

JUNE 28, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting of the Durand City Council held on Wednesday, June 28, 2017 in the Council Chambers of the Durand City Hall.

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

ROLL CALL:

Present: Brian Boggs, Jeff Brands, Connie Cobley, Mayor Deborah Doyle, Rich Folaron, John Matejewski

Absent: Tom VanRiper

APPROVAL OF AGENDA:

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

Carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Boggs moved, Folaron supported to approve the invoices for the Rural Development Infrastructure Project totaling \$378,432.69; \$349,464.47 for Rohde Brothers Excavating and \$28,968.22 for C2AE with \$317,446.67 charged to Sewer and \$60,986.02 charged to Water.

YAYS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski

NAYS: None

Carried

Boggs moved, Cobley supported to approve the budget amendments as presented by the administration for the 2016-2017 fiscal year.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, Boggs

NAYS: None

Carried

Folaron moved, Cobley supported to authorize the Rural Development Grant request for the purchase of a new police cruiser.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, Boggs, Brands,

NAYS: None

Carried

Boggs moved, Folaron supported to approve the Administrative Consent Order #000345.

YEAS: Mayor Doyle, Folaron, Matejewski, Boggs, Brands, Cobley

NAYS: None

Carried

Matejewski moved, Brands supported to approve the Honeywell Letter of Intent dated June 28, 2017.

YEAS: Folaron, Matejewski, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Carried

Folaron moved, Matejewski supported to approve to adopt the Resolution to Supporting the Qualified Energy Conservation Bond Allocation Request.

YEAS: Matejewski, Boggs, Brands, Cobley, Mayor Doyle, Folaron

NAYS: None

Carried

Boggs moved, Folaron supported to approve the invoice from Kevin Groves Appraisals in the amount of \$3,000.00 for the property located at 1110 N. Saginaw Street.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski

NAYS: None

Carried

Folaron moved, Brands supported to approve the invoice from Rohde Brothers Excavating in the amount of \$2,360.00.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, Boggs

NAYS: None

Carried

CITIZENS SPEAK ON AGENDA ITEMS ONLY:

No one spoke

COUNCIL COMMENTS:

No comments

Mayor Doyle adjourned the meeting at 6:40 p.m.

JUNE 5, 2017 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, June 5, 2017 in the Council Chambers of the Durand City Hall.

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

ROLL CALL:

Present: Dr. Brian Boggs, Jeff Brands, Connie Cobley, Mayor Deborah Doyle, Rich Folaron, John

Matejewski, Tom VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance to the United States of America.

APPROVAL OF AGENDA:

Boggs moved, Brands supported to approve the agenda with the addition of 1A: Public Hearing of Rural Development Police Cruiser Grant Request.

Carried.

APPROVAL OF MINUTES:

Van Riper moved, Cobley supported to approve the minutes of the regular meeting held on May 1, 2017, the Budget Workshops held on April 26 & 27, 2017 and the special meetings held on May 7, 2017, May 15, 2017 and May 23, 2017, as presented.

APPROVAL OF BILLS:

VanRiper moved, Matejewski supported to approve bill #48053-48162.

YAYS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Carried.

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit Bids for 209 S. Oak St.

Jim Roddy, 709 Olivet Rental Registration and Inspection

Paul Wilson, 4687 S. Durand Rd. Potential Industrial Park Project

Charlie Bopsko, 4645 S. Durand Rd. Potential Industrial Park Project

Tim Shaw, 724 Princeton Pets @ City Events

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

City Manager responded to above questions.

ITEMS OF BUSINESS:

Public Hearing: Rural Development Police Cruise Grant Request, It is a 25 % matching grant for a Ford Interceptor 2018.

Mayor Doyle opened the hearing at 7:49 pm.

Mayor Doyle closed the hearing at 7:49 p.m.

Boggs moved, Cobley supported to approve the application for the Rural Development Grant for a 2018 Police Cruiser.

Carried

Matejewski moved, Folaron supported to declare the outstanding utility accounts and delinquent invoices as uncollectible and direct the Treasurer to place the debts on the 2017 summer tax roll.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Carried

Folaron moved, VanRiper supported to approve the annual membership dues to the Michigan Municipal League in the amount of \$3,438.00.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Carried

Folaron moved, Cobley supported to approve the request by Shiawassee Search and Rescue to perform Urban Search Training on June 17, 2017.

Carried

Boggs moved, Brands supported to approve the Letter of Intent dated June 5, 2017 to Honeywell International, Inc. pending the City Attorney's approval of contracts and extracting out the library and Depot until such time that they agree to participate at their expense.

Boggs withdrew is motion.

