

June 22, 2020

A regular electronic meeting of the City Council was held on Monday, June 22, 2020, at 7:00 p.m. online via <https://zoom.us/join>, with Webinar ID: 874 8006 5905 ~ Password: 677520. Mayor Donker presided. The Pledge of Allegiance to the Flag was recited in unison.

Councilmen present: Steve Arnosky, Diane Brown Wilhelm, Maureen Donker, Pamela Hall,  
Marty Wazbinski

Councilmen absent: None

### **MINUTES**

Approval of the minutes of the June 8, 2020 regular electronic meeting was offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski. (Motion ADOPTED by a Roll Call Voice Vote.)

### **RECOGNITION OF FLOOD RESPONSE EFFORTS**

City Manager Brad Kaye spoke in recognition of the community flood response efforts. The following resolution was then offered by Councilman Wazbinski and seconded by Councilman Arnosky:

RESOLVED, that the Mayor is authorized to issue the attached proclamation of recognition expressing sincere gratitude and appreciation for the tremendous efforts put forth by front-line workers, individuals, businesses, and organizations providing incredible flood response in our community's time of need. (Motion ADOPTED by a Roll Call Voice Vote.)

### **2019-20 BUDGETS AND FINANCIAL WORKING PLANS AMENDMENT**

Assistant City Manager Dave Keenan presented information on the 2019-2020 City of Midland Budgets and Financial Working Plans Amendment. A public hearing opened at 7:33 p.m., recognizing no public comments, the hearing closed at 7:35 p.m. The following resolution was then offered by Councilman Hall and seconded by Councilman Brown Wilhelm:

<b>General Fund</b>	<b>Expenditures</b>	<b>Revenue</b>
LCSA - PPT reimbursement		1,418,100
Public Safety	98,100	
Public Works	50,000	
Sanitation	900,000	
Parks & Recreation	(400,000)	
Reserve for contingencies	200,000	
Transfer to Property & Liability Insurance Fund	570,000	
<b>TOTALS</b>	<b>1,418,100</b>	<b>1,418,100</b>
<b>Grace A. Dow Memorial Library Fund</b>	<b>Expenditures</b>	<b>Revenue</b>
Contributions		300,000
Flood Project expenses	546,000	
Transfer from Insurance Fund		346,000
Increase in Fund Balance for Capital Replacement	100,000	
<b>TOTALS</b>	<b>646,000</b>	<b>646,000</b>

<b>Landfill Fund</b>	<b>Expenditures</b>	<b>Revenue</b>
Flood Project expenses	49,000	
Transfer from Insurance Fund		49,000
<b>TOTALS</b>	<b>49,000</b>	<b>49,000</b>
<b>Riverside Place Fund</b>	<b>Expenditures</b>	<b>Revenue</b>
Flood Project expenses	889,000	
Transfer from Insurance Fund		889,000
<b>TOTALS</b>	<b>889,000</b>	<b>889,000</b>
<b>Currie Municipal Golf Course Fund</b>	<b>Expenditures</b>	<b>Revenue</b>
Flood Project expenses	450,600	
Transfer from Insurance Fund		450,600
<b>TOTALS</b>	<b>450,600</b>	<b>450,600</b>
<b>Sanitary Sewer Fund</b>	<b>Expenditures</b>	<b>Revenue</b>
Flood Project expenses	213,000	
Transfer from Insurance Fund		213,000
<b>TOTALS</b>	<b>213,000</b>	<b>213,000</b>
<b>Equipment Revolving Fund</b>	<b>Expenditures</b>	<b>Revenue</b>
Flood Project expenses	12,400	
Transfer from Insurance Fund		12,400
<b>TOTALS</b>	<b>12,400</b>	<b>12,400</b>
<b>Property and Liability Insurance Fund</b>	<b>Expenditures</b>	<b>Revenue</b>
Insurance Claims		990,000
Transfer from General Fund		570,000
Decrease in Fund Balance		400,000
Transfer to Grace A. Dow Memorial Library Fund	346,000	
Transfer to Landfill Fund	49,000	
Transfer to Currie Municipal Golf Course Fund	450,600	
Transfer to Riverside Place Fund	889,000	
Transfer to Sanitary Sewer Fund	213,000	
Transfer to Equipment Revolving Fund	12,400	
<b>TOTALS</b>	<b>1,960,000</b>	<b>1,960,000</b>

(Motion ADOPTED by a Roll Call Voice Vote.)

