

JUNE 29, 2015 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting held on Monday, June 29, 2015 at 7:00 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:00 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

Absent: None

APPROVAL OF AGENDA:

McDonough moved, Brands supported to approve the agenda with the deletion of item G. Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Karen Carsten, 608 Mackinaw St. She told the Council that the Depot is Durand's biggest asset. She said she doesn't like what is going on and "that instead on confrontation it should be cooperation". She asked the Council to "please remember that this is our town".

Norma Ward, Monroe Rd., G-8 She said that she has the following three questions for the Council:

1. Who is on the negotiation committee?
2. Will there be a closed session tonight to discuss the Depot?
3. Why didn't Jan (Brownson) have to give an account of the donations that were received in 2014-2015?

Mary Stone, Director of DUSI She told the Council that on June 15th the attorney for DUSI forwarded lease language to Mr. McKone, Attorney for the City of Durand. She said that DUSI is looking forward to getting this behind us so that we can focus on the building and museum.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

Mayor Doyle responded to Ms. Wards questions by saying that there are select members of the Council that sit on the Negotiations Committee but any decision would be made by the entire Council. Mayor Doyle also said that there would be no closed meeting tonight as it is illegal to go into a closed session to discuss a lease agreement.

Brian Boggs responded that this process of getting a Lease Agreement with DUSI has been going on for years, not months. It's an issue of liability, not simply a City of Durand vs. DUSI agreement.

Chuck McKone, Attorney for the City said that he has received the agreement from DUSI and the Negotiation Committee will be meeting soon in regards to this issue.

Tom VanRiper told the audience that all seven members of the Council will vote on the Lease

Agreement, he said that the City needs to have an agreement.

ITEMS OF BUSINESS:

Tony Newman, Shiawassee County Drain Commissioner: He gave a presentation to the Council regarding the city/county drains. He wants to consolidate all 4 drains that run along the northwest and north portions of the city, into one drain district which will then dump into the Holly drain. The Durand Relocation Drain crosses Oak Street to Monroe Road and he would like to install a 48” drain there, leaving the 24” drain that is currently there. The total cost of this project would be around \$405,000 (estimate from 2010). Mr. Newman estimates that the cost of the consolidation portion of the project would be between \$6,000 - \$7,000.

Boggs moved, McDonough supported to authorize the delinquent utility account at 108 W. Fauble Street be placed on the 2015 Summer Tax Roll.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

NAYS: None

Unanimously carried

VanRiper moved, McDonough supported to purchase of Washington Ball Mix from MAINS Landscape Supply to resurface the infields at Optimist Park softball fields at a cost of \$108.49 per ton not to exceed \$20,000.00.

YEAS: Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

Fuja Moved, VanRiper supported to approve the additional cost for pavement patching work completed by DOW Asphalt Paving, LLC in the amount of \$1,689.50.

YEAS: Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to award the contract and maintain the City of Durand website to ReviZe Government Websites for \$8,500.00 and annual maintenance for \$1,400.00.

YEAS: Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the updated City of Durand Freedom of Information Policy, Public Summary of FOIA Procedures and Guidelines, as well as the required forms to be used when filing and responding to a FOIA request, as required by PA 563 of 2014.

YEAS: Fuja, McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

McDonough moved, Brands supported to authorize the Parks and Recreation Commission to begin Phase II of Veterans Memorial Park development .

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja
NAYS: None
Unanimously carried

Boggs moved, McDonough supported to approve the budget amendments as presented by the administration for the 2014-2015 fiscal year.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough
NAYS: None
Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

Jeanette Gomas – She asked why the Library Board would not be involved with the replacement of the monument that was removed from the Library foyer? City Manager said that there is no Local Library Board and since the City of Durand owns the building it is up to the City to replace/repair the foyer. She said the Nancy Folaron, the Library Director will be consulted.

Mayor Doyle adjourned the meeting at 7:01 p.m.

JUNE 15, 2015 CITY COUNCIL MEETING MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday June 15, 2015 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper
Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, McDonough supported to approve the agenda with the following additions: A.1 Presentation from U of M Flint History Interns, I. Facility Use Policy.
Unanimously carried

APPROVAL OF MINUTES:

Boggs moved, McDonough supported to approve the minutes of the Budget Workshops held on April 27 & 28, 2015, the regular meeting held on May 4, 2015 and the special meeting held on May 18, 2015, as presented.
Unanimously carried

APPROVAL OF BILLS:

McDonough moved, Brands supported to pay bills #45120-45301.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper
NAYS: None
Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:
No one spoke

ITEMS OF BUSINESS

Brian Boggs introduced Jason Botz and Amanda Schwarzberg who are history interns from the University of Michigan Flint. They are going to collect living oral histories that have shaped Durand through the railroad to preserve these stories for future researchers. They would like to collect interviews and get as many stories on record by the end of August.

McDonough moved, Boggs supported to approve the Consent Agenda, which includes the City Council meeting schedule for 2015-2016 and holding a Special Meeting on Monday, June 29, 2015.
Unanimously carried

Public Hearing: Ordinance to Amend Chapter 78, Section 52 Water and Sewer Tap in Fees

Mayor Doyle opened the hearing at 7:40 p.m.
No one spoke
Mayor Doyle closed the hearing at 7:41 p.m.

Boggs moved, McDonough supported to amend Section 52 of Chapter 78 of the Durand City Code to Include Section 10: Fire Suppression Tap In Fees and to publish the ordinance as required by the City Charter.
YEAS: Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs
NAYS: None
Unanimously carried

McDonough moved, Fuja supported to award the bid for Sidewalk Replacement to J.T. Concrete in the following amounts: 4 inch: \$4.50 square foot; 6 inch: \$5.75 square foot; 10 inch: \$8.00 square foot; \$25.00 per lineal foot for curb.
YEAS: Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands
NAYS: None
Unanimously carried

VanRiper moved, Cobley supported to award the bid for Tree Trimming to Miles Tree Service in the amount of \$89.00 per hour for trimming and removal and \$1.50 per diameter inch for stump grinding.
YEAS: Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands, Cobley
NAYS: None
Unanimously carried

McDonough moved, Brands supported to award the bid for replacing the softball fields fencing at Optimist Park to Spartan Fence in the amount of \$7,000.00.

YEAS: Fuja, McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to declare the outstanding utility accounts and delinquent invoices as uncollectible and direct the Treasurer to place the debts on the 2015 summer tax roll.

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the invoices from JS Buxton for the 2015 delivery of lime and the lime storage tank rental for 2012, 2013, and 2014 in the amount of \$4,030.60.

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja

NAYS: None

Unanimously carried

Boggs moved, VanRiper supported to approve Draw Request #1 in the amount of \$304,835.87, which includes Administrative/Legal expenses of \$46,468.00, Engineering invoices for \$18,705.09 and Construction invoices for \$239,662.78.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the Facilities Use Policy and Key Issuance (exclusive of City Hall) and place on file for immediate use.

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY:

Paula Brooks, 104 Summit Street She asked the Council if she should get a key for a City owned facility when can she expect the deposit to be returned. City Manager said that the deposit would be returned immediately after return of the key.

DEPARTMENT REPORTS:

DPW Supervisor: He reports that the RD Project is really moving along, they started at Main Street and are almost to Monroe Road. The work on the detention pond has slowed down but is still moving forward. Mince told the Council that the statue at the Veterans Memorial Park is getting a granite base from Marsh Monument.

Police Chief: Officer is Moffit is doing ordinance violations now that school is out for the summer.

WWTP Foreman: He reports that his department has been busy with several projects such as

putting a 10” water hydrant in on Lovejoy Street.

Fire Chief: He introduced Assistant Chief Danny Mince who reported to the Council that he had recently attended the Byron Masonic Lodge Annual Businessman’s Banquet, where they awarded the Durand Fire Department the Robert E. Braden Award.

City Attorney: He welcomed Chief Hartz back.

City Manager: She thanked everyone who made the Memorial Day Parade, Memorial Day Dedication and the dinner such a success.

COUNCIL COMMENTS:

VanRiper: No comment

Cobley: She said that the Memorial Day Celebration went well with over 3000 people in attendance. She stated that she would like the WWTP gate locked each night. She said that she is pleased that the officers from the Fire Department took the I and II training.

Fuja: No comment

Brands: He stated that the signs in the easement in front of the School Administration building need to be taken down. He said that the water on Main Street needs to be shut off, since it’s running on the sidewalk.

Boggs: He said to please inform the interns if you know of anyone who might be interested in being interviewed by them. He stated that the Memorial Day Celebration was a lot of hard work but it was a success.

Boggs moved, McDonough supported to refer the DUSI lease agreement to committee to review all actions and make a recommendation to City Council at the meeting to be held on July 20, 2015. Unanimously carried

Mayor Doyle adjourned the meeting at 8:24 p.m.

MAY 18, 2015 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting of the Durand City Council held on Monday, May 18, 2015 at 7:00 p.m. in the Council Chambers of Durand City Hall.

Mayor Doyle called the meeting to order at 7:00 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, McDonough

Absent: Fuja, VanRiper

APPROVAL OF AGENDA:

**McDonough moved, Boggs supported to approve the agenda with the deletion of item B.
Unanimously carried**

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 Summit She asked for an explanation of the “Key” policy for the City’s buildings and grounds. City Manager said that the policy isn’t ready to bring to City Council yet.

ITEMS OF BUSINESS:

**Boggs moved, McDonough supported to reschedule the regular June 1st City Council meeting to June 15th.
Unanimously carried**

**McDonough moved, Brands supported to approve the additional work required by Kennedy Industries to rebuild the two high service pumps at the Water Plant in the amount of \$9,756.00.
YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough
NAYS: None
Unanimously carried**

Boggs moved, Brands supported to approve Amendment #4 – Additional Services for Bidding, Construction Administration and Construction Inspection in the amount of \$208,000.00, as part of the Rural Development infrastructure rehabilitation project.

Councilman Brands stated that with the additional amount of \$208,000.00 requested for Construction Administration and Construction Inspection added to the \$869,000.00 that has already been approved, that would bring the total Engineering costs to \$1,145,300.00 which is roughly 13% of the total project. He believes that is too high.

Councilman Boggs asked the City Engineer to review the requested amendment.

City Engineer stated the additional costs were due to the following:

- The \$10,000 for Bidding Services was due to the extra meetings and paper work when meeting with the Contractors on Bid #1 to reduce some of their costs.**
- The \$84,500 was for the additional paper work and meetings for application and closing duties. City Manager said that C2AE will be preparing most of the paperwork that is involved with financial transactions of this project, forwarding it to the City Treasurer for payment.**
- The \$113,500.00 is due to the projects taking longer originally scheduled. She said that they originally scheduled construction inspections for 8 months and now it has been determined that it will take an additional four months for the work to be completed.**

Councilman Boggs asked City Engineer if she predicted an Amendment #5 and she responded “No Sir”.

