

Public Services

MidMichigan Health – Drive-Thru Testing	\$	6,000.00
MidMichigan Health – COVID Telehub	\$	<u>13,837.05</u>
Public Services	\$	19,837.05

Total \$ **19,837.05**

Remainder of CDBG-CV Grant \$ 112,409.95

(Motion ADOPTED by a Roll Call Voice Vote.)

2020 SIDEWALK IMPROVEMENT SPECIAL ASSESSMENT DISTRICT

City Assessor Kayla Ripley presented information on the “2020 Sidewalk Improvement Special Assessment District” special assessment roll. A public hearing opened at 7:38 p.m. and hearing no comments, the public hearing closed at 7:39 p.m. The following resolution was offered by Councilman Brown Wilhelm and seconded by Councilman Arnosky:

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 certain sidewalk improvements on the "2020 SIDEWALK IMPROVEMENT SPECIAL ASSESSMENT DISTRICT", as heretofore established, as should be paid upon the property therein especially benefited and 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 several proposed improvements are combined into one project and that one special assessment district for the purpose of said combined improvements, be and is hereby established to be known as the “2020 SIDEWALK IMPROVEMENT SPECIAL ASSESSMENT DISTRICT” and that said district comprises and includes the following described lands and premises, to wit:

Waldo Avenue (east side) from Ashman Street to 425 feet south
; 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 \$8,292.47 and that the total estimated cost of said improvements is \$17,629.25, and the City at large cost is \$9,336.78; and

RESOLVED FURTHER, that the amount of said roll shall be divided into five (5) annual installments with interest, one of which is to be collected during the year of 2021, and one during each succeeding year for four (4) years thereafter provided, however, each taxpayer shall have the opportunity of paying said assessment in full without interest or penalty within sixty (60) days from the date of notification to pay the same; 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 Council; and

RESOLVED FURTHER, that the City Treasurer shall notify by mail each property owner on said roll that said roll has been filed, stating the amount assessed, that said property owner shall have sixty (60) days from the date of such notification to pay said assessment in full and without interest or penalty, and that payments made thereafter shall be divided into equal annual installments as herein described bearing the interest rate of 2.4 percent; and

RESOLVED FURTHER, that upon the expiration of said sixty (60) day period the roll shall be closed for collection by the City Treasurer and forwarded to the City Assessor for spreading said roll on all unpaid assessments on an annual installments basis as herein described with interest. RESOLVED FURTHER, that the report concerning said improvements is hereby adopted and shall be placed on file in the office of the City Clerk, and the same shall be available for public inspection during regular business hours; and that the City Council will meet in the City Hall, 333 W. Ellsworth or virtually due to social distancing guidelines as a result of the coronavirus pandemic, on Monday, June 8, at 7:00 p.m. to hear any objections or suggestions regarding the proposed improvements; and
RESOLVED FURTHER, in the event the meeting on June 8, 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.)

2020 DOWNTOWN ECONOMIC REVITALIZATION PUBLIC IMPROVEMENT SPECIAL ASSESSMENT DISTRICT

Director of Community Affairs Selina Tisdale presented information on the special assessment and the district. A public hearing opened at 7:38 p.m. and hearing no comments the hearing closed at 7:39 p.m. The following resolution was then offered by Councilman Hall and seconded by Councilman Wazbinski:

WHEREAS, the City Council has given due notice of its intention to provide a revitalization program in a certain district, said improvement being more particularly described in a resolution dated May 11, 2020, said district being:

That area located in the Southwest $\frac{1}{4}$ of Section 16, the Southeast $\frac{1}{4}$ of Section 17, the Northwest $\frac{1}{4}$ of Section 21, and the Northeast $\frac{1}{4}$ of Section 20, bounded by West Main Street, Ripley Street, Eastman Avenue, Buttles Street, Cronkright Street, the Tittabawassee River, the "Tridge", and all lands within 100 feet of the structure, the Tittabawassee River, and Isabella Street (M-20) excepting the Southeasterly 10 feet of Lot 4, and all of Lots 9, 10, 11 and 12 of Block 35, Carpenter and Hines Addition, all within the City of Midland, Midland County, Michigan.

and has heretofore established one special assessment district designated:

"2020 DOWNTOWN ECONOMIC REVITALIZATION PUBLIC IMPROVEMENT SPECIAL ASSESSMENT DISTRICT"

in conjunction with said improvement and has heretofore given due notice it would meet on Monday, June 8, 2020, for the purpose of hearing and considering any objections or suggestions on the necessity of the proposed improvement; and

WHEREAS, the City Council has met pursuant to said notice on said day at the time specified in said notice and has heard and considered all objections and suggestions to the proposed improvement; now therefore