### **2020 MIDLAND SHOPPING AREA REDEVELOPMENT ACT (SARA) ROLL**

City Assessor Kayla Ripley presented information on the 2020 Downtown Economic Revitalization Public Improvement Special Assessment District Roll. A public hearing opened at 7:42 p.m., recognizing no public comments, the hearing closed at 7:41 p.m. The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Hall:

WHEREAS, pursuant to due notice to all interested parties the City Council has duly met and reviewed the proposed Special Assessments to be assessed and levied in the Special Assessment Roll, prepared by the City Assessor to provide such part of the cost of a certain revitalization program on the "2020 DOWNTOWN ECONOMIC REVITALIZATION PUBLIC IMPROVEMENT SPECIAL ASSESSMENT DISTRICT", as heretofore established, as should be paid upon the property therein especially benefited; and

WHEREAS, that the City Council has heard and considered all objections made to said Assessment and has made such corrections in said roll as in its judgment ought to be made, and the City Assessor being present at said hearing; now therefore

RESOLVED, that the City Council does hereby determine that it is satisfied with said Special Assessment Roll; and

RESOLVED FURTHER, that the City Council does hereby determine that said assessments are in proportion to benefits received; and

RESOLVED FURTHER, that said Special Assessment Roll be and the same is hereby approved and confirmed in all respects, in the amount of \$90,009.69 and that the total estimated cost of said improvements is \$90,009.69, and the City at large cost is zero (0); and

RESOLVED FURTHER, that fifty (50) percent of the amount of said roll shall be collected during the year of 2020, and fifty (50) percent of said roll shall be collected during the year of 2021; and

RESOLVED FURTHER, that the said roll shall be filed in the Office of the City Clerk, and the Clerk is hereby directed to endorse on said roll the date of confirmation, and that said Clerk is hereby directed to attach the warrant to a certified copy within ten days, therein commanding the City Assessor to spread the various sums and amounts appearing therein on a Special Assessment Roll or upon the General Tax Roll of the City for the full amount or in annual installments as directed by the City Council; and

RESOLVED FURTHER, that said roll shall be forwarded to the City Assessor for spreading fifty (50) percent of said roll on July 1, 2020 without interest, and fifty (50) percent of said roll on July 1, 2021 without interest.

RESOLVED FURTHER, in the event the meeting on June 22, 2020 is held virtually, information on how to participate via phone or videoconference will be provided within the agenda posting for said meeting. (Motion ADOPTED by a Roll Call Voice Vote.)

### **PUBLIC COMMENT**

Mary and Jim Elmore, 3101 Camberley Ln, spoke regarding the flood response

Amanda VanHoey, 2811 Saint Marys Dr, spoke regarding the flood responses and the sanitary sewer system.

John Muste, 4900 Oakridge Dr, spoke regarding the flood response and the sanitary sewer system.

John Hill, 4224 Partridge Ln, spoke regarding the flood response and the sanitary and storm sewer systems.

**WATER AND SEWER RATES ORDINANCE AMENDMENTS**

Director of Water Services Peter Schwarz presented information on ordinances amending Section 28-52 of Division 3 of Article II of Chapter 28 – Water Rates and Section 28-163 of Division 3 of Article III of Chapter 28 – Sewer Rates. The following two ordinances were then presented for second reading and adoption:

**WATER RATES ORDINANCE**

The following ordinance was then offered by Councilman Arnosky and seconded by Councilman Brown Wilhelm:

ORDINANCE NO. 1837

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF MIDLAND, MICHIGAN, BY AMENDING SECTION 28-52 OF DIVISION 3 OF ARTICLE II OF CHAPTER 28 THEREOF.

The City of Midland Ordains:

Section 1. Section 28-52 of Division 3 of Article II of Chapter 28 of the Code of Ordinances is hereby amended to read as follows:

**Sec. 28-52. Filtered water rate generally.**

The city's methodology of adjusting water rates shall be in accordance with the cost of service water and sewer rate study prepared by the city's consultant, presented to and approved by the council in 1993 and shall be in conformity with the findings set forth in section 28-2 of this chapter.