YEAS: Mayor Doyle, Boggs

**NAYS: Brands, Cobley, McDonough
Failed**

PUBLIC HEARING AND ADOPTION OF 2015-2016 BUDGET:

**Mayor Doyle opened the Public Hearing at 7:23 p.m.
No one spoke
Mayor Doyle closed the Public Hearing at 7:23 p.m.**

**DURAND CITY COUNCIL
RESOLUTION
ADOPTION OF ANNUAL BUDGET**

Motion by Boggs, Supported by McDonough TO ADOPT THE FOLLOWING RESOLUTION:

WHEREAS, The City Charter of the City of Durand, Michigan states that “not later than the second meeting in May, the City Council shall, by Resolution, adopt the Budget, for the next Fiscal Year, and shall provide for a levy, of the amount necessary, to be raised by taxes, upon real and personal property for Municipal Purposes”...

NOW, THEREFORE, BE IT RESOLVED, that the budget for the City Fiscal year beginning July 1, 2015 as recommended by Administration and adopted by the City Council, and as described in the Summary as follows:

	Revenues	Expenditures
General Fund	\$2,049,955	\$2,049,955

Be the same and is hereby adopted, and, the amount therein provided as recommended, appropriations are hereby appropriated according to the department totals;

BE IT FURTHER RESOLVED, that in order to carry-out the provisions of the above described Budget, the following tax rate be applied to the completed Assessment Roll Valuation of \$62,572,916 as approved by the City of Durand Board of Review and required by the State Constitution, and be applied to all properties, subject to the Commercial Facilities Taxes, which shall have one-half of the tax rate applied, and be applied to all properties subject to the same;

WHEREAS, The Total City Tax Levy for the General Fund Purposes, as of July 1, 2015, shall be 16.5304 per \$1,000 of taxable valuation, subject to all related provisions of the Truth in Taxation and Headlee Amendment and, 4.2000 per \$1,000 of Taxable Valuation Tax Levy for Debt Service.

BE IT FURTHER RESOLVED, to adopt the following City of Durand Budgets:

Major Streets	\$ 165,500
Local Streets	101,750
Street Fund	120,500
Building Inspector	20,000

Debt Service – WATER-12	253,050
Debt Service –WWTP-11	91,460
WWTP Fund	1,120,360
Water Fund	796,450
Refuse Service	197,550
Equipment Revolving	410,936
Fringe Benefits	472,000
Downtown Development Authority	105,615
Sidewalk Fund	6,000

and all other Capitol Projects for the Fiscal Year beginning July 1, 2015 and ending June 30, 2016;

BE IT FURTHER RESOLVED, that they City Manager as Chief Administrative Officer be allowed to exceed any line item or department or fund including both revenues and expenditures providing that the total end of the year expenditures titles “TOTAL: or “GRAND TOTAL” to a value less than the amount extra revenues appropriation should exceed either of the above prior to such exceeding, the City Council must make a supplemental adjustment to the appropriation.

YEAS: Coble, Mayor Doyle, McDonough, Brands, Boggs
NAYS: None
MOTION CARRIED:

CERTIFICATION:

I, Amy Roddy, Clerk for the City of Durand, Michigan, hereby certify that the above resolution was passed at a Special City Council Meeting held on May 18, 2015.

Amy J. Roddy, City Clerk

Mayor Doyle adjourned the meeting at 7:25 p.m.

MAY 4, 2015 CITY COUNCIL MEETING MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, May 4, 2015 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Coble, Mayor Doyle, Fuja, McDonough, VanRiper
Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, McDonough supported to approve the agenda as presented.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Boggs supported to approve the minutes of the meeting held on April 6, 2015, as presented.

Unanimously carried

APPROVAL OF BILLS:

McDonough moved, Fuja supported to pay bills #45023-45119

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough (abstain from #45093 & #45075), VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Debbie White, 512 N. Saginaw St. She said thank you for the assistance that she received today regarding a water turn on.

Paula Brooks, She stated that May 20th will be opening day of the Durand Farmer's Market and will continue through October 14, 2015, each Wednesday. New this year, the Market will have extended hours during Wednesday Nite Live and a food truck that will be on site offering food to customers during the market and Wednesday Nite Live.

ITEMS OF BUSINESS:

Boggs moved, McDonough supported to approve the consent agenda, which includes the request to hold a prayer service at City Hall on May 7th and the election inspectors for the May 5th Election.

Unanimously carried

Boggs moved, McDonough supported to approve the invoices for Phase I of Veterans Memorial Park, which include: \$6,750.00 to Icon Bronze for the Bronze Fallen Soldier Statue and \$1,566.50 to Rocket Enterprises, Inc. for three flagpoles to be placed in the park.

YEAS: Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

VanRiper moved, Boggs supported to approve the purchase of five fire hydrants from East Jordan for \$1,811.65 each.

YEAS: Cobley, Mayor Doyle, Fuja, VanRiper, Boggs, Brands

NAYS: None
ABSTAIN: McDonough
Carried

McDonough moved, Brands supported to approve the purchase of a Vactor Model 2115 Sewer Cleaner and enter into a five year lease agreement with annual payments of \$44,943.74.
YEAS: Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands, Cobley
NAYS: None
Unanimously carried

Boggs moved, McDonough supported to approve the Bond Authorizing Ordinance for Sewer improvements, as presented, which in its entirety will be published in a newspaper of local distribution and entered into the council's legal record of business.
YEAS: Fuja, McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle
NAYS: None
Unanimously carried

Boggs moved, McDonough supported to approve the Bond Authorizing Ordinance for water improvements, as presented, which in its entirety will be published in a newspaper of local distribution and entered in to the council's legal record of business.
YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja
NAYS: None
Unanimously carried

McDonough moved, VanRiper supported to approve the first reading of the Ordinance to amend Water and Sewer Tap in Fees and place it on the next meeting's agenda for Public Hearing.
Unanimously carried

City Manager briefly highlighted the proposed 2015-2016 budget. She stated that the fund balance is \$410,915.34, the general fund budget is \$2,055,480.00. There are no increases in revenues nor reductions in programs. There is a proposed 2% increase in water and sewer due to the Rural Development project. The two proposed purchases to be made through Equipment Revolving are a new vactor and a small dump truck.

VanRiper moved, Fuja supported to approve the first reading of the proposed 2015-2016 budget and schedule the public hearing at a special City Council meeting to be held on Monday, May 18th at 7:00 p.m.
Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY:

Paula Brooks asked for the breakdown of the water and sewer rate increases in the proposed 2015-2016 budget.

DEPARTMENT REPORTS:

DPW Supervisor: He stated that brush pickup starts tomorrow. The DPW is preparing for Railroad Days. He informed the Council that the contractors began work on the DIG project on Monday.

Sargent Pletscher: He said that his department are doing ordinance enforcement.

Chief Rinker: No comment

City Treasurer: Remember to vote tomorrow

City Attorney: No comment

City Manager: She reminded everyone that the polls will be open tomorrow from 7:00 A.M. to 8:00 P.M. so get out and vote. She said that she and the staff are working on the Veterans Memorial Park dedication and memorial service set for May 25th, 2015. She said she has been busy working on the budget and the Rural Development project that is set to being construction on May 18th.

COUNCIL COMMENTS:

VanRiper: He asked if the new lights at the basketball courts are brighter. Mr. and Mrs. White were in the audience and they live next to the park and they said the lights are much brighter than before.

Cobley: She asked when the new website will be ready. City Manager said that she hopes to have it in place by the end of the fiscal year.

Fuja: No comment

Brands: He stated that he would like to see the rental inspection agreement revisited. He also asked if the reflectors in the planters along the boulevard could be removed since the snow is gone.

Boggs: He said that he is excited that the Rural Development project will begin soon.

McDonough: He also expressed his excitement that the Rural Development project is soon to begin since this project “has been a long time coming”.

Doyle: She said that she feels the same way about the project but she cautioned that “it will get nasty before it gets pretty”.

Mayor Doyle adjourned the meeting at 8:15 p.m.

APRIL 28, 2015 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the Durand City Council Budget Workshop held on Tuesday, April 28, 2015 at 6:30 p.m. in the Council Chambers of Durand City Hall.

Mayor Doyle called the meeting to order at 6:50 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

Absent: None

APPROVAL OF AGENDA:

McDonough moved, Fuja supported to remove item A from the agenda.

Unanimously carried

ITEMS OF BUSINESS:

Continuation of the presentation of 2015-2016 Budget:

The General Fund is the source of revenue for the general operations within the City of Durand. The City Manager, City Clerk and Treasurer and their respective employees, provide information and assistance to residents through administrative services. Police and Fire departments provide public safety. Public Works, Parks and Recreation, Planning and Elections round out the remainder of departments within the General Fund.

The total estimated revenue to be generated by the General Fund for the proposed 2015-2016 fiscal year is \$2,044,955 (\$18,655 is carry forward). The revenue for this fund is highly dependent on two revenue sources, property taxes and state shared revenue, both of which is just providing signs of stability and recovery. In fiscal year 2000-01 state shared revenue was approximately 40% of the General Fund Revenue and in contrast, the 2015-16 Budget relies on revenue sharing to provide just 21 % of the General Fund budget.

Expenditures within the General Fund include building and maintenance for City Hall, including utilities; contract services which contain funding for the City Attorney's contract, and general engineering services provided by the city's engineers, C2AE; the city's commitment to contribute to SEDP, as well as payments for the property purchased at 112 E. Main Street and the loan payment for the property on Reed Road.

Mayor adjourned meeting at 8:30 p.m.

APRIL 27, 2015 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the Durand City Council Budget Workshop held on Monday, April 27, 2015 at 6:30 p.m. in the Council Chambers of Durand City Hall.

Mayor Doyle called the meeting to order at 6:34 p.m.

ROLL CALL:

Present: Boggs, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

Absent: Brands

ITEMS OF BUSINESS:

Presentation of 2015-2016 Budget: The City Manager reviewed each fund starting with Major

Streets. Information received to date show that the revenues for Major Streets from Act 51 monies will remain fairly consistent with the figures issued last year with less than a \$2000 increase projected. A portion on the DIG grant's matching funds will be paid from the Major Street Fund to cover the cost of eligible pedestrian improvements in the parking lot totaling \$22,300.00. Major streets, as well as Local Streets and designated Street millage funds will contribute fund balance reserves to offset the cost of resurfacing several local and major streets during a significant water and sewer infrastructure renovation and upgrade project which is funded through Rural Development loans. There was much discussion on the conditions of local streets and what will happen to those streets if Proposal 1 passes at the May 5th election.

The budget for the Downtown Development Authority suffered another drop in property values this year. Shiawassee County Equalization imposed an 8% loss for the downtown commercial district, therefore the generated revenues used to fund ongoing projects has decreased for the 2015-2016 fiscal year. Included in the DDA budget is funds to meet bond payment for the Sagelink project, payment of \$5,000.00 on property purchased at 112 E. Main Street, and the DDA will invest additional \$28,000 towards the MEDC DIG project during 2015-2016.