Boggs moved, Cobley supported to table this item until the June 28, 2017 meeting.

Carried

VanRiper moved, Folaron supported to approve the proposal submitted by Mid Michigan Roofing in the amount of \$32,486.00 for repairs at Durand Union Station.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley

NAYS: None

Carried

Folaron moved, Brands supported to approve the amendment to extend the agreement for assessor of record services with HSC Services, at a cost of \$27,300 for the year.

YEAS: Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Carried

Boggs moved, VanRiper supported to approve the request to name the City Clerk as the ICMA Plan Coordinator.

Carried

Boggs moved, Matejewski supported to adopt the Compensation and Conduct Policy for Official Board Representatives.

YEAS: Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron

NAYS: None

Carried

**CITY OF DURAND
MSHDA BLIGHT ELIMINATION
AUTHORIZING RESOLUTION**

WHEREAS, at a regular meeting on May 1, 2017 the City Council designated the area commonly known as 209 S. Oak Street as a Blighted Area in accordance with the City of Durand Code of Ordinances.

WHEREAS, property values in and around the project area have decreased or been held stagnant on account of the blight.

WHEREAS, since 2003 there have been twenty two unique police incidents which have occurred at the site, including numerous incidents of trespassing and an arson case in 2014. Each of which contributes to heightened public safety concerns in the area.

WHEREAS, private development interest in the area has been expressed and would be strengthened by the City's effort to partially demolish and clean up the site.

WHEREAS, City staff proposes to pursue blight elimination funding available through the Michigan State Housing Development Authority (MSHDA) in order to make the project site suitable for private development, improve public safety, and revitalize area property values.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Durand supports the request for MSHDA funding and commits to meeting the minimum ten percent (10%) matching grant requirements if awards.

**ADOPTED:
June 5, 2017**

**YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski
NAYS: None
Carried**

I hereby certify that the forgoing 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 meeting held on Monday, June 5, 2017, 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.

Lisa R. David, City Clerk

Matejewski moved, Folaron supported to approve the proposals from Northern Pump and Well in the amount not to exceed \$44,148.00 for the North and South Lincoln Street Wells.

YEAS: Boggs, Brands, Coble, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Carried

Discussion: DPW Barn

After much discussion it was suggested that the city staff present a proposal for the City Council's approval.

CITIZENS SPEAK – AGENDA ITEMS ONLY

Paula Brooks, Industrial Park Property

Deb White, Old Simplicity Building

DEPARTMENT REPORTS:

Fire Chief: All is running well

Police Chief: We will be replacing a full time officer who recently left.

DPW Director: He stated that his department survived Railroad Days. He also told the Council that the Dover Lift Station is one to two weeks from going on-line.

Treasurer: She said that there is still time to sign up for the Chamber Golf Outing this weekend.

City Manager: A \$500.00 Eco grant was awarded to the City and will be used for planting native landscape around the detention pond at the end of Holmes Street.

Deputy Clerk: Gave the Council an update on the Hazardous Collection and the Electronic Waste Collection held on May 6th.

COUNCIL COMMENTS:

Coble: She stated that she was happy with the results from the Hazardous Waste and Electronic Waste Collections.

Matejewski: He stated that the Railroad Days were a success. He stated that the flowers in the DDA were up and looking beautiful.

Mayor Doyle: She stated that she heard many position comments about the new amusement company that participated in Railroad Days.

Brands: He thanked those people who helped with the People's Space and those who got the mulch delivered.

Boggs: He stated that the Council needs to talk about the old Simplicity building and need to make decision on demolition versus restoration.

Folaron: He stated that he met with Marty Johnson and Colleen O'Toole today regarding the possibility of shared services of the Building Department.

Mayor Doyle: She acknowledged Bob and Janice Conrad who donated \$1000.00 to purchase trees that were planted in the new parking lot.

Mayor Doyle adjourned the meeting at 9:35 p.m.

MAY 23, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting (Progress Report on Rural Development Project) of the Durand City Council held on Tuesday, May 23, 2017 in the Council Chambers of the Durand City Hall.

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

ROLL CALL:

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

Absent: Folaron

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:

Boggs moved, VanRiper supported to approve the invoices for the Rural Development Infrastructure Project totaling \$175,657.32; \$165,636.22 for Rhode Brothers Excavating and \$10,021.10 for C2AE with \$167,762.92 charged to Sewer and \$7894.40 charged to Water.

YEAS: Brands, Cobley, Mayor Doyle, Matejewski, Boggs

NAYS: VanRiper

Carried

Boggs moved, Brands supported to approve Change Order #11a Sewer and 11b Water for the Rural Development Project to Contract #1; a decrease of \$4928.80 to Sewer with a 30 day time extension to July 30, 2017 and an increase of \$6800.00 to Water.