All filtered water bills shall be calculated according to the following:

- (1) For each one thousand (1,000) gallons used per quarter: \$1.78
- (2) In addition to the rate set forth in this section for the use of water, there shall be a readiness-to-serve charge per quarter on each metered service as follows:

<u>Metered Service</u>	<u>Amount</u>
5/8" – 3/4"	\$38.35
1"	\$49.86
1-1/2"	\$61.36
2"	\$99.71
3"	\$383.50
4"	\$498.55
6"	\$728.65
8"	\$1,035.45

- (3) Gross rates shall be ten (10) percent greater than the above schedule of rates and shall be charged for water service paid for after the date shown on the bills.

Section 2. This ordinance shall take effect July 1, 2020. (Ordinance ADOPTED by a Roll Call Voice Vote.)

**SEWER RATES ORDINANCE**

The following ordinance amendment was then offered by Councilman Arnosky and seconded by Councilman Wazbinski:

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF MIDLAND, MICHIGAN, BY AMENDING SECTION 28-163 OF DIVISION 3 OF ARTICLE III OF CHAPTER 28 THEREOF.

The City of Midland Ordains:

Section 1. Section 28-163 of Division 3 of Article III of Chapter 28 of the Code of Ordinances is hereby amended to read as follows:

**Sec. 28-163. Amount of sewer charge.**

The city's methodology of adjusting sewer rates shall be in accordance with the cost of service water and sewer rate study prepared by the city's consultant, presented to and approved by the council in 1993 and shall be in conformity with the findings set forth in Section 28-4 of this chapter.

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF MIDLAND, MICHIGAN, BY AMENDING SECTION 28-163 OF DIVISION 3 OF ARTICLE III OF CHAPTER 28 THEREOF.

The City of Midland Ordains:

Section 1. Section 28-163 Chapter 28 of the Code of amended to read as

**Sec. 28-163. Amount of sewer**

The city's sewer rates shall be in service water and sewer city's consultant, presented council in 1993 and shall be findings set forth in Section 28-4 of this chapter.

Metered Service

Amount

5/8" – 3/4"

\$51.55

1"

\$67.02

1 – 1/2"

\$82.48

2"

\$134.03

3"

\$515.50

4"

\$670.15

6"

\$979.45

8"

\$1,391.85

28-163 OF DIVISION 3 OF 28 THEREOF.

of Division 3 of Article III of Ordinances is hereby follows:

methodology of adjusting accordance with the cost of rate study prepared by the to and approved by the in conformity with the

The charges for sewer service shall be calculated according to the following schedule:

- (1) There shall be a readiness-to-serve charge per quarter on each metered water service as follows:

- (2) In addition to the readiness-to-serve charge set forth in subsection (1) of this section, there will be an additional charge for sewer service, which will be calculated as follows:

For each 1,000 gallons of water used per quarter: \$2.55

However, bills for sewer services for two (2) summer quarters for domestic customers, schools and churches shall be based on the average consumption during two (2) winter quarters. In cases where there is no previous consumption upon which to base bills for sewer services in the summer quarters, twenty-five thousand (25,000) gallons or actual consumption, whichever is the least, shall be used.

Section 2. This ordinance shall take effect July 1, 2020. (Ordinance ADOPTED by a Roll Call Voice Vote.)

### **APPROVE TAX LEVY FOR JULY 2020 TAX ROLL - SPECIAL ASSESSMENTS**

The following resolution was offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

RESOLVED, that the City Assessor is hereby authorized and instructed to spread upon the July 2020 tax roll, Special Assessments in the various amounts as indicated herein:

#### Street Improvement Rolls

2014 Street Improvement	\$	2,224.15
Subtotal Street Improvement Rolls	\$	2,224.15

#### Sanitary Sewer Improvement Roll

2003 Sanitary Sewer Improvement	\$	9,987.93
2009 Sanitary Sewer Improvement	\$	26,712.77
2014 Sanitary Sewer Improvement	\$	1,966.29
Subtotal Sanitary Sewer Improvement Rolls	\$	38,666.99

