratitude and commendation for their decades of exemplary service to the City of Owosso.

Resolved this 6th Day of July, 2010 by the Owosso City Council.

Motion by Councilperson Eveleth to accept the resolution of support for the Steam Railroading Institute.

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

Motion by Councilperson Cook to accept the certificate of appreciation to the Community Radio Watch.

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

PUBLIC HEARINGS

None.

CITIZEN COMMENTS AND QUESTIONS

William Spencer, Vice President of Covenant Eyes, read aloud a statement describing the company and requested the maximum tax abatement possible.

Collin Rose, owner of Michigan Online Group, asked the Council for the establishment of an OPRA district encompassing his new office to assist them in renovating the business.

Kevin Brown, 217 Curwood Castle Drive, indicated he supported the efforts of Michigan Online Group and he was also in support of banning burning except recreational fires and grilling.

The following people spoke in opposition to the recent decision to rezone parcels at the corner of Main Street and Dewey Street:

- Jerry Hebekeuser, 206 North Dewey Street
- Lynese Lewis, 202 North Dewey Street
- Brent Smith, 811 East Exchange Street
- Jeremy Hall, 607 East Exchange Street
- Lloyd Webster, 119 Stratford Drive
- Gary Meyers, 606 East Exchange Street
- Jennifer Hall, 607 East Exchange Street
- Monica Smith, 811 East Exchange Street

Burton Fox, 216 East Oliver Street, said the City needs to develop a plan to fill vacant buildings. He also commented on current efforts to place memorials for the Korean War and the Vietnam War in Fayette Square.

Eddie Urban, 601 Glenwood Avenue, noted the Military Order of the Purple Heart plans on selling violas in the fall as a fund raiser.

Mayor Pro-Tem Popovitch noted her disagreement with the recent decision to rezone parcels at the corner of Main Street and Dewey Street. She encouraged Council members to become more educated on the zoning laws and the overlay district prior to considering an ordinance to amend the overlay district.

There was discussion regarding the overlay district, the current proposal for the site in question, and Roberts Rules of Order in relation to rescinding a prior action.

CITY MANAGER REPORT

None.

CONSENT AGENDA

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

Set Public Hearing – Historic District. Set a public hearing for August 2, 2010 to receive citizen comment regarding the establishment of a Historic District in the downtown.

Set Public Hearing – Industrial Facilities Exemption Certificate. Set a Public Hearing for July 19, 2010 to receive citizen comment regarding the application of Covenant Eyes, Inc. for an Industrial Facilities Exemption Certificate for real property improvements at 1525 West King Street as follows:

RESOLUTION NO. 71-2010

**SETTING PUBLIC HEARING TO CONSIDER APPLICATION FOR AN INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE
COVENANT EYES, INC.
1525 W. KING STREET**

WHEREAS, a tax abatement application was received June 16, 2010 from Covenant Eyes, Incorporated per the City of Owosso Tax Abatement Policy of June 7, 2010; and

WHEREAS, application was also received June 16, 2010, from Covenant Eyes, Incorporated for an Industrial Facilities Tax Exemption Certificate; and

WHEREAS, a Plant Rehabilitation District was established April 18, 1977 and an Industrial Development District was established June 19, 2000 for property described as:

PART OF NORTH 1/2 OF SOUTHEAST 1/4 SECTION 14, T7N-R2E, COMMENCING S 1*32 1/2' W 33' & E 418.73' FROM CENTER SECTION 14 TO POINT OF BEGINNING, THEN S 42*7' E 1066.59', THEN N 48*30' E 118.25', THEN S 77*17' E 202.9', THEN N 42*7' W 945.24' TO SOUTH LINE OF KING STREET, THEN W 397.66' TO POINT OF BEGINNING, (EXCEPT EASEMENTS OF RECORD) (1525 W. King Street); and

WHEREAS, the Industrial Facilities Tax Exemption certificate, being part of Act 198 of 1974, is available to the city of Owosso; and

WHEREAS, city of Owosso is qualified local governmental unit and permits the city of Owosso to grant an Industrial Facilities Tax Exemption Certificate; and

WHEREAS, it was determined by city staff that the Industrial Facilities Exemption Certificate is within the guidelines of the City of Owosso Tax Abatement Policy of June 7, 2010; and

WHEREAS, notification was sent to all taxing jurisdictions per the City of Owosso Tax Abatement Policy of June 7, 2010; and