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

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY:

No one spoke

COUNCIL COMMENTS:

Boggs: He explained the time study on train stops that he and the City Manager are working on.

STAFF COMMENTS:

Jeff Stull, DPW Director led a discussion on the condition of manholes. He provided a handout for the council. No action was taken.

Mayor Doyle adjourned the meeting at 6:39 p.m.

MAY 15, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting of the Durand City Council held on Monday, May 15, 2017 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, Folaron, Matejewski, VanRiper

Absent: None

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Boggs moved, Matejewski supported to approve the purchase of a Land's Pride's Brush Hogg from Lloyd Miller and Sons in the amount of \$3,100.00.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

PUBLIC HEARING: FY 2017-2018 BUDGET

Mayor Doyle opened the public hearing at 7: 05 p.m.

Paula Brooks, 104 W. Summit Street, she asked why the Debt Retirement went up .1 mils. City Treasurer said it went up because the taxable value decreased and we are allowed to levy enough to make the principle and interest payment. She asked about the Ambulance millage. The Treasurer said that we can't legally adopt a budget for the ambulance when we don't have a millage. Ms. Brooks said that SATA went up. The

Treasurer said that we are allowed to levy up to .25 mills, we will levy what we need to to make the payments and we don't know that amount until we receive the correspondence from SATA in June. There was a question about the new street millage, when it will be levied. City Manager said it would begin next year.

Mayor Doyle closed the public hearing at 7:07 p.m.

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

MOTION BY: Boggs, SUPPORTED BY: Cobley, 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, 2017 as recommended by Administration and adopted by the City Council, and as described in the Summary as follows:

	<u>Revenues</u>	<u>Expenditures</u>
General Fund	\$2,231,750	\$2,231,750

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 \$62,470,107 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, as of July 1, 2017, shall be 16.5304 per \$1,000 of taxable valuation subject to all related provisions of the Truth in Taxation and Headlee Amendment and, 2.0000 per \$1,000.00 of Taxable Valuation Tax Levy for Streets, and 0.1900 per \$1,000.00 of Taxable Valuation Tax Levy for Public Transportation, and 4.6000 per \$1,000.00 of Taxable Valuation Tax Levy for Debt Service.

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

Major Streets	\$ 227,500
Local Streets	109,500
Street Fund	120,500
Building Inspector	104,150
Debt Service-WATER-12	277,100
Debt Service-WWTP-11	81,550
WWTP Fund	1,329,625
Water Fund	899,200
Refuse Service	210,450
Equipment Revolving	432,700
Fringe Benefits	557,500
Downtown Development Authority	93,716
Sidewalk	11,000

and all other Capital Improvement Projects for the Fiscal Year beginning July 1, 2017 and ending June 30, 2018;

BE IT FURTHER RESOLVED, that the 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: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

MOTION CARRIED:

CERTIFICATION

I, Lisa R. David, Clerk for the City of Durand, Michigan, hereby certify that the above resolution was passed at a Special City Council Meeting held on May 15, 2017.

Lisa R. David, City Clerk

CITIZENS SPEAK – AGENDA ITEMS ONLY:

No one spoke

Mayor Doyle adjourned the meeting at 7:10 p.m.

MAY 7, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting held on Sunday, May 7, 2017 at DeVries Nature Conservancy, Owosso, Michigan.

Mayor Doyle called the meeting to order at 2:01 p.m.

ROLL CALL:

**Present: Mayor Doyle, Boggs, Brands, Cobley, Folaron, Matejewski, VanRiper
Absent: None**

**Also Present: Colleen O'Toole, City Manager
Lisa David, City Clerk/Treasurer
Jason Hartz, Police Chief**

APPROVAL OF AGENDA:

**Boggs moved, Folaron supported to approve the agenda as presented.
Unanimously carried**

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one present

ITEMS OF BUSINESS:

Colleen O'Toole, City Manager was the facilitator of this meeting where core values were discussed. The meeting included three distinct exercises around:

- 1. Understanding core values**
- 2. Identifying our stakeholders**
- 3. Identifying our core values**

Council concluded that an additional meeting would be helpful to discuss how these core values can be applied to specific actions and policies in the future.

CITIZENS SPEAK – AGENDA ITEMS ONLY:

No one spoke

Mayor Doyle adjourned the meeting at 6:29 p.m.

MAY 1, 2017 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, May 1, 2017 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, Folaron, Matejewski

Absent: VanRiper

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance of the United States of America.