#### Water Main Improvement Rolls

2014 Water Main Improvement	\$	1,577.46
Subtotal Water Main Improvement Rolls	\$	1,577.46

#### Sidewalk Improvement Rolls

2015 Sidewalk Improvement	\$	3,100.47
2016 Sidewalk Improvement	\$	919.46
2017 Sidewalk Improvement	\$	2,600.18
Subtotal Sidewalk Improvement Rolls	\$	6,620.11

#### Water Main and Sanitary Sewer PILOT Rolls

2017 Water Improvement PILOT	\$	923.79
2019 Sanitary Sewer PILOT	\$	1,983.79
2020 Water Improvement PILOT	\$	1,041.08
	\$	3,948.66
2020 Downtown Economic Revitalization Roll (SARA)	\$	45,004.92

Accounts Receivable Roll	\$	18,761.37
TOTAL SPECIAL ASSESSMENT ROLL	\$	116,803.66

; and RESOLVED FURTHER, that the current accounts receivable listed herein be transferred to the 2020 General Fund Tax Roll Accounts Receivable. (Motion ADOPTED by a Roll Call Voice Vote.)

### **APPROVE TAX LEVY FOR JULY 2020 TAX ROLL – MIDLAND PUBLIC SCHOOLS**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, in accord with Act 333 of the Public Acts of Michigan of 1982, the Midland Public Schools has submitted a request for the City of Midland to collect a summer property tax levy of school property taxes within the city of Midland for the year 2020; and

WHEREAS, the General Property Tax Act, P.A. 206 of 1893 as amended, allows for the collection of taxes and outlines the distribution of collected taxes; and  
WHEREAS, the City of Midland Treasurer has and will continue to collect taxes under the following conditions: 1) The City of Midland shall retain all collection fees, administration fees, penalties and interest accrued on collection of taxes for other taxing entities. 2) Taxes collected by the City of Midland for other units shall be remitted to the taxing entity in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended. 3) The City of Midland agrees that it will not charge the taxing entities for collection of these taxes; now therefore  
RESOLVED, that the City Council hereby approves said request and hereby authorizes the City Treasurer to collect and distribute the 2020 Midland Public Schools summer property tax levy in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended; and  
RESOLVED FURTHER, that the City Treasurer is authorized to enter into an agreement with the applicable taxing entity for collection and distribution of taxes under the above-stated conditions. (Motion ADOPTED by a Roll Call Voice Vote.)

### **APPROVE TAX LEVY FOR JULY 2020 TAX ROLL – MIDLAND COUNTY EDUCATIONAL SERVICE AGENCY**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, in accord with Act 333 of the Public Acts of Michigan of 1982, the Midland County Educational Service Agency has submitted a request for the City of Midland to collect a summer property tax levy of school property taxes within the city of Midland for the year 2020; and  
WHEREAS, the General Property Tax Act, P.A. 206 of 1893 as amended, allows for the collection of taxes and outlines the distribution of collected taxes; and  
WHEREAS, the City of Midland Treasurer has and will continue to collect taxes under the following conditions: 1) The City of Midland shall retain all collection fees, administration fees, penalties and interest accrued on collection of taxes for other taxing entities. 2) Taxes collected by the City of Midland for other units shall be remitted to the taxing entity in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended. 3) The City of Midland agrees that it will not charge the taxing entities for collection of these taxes; now therefore  
RESOLVED, that the City Council hereby approves said request and hereby authorizes the City Treasurer to collect and distribute the 2020 Midland County Educational Service Agency summer property tax levy in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended; and  
RESOLVED FURTHER, that the City Treasurer is authorized to enter into an agreement with the applicable taxing entity for collection and distribution of taxes under the above-stated conditions. (Motion ADOPTED by a Roll Call Voice Vote.)