The Water and Sewer Funds have a proposed 2% increase to both ready to serve fees and usage fees for loan payments and required reserve for the US Rural Development Project.

Equipment Revolving Fund: The major purchases planned for the 2015-2016 fiscal year include replacing the 2013 patrol car, replacing the small 1990 dump truck and a lease contract to replace the vector.

Mayor Doyle adjourned the meeting at 8:25 p.m.

APRIL 6, 2015 CITY COUNCIL MEETING MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, April 6, 2015 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

Absent: Fuja

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

McDonough moved, Boggs supported to approve the agenda as presented.

Unanimously carried

APPROVAL OF MINUTES:

Boggs moved, McDonough supported to approve the minutes of the workshop held on March 2,

**2015 and the regular meeting held on March 2, 2015, as presented.
Unanimously carried**

APPROVAL OF BILLS:

McDonough moved, Boggs supported to pay bills #44883-45022.

YEAS: Boggs, Brands, Coble, Mayor Doyle, McDonough (abstain from check # 44958 and 45000), VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Presentation of Meritorious Service Awarded to Officer Bolf.

McDonough moved, Brands supported to approve the Mayor's appointment of Mike Nations to the Parks and Recreation Board to replace the vacancy created due to John Dungenrow's resignation.

Unanimously carried

Boggs moved, McDonough supported to award the farming lease bid to Levi Zdunic for \$146.00 per acre of tillable acreage for the 2015 and 2016 farm seasons and upon the executed agreement drafted by the City Attorney.

YEAS: Brands, Coble, Mayor Doyle, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

VanRiper moved, Boggs supported to approve the Resolution of Support for Proposal 1 – Safe Roads.

Unanimously carried

Boggs moved, McDonough supported to approve the list of unpaid utility bills as delinquent in preparation for the summer tax collection.

YEAS: Coble, Mayor Doyle, McDonough, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

VanRiper moved, McDonough supported to approve the invoice from Sensus for technical software support for the meter reading system in the amount of \$1,570.34.

YEAS: Mayor Doyle, McDonough, VanRiper, Boggs, Brands, Coble

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the Request to Obligate Subsequent Funds and

the Letter of Intent to Meet Conditional as required by USDA-Rural Development for the infrastructure improvement project and authorize the Mayor and City Clerk to execute said documents.

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

McDonough moved, Boggs supported to approve the Loan Resolutions the Sewer Improvements in the amount of \$4,393,000.00, \$1,534,000.00 and \$1,483,000.00 and Water Improvements in the amount of \$1,473,000.00 and \$807,000.00 and authorize the Mayor and Clerk to execute each resolution.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, McDonough

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the bids for the Sewer and Water Infrastructure Project, as follows, subject to the availability of funds and completion of necessary financial arrangements with USDA Rural Development:

- Project 1 – Stormwater, Sewer and Water Infrastructure Improvements to Rhode Bros, Inc. for \$7,721,631.50.
- Project 2 – Sanitary Sewer Rehab to Inland Water Pollution Control for \$288,275.50
- Project 3 – Water Storage Tank Improvements to Industrial Painting for \$247,300
- Project 4 – Water Plant Filter Media to Layne Christensen for \$72,201.00

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

No one spoke

DEPARTMENT REPORTS:

DPW Director:

- He reminded the Council that street marking was delayed until the spring to give DPW Director time to research recessed marking and also so the markings wouldn't take a beating over the winter snow plowing season. DPW Director said that he would like to continue marking streets "as we have been doing", he explained that the recessed markings become very slippery when it rains or if there is light snow on them.
- Brush pickup begins tomorrow for the month of April, June, August and October. Councilman VanRiper suggested that a May Brush Pickup be scheduled. He stated that that people haven't started cleaning their yards yet due to the continued cold weather, but they will be soon and a May pickup would be a good idea.

Stg. Pletscher:

- He stated that Officer Bolf went to several training classes last month, the rest of his training will be conducted in house.
- He stated that he recently sold the 2010 Ford
- The APS (Automatic Pistol Registration) system will be online soon.

- The traffic speed unit will be placed on every major street to collect data that will be used to place the unit strategically throughout the city.

Fire Chief: He stated that the Durand Fire Department along with Sagelink Credit Union held an Easter Egg Hunt on Saturday at Trumble Park. He said that it was very well organized and everyone enjoyed it. The Fire Chief also told the Council that the Officers of the Durand Fire Department are the only department in the County that hold both Officer I and II distinctions.

City Attorney: He stated that Officer Bolf went above and beyond for the citizens of our community. Everyone involved in the incident responded professionally. He told the Council that he spoke with the Attorney for DUSI and they should be able to bring an agreement to the Council at the next meeting.

COUNCIL COMMENTS:

VanRiper: He stated that the Easter Egg Hunt was well organized and went well. He thanked Amy and Maureen for their work on the Rural Development Project.

Cobley: She stated that she was impressed with the information that she received will attending the MML conference.

Boggs: He stated that he is excited to see the Rural Development project move forward and as it will change the entire feel of the city.

McDonough:

- Congratulations on moving the Rural Development Project forward.
- Congratulations to Chief Rinker on the successful Easter Egg hunt.
- He asked who is responsible for the bricks that are coming out of the street in the downtown area. City Manager said that it will be adjusted.
- He stated that he would like to go back to holding two Council Meetings per month. Councilman Boggs also said that holding two meetings during the Rural Development Project would be good.

Mayor Doyle adjourned the meeting at 8:26 p.m.

MARCH 2, 2015 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of a special meeting of the Durand City Council held on Monday, March 2, 2015 at 6:00 p.m. in the Council Chambers of Durand City Hall.

Mayor Doyle called the meeting to order at 6:00 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

Absent: Fuja

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Presentation of Financial Impact of the Rural Development Infrastructure Improvement Project – Tom Traciak, ACI Finance.

Mr. Traciak presented two proposals on rate increases to fund the Rural Development Infrastructure Improvement Project. They are:

- The first proposal would be to delay increasing rates for the first few years. Rates would be increased once cash to operating costs percentage falls below 50%, which doesn't happen according to the handout that was given to council, until 2018. At that time an increase of 7 to 10 % would be applied to both the ready to serve rates and the usage rates. This would be a one-time increase.
- The second proposal would allow for a moderate increase of 2% on ready to serve rates and usage rates, and this would be applied for four years starting with 2015. Mr. Traciak said that this is a nice approach; by 2020 the net cash flow to cash balance evens out and the cash to operating costs doesn't go below the 50% ratio.
- Each proposal would be applied to both water and sewer rates.

Mr. Traciak works with many municipalities that use the moderate 2 or 3 percent increase each year and they like it. They find that it is easier for the public to accept. With whatever proposal the Council decides to use, he would re-evaluate the situation again in two years to determine if we are on the right track.

Mayor Doyle adjourned the meeting at 6:55 p.m.

MARCH 2, 2015 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, March 2, 2015 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

Absent: Fuja

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

McDonough moved, Boggs supported to approve the agenda as presented.

Unanimously carried

APPROVAL OF MINUTES:

VanRiper moved, McDonough supported to approve the minutes of the regular meeting held on February 16, 2015, as presented.

Unanimously carried

APPROVAL OF BILLS:

McDonough moved, Boggs supported to pay bills #44834-44882.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTAIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Presentation from Railroad Days Committee: Kent Edwards gave a brief overview of Railroad Days events.

Boggs moved, McDonough supported to approve the Calendar of Events and requests from the Railroad Days Committee for the 2015 festival to be held on May 14th, 15th, 16th and 17th.

Unanimously carried

McDonough moved, Brands supported to approve the 2015 Professional Community Planning Services Agreement with WadeTrim in the amount of \$6,600 and the annual development review fee schedule.

YEAS: Brands, Cobley, Mayor Doyle, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

Mayor Doyle introduced Travis Wines Wastewater/Water Operator. Travis has been with the City since September of 2014. He presented a power point presentation on the 44 pumps that run both the Water Plant and the Wastewater Treatment plant.

Boggs moved, McDonough supported to approve the purchase of a new influent pump control panel for the wastewater treatment plant operations from Commerce Controls, Inc. at a cost of \$60,923.00.

YEAS: Cobley, Mayor Doyle, McDonough, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

DEPARTMENT REPORTS:

DPW Director: He thanked Rowland Ferwerda and Travis Wines for the creating and presenting

the pump presentation.

Treasurer: She stated that today was the last day to pay 2014 taxes at City Hall.

City Attorney: He stated that a litigation report was given to each Council Member prior to this meeting. This information is confidential, if council members have questions regarding this report, there should be an executive session planned. Mr. McKone also reported that he met with the owners of Leisure Lake to discuss the old agreement regarding water. It appears that this old agreement is not working for either party. He will keep the council up to date on this issue.

Mayor Doyle stated that the City Manager is absent tonight due to the fact that she was invited to attend the Governor's Economic Summit which is being held in Detroit both today and tomorrow.

COUNCIL COMMENTS:

VanRiper: Thanks to Nathan and Rowland for the pump presentation. He also thanked Kent Edwards for his work with the Railroad Days Committee.

Cobley: She stated that she was glad to be educated on our pump system.

Brands: He thanked Rowland and Travis for the pump presentation.

Boggs: He thanked Rowland and Travis for the pump presentation and also Kent Edwards for his work with Railroad Days.

McDonough: He thanked Rowland and Travis for the pump presentation and also Kent Edwards for his work with Railroad Days.

Mayor Doyle adjourned the meeting at 7:50 p.m.

FEBRUARY 16, 2015 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, February 16, 2015 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, **McDonough** supported to approve the agenda with the removal of Item A. Medler Electric Representative and replace it with A. Authorization to Contract with Center Point

Energy.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Boggs supported to approve the minutes of the regular meeting held on January 5, 2015, as presented.

Unanimously carried

APPROVAL OF BILLS:

McDonough moved, Boggs supported to pay bills #44622-44833.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS

Boggs moved, VanRiper supported to authorize the City to enter into a two year contract with Center Point Energy to purchase natural gas.

YEAS: Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to award the bid for a new dump truck cab and chassis to Central Michigan Kenworth in the amount of \$93,177.00, provided that the truck and body with attachments are delivered by October 31, 2015.

YEAS: Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

VanRiper moved, McDonough supported to award the bid for a new dump truck body, blade and wing plow to Knapheide Truck Equipment in the amount of \$54,707.00, provided that the truck and body with attachments are delivered by October 31, 2015.

YEAS: Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

McDonough moved, VanRiper supported to approve the annual cost for ongoing software service and maintenance from BS&A Software in the amount of \$8,996.00.