APPROVAL OF AGENDA:

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

Carried

APPROVAL OF MINUTES:

Folaron moved, Brands supported to approve the minutes of the regular meeting held on April 3, 2017 and the special meeting held on April 19, 2017 as presented.

Carried

APPROVAL OF BILLS:

Boggs moved, Brands supported to pay bills #48053-48162.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, Boggs

NAYS: None

Carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Brandon Marks, 103 W. John St. County Commissioner. He informed the Council that the Chairman and the Vice Chairman of the County Commission are now holding office hours on Wednesdays from 8:00 a.m. till 5:00 p.m. He also said that many of the County Boards have vacancies that need to be filled if anyone is interested. Mr. Marks stated that the Brownfield project has been approved where the old Marsh Products were located. This project will eventually support between 100 – 200 jobs. He said that the county has hired three new Sheriff Deputies recently. Lastly, the county has received a \$256,000 grant for Henderson Park improvements.

ITEMS OF BUSINESS:

Boggs moved, Matejewski supported to approve the invoice from Perrin Construction in the amount of \$2,850.00.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, Boggs, Brands

NAYS: None

Carried

Boggs moved, Brands supported to approve an amount not to exceed \$3,600.00 for the creation of a people space.

YEAS: Mayor Doyle, Folaron, Matejewski, Boggs, Brands, Cobley

NAYS: None

Carried

Matejewski moved, Folaron supported to approve the budget for the movies in the park series, and authorize staff to spend up to \$2,981.00 for equipment and licensing.

YEAS: Folaron, Matejewski, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Carried

Item D: Authorization to Approve Invoice from Swank Motion Pictures was not needed because it was included in the previous motion.

Boggs moved, Cobley supported to approve the Ambulance Service Contract with Mobile Medical Response in the amount of \$60,000 annually for three years.

YEAS: Matejewski, Boggs, Brands, Cobley, Mayor Doyle, Folaron

NAYS: None

Carried

Boggs moved, Folaron supported to approve the P.A. 108 Agreement for Transfer of Property at 8988 Lansing Road as presented.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski

NAYS: None

Carried

Brands moved, Matejewski supported to approve the Exclusive Rights to Sell Contract with Cooper Commercial Group.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, Boggs

NAYS: None

Carried

Boggs moved, Folaron supported to approve the appointment of Dane Deisler to the Downtown Development Authority Board.

Carried

A Resolution in Support of Declaring a Blighted Area

WHEREAS, the City of Durand is concerned about the economic viability of a blighted area within its corporate limits, and

WHEREAS, the blighted area projects a negative visual image of the community as a whole, and

WHEREAS, there exists the opportunity to improve, preserve, and re-develop this blighted area to the benefit of the community, and

WHEREAS, the designation of this blighted area qualified under the provisions of the Blight Area Ordinance approved by Council on April 3, 2017, and

WHEREAS, the following detrimental conditions qualify the designation in accordance with State law and Community Development Block Grant program requirements:

- 1. At least 25% of the physical structures present are in a significant state of deterioration including physical deterioration of the building or its improvements.**
- 2. All existing property in the area is abandoned.**
- 3. All existence of blight in the area has resulted in abnormally low property values in relation to other areas of the community.**
- 4. There is suspected environmental contamination.**
- 5. Some of the existing structured poses a serious and immediate threat to the health or welfare of the community.**

NOW THEREFORE, BE IT RESOLVED, that the following area is designated as a “Blighted Area” by the City of Durand;

The real property and land commonly known as 209 S. Oak Street, Durand, Michigan 48429 with the Property Identification #20-12-005-001-01 and further depicted on the Map attached as Exhibit A.

**YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, Boggs, Brands
NAYS: None
ABSENT: VanRiper
Carried**

**Folaron moved, Boggs supported to approve the amendment to the Farm Lease Agreement originally signed and dated April 4, 2017.
YEAS: Mayor Doyle, Folaron, Matejewski, Boggs, Brands, Cobley
NAYS: None
Carried**

**Boggs moved, Cobley supported to approve the first reading of the proposed 2017-2018 budget and schedule the public hearing at a special City Council meeting to be held on Monday, May 15th at 7:00 p.m.
Carried**

**CITIZENS SPEAK – AGENDA ITEMS ONLY:
No one spoke.**

**DEPARTMENT REPORTS:
Fire Chief: Everything is running smoothly.**

Police Chief: He told the Council that we are losing a full time officer and are looking to hire a part-time office and a full-time officer. Cobley said that she would like to see the Radar machine located near the high school.

DPW Foreman: He told the Council that his department is getting ready for Railroad Days. They are getting streets patched, doing header work and they recently put up the way finding signs again.