RESOLVED, that the City Council finds and determines that the revitalization program is a necessary public improvement, conducive to the public health and general welfare of the people of the City of Midland, and that the City Council proceed forthwith to authorize said improvement in accordance with the report of the City Manager and the assessment district adopted for the same; and

RESOLVED FURTHER, that the detailed estimate of cost of said improvement is hereby approved in the amount of ninety thousand nine and 69/100 dollars (\$90,009.69) and that the proportion of the cost and expense to be borne and paid by the City at large, County, and/or DDA shall be zero (0) and that all other costs and expenses of said improvements amounting ninety thousand nine and 69/100 dollars (\$90,009.69) shall be borne and paid by special assessment on all lands and premises in said 2020 Downtown Economic Revitalization Improvement Special Assessment District; and

RESOLVED FURTHER, that the City Assessor of said City be and hereby is directed to prepare and report to the City Council a special assessment roll for the:

"2020 DOWNTOWN ECONOMIC REVITALIZATION PUBLIC IMPROVEMENT SPECIAL ASSESSMENT DISTRICT"

and to assess and levy upon the several lots and premises in said district said sums of money in proportion to the estimated benefits resulting thereto from said improvement, computed as near as practicable on a front foot basis. (Motion ADOPTED by a Roll Call Voice Vote.)

PUBLIC COMMENTS

Jim Varnum, 3201 Saint Marys Drive, spoke regarding the flood and the response. Cal Wentworth, 948 S. Meridan Rd, Lee Township spoke regarding the flood response. Steve Saxton, 3116 Saint Marys Drive, spoke regarding the flood response. Trudy Fernette, 3207 Saint Marys Drive, spoke regarding the flood response. Julie Ortiz, 1305 North Parkway, spoke regarding flood response and home assessments. Cheryl Varnum, 3201 Saint Marys Drive, spoke regarding the flood response.

PROPOSED SEWER AND WATER RATES ORDINANCE AMENDMENTS (1st reading)

Director of Water Services Peter Schwarz presented information on ordinances amending Section 28-163 – Sewer Rates and Section 28-52 – Water Rates. The following two ordinances were then presented for consideration and first reading:

ORDINANCE NO. _____

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.

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:

<u>Metered Service</u>	<u>Amount</u>	<u>Amount</u>
5/8" – 3/4"	\$50.41	\$51.55
1"	\$65.53	\$67.02
1 – 1/2"	\$80.66	\$82.48
2"	\$131.07	\$134.03
3"	\$504.10	\$515.50
4"	\$655.33	\$670.15
6"	\$957.79	\$979.45
8"	\$1,361.07	\$1,391.85

- (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: ~~\$2.48~~ \$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 NO. _____

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: ~~\$4.67~~ \$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>	<u>Amount</u>
5/8" – 3/4"	\$37.50	\$38.35
1"	\$48.75	\$49.86
1- 1/2"	\$60.00	\$61.36
2"	\$97.50	\$99.71
3"	\$375.00	\$383.50
4"	\$487.50	\$498.55
6"	\$712.50	\$728.65
8"	\$1,012.50	\$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.

BRINGING BACK DOWNTOWN MIDLAND – SAFELY

City Engineer Josh Fredrickson introduced Community Affairs Director and DDA Executive Director Selina Crosby Tisdale, who presented information to City Council regarding the request to hold this event utilizing the City right-of-way. The resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Hall. After discussion, Councilman Arnosky motioned, seconded by Councilman Hall to amend the resolution (Motion to Amend ADOPTED by a Roll Call Voice Vote) to the following:

RESOLVED, that the request from Selina Crosby Tisdale, Community Affairs Director, DDA Executive Director, seeking permission to conduct "Bringing Back Downtown Midland – Safely" utilizing the public right-of-way and amplified sound, is hereby approved subject to the following conditions:

- The responsible party and contact number for the event date is Selina Crosby Tisdale 989-837-3304.
- Provide special event liability insurance in the amount of \$1,000,000 per occurrence, \$2,000,000 aggregate, with the City of Midland named as Additional Insured and the event specified on the certificate. The certificate must be submitted to the City Engineer's Office no less than one week prior to the event. You may fax it to 989-837-5708.
- Provide proof of the appropriate liquor license approval from the Michigan Liquor Control Commission prior to holding the event. You may fax it to 989-837-5708.

- Temporary Outdoor Service Licenses are to be secured by businesses.
- Engineering will write a Traffic Control Order for street closures.
- Department of Public Services will provide barricades for the street closures per Engineering's TCO.
- Parks Department will provide the 12 picnic tables and additional trash receptacles.
- A minimum 15' fire lane shall be maintained on one side of the street.
- A minimum 3' clearance shall be maintained around fire hydrants, with clear access from the hydrants to the street.
- Any barricades shall be easily removable to facilitate passage of emergency vehicles should access be required.
- Can be implemented as soon as possible following the lifting of Covid-19 restrictions in our area.
- Event may extend until July 31, 2020. (Motion ADOPTED by a Roll Call Voice Vote.)