YEAS: Fuja, McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

Boggs moved, Brands supported to waive bid procedures and allow the Police Chief to sell the 2009 police vehicle for fair market value or best offer and to maintain the 2010 police vehicle for administrative police use.

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja

NAYS: None

Unanimously carried

McDonough moved, Cobley supported to authorize the purchase of 2 Flight pumps from Kennedy Industries in the amount of \$31,120.00 to replace existing influent pumps at the WWTP.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough

NAYS: None

Unanimously carried

**RESOLUTION AUTHORIZING PUBLICATION OF
SUPPLEMENTAL NOTICE OF INTENT TO ISSUE REVENUE BONDS
(WATER SUPPLY SYSTEM IMPROVEMENTS)**

City of Durand

County of Shiawassee, State of Michigan

Minutes of a regular meeting of the City Council of the City of Durand, County of Shiawassee, State of Michigan, held on the 16th day of February, 2015, at 7:30 p.m. prevailing Eastern Time.

The following preamble and resolution were offered by Member McDonough and supported by Member Cobley:

WHEREAS, the City of Durand, County of Shiawassee, State of Michigan (the "City"), intends to issue and sell revenue bonds pursuant to Act 94, Public Acts of Michigan, 1933, as amended ("Act 94"), in one or more series, for the purpose of paying all or part of the cost of acquiring, constructing and equipping improvements to the City's water supply system, including the replacement of approximately 6,800 linear feet of water main, the replacement of the pressure filter media at the water treatment plant, improvements to the existing water storage tanks, and the acquisition, construction and installation of related improvements, structures, equipment and appurtenances (collectively, the "Project"); and

WHEREAS, a notice of intent to issue the bonds must be published before the issuance of the bonds in order to comply with the requirements of Section 33 of Act 94; and

WHEREAS, by resolution adopted on August 3, 2011, the City Council authorized the publication of a notice of intent to issue revenue bonds for the Project in the principal amount of not to exceed \$1,700,000 (the "Prior Notice"), and such Prior Notice was thereafter published in The Argus-Press on August 18, 2011; and

WHEREAS, it is necessary to authorize the publication of a new notice of intent to issue bonds for the Project in the additional principal amount of not to exceed \$600,000 (the "Bonds"), which notice shall provide additional and supplemental borrowing authority for the Project and shall be in addition to the principal amount of the bonds authorized pursuant to the Prior Notice.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk is hereby authorized and directed to publish a notice of intent to issue the Bonds in the Argus Press, a newspaper of general circulation in the City.

2. Said notice of intent shall be published as a one-quarter (1/4) page display advertisement in substantially the form attached to this resolution as Appendix A.
3. The City Council hereby determines that the form of Notice of Intent to Issue Bonds attached hereto as Appendix A and the manner of publication directed is the method best calculated to give notice to the electors of the City of the City's intent to issue the Bonds, the maximum amount of the Bonds, the purpose of the Bonds, the security for the Bonds and the right of referendum relating thereto.
4. The publication of the Prior Notice in The Argus-Press is hereby approved, ratified and confirmed.
5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

**AYES: Members : VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja,
McDonough**

NAYS: Members: None

RESOLUTION DECLARED ADOPTED.

APPENDIX A

NOTICE TO ELECTORS OF THE CITY OF DURAND, COUNTY OF SHIAWASSEE, MICHIGAN OF INTENT TO ISSUE REVENUE BONDS AND THE RIGHT OF REFERENDUM RELATING THERETO

PLEASE TAKE NOTICE that the City of Durand, County of Shiawassee, State of Michigan (the "City"), intends to issue and sell revenue bonds pursuant to Act 94, Public Acts of Michigan, 1933, as amended, in one or more series, in an aggregate principal amount not to exceed Six Hundred Thousand Dollars (\$600,000). The bonds will be issued for the purpose of paying part of the cost of acquiring, constructing and equipping improvements to the City's water supply system, including the replacement of approximately 6,800 linear feet of water main, the replacement of the pressure filter media at the water treatment plant, improvements to the existing water storage tanks, and the acquisition, construction and installation of related improvements, structures, equipment and appurtenances (collectively, the "Project").

On August 18, 2011, the City published a notice of intent to issue revenue bonds for the Project in the principal amount of not to exceed \$1,700,000 (the "Prior Notice"). The principal amount of revenue bonds to be issued and sold pursuant to this Notice is in addition to the principal amount of revenue bonds to be issued and sold pursuant to the Prior Notice.

SOURCE OF PAYMENT OF REVENUE BONDS

THE PRINCIPAL OF AND INTEREST ON SAID REVENUE BONDS SHALL BE PAYABLE solely from the revenues received by the City from the operation of the City's water supply system. Said revenues will consist of rates and charges that may from time to time be revised to provide sufficient revenues to provide for the expenses of operating and maintaining the system, to pay the principal of and interest on said bonds and to pay other obligations of the system.

BOND DETAILS

SAID BONDS will be payable in annual installments not to exceed forty (40) in number and will bear interest at the rate or rates to be determined at a public or private sale, but in no event to exceed six percent (6%) per annum on the balance of the bonds from time to time remaining unpaid.

RIGHT OF REFERENDUM

THE REVENUE BONDS TO BE ISSUED AND SOLD PURSUANT TO THIS NOTICE WILL BE ISSUED WITHOUT A VOTE OF THE ELECTORS OF THE CITY UNLESS A PETITION REQUESTING SUCH A VOTE SIGNED BY NOT LESS THAN 10% OF THE REGISTERED ELECTORS RESIDING WITHIN THE BOUNDARIES OF THE CITY IS FILED WITH THE CITY CLERK WITHIN FORTY-FIVE (45) DAYS AFTER PUBLICATION OF THIS NOTICE. IF SUCH PETITION IS FILED, SUCH BONDS MAY NOT BE ISSUED WITHOUT AN APPROVING VOTE OF A MAJORITY OF THE QUALIFIED ELECTORS OF THE CITY VOTING THEREON.

THIS NOTICE is given pursuant to the requirements of Section 33 of Act 94, Public Acts of Michigan, 1933, as amended.

Amy J. Roddy, City Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Durand, County of Shiawassee, State of Michigan, at a regular meeting held on February 16, 2015, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Amy J. Roddy, City Clerk

**RESOLUTION AUTHORIZING PUBLICATION OF
SUPPLEMENTAL NOTICE OF INTENT TO ISSUE REVENUE BONDS
(SEWAGE DISPOSAL SYSTEM IMPROVEMENTS)**

City of Durand

County of Shiawassee, State of Michigan

Minutes of a regular meeting of the City Council of the City of Durand, County of Shiawassee, State of Michigan, held on the 16th day of February, 2015, at 7:30 p.m. prevailing Eastern Time.

PRESENT: Members: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

ABSENT: Members: None

The following preamble and resolution were offered by Member Boggs and supported by Member McDonough:

WHEREAS, the City of Durand, County of Shiawassee, State of Michigan (the "City"), intends to issue and sell revenue bonds pursuant to Act 94, Public Acts of Michigan, 1933, as amended ("Act 94"), in one or more series, for the purpose of paying all or part of the cost of acquiring, constructing and equipping improvements to the City's sewage disposal system, including a new lift station and improvements to existing lift stations, replacement or rehabilitation of force mains and gravity sewers, the installation of approximately 9,600 linear feet of storm sewer collection lines and a detention basin in order to separate storm drainage flows from the sewage disposal system, and the acquisition, construction and installation of related improvements, structures, equipment and appurtenances (collectively, the "Project"); and

WHEREAS, a notice of intent to issue the bonds must be published before the issuance of the bonds in order to comply with the requirements of Section 33 of Act 94; and

WHEREAS, by resolution adopted on August 3, 2011, the City Council authorized the publication of a notice of intent to issue revenue bonds for the Project in the principal amount of not to exceed

\$6,300,000 (the “Prior Notice”), and such Prior Notice was thereafter published in The Argus-Press on August 18, 2011; and

WHEREAS, it is necessary to authorize the publication of a new notice of intent to issue bonds for the Project in the additional principal amount of not to exceed \$1,500,000 (the “Bonds”), which notice shall provide additional and supplemental borrowing authority for the Project and shall be in addition to the principal amount of the bonds authorized pursuant to the Prior Notice.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1. The City Clerk is hereby authorized and directed to publish a notice of intent to issue the Bonds in the Argus Press, a newspaper of general circulation in the City.**
- 2. Said notice of intent shall be published as a one-quarter (1/4) page display advertisement in substantially the form attached to this resolution as Appendix A.**
- 3. The City Council hereby determines that the form of Notice of Intent to Issue Bonds attached hereto as Appendix A and the manner of publication directed is the method best calculated to give notice to the electors of the City of the City’s intent to issue the Bonds, the maximum amount of the Bonds, the purpose of the Bonds, the security for the Bonds and the right of referendum relating thereto.**
- 4. The publication of the Prior Notice in The Argus-Press is hereby approved, ratified and confirmed.**
- 5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.**

**AYES: Members: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough,
VanRiper**

NAYS: Members: None

RESOLUTION DECLARED ADOPTED.

APPENDIX A

**NOTICE TO ELECTORS OF THE
CITY OF DURAND, COUNTY OF SHIAWASSEE, MICHIGAN
OF INTENT TO ISSUE REVENUE BONDS
AND THE RIGHT OF REFERENDUM RELATING THERETO**

PLEASE TAKE NOTICE that the City of Durand, County of Shiawassee, State of Michigan (the “City”), intends to issue and sell revenue bonds pursuant to Act 94, Public Acts of Michigan, 1933, as amended, in one or more series, in an aggregate principal amount not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000). The bonds will be issued for the purpose of paying part of the cost of acquiring, constructing and equipping improvements to the City’s sewage disposal system, including a new lift station and improvements to existing lift stations, replacement or rehabilitation of force mains and gravity sewers, the installation of approximately 9,600 linear feet of storm sewer collection lines and a detention basin in order to separate storm drainage flows from the sewage disposal system, and the acquisition, construction and installation of related improvements, structures, equipment and appurtenances (collectively, the “Project”). On August 18, 2011, the City published a notice of intent to issue revenue bonds for the Project in the principal amount of not to exceed \$6,300,000 (the “Prior Notice”). The principal amount of revenue bonds to be issued and sold pursuant to this Notice is in addition to the principal amount of revenue bonds to be issued and sold pursuant to the Prior Notice.

SOURCE OF PAYMENT OF REVENUE BONDS

THE PRINCIPAL OF AND INTEREST ON SAID REVENUE BONDS SHALL BE PAYABLE

solely from the revenues received by the City from the operation of the City's sewage disposal system. Said revenues will consist of rates and charges that may from time to time be revised to provide sufficient revenues to provide for the expenses of operating and maintaining the system, to pay the principal of and interest on said bonds and to pay other obligations of the system.