Water/Wastewater Forman: He stated that Industrial Painting will be here tomorrow to re-do the logo on the ground water tank.

City Engineer: She told the Council that construction began today on the Columbia Drive pump station.

Treasurer/Clerk: Nothing to add

City Attorney: Nothing to add

City Manager: She said that she was pretty happy with the staff and goal setting.

COUNCIL COMMENTS:

Cobley: She gave her phone number and address and said that people can call or stop by to talk with her.

- **Brands:** He said that something has to be done regarding the lights at the new parking lot. He said that the City paid for engineering and the mistake was not ours and the City should not have to pay for the situation to be corrected.
- He also said that he wants to see Zebra Striping in the crosswalks. The striping needs to be done right.
- He thanked the Varsity Baseball team for helping to mulch the landscape in the 300 block of Saginaw Street last Saturday.

Mayor Doyle adjourned the meeting at 8:20 p.m.

APRIL 27, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the Durand City Council Budget Workshop held on Thursday, April 27, 2017 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, Folaron, Matejewski, 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 attended

ITEMS OF BUSINESS:

Presentation of 2017-2018 Budget: The City Manager and the City Treasurer reiterated that there is no fat in this budget, the City is doing more with less money. The following funds were reviewed:

Major Streets: No major changes

Local Streets: No major changes

204 Street Fund – The new millage that was voted on in November of 2016 will show up during FY 2018-2019.

Building Inspection Fund: The carry forward will come from fund balance. Marty Johnson is pursuing intergovernmental relationships to help level fees/expenses.

2012 Water Bond: Increase millage rate from 4.5 to 4.6

2011 Sewer Bond: No major changes

Downtown Development Authority: No major changes

Wastewater Treatment Plant: \$260,000 of the \$340,575 carry forward is depreciation. There will be a small increase to Ready to Serve fees and usage fees.

Water Fund: Large part of carry forward is depreciation. There will be a small increase to Ready to Serve fees and usage fees. The new custodian position will be partially funded from this fund.

Refuse Service Fund: There will be an increase to the refuse rates. This will be the first increase since July 2008.

Equipment Revolving: No major changes

Fringe Benefit Fund: No major changes

Sidewalk Fund: No changes to the sidewalk fund.

Mayor Doyle adjourned the meeting at 6:56 p.m.

APRIL 26, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the Durand City Council Budget Workshop held on Wednesday, April 26, 2017 at 5:30 p.m. in the Conference Room of Durand City Hall.

Mayor Doyle called the meeting to order at 5:34 p.m.

ROLL CALL:

**Present: Boggs (arrived @ 6:05 p.m.), Brands, Cobley, Mayor Doyle, Folaron, Matejewski,
VanRiper**

Absent: None

APPROVAL OF AGENDA:

**VanRiper moved, Brands supported to approve the agenda as presented.
Unanimously carried**

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one attended

ITEMS OF BUSINESS:

Presentation of 2017-2018 Budget: The City Manager and the City Treasurer reviewed the General Fund Departments.

The Administration presented the Council with a document showing the changes in General Fund Operating Property Taxes and Revenue Sharing over the past twenty years. The amount of General Fund Operating Property Taxes collected for the period of June 2010 were \$1,243,755.00 and the amount collected in the period of June 2017 is \$977,855.00 a loss of \$265,900.00. The amount that the City of Durand received in Revenue Sharing in June 2001 was \$667,432.00 and the amount received in June 2017 is \$413,755.00 or a loss of \$253,677.00.

The City Treasurer stated that we will have a carry forward to fill the gap.

The City Treasurer told the Council that “there is no fat in this budget” and stated that there will be a carry forward of \$133,500. She noted that should the City receive more revenue sharing than what is projected, this amount could be reduced.

The City Manager and Treasurer reviewed each department answering questions as they were raised. The fund balance this year will be about 20%. City Manager stated that the Council may want to adopt a fund balance policy.

Councilman VanRiper said that our goal should be to bring more tax revenue to the City by way of Economic Development.

Budget Highlights:

One full time custodial position will be added for FY 2017-2018. This person will provide custodial care to all City buildings and parks. This salary and fringes will be split between funds.

The biggest difference in the Police Department is the part time police wages. City Manager explained that this is due to the police agreement with Byron. This results in a net positive overall.

The Fire Department does have a small wage increase for the fireman. The budget also allows for life insurance for firemen who are seriously injured or killed in the line of duty.

The fringes in the Department of DPW have a large increase due to the MERS “catch up”.