### **APPROVE TAX LEVY FOR JULY 2020 TAX ROLL – BAY CITY PUBLIC SCHOOLS**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, in accord with Act 333 of the Public Acts of Michigan of 1982, the Bay City Public Schools has submitted a request for the City of Midland to collect a summer property tax levy of school property taxes within the city of Midland for the year 2020; and  
WHEREAS, the General Property Tax Act, P.A. 206 of 1893 as amended, allows for the collection of taxes and outlines the distribution of collected taxes; and  
WHEREAS, the City of Midland Treasurer has and will continue to collect taxes under the following conditions: 1) The City of Midland shall retain all collection fees, administration fees, penalties and interest accrued on collection of taxes for other taxing entities. 2) Taxes collected by the City of Midland for other units shall be remitted to the taxing entity in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended. 3) The City of Midland agrees that it will not charge the taxing entities for collection of these taxes; now therefore

RESOLVED, that the City Council hereby approves said request and hereby authorizes the City Treasurer to collect and distribute the 2020 Bay City Public Schools summer property tax levy in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended; and  
RESOLVED FURTHER, that the City Treasurer is authorized to enter into an agreement with the applicable taxing entity for collection and distribution of taxes under the above-stated conditions. (Motion ADOPTED by a Roll Call Voice Vote.)

**APPROVE TAX LEVY FOR JULY 2020 TAX ROLL – BAY-ARENAC INTERMEDIATE SCHOOL DISTRICT**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, in accord with Act 333 of the Public Acts of Michigan of 1982, the Bay-Arenac Intermediate School District has submitted a request for the City of Midland to collect a summer property tax levy of school property taxes within the city of Midland for the year 2020; and  
WHEREAS, the General Property Tax Act, P.A. 206 of 1893 as amended, allows for the collection of taxes and outlines the distribution of collected taxes; and  
WHEREAS, the City of Midland Treasurer has and will continue to collect taxes under the following conditions: 1) The City of Midland shall retain all collection fees, administration fees, penalties and interest accrued on collection of taxes for other taxing entities. 2) Taxes collected by the City of Midland for other units shall be remitted to the taxing entity in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended. 3) The City of Midland agrees that it will not charge the taxing entities for collection of these taxes; now therefore  
RESOLVED, that the City Council hereby approves said request and hereby authorizes the City Treasurer to collect and distribute the 2020 Bay-Arenac Intermediate School District summer property tax levy in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended; and  
RESOLVED FURTHER, that the City Treasurer is authorized to enter into an agreement with the applicable taxing entity for collection and distribution of taxes under the above-stated conditions. (Motion ADOPTED by a Roll Call Voice Vote.)

**APPROVE TAX LEVY FOR JULY 2020 TAX ROLL – DELTA COLLEGE**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, in accord with Act 333 of the Public Acts of Michigan of 1982, Delta College has submitted a request for the City of Midland to collect a summer property tax levy of school property taxes within the city of Midland for the year 2020; and  
WHEREAS, the General Property Tax Act, P.A. 206 of 1893 as amended, allows for the collection of taxes and outlines the distribution of collected taxes; and  
WHEREAS, the City of Midland Treasurer has and will continue to collect taxes under the following conditions: 1) The City of Midland shall retain all collection fees, administration fees, penalties and interest accrued on collection of taxes for other taxing entities. 2) Taxes collected by the City of Midland for other units shall be remitted to the taxing entity in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended. 3) The City of Midland agrees that it will not charge the taxing entities for collection of these taxes; now therefore  
RESOLVED, that the City Council hereby approves said request and hereby authorizes the City Treasurer to collect and distribute the 2020 Delta College summer property tax levy in accordance with the General Property Tax Act, P.A. 206 of 1893 as amended; and  
RESOLVED FURTHER, that the City Treasurer is authorized to enter into an agreement with the applicable taxing entity for collection and distribution of taxes under the above-stated conditions. (Motion ADOPTED by a Roll Call Voice Vote.)

### **APPROVED TEMPORARY BENEFIT CHANGE FOR FURLOUGHED EMPLOYEES**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

RESOLVED, that the Mayor and City Council hereby authorize temporary retirement benefit changes for furloughed employees to expire at the end of the furlough period or by December 31, 2020 whichever is earlier; said benefit changes to provide service credit and skip furloughed time when calculating pension benefits for furloughed employees in the Municipal Employees Retirement System (MERS) defined benefit and hybrid retirement plans and to provide a 50% City contribution for furloughed employees in the MERS defined contribution retirement plan; and

RESOLVED FURTHER, that the City Manager is hereby authorized to enter into an agreement with the Municipal Employees Retirement System to implement these temporary benefit changes. (Motion ADOPTED by a Roll Call Voice Vote.)