NOW, THEREFORE, BE IT RESOLVED by the city council of the city of Owosso, Shiawassee County, Michigan that:

FIRST: the Owosso City Council sets public hearing for July 19, 2010 on or about 7:30 p.m. in the council chambers for the purpose hearing comments for those within the proposed district, governmental taxing jurisdictions and any other resident or taxpayer, of the city of Owosso; and

SECOND: the city clerk gives the notifications as required by law; and

Set Public Hearing – Personal Property Exemption. Set public hearing for July 19, 2010 to receive public comments on New Personal Property Exemption for Covenant Eyes, Inc., 1525 West King Street as follows:

RESOLUTION NO. 72-2010

**SETTING PUBLIC HEARING TO CONSIDER APPLICATION FOR AN EXEMPTION
OF NEW PERSONAL PROPERTY
COVENANT EYES, INC.
1525 W. KING STREET**

WHEREAS, a tax abatement application was received June 16, 2010 from Covenant Eyes, Incorporated per the City of Owosso Tax Abatement Policy of June 7, 2010; and

WHEREAS, application was also received June 16, 2010, from Covenant Eyes, Incorporated for an Exemption of New Personal Property; and

WHEREAS, an Industrial Development District was established June 19, 2000 for property described as:

PART OF NORTH 1/2 OF SOUTHEAST 1/4 SECTION 14, T7N-R2E, COMMENCING S 1*32 1/2' W 33' & E 418.73' FROM CENTER SECTION 14 TO POINT OF BEGINNING, THEN S 42*7' E 1066.59', THEN N 48*30' E 118.25', THEN S 77*17' E 202.9', THEN N 42*7' W 945.24' TO SOUTH LINE OF KING STREET, THEN W 397.66' TO POINT OF BEGINNING, (EXCEPT EASEMENTS OF RECORD) (1525 W. King Street); and

WHEREAS, P.A 328 of 1998 as amended by P.A. 20 of 1999 is available to the city of Owosso; and

WHEREAS, city of Owosso is an Eligible Local Assessing District and permits the city of Owosso to grant a New Personal Property Tax Exemption; and

WHEREAS, it was determined by city staff that the New Personal Property Tax Exemption is within the guidelines of the City of Owosso Tax Abatement Policy of June 7, 2010; and

WHEREAS, notification was sent to all taxing jurisdictions per the City of Owosso Tax Abatement Policy of June 7, 2010; and

NOW, THEREFORE, BE IT RESOLVED by the city council of the city of Owosso, Shiawassee County, Michigan that:

FIRST: the Owosso City Council sets public hearing for July 19, 2010 on or about 7:30 p.m. in the council chambers for the purpose hearing comments for those within the proposed district, governmental taxing jurisdictions and any other resident or taxpayer, of the city of Owosso; and

SECOND: the city clerk gives the notifications as required by law; and

Salem Lutheran Church Permission. Approve the application of Salem Lutheran Church for use of the north half of the parking lot bound by Williams, Park, and Mason Streets (Lot #1) from noon until 7:00 pm on Sunday August 29, 2010 and authorize Traffic Control Order No. 1243 formalizing the request.

Making Strides Against Breast Cancer Permission. Approve application of the American Cancer Society for use of a portion of the Comstock Parking Lot (Lot #10), and portions of Jerome Avenue, Washington, Dewey, Main, King, Pine, and Williams Streets from 1:00 p.m. Friday, October 8, 2010 until 1:00 pm on Saturday, October 9, 2010 and authorize Traffic Control Order No. 1244 formalizing the request.

Bid Award. Authorize bid award to Ruthy's Cleaners for dry cleaning of the Police/Fire Division uniforms for the time period from July 1, 2010 through June 30, 2011 as follows:

RESOLUTION NO. 73-2010

**RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR
DRY CLEANING SERVICES WITH
RUTHY'S CLEANERS**

WHEREAS, the City of Owosso, Shiawassee County, Michigan, requires the services of a cleaner to clean uniforms for City employees; and

WHEREAS, the City of Owosso sought bids for this service; a bid was received from Ruthy's Cleaners; and it is hereby determined that Ruthy's Cleaners is qualified to provide such service 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 dry cleaning services from Ruthy's Cleaners for the 2010-2011 fiscal year.

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 Ruthy's Cleaners for the fiscal year July 1, 2010 through June 30, 2011.