New in the Park and Recreation budget are Movies in the Park, the first year has an initial investment of approximately \$3,500.00. The cost for the following years would be licensing fees only.

Mayor Doyle adjourned the meeting at 7:17 p.m.

APRIL 19, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting (Progress on Rural Development Project) of the Durand City Council held on Wednesday, April 19, 2017 in the Council Chambers of the Durand City Hall.

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

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

Absent: None

APPROVAL OF AGENDA:

Matejewski moved, Folaron supported to approve the agenda as presented.

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit Street. She asked about the RD Project funds being available to repair the water main at Saginaw and Summit Streets. Cory Davis with C2AE said it was discussed that this be repaired during the RD Project at an additional price, but that wasn't approved so those repairs did not happen.

ITEMS OF BUSINESS:

Boggs moved, Matejewski supported to approve the permanent easement agreement between His Excellency Earl Boyea, Bishop of the Catholic Diocese of Lansing and the City of Durand and authorize payment up to \$10,000 for landscaping.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

Boggs moved, VanRiper supported to approve Amendment #7 to Contract #1 in the amount of \$47,600.00.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Boggs moved, Brands supported to approve Rural Development Invoices for C2AE for Sewer Only in the amount of \$28,834.33.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Boggs moved, VanRiper supported to approve the Rural Development Contract No 1, Change Order #10 Sewer Only, for Rhode Bros. Excavating in the amount of \$155,325.30.

YEAS: Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

No one spoke

COUNCIL COMMENTS:

VanRiper: Nothing to add

Cobley: She asked that the dust issue be addressed on the Southwest side of the City due to Rural Development Project. Cory Davis said that he would see that it is addressed.

Matejewski: Nothing to add

Brands: Nothing to add

Boggs: Nothing to add

Folaron: Nothing to add

Mayor Doyle: She asked the Council start thinking about arranging for a vision, planning, retreat type meeting. VanRiper stated that he does not think that the City needs to hire a facilitator. He would like the Council to meet, along with Department Heads to discuss goals. Colleen stated that she has experience acting as a facilitator with setting core values. Mayor Doyle stated that she has a nephew that might like to help with facilitating process for the experience. Boggs would like to meet on May 7th, 2017. Doyle will get with Colleen to see if that date works for her. Meeting at a Frankenmuth restaurant was discussed as was meeting at the Kellogg Center in East Lansing.

Mayor Doyle adjourned the meeting at 6:44 p.m.

APRIL 3, 2017 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, April 3, 2017 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, Folaron, Matejewski, 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 with the addition of T: Bid Award for Dump Truck.

Unanimously carried

APPROVAL OF MINUTES:

VanRiper moved, Folaron supported to approve the minutes of the regular meeting held on March 6, 2017 as presented.

Unanimously carried

APPROVAL OF BILLS:

VanRiper moved, Cobley supported to pay bills #47907-48052.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit Street She asked for the status of the Saginaw Street water replacement project that is in front of Tom Weir's house.

Jan Brownson, NRMI She thanked the Council for letting NRMI use the Iron Horse Park for Railroad Days. She said that NRMI will be coming to the Council to present a proposal for repairs to equipment at the Iron Horse Park. This will be at no cost to the City. She said that this will be a great year for NRMI.

ITEMS OF BUSINESS:

Presentation and Proclamation: Retired Fireman. Mayor Doyle and Fire Chief Dick Rinker presented plaques to Jason DeFrenn upon his retirement from the City of Durand Fire Department.

Presentation and Proclamation: Retired Director of Public Works. Mayor Doyle and Fire Chief Dick Rinker presented plaques to Steve Mince for his dedication to the City of Durand Fire Department. Mayor Doyle also presented Mr. Mince with a clock in honor of his retirement from the City of Durand.

PUBLIC HEARINGS:

Mayor Doyle opened the Public Hearing on the CDBG DIG Grant Closeout at 7:41 p.m. Paula Brooks asked if the landscape was going to be put in and will other lighting be put in. City Manager said that those items are done it will be the City that funds them. Jeff Brands asked if the grant included \$10,000 for landscaping. Tom VanRiper said that it may have at one time, but all the money has been allocated.

Maureen Wagener, Engineer for the City of Durand said that part of the requirements for the CDBG Grant requires a public hearing upon completion of the project. There have been two amendments to this project, the first one was to see what items could be backed out of the grant due to the bids coming in too high. The City did take out a loan to fund some of the things that were removed from the grant, but not all could be funded. She said that the City has satisfied the CDBG grant, the work has been completed.

Mayor Doyle closed the public hearing at 7:48 p.m.

Mayor Doyle opened the Public Hearing on the Block Grant Funding for the Infrastructure Capacity Enhancement of Water and Wastewater Facilities at 7:48 p.m.