BOND DETAILS

SAID BONDS will be payable in annual installments not to exceed forty (40) in number and will bear interest at the rate or rates to be determined at a public or private sale, but in no event to exceed six percent (6%) per annum on the balance of the bonds from time to time remaining unpaid.

RIGHT OF REFERENDUM

THE REVENUE BONDS TO BE ISSUED AND SOLD PURSUANT TO THIS NOTICE WILL BE ISSUED WITHOUT A VOTE OF THE ELECTORS OF THE CITY UNLESS A PETITION REQUESTING SUCH A VOTE SIGNED BY NOT LESS THAN 10% OF THE REGISTERED ELECTORS RESIDING WITHIN THE BOUNDARIES OF THE CITY IS FILED WITH THE CITY CLERK WITHIN FORTY-FIVE (45) DAYS AFTER PUBLICATION OF THIS NOTICE. IF SUCH PETITION IS FILED, SUCH BONDS MAY NOT BE ISSUED WITHOUT AN APPROVING VOTE OF A MAJORITY OF THE QUALIFIED ELECTORS OF THE CITY VOTING THEREON.

THIS NOTICE is given pursuant to the requirements of Section 33 of Act 94, Public Acts of Michigan, 1933, as amended.

Amy J. Roddy, City Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Durand, County of Shiawassee, State of Michigan, at a regular meeting held on February 16, 2015, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Amy J. Roddy, City Clerk

DEPARTMENT REPORTS:

DPW Director: He gave the Council a brief summary on the upcoming proposal to change out the current lights at the basketball courts, skating rink and downtown area with LED lighting.

SGT Pletscher: He told the Council that the Automatic Pistol Registration is on line and the City will be able to register and process purchase permits sometime after March 11th, when training has been completed. He also told the Council that the school liaison officer is in place and is working well.

Treasurer: She told the Council that the last day to pay winter taxes without penalty is tomorrow.

City Attorney: Matt McKone said that Chuck McKone is meeting with Mark Newman, Attorney for DUSI tomorrow afternoon. He also said that they would be getting a contract ready with the dump truck companies in case they are not delivered by the October 31, 2015 deadline.

City Manager: She acknowledged Andy Jaskiewicz for going above and beyond to turn the inline

skating rink into an ice rink. He spearheaded the project although other DPW workers are helping too. The City Manager also acknowledged the recent passing of business owner Leonard Krawczyk,

COUNCIL COMMENTS:

VanRiper:

- He asked if it would be possible to see the LED lighting before a decision is made. DPW Director said that is his intentions.
- He asked that the Council hold a workshop for the RD project in the near future.
- He asked for an update on the work that Consumer's Energy is doing in the alley behind the 100 block of N. Saginaw Street. City Manager that due to the weather no work is currently being done.
- He thanked the employees for being present tonight to answer questions regarding the new dump truck and WWTP pumps.

Colbey: She said that the children are enjoying the ice rink. She also said that the Middle School children are enjoying the school liaison officer.

Fuja: She thanked the City Manager regarding her remarks of Leonard Krawczyk. She said he was an asset to the community and will be missed.

Brands: No comment

Boggs: He said that he is glad that the school liaison officer is doing well. He offered his condolences on Leonard Krawczyk.

McDonough: He offered his condolences on Leonard Krawczyk.

Mayor Doyle adjourned the meeting at 8:47 p.m.

JANUARY 5, 2015 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, January 5, 2015 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

**Boggs moved, McDonough supported to approve the agenda with the addition of F: Authorization to Replace and Relocate WWTP Fence.
Unanimously carried**

APPROVAL OF MINUTES:

**McDonough moved, Brands supported to approve the minutes of the regular meeting held on December 1, 2014 and the special meeting held on December 10, 2014.
Unanimously carried**

APPROVAL OF BILLS:

**VanRiper moved, Boggs supported to pay bills #44469-44621.
YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper
NAYS: None
Unanimously carried**

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Chief of Police, Jason Hartz introduced his new officers:

- **Adam Bolf, Full time officer**
- **Ryan Gnoteck, Part time officer**
- **Kurt Moffit, Part time officer and School Liaison officer**

City Manager welcomed them to the City of Durand.

**Boggs moved, McDonough supported to approve the Mayoral appointment of Janice Ferwerda to the Board of Review.
Unanimously carried**

McDonough moved, Fuja supported to approve the cost of repairs made to the 1999 generator to Michigan Cat in the amount of \$2,840.66.

**YEAS: Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs
NAYS: None
Unanimously carried**

VanRiper moved, Boggs supported to approve Change Order #2, as requested by Rhode Brothers Excavating in the amount of \$25,451.00.

**YEAS: Mayor Doyle, Fuja, VanRiper, Boggs, Brands
NAYS: Cobley, McDonough
Carried 5-2**

VanRiper moved, Boggs supported to approve Amendment #3 to the contract for engineering services with C2AE for work on the Rural Development Sewer and Water Project.

YEAS: Mayor Doyle, Fuja, VanRiper, Boggs, Brands, Cobley

NAYS: McDonough
Carried 6-1

Boggs moved, McDonough supported to approve the removal and replacement of the fence at the WWTP by Spartan Fence at a cost of \$10,600.00 which includes the removal and haul of all fence materials including posts.

YEAS: Fuja, McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

DEPARTMENT REPORTS:

DPW Director: Nothing to add at this time.

Chief of Police: He told the Council that there were no bids placed on the old police cars. He also explained that the department will be offering the service of processing gun registrations and purchase permits to Shiawassee County residents, this will begin in February or March. Chief Hartz also confirmed that old drugs/medications were still being collected in a receptacle located in the lobby of City Hall.

City Engineer: She stated that the bids for the RD Project will be opened on January 14, 2015.

City Attorney: He stated that he will have a report regarding current litigations ready for Council at the next meeting. He can answer any specific questions although he prefers to disseminate information through a closed session or a confidential memo.

City Manager: Nothing to add at this time.

COUNCIL COMMENTS:

Brands: Welcomed new Police Officers.

Boggs: Welcomed new Police Officers.

McDonough: Welcomed new Police Officers.

VanRiper: Welcomed the new Police Officers. VanRiper asked the City Manager and City Engineer if after a project is completed, does the City Council get any reports about over runs for big projects such as Saginaw Street, Dig Project and RD Project. City Manager said that the Treasurer has all the information, however any over runs (over \$1,500.00) has to come before the Council for approval. City Manager said that there will be over runs on the Rural Development project because every project runs into unexpected issues.

Cobley:

- **She stated that last month she asked for the minutes from the Park and Rec Board and the Planning Commission.**

- She expressed concern about the condition of Optimist Park. She said that the benches will need to be power washed in the spring.
- She asked if the City received the TIGER grant that was submitted.
- She said that NERMI had contracted with Message Makers and she wanted to know the amount of money that was spent with them. City Manager said that no money was expended to Message Makers.
- Councilperson Cobley expressed that a Depot Lease agreement needs to be signed and she would like to get this accomplished in 2 to 3 months. She said that the Depot did not get the letter that the City sent in mid-December. She said that the City should send a registered letter and if it comes back to the City then we know that they are stalling. City Manager asked Councilperson Cobley why she talked with Mary Stone, DUSI Director, we have a negotiation team that should handle that. City Attorney said that he has a problem with individual council members who go through improper channels to get information on issues that concern the city. Mayor Doyle told Councilperson Cobley that “we are the legislative branch, we cannot micromanage the administration”. Cobley said that she “wants to see something happen (with the lease agreement), I am very sad over this”.

Fuja: She welcomed the new Police Officers.

Mayor Doyle: She also welcomed the new Police Officers to the City of Durand.

Mayor Doyle adjourned the meeting at 8:15 p.m.

DECEMBER 10, 2014 SPECIAL MEETING CITY COUNCIL MINUTES

Minutes of the special meeting held on Wednesday, December 10, 2014 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough

Absent: VanRiper

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, **McDonough** supported to approve the agenda as presented.

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 S. Summit St. She asked when the January meeting of the City Council was going to be held. City Manager said that it is scheduled for Monday, January 5, 2015.

ITEMS OF BUSINESS:

McDonough moved, **Brands** supported to adopt the resolution exempting its participation of P.A.

**152 for 2015 calendar year.
Unanimously carried**

McDonough moved, Fuja supported to approve the invoice from Jack Doheny for repairs made to the Vactor in the amount of \$9,817.83.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough

NAYS: None

Unanimously carried

Boggs moved, Fuja supported to authorize Marsh Monument to engrave the pavers that have been purchased for Veterans Memorial Park in an amount not to exceed \$2,356.00.

YEAS: Brands, Cobley, Mayor Doyle, Fuja, McDonough, Boggs

NAYS: None

Unanimously carried

McDonough moved, Boggs supported to approve the purchase of the granite tablet for the WWI monument from Marsh Monument at the cost of \$5,950.00, of which \$2,750.00 is required in order to place the order for the granite.

YEAS: Cobley, Mayor Doyle, Fuja, McDonough, Boggs, Brands

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve an employee wage adjustment from the 2013-2014 audited budget of 1.5%.

YEAS: Mayor Doyle, Fuja, McDonough, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Boggs moved, Fuja supported to enter into a contract with Cooper Commercial to market city owned properties located on Lansing Road for potential sale and commercial development.

YEAS: Fuja, McDonough, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

McDonough moved, Boggs supported to approve the contract amendments to the Teamsters Full-time Police Contract, as outlined.

YEAS: McDonough, Boggs, Brands, Cobley, Mayor Doyle, Fuja

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

No one spoke

Mayor Doyle adjourned the meeting at 7:48 p.m.

DECEMBER 1, 2014 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, December 1, 2014 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

Absent: Fuja

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, Brands supported to approve the agenda as presented.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Boggs supported to approve the minutes of the regular meeting held on October 6, 2014 and the special meeting held on October 29, 2014.

Unanimously carried

APPROVAL OF BILLS:

McDonough moved, VanRiper supported to pay bills #44247-44468.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 S. Summit St. She asked for an update on the DIG Grant.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

There were none

ITEMS OF BUSINESS:

Presentation: Mayor Doyle and Assistant Fire Chief Danny Mince presented Mike Bemis and Leo Krupp plaques in appreciation of their dedication and years of service to the City of Durand Fire Department.

Presentation: 2013-2014 City of Durand Audit– Mr. Bailey with Stewart, Beauvais & Whipple, briefly reviewed the audit with the Council. He stated that Durand is in excellent financial condition and the City of Durand was given an Unqualified Opinion, which is the best that one can receive.

Boggs moved, McDonough supported to accept the 2013-2014 City of Durand Audit, as prepared

by Stewart, Beauvais and Whipple, auditors for the City of Durand, and place it on file with the City Treasurer's office.

Unanimously carried

Boggs moved, McDonough supported to appoint Connie Cobley to serve on the SATA board of directors and to re-appoint Tom VanRiper to serve a full term on the SATA board.