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

Payment Authorization. Authorize Progress Payment No. 3 to the Owosso Community Players for the Lebowsky Center Façade Project in the amount of \$49,368.00, to be repaid by a VSCI Grant drawdown as follows:

RESOLUTION NO. 74-2010
AUTHORIZING PAYMENT TO
THE OWOSSO COMMUNITY PLAYERS
FOR WORK COMPLETED ON
THE LEBOWSKY CENTER FAÇADE PROJECT
PAYMENT #3

WHEREAS, the city of Owosso, Shiawassee County, Michigan, has received from the State of Michigan a Vibrant Small Cities Initiative Grant; and

WHEREAS, façade improvements are eligible for funding under the terms of the grant; and

WHEREAS, the Owosso Community Players have undertaken a project to rebuild the Lebowsky Center theater, of which façade improvements are a part; and

WHEREAS, a portion of the work has been completed and is now eligible for reimbursement through the grant; and

WHEREAS, project manager Bazzani Building Company has applied to the City for reimbursement

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 reimburse the Owosso Community Players for eligible funds spent in the course of reconstructing the façade of the theater via the Vibrant Small Cities Initiative Grant.

SECOND: The accounts payable department is authorized to submit payment to the Owosso Community Players in the amount of \$49,368.00 as detailed on the attached Payment Request 4.

THIRD: The above expenses shall be paid from the CDBG Fund with reimbursement from a VSCI Grant drawdown.

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

Name	Board/Commission	Term Expires
John Hankerd*	Owosso Main Street/DDA	06-30-2014
David Acton*	Owosso Main Street/DDA	06-30-2014
Elizabeth Frasier*	Zoning Board of Appeals - Alternate	06-30-2013
Kent Telesz	Zoning Board of Appeals	06-30-2013
Kent Telesz*	Building Board of Appeals	06-30-2013
Rick McGeehan	Building Board of Appeals	06-30-2013
Donald Crawford	Building Authority	06-30-2013
Timothy Law*	Westtown Corridor Improvement Authority	06-30-2014
Nancy Vogl*	Westtown Corridor Improvement Authority	06-30-2014
Eddie Urban*	Cable Access Advisory Commission	06-30-2013
Jeffrey Gulick	Cable Access Advisory Commission	06-30-2013
Jerry Hebekeuser*	Parks & Recreation Commission	06-30-2012
Carol Lawrence*	Parks & Recreation Commission	06-30-2012
Michael Wojtkowicz*	Parks & Recreation Commission	06-30-2012
Burton Fox*	Planning Commission	06-30-2012
Christopher Brummel	Planning Commission	06-30-2013
David Bandkau	Planning Commission	06-30-2013
Sandy Harvey*	Planning Commission	06-30-2013
Jamie Brummel	Historical Commission	12-31-2011
Michael Bazelides*	LDFA/Brownfield Redevelopment Authority	06-30-2014
Sallysue Gale*	Board of Review	12-31-2014

* indicates reappointment

Motion supported by Councilperson Martenis.

Roll Call Vote.

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

NAYS: Councilperson Forster.

ITEMS OF BUSINESS

PROPOSED CHARTER AMENDMENT QUESTIONS - BURNING

There was discussion regarding whether to include both proposed questions on the ballot or limit it to one to avoid confusion. Emphasis was placed on making some sort of progress on the issue by ensuring the question was clear to voters.

Motion by Councilperson Martenis to approve proposed Charter amendment Option #1 placing a question to ban open burning except recreational fires and grilling on the November 2, 2010 ballot as follows:

**BURNING CHARTER AMENDMENT - OPTION 1
BANS BURNING EXCEPT FOR RECREATIONAL FIRES AND GRILLING**

Chapter 5, Section 5.6 of the Owosso City Charter shall be amended to add subsection (d) which shall read as follows:

(d) The Council shall not have the power to allow open outside burning except recreational fires and grilling. "Open outside burning" is defined as burning of unwanted waste materials such as: paper, garbage, refuse, brush, leaves, grass and other debris. "Recreational burning" is defined as: a fire for ceremonial purposes such as a church, school or special function; or a fire intended for recreation or cooking but not including a fire intended for disposal of waste materials. "Grilling" means a fire for cooking using charcoal, wood, propane or natural gas in cooking or grilling appliances.

