

February 15, 2021

A regular electronic meeting of the City Council was held on Monday, February 15, 2021, at 7:00 p.m. online via <https://zoom.us/join>, with Webinar ID: 836 7888 8904~ Password: 846435. Mayor Donker presided. The Pledge of Allegiance to the Flag was recited in unison.

Councilmen present: Steve Arnosky (remote – Midland, MI), Diane Brown Wilhelm (remote – Midland, MI), Maureen Donker (remote – Midland, MI), Pamela Hall (remote – Midland, MI), Marty Wazbinski (remote – Midland, MI)

Councilmen absent: None

### **MINUTES**

Approval of the minutes of the February 8, 2021 regular meeting and February 10, 2021 special meeting were offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski. (Motion ADOPTED by a Roll Call Voice Vote.)

### **MS AWARENESS WEEK**

Communications Coordinator Katie Guyer presented information on MS Awareness Week and introduced Helen Myers, Walk MS Midland team member, who accepted the proclamation, and Tammy Willis, President of the National MS Society, Michigan. The following resolution was then offered by Councilman Hall and seconded by Councilman Brown Wilhelm:

RESOLVED, that the Mayor is authorized to issue the attached a proclamation designating the week of March 7 - 13, 2021 as MS Awareness Week in the City of Midland and recognizing the significant contributions made by the Midland community to the National MS Society. (Motion ADOPTED by Roll Call Voice Vote.)

### **PUBLIC COMMENT**

No public comments were made.

### **BOARD OF REVIEW APPEAL POLICY**

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

WHEREAS, the emergence of the Covid19 virus and resulting pandemic require that the City reevaluate the methods by which appeals to the Board of Review are conducted so as to meet health concerns and State health mandates; and

WHEREAS the City Assessing Office and the Board of Review propose taking the necessary steps to ensure compliance of current and/or future State of Michigan statutes and orders in regard to the current COVID-19 pandemic for the upcoming March Board of Review appeal meetings as well as all future Board of Review meetings, and

WHEREAS, pursuant to MCL 211.30(8) of the General Property Tax Act, the State of Michigan allows the City of Midland, through its Council members, to adopt a policy for the Board of Review to implement to allow both local residents and non-residents the opportunity to appeal their assessment by alternative methods; and

WHEREAS, in order to ease the burden on taxpayers, the Assessing Office and the Board of Review and to ensure that all taxpayers have an equal opportunity to be heard by the Board of Review; now therefore

RESOLVED, that appeals regarding assessments will henceforth be accepted by letter, email, phone call and by virtual video conference from resident and non-resident taxpayers for all Board of Review public hearings for which it meets to hear such appeals, and  
RESOLVED FURTHER, that all notices of assessment change and all advertisements of Board of Review meetings are to include a statement that the resident and non-resident taxpayers may protest by letter, email, phone call and by virtual video conference to the Board. (Motion ADOPTED by Roll Call Voice Vote.)

#### **BOARD OF REVIEW RESIGNATION AND APPOINTMENT**

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

RESOLVED, that the resignation of Denise Schneider as a member of the Board of Review is hereby accepted, effective immediately, and the Administration is directed to convey the Council's appreciation to Ms. Schneider for her service on this important Board; and  
RESOLVED FURTHER, that Jeremy Wagner is hereby appointed as a member of the Board of Review for an unexpired term ending April 30, 2023. (Motion ADOPTED by Roll Call Voice Vote.)

#### **LANDFILL – EMERGENCY REPAIR OF RENEWABLE ENERGY SYSTEM GENERATOR**

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

WHEREAS, the City of Midland owns and operates a renewable energy system that utilizes two 20-cylinder Caterpillar 3520 generators (GEN1 and GEN2), each with an electricity production rating of 1.6 megawatts; and  
WHEREAS, on February 5, 2021, GEN1 experienced a failure that rendered the unit inoperable due to a failed turbo charger; and  
WHEREAS, the renewable energy system is at risk while operating with only one generator as any failure or need for maintenance on the functional generator brings the energy production to a halt; and  
WHEREAS, funds are available for the replacement components for GEN1 in the FY 2020/21 Landfill's Enterprise Fund's Capital Outlay budget; 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 a purchase order is authorized to Michigan Cat, Inc. in the amount of \$46,366.87 for the emergency repair replacement parts for Caterpillar Generator (GEN1) at the Renewable Energy Facility. (Motion ADOPTED by Roll Call Voice Vote.)

#### **FIRE DEPARTMENT STATION 3 PARKING LOT RECONSTRUCTION**

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

WHEREAS, the existing parking lot at Fire Station 3 is collapsing and deteriorating, and needs to be pulled up, re-bedded and replaced with new concrete; and  
WHEREAS, sealed bids for replacement of the parking lot at Station 3 have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances, Bid No. 4005; and  
WHEREAS, there is adequate funding in the 2020-21 City Budget to pay for this project. This change was made since the contingency of \$5,000 is not in the fire department

budget, but instead is in the City Manager's contingency account, and will not be transferred to the fire department budget unless a change order is signed off or by the City Manager; now therefore

RESOLVED, that the low qualifying bid from Graham Construction Co. Inc., of Saginaw, Michigan in the amount of \$64,000.00 is accepted and that a purchase order for the replacement of the parking lot at Fire Station 3 by Graham Construction Co. Inc., 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 \$5,000. (Motion ADOPTED by Roll Call Voice Vote.)

Being no further business the meeting adjourned at 7:09 p.m.

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Erica Armstrong, City Clerk