Unanimously carried

McDonough moved, VanRiper supported to approve the request from the Durand Eagles to use the requested city intersections to raise funds for their annual Old Newsboys fundraiser on Friday, December 12th as outlined by the City Manager's recommendations.

Unanimously carried

McDonough moved, Boggs supported to approve the request from the Durand Eagles to allow them to carol on the city streets on December 6, 2014 from 6-8 p.m. providing proper liability insurance coverage for the event.

Unanimously carried

McDonough moved, Cobley supported to award the bid for new tires for the front end loader to Conrad Towing in the amount of \$5,179.00.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried

McDonough moved, Cobley supported to award the bid for new tires for the dump truck to Conrad Towing in the amount of \$2,331.12.

YEAS: Brands, Cobley, Mayor Doyle, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

Boggs moved, Brands supported to award the bid to rebuild the two high service pumps at the water plant to Kennedy Industries in the amount of \$8,225.00 per pump.

YEAS: Cobley, Mayor Doyle, McDonough, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

McDonough moved, VanRiper supported to approve the computer software upgrades to the SCADA system from UIS for \$7,456.00.

YEAS: Mayor Doyle, McDonough, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Boggs moved, Brands supported to approve the \$3,000.00 for Officer Training School for the new officers in the Fire Department.

Unanimously carried

McDonough moved, Boggs supported to place the delinquent accounts and invoices as prepared by the City Treasurer and owed to the City be placed on the 2014 winter tax roll for collection.

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

VanRiper moved, McDonough supported to approve the 2014 City at Large Drain Assessment to the Shiawassee County Drain Commission in the amount of \$487.87.

Unanimously carried

VanRiper moved, Cobley supported to approve the additional costs for paving work completed in the Manfred Subdivision in the amount of \$13,629.02.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, McDonough

NAYS: None

Unanimously carried

VanRiper moved, Boggs supported to approve the amendment to the contract for Genesee and Clinton Street Reconstruction to C2AE in the amount of \$4,500.00.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried

McDonough moved, VanRiper supported to approve an additional \$5,000.00 be added to DPW contract Services for tree trimming and removal in order to complete the remaining tree work in the city.

YEAS: Brands, Cobley, Mayor Doyle, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY:

No one spoke

DEPARTMENT REPORTS:

DPW SUPERVISOR: He stated that all leaves should be picked up by the end of next week. He told the Council that it is too late into the season to patch the areas where there have been recent water main breaks. They will be patched as soon as possible in the spring.

Police Chief: Luke Rogers is now a full time employee and Ryan Gnotek is a new part time officer.

City Engineer: She told the Council that the Rural Development project is out for bids and are due back in January. She stated that the main line for storm sewer is almost complete on the parking lot/DIG project.

Treasurer: She stated that she enjoyed the lighted Santa parade and wished everyone a Merry Christmas.

City Attorney: He stated that he spoke with the attorney for DUSI in the hopes of starting communication which would result in a lease agreement between the City and DUSI. However, Mr. Newman said that all assets belong to DUSI. City Attorney said that he believes that because DUSI resides in the building they think that they own the assets. This is the second time that the auditors have asked that the city have a lease agreement with DUSI and the City Attorney would like to find a way to have a discussion with DUSI.

Mayor Doyle said that over the years people have given items to the depot not DUSI. She believes that those items should stay in our community should something happen to DUSI.

VanRiper asked if there could be an agreement where a third part would hold the assets in trust for our community.

Cobley said that she would like Michigan Non Profit to come to Durand and talk with both parties.

Boggs stated that the assets are DUSI's only bargaining chip. He disagrees that the Cook Family Foundation should be brought in, because they are biased towards DUSI. He believes that one more meeting should be held after the holidays and if there is still no agreement then it needs to go to the court to determine who owns the assets.

City Attorney would like to try for one more meeting to see if there is some way to move forward on this issue, maybe using an arbitrator or mediator if necessary.

City Manager Comments: She stated that all expenditures from fund balance were all planned expenditures and were approved by council.

COUNCIL COMMENTS:

VanRiper: He thanked Rowland for being present to answer questions tonight. He said that he was told by his family that the lighted Christmas Parade was great!

Brands: He thanked Chief Hartz, Austin Hartz, Jon and Patty Matejewski for their help in putting up the Christmas lights in the downtown. He said that the lights Christmas parade looked great.

Boggs: He thanked everyone who put up lights in the downtown and who helped with the lighted parade. He would like to know if the Council is going to do a wage adjustment for the employees this year. It was decided that there would be a special meeting on Wednesday, December 10th at which time this issue would be on the agenda.

McDonough: He asked if the City was going out for bids on our farm land. City Manager said that the current lease agreement was for three years and that she will have to check to see where it currently is in the agreement. McDonough asked that the Council be given the minutes from all

other committees such as Park and Recreation and Planning Commission.

Doyle: She stated that the Santa Light Parade is growing each year. The Fire Department did a phenomenal job with decorating the fire truck. She thanked Jeff and his crew for the great decoration job in the downtown.

Mayor Doyle adjourned the meeting at 9:40 p.m.

OCTOBER 29, 2014 CITY COUNCIL MINUTES

Minutes of the special meeting of the Durand City Council held on Wednesday, October 29, 2014 at 7:00 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:00 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, Brands supported to approve the agenda as presented.

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Discussion of Downtown Infrastructure Grant (DIG):

City Manager stated that this grant is a vital improvement to the city's downtown infrastructure and its curb appeal. The State of Michigan (MEDC) has made exceptions to its grant program to allow the City of Durand to accept the grant and complete the project by June 30, 2015, which is 6 months outside the scope of the original grant deadline.

The project was estimated to be approximately \$825,000. however, the bids that were received in September were \$190,000 higher. The entire project is now expected to be \$1,015,200.00 which includes engineering costs and the city's and DDA's matching funds.

Discussion took place regarding doing a special assessment on those business affected by the infrastructure improvements. It was the consensus of the Council that they did not want to over burden the business owners with a costly special assessment. They discussed the length of which the city could spread the assessment over to bring costs down to a manageable amount.

VanRiper said that the owners should have some responsibility because they are getting direct benefit from the grant, but that he doesn't want them to have to pay too much.

City Manager said that there are some costs that the businesses must pay that are related to storm sewer connections and leads.

Original site plans were reviewed and Jeff Brands suggested an alternate plan regarding loading area behind Papa Joes. Parking for the apartments located above the businesses were also discussed. Parking for those apartments will clearly be marked in a specified area of the lot.

McDonough stated that he feels that Les Conley should have a lease agreement with the city for the seven parking spots that he needs for his tenants. He also feels that the dumpsters should be paid for by the businesses that use them.

Discussion was had regarding the cost and number of dumpsters. The original plans called for two enclosed dumpsters but one was eliminated due to the cost. City Manager said that grant money is funding the dumpster and everyone else will have to follow the example.

Boggs moved, McDonough supported to approve the Downtown Infrastructure Grant as outlined:

- \$130,000 Sewer Fund
- \$ 2,200 Water
- \$ 22,300 Major Street
- \$ 18,000 DDA
- \$ 18,700 Special Assessment

And to establish a special assessment district for which re-payment would be a 10 year period.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

NAYS: None

Unanimously carried

Mayor Doyle adjourned the meeting at 8:47 p.m.

OCTOBER 6, 2014 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, October 6, 2014 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, McDonough supported to approve the agenda with the addition of E: C2AE Professional Services for DIG project and F: Street Proposal.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Boggs supported to approve the minutes of the regular meeting held on September 8, 2014 and the executive session held on September 8, 2014.

Unanimously carried

APPROVAL OF BILLS:

VanRiper moved, Fuja supported to pay bills #44155-44246.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Cloyse Lundie, Newburg Rd., Durand. He inquired as to the status of the billboard sign located on I-69. He said that this sign was founded by Alden Acker, Dick Anderson and himself for the community of Durand, but it needs to be refurbished as it does not conform to the state highway regulations. He believes that it will cost about \$4000.00 to refurbish it and to date there is a fund with approximately \$900.00 designated for upkeep of the sign.

Paula Brooks, 104 Summit St. She inquired as to what the County millage proposal would mean to the City of Durand. She would like to know what the City of Durand paid for the property at 203 W. Main and if the grant that was sought in 2011/2012 for demolition of this property was still available.

Dennis Martin, representing the Durand VFW presented the City Council with a check for \$2,080.00 from the recent VFW Golf Outing to be used for the Veteran's Memorial Park.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

City Manager stated that years ago several organizations went together to purchase two signs along I 69. One sign was removed years ago, leaving one sign. She said that the sign promotes Railroad Days and Railroad Days, Inc. has not taken a leadership role in regards to maintaining the sign. City Manager believes that it will take considerably more than the approximately \$900.00 currently on hand, to renovate the sign. She will get with Kent Edward with Railroad Days, Inc to inquire as to their intentions.

Boggs stated that he would like this to be an agenda item at the next meeting.

ITEMS OF BUSINESS:

McDonough moved, Fuja supported to cast the city's ballot for the candidates, as listed, for the Michigan Municipal League Liability and Property Pool Board of Directors.

Unanimously carried

Fuja moved, Cobley supported to authorize the expenditures from the Sewer, Water, and Street Funds as outlined in the City Manager's recommendations to fund the \$193,200 necessary to complete the N. Saginaw Street Parking Lot DIG project.

Fuja withdrew her motion.

It was suggested that a special meeting be held in the coming weeks to decide the funding source for this project.

Boggs moved, Cobley supported to approve \$193,200 necessary to complete the N. Saginaw Street parking Lot DIG project with the determination of where the funds will come from at a later date.

YEAS: Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

VanRiper moved, McDonough supported to award the construction bid for the N. Saginaw Street Parking Lot Project in conjunction with the 2014 Downtown Infrastructure Grant to Rhode Brothers Excavating, Inc. in an amount not to exceed \$818,200.00

YEAS: Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Discussion and Consideration of Funding School Liaison Officer:

Chief Hartz told the Council that he would like to provide a part-time liaison officer to the Durand Area Schools for the 2014-2015 school year. This officer would work about 16 hours per week and would provide a substantial presence during school hours and many of the schools sporting events and other extracurricular activities. Officer Rogers would take any complaints made by students or members of the staff and he would assist with truancy issues.

Boggs moved, McDonough supported to approve the school Liaison Officer Position not to exceed \$8,640.00.

YEAS: Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Boggs moved, VanRiper supported to approve Amendment #1 for Additional Professional Services with C2AE for West Parking Lot and Pathway Improvements in the amount of \$5,040.00.

YEAS: Fuja, McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

McDonough moved, VanRiper supported to approve the milling and resurfacing of Kingswood from Vinewood to Naldrette, Gomas, and Manfred from Vinewood to Naldrette, and the 300 block

of Naldrette and the remainder of the two blocks of Mercer at a cost not to exceed \$138,000.