STATEMENT OF PURPOSE

This Amendment would ban open outside burning except recreational fires and grilling.

CHARTER AMENDMENT QUESTION

Shall the City of Owosso Charter be amended to add Section 5.6(d) to ban open outside burning except recreational fires and grilling?

Yes
No

Motion supported by Councilperson Cook.

Roll Call Vote.

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

NAYS: None.

CONDUCT FIRST READING AND SET PUBLIC HEARING – ORDINANCE AMENDMENT

There was significant discussion regarding the original vote to rezone the property at the corner of Main Street and Dewey Street, changing the overlay district without examining alternatives, taking the time to gather information to make an informed decision.

Motion by Councilperson Erfourth to set the public hearing and direct staff to examine the effects of the change on the remaining parcels in the block.

There was discussion regarding referring the issue to the Planning Commission.

Motion by Councilperson Erfourth to refer the issue to the Planning Commission for recommendation.

Councilperson Erfourth withdraws both motions.

There was further discussion regarding holding off of the public hearing to gather more information, whether holding off on the public hearing unnecessarily penalizes the proposed

developer of the property, and if the matter should be referred to the Planning Commission for a more comprehensive plan for the M-21 corridor.

Motion by Councilperson Erfourth to approve the following resolution setting a public hearing for July 19, 2010 to gather citizen sentiment on the proposed amendment to Chapter 38, Zoning, Section 38-33(b)(1), *Main Street Office Overlay District*.

The First Reading on the proposed Ordinance Amendment was held.

RESOLUTION NO. 75-2010

**AMENDING CHAPTER 38 ZONING
SECTION 38-33(b) (1) MAIN STREET OVERLAY DISTRICT
OF THE CODE OF ORDINANCES
OF THE CITY OF OWOSSO, MICHIGAN**

WHEREAS, properties at 106 and 104 North Dewey and properties at 601, 615 and 617 East Main Street, in the city of Owosso, county of Shiawassee and state of Michigan are currently zoned B-1, Local Business District, and lie within the Main Street overlay district; and

WHEREAS, on June 7, 2010 the properties located at 106 and 104 North Dewey and the properties located at 601, 615 and 617 East Main Street were rezoned from R-1 Single Family Residential District and RM-1 Multiple Family Residential District to B-1 Local Business District through the adoption of Ordinance No. 716; and

WHEREAS, the ordinance rezoning the property failed to repeal the Main Street Overlay District.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OWOSSO, COUNTY OF SHIAWASSEE, STATE OF MICHIGAN THAT:

SECTION 1: That Chapter 38, Zoning Section 38-33 (b) (1) Main Street Overlay District of the Code of Ordinances of the City of Owosso, Michigan be amended to read as follows:

- (1) The development standards contained in this chapter shall apply to the land along both sides of M-21 from the M-21 right-of-way to the rear line of those lots fronting on M-21 for the area between Hickory Street and Gould Street excluding Lot 7, the West 264' of Lot 6, and the West 132' of Lot 8, City Assessors Plat 2.

SECTION 2. The changes made in the zoning in the lots and parcels of land hereinbefore described are hereby ordered to be redesignated on said map in accordance with this Ordinance.

SECTION 3. This Ordinance shall take effect twenty (20) days after passage.

Motion supported by Councilperson Eveleth.

Roll Call Vote.

AYES: Councilpersons Martenis, Eveleth, Erfourth, and Mayor Frederick.

NAYS: Councilpersons Cook, Forster, and Mayor Pro-Tem Popovitch.

SET PUBLIC HEARING – OBSOLETE PROPERTY REHABILITATION DISTRICT

Councilperson Cook inquired whether passing the resolution tonight would indicate a finding that the proposed district meets the standards of obsolescence. It was noted it would not.

Motion by Councilperson Cook to authorize the following resolution setting a public hearing for July 19, 2010 to receive citizen comment regarding the establishment of an Obsolete Property Rehabilitation District at 307 North Ball Street.