Paula Brooks said that improvements were made to water and wastewater through the RD Project so why do we need these additional grants.

City Manager said that this is maintenance issues that are ongoing. She said that there is a 10% match that she is proposing to fund through the Honeywell project so that the City would have no out of pocket expenses.

Mayor Doyle closed the public hearing at 7:52 p.m.

Mayor Doyle opened the Public Hearing on the Blight Area Ordinance at 7:52 p.m. Paula Brooks asked if this ordinance covered any specific area. City Manager said that 209 S. Oak Street was in mind when this was written but it covers the entire City. City Attorney said that we do not write ordinance for a specific property it's to cover the entire City.

Mayor Doyle closed the public hearing at 7:55 p.m.

**Folaron moved, Matejewski supported to approve the second reading and amend the Durand City Code to include a Blight Area Ordinance.
YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs,
NAYS: None
Unanimously carried**

**Boggs moved, Brands supported to authorize the declaration of the aforementioned utility accounts as delinquent.
YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands
NAYS: None
Unanimously carried**

**VanRiper moved, Matejewski supported to approve the ballot language for the ambulance millage.
YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley
NAYS: None
Unanimously carried**

**VanRiper moved, Cobley supported to approve the ballot language for a Charter Amendment to Chapter 12, Section 12.1
YEAS: Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle
NAYS: None
Unanimously carried**

**Boggs moved, Folaron supported to award the bid to purchase a digital line tracer to USA Bluebook in the amount of \$1,700.00.
YEAS: Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron
NAYS: None
Unanimously carried**

**Boggs moved, VanRiper supported to award the Ground Care bid to Cary Warner in the amount of \$810.00 per mowing and \$35.00 per hour for extra services.
YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski
NAYS: None**

Unanimously carried

Folaron moved, Cobley supported to award the Farm Land Lease bid to Levi Zdunic in the amount of \$140.00 per acre.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Unanimously carried

Boggs moved, Brands supported to approve the resolution to name Jeffrey Stull as the designated Street Administrator.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

Folaron moved, Matejewski supported to authorize the adoption of the revised Personnel Policy and Manual to take effect July 1, 2017.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Matejewski moved, Cobley supported to authorize the resolution for submission of a CDBG ICE Grant application.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Matejewski moved, Folaron supported to approve the Community Development Plan as presented.

YEAS: Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

VanRiper moved, Folaron supported to approve the adoption of the Capital Improvement Plan and authorize staff to perform annual updates of the plan.

YEAS: Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron

NAYS: None

Unanimously carried

Boggs moved, Brands supported to approve the Sagelink Settlement Agreement.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski

NAYS: None

Unanimously carried

Brands moved, Folaron supported to approve the liquor license resolution requested on behalf of Union Station Smokehouse LLC.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Unanimously carried

VanRiper moved, Cobley supported to approve the invoice from Randy Wise for repairs on DPW Truck #620 in the amount of \$2,692.10.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

Boggs moved, Folaron supported to authorize Colleen O'Toole, City Manager and Lisa David, City Clerk/Treasurer, as Authorized Representatives for the SAW Grant Program.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Matejewski moved, Folaron supported to accept the bid from Larry Holmes for \$1,526.00 for the purchase of the 1990 Chevy Dump Truck.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEM'S ONLY:

Paula Brooks, She suggested that the Council add to the Charter Amendment Chapter 12, Section 12.1 that Council has oversight on all monies dispersed by the City.

DEPARTMENT REPORTS:

Fire Chief: He reported that last summer ISO came and rated the city/fire department. The last time they were rated they received a 6, this time they were rated a 5. He said that the fire hall needs work done on it in order for them to receive a better rating. Chief Rinker said that Josh Roddy completed fire fighter I & II. He reminded the Council that the Easter Egg Hunt in April 15th.

Police Chief: He reported that things are going well. Kurt Moffit is spearheading ordinance violations. Ryan Gracz was recently hired on as a part time police officer.

DPW Foreman: He reported that the DPW is cleaning sewers and patching streets, getting ready for spring.

Water/Wastewater Foreman: He reports that he is implementing new programs.

DPW Director: Brush collection starts tomorrow. Street patching will start in early May and be done by Railroad Days.

City Engineer: She reports that the Rural Development Project will be supporting staff to get the project completed. She will also be supporting staff with the ICE Grant.

City Clerk/Treasurer: She reports that she has been working with each department head on their budgets. The budget that you received tonight is a rough draft a more completed budget will be presented at the budget workshop.