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY:

Paula Brooks, 104 S. Summit St. Stated that she would like clarification on the cost of the DIG project. She also was confused as to why the DIG plans were not required to go back to the Planning Commission for approval after changes were made when the Veterans Memorial Park plans were required to.

Jon Matejewski, 708 Kingswood. He thanked the Council for repaving Kingswood. He asked if the School Liaison officer would take away a patrol car during the day. Chief Hartz said that it would not.

DEPARTMENT REPORTS:

DPW Supervisor: The last brush pickup of the year begins tomorrow. He stated that he would be picking up 22 trees tomorrow for the tree grant at a cost of about \$400.00.

Chief Hartz: He told the Council that his department is working on lawn ordinances and junk cars.

Fire Chief: He stated that the department recently made changes in the officers and they are as follows:

- **Danny Mince – Assistant Chief**
- **Jason DeFrenn – Lieutenant**
- **Nick Spaniola – Lieutenant**
- **Nathan Watson – Sargent and Secretary**
- **Chuck Olund – Safety Officer**

Chief Rinker also stated that the Fireman’s Ball is this Saturday if anyone wants tickets he has them for sale.

COUNCIL COMMENTS:

Cobley: She stated that she would like to see a new web site for the City and would also like to have community input. She said that the Optimist Park is in bad shape. The ball fields were supposed to be fixed this year but they weren’t and there is little play equipment at the park. She wants to see the parks up and ready when the last snow melts in the spring. She would also like to see a workshop scheduled soon to discuss various topics.

Fuja: She asked for an update on the DUSI lease agreement. City Attorney said that he hasn’t heard back from DUSI’s attorney. Fuja thanked Mindy, Deb, Amy and Jason for helping with the Autumn Fest that was held on September 27th.

Boggs: He asked that the City Attorney contact DUSI’s attorney to see if they are willing to meet and “tie up loose ends”. He would like to see the DUSI lease agreement wrapped up in the event

that the City Manager is no longer with the city. He also said that he believes the school liaison officer is a good idea.

McDonough: Congratulations to the newly appointed Fire Department Officers. McDonough also requested the DEQ Systems Evaluation and all related letters according to section 6.8 of the City Charter.

Mayor Doyle: She would like authorization to hold a Halloween Parade to be held on Halloween down Saginaw Street.

Boggs moved, McDonough supported to grant the Mayor of Durand the authority to hold a Halloween Parade on October 31st to take place along Saginaw Street.
Unanimously carried.

Mayor Doyle adjourned the meeting at 9:20 p.m.

SEPTEMBER 16, 2014 CITY COUNCIL MINUTES

Minutes of the regular Durand City Council meeting held on Monday, September 16, 2013 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Mayor Doyle, McDonough, Schuyler, VanRiper

Absent: Fuja

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

McDonough moved, Schuyler supported to approve the agenda as presented.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Boggs supported to approve the minutes of the regular meeting held on August 5, 2013, as presented.

Unanimously carried

APPROVAL OF BILLS:

Schuyler moved, Brands supported to approve the payment of bills #42600-42783.

YEAS: Boggs, Brands, Mayor Doyle, McDonough, Schuyler, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Les Schneider, Shiawassee County Commissioner. He informed the Council that Margaret McAvoy, County Administrator has resigned her position effective September 30th. The Commissioners are forming a committee to find a replacement for the position.

Paula Brooks, 104 W. Summit St. She asked the Council if they were planning to provide their e-mail addresses and phone numbers to be placed on the City web site as the Owosso City Council has their information available on their web site.

Connie Cobby, 405 W. Main St. She provided Council with pictures of homes that had piles of garbage around their homes. She wants landlords to take responsibility for their rental properties.

Mary Warner-Stone, Executive Director of Durand Union Station. She told the Council that the rain gardens at the depot need attention because they have soil erosion, standing water, mold and dead trees in them. She also stated that a September 30th meeting is planned to discuss the lease agreement. She asked the Council if they had in fact read the agreement and asked if they would sign it if it was their business. She said that she “has always wanted a reasonable lease agreement with the City”.

Jack Davis, Former Mayor of the City of Durand, 105 Railroad Street. He complained that he doesn't have water on Railroad street but continues to have to pay the “ready to serve” fees. He also complained about being invoiced for lawn care on the property.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

Brian Boggs questioned whether DUSI really wanted an agreement with the City since an unsigned letter went to the members that were designed to be inflammatory and derogatory towards the City. He said that it is important that we come to an agreement because it is important to the community.

Tom VanRiper stated that he has read the lease agreement and “it doesn't look that bad”. He said the situation with DUSI and the City reminds him of the disagreement many years ago between Vernon Township and the City of Durand.

ITEMS OF BUISNESS:

Presentation to Parks and Recreation and City Council. Dick Rinker and Jason Hartz presented Ted Schaefer and Dennis Martin with the Durand Park and Recreation Board, with a check in the amount of \$3,400.00 from the First Annual Golf Outing to benefit the Veteran's Memorial Park.

McDonough moved, **VanRiper** supported to approve the Mayoral re-appointment of **Robert Smith** as the City of Durand representative on the Shiawassee District Library Board.
Unanimously carried

VanRiper moved, **Schuyler** supported to approve the request from the Chamber of Commerce FallFest Committee to close N. Saginaw Street from E. Main to Genesee Streets on September

**28th for FallFest.
Unanimously carried**

Boggs moved, Brands supported to approve the proposal for professional services to update the city zoning ordinances, Section 1329: Regulation of Signs.

YEAS: Brands, Mayor Doyle, McDonough, Schuyler, VanRiper, Boggs

NAYS: None

Unanimously carried

VanRiper moved, Schuyler supported to approve the upgrades and repairs to the handheld radios within the Police Department in the amount of \$4050.55 by Blumerich Communications Services.

YEAS: Mayor Doyle, McDonough, Schuyler, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the replacement of alarm dialer at the Water Department from Sensaphone in the amount of \$1,995.00.

YEAS: McDonough, Schuyler, VanRiper, Boggs, Brands, Mayor Doyle

NAYS: None

Unanimously carried

VanRiper moved, Boggs supported to approve the Change Order #1 in the amount of \$13,000.00 and Change Order #2 in the amount of \$2,915.00 as additional costs to the Clinton and Genesee Street Improvement Project to be paid to Fick Excavating.

YEAS: Boggs, Brands, Mayor Doyle, Schuyler, VanRiper

NAYS: McDonough

Carried 5-1

Boggs moved, Schuyler supported to move the amendment to the Rental Unit Inspection ordinance to first reading and set the Public Hearing for the ordinance for October 7, 2013.

YEAS: VanRiper, Boggs, Brands, Mayor Doyle, McDonough, Schuyler

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

Connie Cobby, 405 W. Main Street. She stated that she believes that landlords should be required to provide a two yard dumpster when renters are evicted from a rental home. The garbage that is left blowing around can destroy a neighborhood.

Jack Davis, 105 Railroad Street. He said that there is no reason for garbage to be left in and around homes, when the City has refuse picked up weekly.

DEPARTMENT REPORTS:

Fire Chief: He said that we were not able to sell the old fire truck or the Chief's car on e-bay and would like permission to take sealed bid on these vehicles.

Boggs moved, McDonough supported to authorize the Fire Chief to take sealed bids on the old Fire Truck and Chief's car, with the minimum bids to be \$4,000.00 and \$1,500.00 respectively.

YEAS: Boggs, Brands, Mayor Doyle, McDonough, Schuyler, VanRiper

NAYS: None

Unanimously carried

DPW Supervisor:

- The alley between the Chamber and the shoe store is starting to take shape
- Have been busy with the Genesee and Clinton Street project, every day we find something that we didn't expect.
- Will be re-advertising for the sidewalk program since no one submitted bids the last time it was advertised. He stated that the reason no one has bid for the project is because the contractors can't warranty the cement for five years that we require. The mature trees that are throughout the City cause havoc with cement and contractors won't bid on the project.
- DPW Barn roof is completed.
- City Hall project is almost complete. One of the lights need a ballast and the dental trim will be complete in a couple of weeks.

City Engineer: She gave an update on the Rural Development Project; will be meeting with City Staff soon to do a thorough progress review.

City Treasurer: Our audit will begin next week.

City Attorney: He stated that he played in the golf outing and had a great time. He said that the Police Chief and the Fire Chief did a great job with organizing the Golf Outing. He also stated that contractors are having difficulty warranting the cement work so we may have to change the warranty requirement to five years on surface chipping and two years on cracking.

City Manager: She stated that Congressman Dave Camp recently introduced legislation for the National Railroad Memorial, Inc (NRMI) so we may now begin to see some movement on this. Congressman Dave Camp is highly respected and serves on the Ways and Means Committee.

COUNCIL COMMENTS:

Schuyler: No comment

VanRiper: He asked if the street sweeper could be tearing up the streets. He said if this is the case, we need to find a solution to this issue.

Brands: He stated that the downtown looked nice for End of Summer Crusin and City Hall looks good with the new front and the lights. He told the audience that he will be in the dunk tank at 11:30 on September 28th during Fall Festival.

Boggs: He stated that the golf outing benefitting the Veteran's Memorial Park was an "awesome"

experience. He said that it is time that we start implementing a rental enforcement ordinance.

McDonough: No comment

Mayor Doyle: Stated that the downtown looked very nice for End of Summer Cruisin' and that Bart Harris and Amy Roddy used their own shop vacs from home to sweep up the cigarette butts that were downtown.

Mayor Doyle adjourned the meeting at 9:05p.m.

SEPTEMBER 8, 2014 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, September 8, 2014 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, McDonough supported to approve the agenda with the addition of E: Acceptance of Tree Grant.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Boggs supported to approve the minutes of the regular meeting held on August 4, 2014, the executive session held on August 4, 2014, the special meeting held on August 27, 2014 and the executive session held on August 27, 2014, as presented.

Unanimously carried

APPROVAL OF BILLS:

VanRiper moved, Boggs supported to pay bills #43996-44154.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Deborah White, 512 N. Saginaw Street. She was representing Cheryl Mogg who could not be here tonight. Ms. Mogg wanted to know about payment arrangements for her utility bill. City Manager said that was addressed with her on August 4, 2014. Ms. Mogg also wanted to remind the Council that there is a stump in the easement of her property that needs to be removed. Ms.

White reminded the Police Chief that the loud motorcycle that travels fast on Saginaw Street between 7:30 a.m. and 8:00 a.m. is still doing it.

Ben Fredricks, Mayor of Owosso. He was present to talk about the Big Red Barrel Project that collects unused Prescription drugs. He said that the project is one year old now and has been very successful, however, he asked for the Council's help in passing out flyers and spreading the information to the residents.

ITEMS OF BUSINESS:

Boggs moved, McDonough supported to remove item A. Request from DUSI to Install new carpet in Durand Union Station, from the agenda until proper protocol is followed and all documentation is presented.