### **APPROVED CONTRACT EXTENSIONS AND PAY INCREASES**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

RESOLVED, that in accordance with Section 11.6 of the Charter of the City of Midland, a public hearing shall be conducted at 7:00 p.m., Monday, July 13, 2020, in the Council Chambers of City Hall, or virtually due to social distancing guidelines as a result of the coronavirus pandemic, to amend the budget for fiscal year 2020-2021 to accept a gift from Katherine A. Moore Revocable Trust for the MPD Police K-9 Program.

RESOLVED FURTHER, in the event the meeting is held virtually, information on how to participate via phone or videoconference will be provided within the agenda posting for said meeting. (Motion ADOPTED by a Roll Call Voice Vote.)

### **EMERGENCY RESPONSE FLOOD EXPENDITURES**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, the City of Midland encountered devastating flooding as a result of dam failures on the Tittabawassee River north of the City; and

WHEREAS, as a result of this event the City incurred certain expenditures that were necessary to protect health and human life, as City-owned property; and

WHEREAS, while the dollar amount of these expenditures would typically cause them to be processed through the standard purchasing procedures, the expediency in which certain decisions needed to be made did not provide sufficient time to accommodate normal procedures; now therefore

RESOLVED, that in accord with Section 2-18 of the Code of Ordinances, the requirement for sealed competitive proposals is hereby waived as impractical, and the seven invoices to SERVPRO, Hammer Restoration, Pat's Gradall (2), Mersino Dewatering, Honeywell, and ThyssenKrupp totaling \$597,532.37 are hereby approved. (Motion ADOPTED by a Roll Call Voice Vote.)

### **EMERSON PARK BRIDGE DEMOLITION – ADDITIONAL EXPENDITURES**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, City Council awarded a contract for the "2020 Emerson Park Bridge Demolition; Contract No. 10" to J.R. Heineman & Sons of Saginaw, Michigan on May 11, 2020; and

WHEREAS, removal of the remaining roadway on either side of the bridge that was planned for removal by in-house crews turned out to a larger job than could be efficiently performed in-house; and

WHEREAS, staff requested a proposal from J.R. Heineman to complete the removal of the remaining roadway as an additional scope of work under the existing contract; now therefore RESOLVED, that the City Council hereby authorizes additional expenditures to the 2020 Emerson Park Bridge Demolition; Contract No. 10 not to exceed \$33,944.00; and RESOLVED FURTHER, that the City Manager is authorized to sign the appropriate change order; and RESOLVED FURTHER, that all other conditions of the resolution for Contract No. 10 dated May 11, 2020 apply. (Motion ADOPTED by a Roll Call Voice Vote.)

#### **FY 2020-21 SIDEWALK REPLACEMENT PROGRAM**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, sealed proposals were advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for sidewalk repair within the City of Midland; and WHEREAS, funding for this work is included in the FY 2020-21 General Fund budget for sidewalk repair; and WHEREAS, the low bidder meeting specifications, Northwood Concrete of Midland, Michigan, has also provided satisfactory sidewalk repair services in the past to the City of Midland; now therefore RESOLVED, that the Accounting Manager is hereby authorized to issue a purchase order to Northwood Concrete of Midland, Michigan for up to \$97,500 for sidewalk repair work for FY 2020-21. (Motion ADOPTED by a Roll Call Voice Vote.)