2020 DILLOWAY DRIVE RECONSTRUCTION; CONTRACT NO. 13

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

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for the street reconstruction of Dilloway Drive; and WHEREAS, funding for this project is provided by the Local Street Fund; now therefore RESOLVED, that the low sealed proposal submitted by Johnston Contracting, Inc. of Midland, Michigan for the "2020 Dilloway Drive Reconstruction; Contract No. 13" project, in the amount of \$414,860.50, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$40,000.00. (Motion ADOPTED by a Roll Call Voice Vote.)

2020 MERTZ & VIRGINIA STREET RECONSTRUCTION; CONTRACT NO. 14

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

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for the water main replacement and street reconstruction on Mertz Street and street reconstruction on Virginia Street; and WHEREAS, funding for this project is provided by the Local Street Fund and Water Fund; now therefore RESOLVED, that the low sealed proposal submitted by McGuirk Sand-Gravel, Inc. of Mt. Pleasant, Michigan for the "2020 Mertz & Virginia Street Reconstruction & Water Main; Contract No. 14" project, in the amount of \$458,577.00, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$40,000.00. (Motion ADOPTED by a Roll Call Voice Vote.)

2019-20 BUDGETS AND FINANCIAL WORKING PLANS AMENDMENT

Assistant City Manager David Keenan presented information on amendments to the 2019-20 Budgets and Financial Working Plans related to the emergency response to the 2020 dam failures as well as recognized the gift from the Sue Ann Scheddel Trust for the Grace A. Dow Memorial Library.

SUE ANN SCHEDEL TRUST GIFT FOR GRACE A. DOW MEMORIAL LIBRARY

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

WHEREAS, the Grace A. Dow Memorial Library has received \$700,000 through two unrestricted gifts from the Sue Ann Scheddel Trust; now therefore

RESOLVED, that the City Council of the City of Midland hereby accepts the gifts from the Sue Ann Scheddel Trust, totaling \$700,000 to be recorded as contribution revenue in the Grace A. Dow Memorial Library Fund. (Motion ADOPTED by a Roll Call Voice Vote.)

SET PUBLIC HEARING FOR 2019-20 BUDGETS AND FINANCIAL WORKING PLANS AMENDMENT

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

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, June 22, 2020, in the Council Chambers of City Hall, or virtually due to social distancing guidelines as a result of the coronavirus pandemic, on the proposal to amend the 2019-20 budgets and financial working plans of various City funds to include additional expenditures of \$2,808,100 for emergency response, and remediation and restoration costs as a result of the failed dams along the Tittabawassee River north of the City, also directing the Assistant City Manager to execute the necessary interfund transfers between the impacted funds to account for the costs and the funding thereof, and to increase the General Fund Reserve for Contingencies expenditure line item by \$200,000 to address unforeseen costs related to both the dam failures and the COVID-19 situation; and

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.)

2020 MIDLAND SHOPPING AREA REDEVELOPMENT ACT (SARA) ROLL

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

WHEREAS, pursuant to the direction of the City Council, the City Assessor of said City of Midland has prepared and reported to the City Council the Assessment Roll covering and containing the proposed Special Assessments assessed and levied, respectively in the "2020 DOWNTOWN ECONOMIC REVITALIZATION PUBLIC IMPROVEMENT SPECIAL ASSESSMENT DISTRICT" as heretofore established for the proposed revitalization program in said district, as designated in Resolutions heretofore adopted by the City Council; now therefore

RESOLVED, that the report concerning said improvements is hereby adopted and shall be placed on file in the office of the City Clerk, and the same shall be available for public inspection during regular business hours; and that the City Council will meet in the City Hall, 333 W. Ellsworth or virtually due to social distancing guidelines as a result of the coronavirus pandemic, on Monday, June 22, at 7:00 p.m. to hear any objections or suggestions regarding the proposed improvements; and

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; and

RESOLVED FURTHER, that the City Clerk give notice of said hearing by causing a copy of this Resolution to be published once in the Midland Daily News at least ten days prior to the date of June 22, 2020, and that the City Clerk also give notice of said hearing by letter to each property owner subject to Special Assessment by reason of said improvement, the addresses of said property owners to be taken from the latest Tax Assessment Roll in the City Assessor's Office in accordance with Act 162 of the Public Acts of Michigan of 1962. (Motion ADOPTED by a Roll Call Voice Vote.)

Being no further business the meeting adjourned at 9:45 p.m.

Erica Armstrong, City Clerk