RESOLUTION NO. 76-2010

**SETTING PUBLIC HEARING TO CONSIDER ESTABLISHING AN OBSOLETE
PROPERTY REHABILITATION DISTRICT DESCRIBED AS:
S 3/4 OF LOT 9 (EX W 40' OF S 22') ALSO N 6" OF E 82' OF LOT 12, BLOCK 13,
OF THE ORIGINAL PLAT (307 N. BALL STREET)**

WHEREAS, request was received June 28, 2010, from Daystarr Development, LLC, doing business as Michigan Online Group, to establish a Obsolete Property Rehabilitation District, described as: S 3/4 OF LOT 9 (EX W 40' OF S 22') ALSO N 6" OF E 82' OF LOT 12, BLOCK 13, OF THE ORIGINAL PLAT, and

WHEREAS, the Obsolete Property Rehabilitation Act, Act 146 of 2000, is available to the city of Owosso; and

WHEREAS, the act permits the city of Owosso to establish a Obsolete Property Rehabilitation District; and

WHEREAS, a Obsolete Property Rehabilitation District may consist of one or more parcels of land; and

WHEREAS, it must be determined that the district must consist of obsolete commercial property or commercial housing property as defined in 125.2782, Section 2 (h) of Act 146 of 2000; and

WHEREAS, it must be determined that establishing the district would be beneficial to the city of Owosso, as well as local and regional economy;

NOW, THEREFORE, BE IT RESOLVED by the city council of the city of Owosso, Shiawassee County, Michigan that:

FIRST: the Owosso City Council sets public hearing for July 19, 2010 on or about 7:30 p.m. in the council chambers for the purpose of hearing comments for those within the proposed district, and any other resident or taxpayer, of the city of Owosso; and

SECOND: the city clerk gives the notifications as required by law; and

THIRD: the city staff is directed to investigate and determine if the qualifications of the act are satisfied and report findings at the hearing.

Motion supported by Councilperson Eveleth.

Roll Call Vote.

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

NAYS: None.

There was a brief recess from 9:12 p.m. until 9:19 p.m.

PROFESSIONAL SERVICES AGREEMENT

There was discussion regarding the details of the proposed contract and whether it would be better to hire someone full time rather than contract out on a part time basis.

Motion by Councilperson Eveleth to authorize the following resolution approving a professional services agreement with SWIM, Inc.

RESOLUTION NO. 77-2010

AUTHORIZING EXECUTION OF A CONTRACT FOR SERVICES BETWEEN THE CITY OF OWOSSO, MICHIGAN AND SWIM, LLC FOR UTILITIES ADMINISTRATION & OVERSIGHT SERVICES

WHEREAS, the city of Owosso, Shiawassee County, Michigan, has determined that administrative and management services for the City Water and Wastewater Systems are necessary for the proper functioning of the city;

WHEREAS, the SWIM, 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 SWIM, LLC for providing administrative and management services for the City Water and Wastewater Systems.

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.

Motion supported by Councilperson Martenis.

Roll Call Vote.

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

NAYS: Councilperson Forster.

EXECUTIVE SESSION

Motion by Councilperson Eveleth to authorize holding executive session at the conclusion of regular business to discuss collective bargaining.

Motion supported by Councilperson Cook.

Roll Call Vote.

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

NAYS: None.

RECESSED TO EXECUTIVE SESSION AT 9:35 P.M.

RETURNED FROM EXECUTIVE SESSION AT 9:58 P.M.

COMMUNICATIONS

Michigan Liquor Control Commission. Denial of application for transfer.

Larry Johnson. Letter of resignation - Planning Commission.

Natalie M. Burg, Owosso Main Street Manager. Owosso Main Street/DDA meeting time change.

Richard C. Williams, Finance Director. May 2010 Revenue & Expenditure Report.

CITIZEN COMMENTS AND QUESTIONS

There were no citizen comments.

Councilperson Forster inquired about updates on a large number of topics including the City website and the Community Development Director position.

Councilperson Cook asked for a status report on movement toward the goals adopted in February.

Councilperson Martenis noted the responsiveness of the DPW in fixing potholes.

Mayor Pro-Tem Popovitch said she was pleased with the progress of the Washington Street streetscape project. She also inquired about Mayoral appointments.

Councilperson Martenis hoped that another Council member could be appointed to the SATA Board as the City's other representative had been absent for the last 2 meetings. City Attorney Brown indicated he would look into the situation.

Councilperson Erfourth indicated he would be happy to help find potential boards and commissions members if the Mayor needed help.

NEXT MEETING

July 19, 2010

BOARDS AND COMMISSIONS OPENINGS

None.

ADJOURNMENT

Motion by Councilperson Martenis for adjournment at 10:10 p.m.

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

Benjamin R. Frederick, Mayor

Amy K. Kohagen, City Clerk