Unanimously carried

McDonough moved, VanRiper supported to approve the software support contract with CORE Technology in the amount of \$1,575.00 for Police Department report writing program support.

YEAS: Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

Boggs Moved, Brands supported to approve the bid award for pavement marking for street markings on Major Streets to Michigan Pavement Marking, LLC not to exceed \$10,000.00.

Councilman VanRiper said that he would like to see the pavement marked in the spring rather than in the fall because the markings would be new and bright all spring, summer and fall, before they get faded and banged up during the winter months with the snow, ice and plowing.

Boggs amended, Brands supported to amend the motion contingent on the work being done in the spring of 2015.

Unanimously carried

Boggs moved, Brands supported to approve the bid award for pavement marking for street markings on Major Streets to Michigan Pavement Marking, LLC not to exceed \$10,000.00 contingent on the work being done in the Spring of 2015.

YEAS: Cobley, Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

VanRiper moved, Cobley supported to reject the low bids for the DIG Project received at the bid letting on September 4, 2014.

YEAS: Mayor Doyle, Fuja, McDonough, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to accept the 2014 Consumers Energy Tree Grant in the amount of \$2,000.00.

YEAS: Fuja, McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY:

Ben Fredricks, Mayor of Owosso; He stated the City of Owosso also had to reject the bids for their DIG grant due to them being too high. He also said that he thinks it's a great idea to do the street markings in the spring rather than in the fall.

Deborah White, She asked what part of Saginaw Street would be available for the grant. City Manager said that it is the parking lot on the west side of the 100 block.

Boggs moved, McDonough supported to adjourn into Executive Session to discuss union negotiations because to discuss in public would be detrimental to the City's position.

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja

NAYS: None

Unanimously carried

Adjourned into executive session at 7:56 p.m.

Reconvened from executive session at 8:31 p.m.

Boggs moved, McDonough supported to approve the labor amendments as presented.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the union contracts for the part time Police Officers, as presented.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Fuja, McDonough, VanRiper

NAYS: None

Unanimously carried

Mayor Doyle adjourned the meeting at 8:32 p.m.

AUGUST 27, 2014 SPECIAL CITY COUNCIL MINUTES

Minutes of the special meeting of the Durand City Council held on Wednesday, August 27, 2014 at 7:00 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:00 a.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

Absent: Fuja

APPROVAL OF AGENDA:

McDonough moved, Brands supported to approve the agenda as presented.

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

McDonough moved, VanRiper supported to adjourn into Executive Session to discuss the purchase of property, because to discuss in public would be detrimental to the City's position.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried

Council adjourned at 7:03 p.m.

Council reconvened at 7:24 p.m.

Boggs moved, VanRiper supported to approve the purchase of property at 112 E. Main Street, as outlined in the purchase agreement prepared by the City Attorney.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried

McDonough moved, Brands supported to approve the request from the Greater Durand Area Chamber of Commerce to close N. Saginaw Street to hold End of Summer Cruise on Saturday, August 30th.

Unanimously carried

VanRiper moved, McDonough supported to reject the bid submitted by Lennon Construction, Haslett, MI that was received and opened as the sole bid for the Downtown Infrastructure Grant as the bid amount was \$216,000 higher than what the costs for the project were estimated.

YEAS: Brands, Cobley, Mayor Doyle, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

VanRiper moved, Cobley supported to approve the additional costs for the Genesee/Clinton reconstruction project in the amounts of \$14,250.00 to C2AE for project management and inspection and \$3,617.75 for construction costs.

YEAS: Cobley, Mayor Doyle, McDonough, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

McDonough moved, Boggs supported to approve the quote from Fick Construction to mill and

repave two section of Mercer Street, as an addition to the Genesee/Clinton Street Project in the amount of \$16,725.75.

Councilman VanRiper asked the City Manager where the money would come from. City Manager said this it would be split 50/50, between the Local Streets Fund and the Millage Street Fund.

Councilman Van Riper asked how it was determined that the bases in these two sections of Mercer Street are in good to excellent condition. City Engineer said that you can tell by the way the pavement presents itself, however there is an allowance built into the price to fix small area's that may need additional repairs.

YEAS: Mayor Doyle, McDonough, VanRiper, Boggs, Brands, Cobley
NAYS: None
Unanimously carried

McDonough moved, Boggs supported to approve the emergency purchase of an N-series Flyght pump from Kennedy Industries in the amount of \$15,517.00 to replace an influent pump at the WWTP.

YEAS: McDonough, VanRiper, Boggs, Brands, Cobley, Mayor Doyle
NAYS: None
Unanimously carried

McDonough moved, Boggs supported to approve the purchase of a new stainless steel spinner assembly for the 2003 salt truck from S L & H Metals, Corunna, MI in the amount of \$3,500.00.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, McDonough
NAYS: None
Unanimously carried

Mayor Doyle adjourned the meeting at 8:08 p.m.

AUGUST 4, 2014 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, August 4, 2014 at 7:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper
Absent: Fuja

APPROVAL OF AGENDA:

Boggs moved, McDonough supported to approve the agenda with the addition of XII. Executive Session – Discuss Purchase of Property.
Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Van Riper supported to approve the minutes of the regular meeting held on June 2, 2014 and the special meeting held on June 30, 2014, as presented.

Unanimously carried

APPROVAL OF BILLS:

McDonough moved, Boggs supported to approve the payment of bills 43762-43995.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Cheryl Mogg, 506 Brand St. She wants to know when the City is going to take down a tree that was damaged in the ice storm that is located in the right of way near her home. DPW Supervisor said that there are many trees in the city that was damaged in the ice storm and the tree contractor is now beginning to take care of them.

Michelle Thomason, 225 W. Main St. She asked for an update of the dangerous animal ordinance. The City Attorney said that he is preparing something to bring to Council.

Matt Stewart is a candidate for Shiawassee Circuit Court Judge and is asking for support.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

No comments

ITEMS OF BUSINESS:

Presentation to City Council: Nick Spaniola and Jason Hartz presented the Council a check in the amount of \$5,003.12 from the proceeds of the Veteran's Memorial Park Golf Outing held on July 19, 2014.

Presentation to City Council: Dennis Martin with the VFW presented the Council a check in the amount of \$3,097.64 from the proceeds of the Community Chicken Dinner held at the Eagles on July 26, 2014.

McDonough moved, Boggs supported to cast the city's ballot for the candidates, as listed, for the Michigan Municipal League Worker Compensation Fund Board of Trustees.

Unanimously carried

McDonough moved, Boggs supported to have the City of Durand move its regular City Council elections from odd year to even year cycles beginning in 2016 and notify the County Clerk of this resolution.

YEAS: Brands, Cobley, Mayor Doyle, McDonough, VanRiper, Boggs

NAYS: None

Unanimously carried

VanRiper moved, Boggs supported to award the bid for an automatic sampler for the Waste Water Treatment Plant to Teledyne Instruments, Inc. in the amount of \$6,180.44.

YEAS: Cobby, Mayor Doyle, VanRiper, Boggs, Brands

NAYS: McDonough

5-1 Carried

VanRiper moved, Brands supported to approve the payment of the invoice for membership renewal in the Michigan Municipal League and the Legal Defense Fund at a cost of \$3,343.00

YEAS: Mayor Doyle, McDonough, VanRiper, Boggs, Brands, Cobby

NAYS: None

Unanimously carried

Boggs moved, Brands supported to approve the design/detailing for the Police Department vehicles from Signed by LAW at a cost of \$2,828.00.

YEAS: McDonough, VanRiper, Boggs, Brands, Mayor Doyle

NAYS: Cobby

5-1 carried

Boggs moved, VanRiper supported to approve the necessary cleaning, upgrades and repairs be made to the North and South wells at the Lincoln Street facility by Layne Christensen Company in an amount not to exceed \$32,806.25.

YEAS: VanRiper, Boggs, Brands, Cobby, Mayor Doyle, McDonough

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

No one spoke

DEPARTMENT REPORTS:

DPW Supervisor: He stated that he is working with FIMA regarding reimbursement from damage from the ice storm. He believes the city will eventually receive some reimbursement but he doesn't know how much yet. Consumers Energy is offering a small tree grant which he will be applying for. He told the Council that the DPW is working in the alley next to the Chamber of Commerce getting that finished up. He said the planter that was falling down in front of City Hall has been demolished and the contractor will pour cement this Saturday so as not to disrupt traffic in and out of City Hall.

Police Chief: All is going well in the Police Department.

City Engineer: She said that she will follow up with Rob regarding the irrigation system on Saginaw Street. We will be opening bids for the DIG Grant on August 20th and work should begin after Labor Day.

Treasurer: Audit is scheduled for the week of September 15th. After adding in the checks that

were presented to City Council tonight, the total of the Veteran's Memorial Park Fund is now over \$30,000.00.

City Attorney: He stated that he is working on the Dog Ordinance and will bring it to Council soon.

City Manager: She stated that the election is tomorrow and there are several proposals that impact the City of Durand. One proposal is for Ambulance Service – She urges people to look at this proposal. Proposal #1 is a state proposal that involves Personal Property Tax on businesses. If this proposal passes it will be a \$93,000 hit to the City's budget with no plan to replace the lost revenue. City Manager stated that she sent Dr. and Mrs. Tirtha an e-mail regarding the wonderful mural that is being painted on the wall of their building and thanking them for their investment into our community.

COUNCIL COMMENTS:

VanRiper: He thanked the Police, Fire Department and the Eagles for the donations made to the Veteran's Memorial Park. He would like to look into developing a walking path with Vernon Township so that people can walk to safely to the area out by Monroe Plaza.

Cobley: She would like to commend the Police for enforcing the lawn Ordinances. She also stated that she thought the mural on Dr. Tirtha's building is lovely.

Brands: He thanked the community for donations to the Veteran's Memorial Park.

Boggs: He thanked the community for donations to the Veteran's Memorial Park. He stated that he would like to see the Dog Ordinance brought before the Council at the next meeting.

McDonough: He also thanked the community for the donations to the Memorial Park.

Mayor Doyle: She stated that many organizations throughout the community came together to sponsor or help with the Community Chicken Dinner. This dinner provides funding for the Patriots, who send care packages to men and women who are from the area and are now in active military service, and it shares the proceeds with other worthwhile projects, such as the Durand Band Boosters, Durand Athletic Boosters, etc. and this year the proceeds went to help the Veteran's Memorial Park for a second year.

Boggs moved, McDonough supported to enter into Executive Session to discuss the purchase of property, as allowed in the Michigan Open Meetings Act, since doing so in public may jeopardize the city's position.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, McDonough, VanRiper

NAYS: None

Unanimously carried.

Adjourned into Executive Session at 8:30 p.m.

Reconvened at 8:43 p.m.

Mayor Doyle Adjourned the meeting at 8:44 p.m.