#### **WASTEWATER – REPLACEMENT HEAT RECOVERY UNIT, BID NO. 4068**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, the City's sanitary sewer collects wastewater from residential, commercial, and industrial facilities, and ultimately flows to the Wastewater Treatment Plant (WWTP) grit and screenings building (headworks of the plant); and WHEREAS, the Grit Removal Building at the WWTP was constructed in 1990, and houses both the solids screening and grit removal processes; and WHEREAS, the Heat Recovery Unit provides two main functions to the Grit Removal Building: necessary air changes to keep toxic sewer gases from accumulating and heating the 25,000 square foot building; and WHEREAS, staff has provided several temporary measures over the past three years to extend the life of the unit, however, the unit continues to fail and last winter ultimately failed resulting in a large number of frozen pipes in the Grit Removal Building; and WHEREAS, sealed bids for Bid No. 4068, Midland WWTP HRU Replacement have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and WHEREAS, staff has determined that the low bid submitted by Three Rivers Corporation of Midland, MI in the amount of \$194,870.00 meets the City specifications and is acceptable; and WHEREAS, funding has been budgeted for this purpose in the 2019/20 Wastewater Enterprise Fund - Capital Budget; now therefore RESOLVED, that the low bid is accepted and a purchase order in an amount not to exceed \$194,870.00 to Three Rivers Corporation is hereby authorized for the replacement of a Heat Recovery Unit at the Wastewater Treatment Plant Grit Recovery Building; and RESOLVED FURTHER, that the City Manager is authorized to approve changes to the purchase order in an aggregate amount not to exceed \$5,000.00. (Motion ADOPTED by a Roll Call Voice Vote.)

#### **WATER & WASTEWATER TREATMENT – FERRIC CHLORIDE, BID NO. 4088**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, in water and wastewater treatment operations, Ferric Chloride (FeCl<sub>3</sub>) is used as primary coagulant necessary for flocculation to remove turbidity, as well as for odor control, phosphorus removal, and hydrogen sulfide minimization; and

WHEREAS, sealed bids for Bid 4088 – Annual Water & Wastewater Treatment Chemicals, have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, purchase of Ferric Chloride will be made from the Water Fund and Wastewater Fund Operating Budgets; now therefore

RESOLVED, that the low bid submitted by Kemira Water Solutions, Inc. of Lawrence, KS, for the purchase and delivery of up to 200 tons of Ferric Chloride (FeCl<sub>3</sub>) for each of the Water and Wastewater Treatment Plants at a price per ton of \$587.00, for a period of one year beginning July 1, 2020, is hereby accepted and two purchase orders, each in the amount not to exceed \$117,400.00, are authorized; and

RESOLVED FURTHER, that the City Manager is authorized to approve changes in an aggregate amount not to exceed \$15,000.00 for each purchase order. (Motion ADOPTED by a Roll Call Voice Vote.)

#### **WATER TREATMENT – CALCIUM OXIDE, BID NO. 4088**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, sealed bids for Bid 4088 – Annual Water & Wastewater Treatment Chemicals, have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, purchase of Calcium Oxide (CaO or Lime), will be made from the Water Fund Operating Budget; now therefore

RESOLVED, that the bid submitted by Graymont Western Lime, Inc. of West Bend, WI, for the indicated price per ton of \$146.00, for up to 1,000 tons of Calcium Oxide for a period of one year beginning July 1, 2020, at an annual amount of \$146,000.00, is hereby accepted and a purchase order is authorized; and

RESOLVED FURTHER, that the City Manager is authorized to approve changes to the purchase order in an aggregate amount not to exceed \$15,000.00. (Motion ADOPTED by a Roll Call Voice Vote.)

#### **SET PUBLIC HEARING TO AMEND THE 2020-2021 BUDGET TO ACCEPT GIFT FROM KATHERINE A. MOORE REVOCABLE TRUST FOR MPD POLICE K-9 PROGRAM**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

RESOLVED, that in accordance with Section 11.6 of the Charter of the City of Midland, a public hearing shall be conducted at 7:00 p.m., Monday, July 13, 2020, in the Council Chambers of City Hall, or virtually due to social distancing guidelines as a result of the coronavirus pandemic, to amend the budget for fiscal year 2020-2021 to accept a gift from Katherine A. Moore Revocable Trust for the MPD Police K-9 Program.

RESOLVED FURTHER, in the event the meeting is held virtually, information on how to participate via phone or videoconference will be provided within the agenda posting for said meeting. (Motion ADOPTED by a Roll Call Voice Vote.)

Being no further business the meeting adjourned at 8:20 p.m.

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Erica Armstrong, City Clerk