City Attorney: He reports that he met with the Randy Wise staff and we have come up with a tentative agreement to exchange work on our dry beds for some property behind the parcel that they have purchased. He said that he and the City Manager have a meeting with Mobility tomorrow; they are the company that wants to put one if not two 71 foot towers in our City. We will keep you informed on this issue.

City Manager: She reports that it has been a busy two months. Congratulations to Rob as foreman of the Water/Wastewater. We hired a new operator at the Water/Wastewater plants. She reports that she recently participated in IEDC.

COUNCIL COMMENTS:

VanRiper: He said that he is hearing nothing but good things.

Cobley: Congratulations to the Fire Department and the ISO rating. Congratulations to Rob.

Matejewski: Congratulations to Rob and Mr. Rinker. He said that our fire hydrants need to be painted. Maybe this could be a community service project. Mr. Matejewski also said that he would like the Council to think about the illegal "U" turns that are happening downtown. He said that he and his wife almost got hit recently when someone did a "U" turn. Folaron suggested that a comment be posted on Facebook about "U" turns being illegal.

Brands: He reports that everything is running smoothly with our new City Manager and he appreciates that.

Boggs: He reported that he recently met with the Michigan Association of Railroads and was able to discuss problems that the City is having. They have contacted the City Manager to arrange a meeting. Lansing said if we couldn't get resolution, they will be happy to introduce new language.

Folaron: He said "kudos to Colleen". Everything is going well.

Mayor Doyle: Congratulations to Rob.

Mayor Doyle adjourned the meeting at 9:00 a.m.

Minutes of the regular meeting of the Durand City Council held on Monday, March 6, 2017 in the Council Chambers of the Durand City Hall.

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

Mayor Doyle introduced Colleen O'Toole as the new City Manager.

ROLL CALL:

Present: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

Absent: Boggs

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

VanRiper moved, Folaron supported to approve the agenda with the removal of item L and the Executive Session.

Unanimously carried

APPROVAL OF MINUTES:

VanRiper moved, Brands supported to approve the minutes of the regular meeting held on February 6, 2017 and the minutes of the Executive Session held on February 6, 2017.

Unanimously carried

APPROVAL OF BILLS:

Brands moved, Folaron supported to pay bills #47789-47906.

YEAS: Brands, Cobley, Mayor Doyle (abstained from # 47826), Folaron, Matejewski, VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Brandon Marks, County Commissioner for District 4 He introduced Jeremy Root who is the County Commission Board Chairman. He stated that they have four new members this year and that it is a unified board. The Commissioners recently spent a day touring offices and buildings, meeting with employees. Mr. Marks briefly stated that in May, the City of Durand will be hosting a hazardous materials collection. This will be at no cost to the residents.

Kent Edwards, Railroad Days President, He gave a brief update on the upcoming Railroad Days events.

ITEMS OF BUSINESS:

Folaron moved, Cobley supported to approve the invoice from Michigan CAT in the amount of \$2,510.98 to repair the stationary generator for the Water Plant.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Brands

NAYS: None

Unanimously carried

Matejewski moved, Brands supported to approve the invoice from Sensus in the amount of \$1,665.98 to renew the water meter reading software for the coming year.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Brands, Cobley

NAYS: None

Unanimously carried

VanRiper moved, Brands supported to approve the invoices from KONE Inc. in the amount of \$2,442.59 for services rendered in repairing the City Hall elevator.

YEAS: Folaron, Matejewski, VanRiper, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

VanRiper moved, Folaron supported to approve the invoice from Victor Stanley in the amount of \$1,524.00 for the purchase and shipping of the Nancy Dorey memorial bench.

YEAS: Matejewski, VanRiper, Brands, Cobley, Mayor Doyle, Folaron

NAYS: None

Unanimously carried

Folaron moved, Matejewski supported to approve the invoice from Ferguson Waterworks in the amount of \$1,681.83 for emergency water main replacement materials.

YEAS: VanRiper, Brands, Cobley, Mayor Doyle, Folaron, Matejewski

NAYS: None

Unanimously carried

Brands moved, Folaron supported to approve the invoice from Graff Chevrolet in the amount of \$1,905.98 for repairs to the Wastewater plow truck.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Unanimously carried

Folaron moved, VanRiper supported to approve the Natural Gas supply agreement with CenterPoint Energy Services.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Brands

NAYS: None

Unanimously carried

Brands moved, Matejewski supported to approve the Resolution in Support the City's Desire to Engage in the Redevelopment Ready Communities Program.

A Resolution in Support of

The City of Durand's Desire to Engage in

The Redevelopment Ready Communities Program

Resolution No. 2017-3-6

WHEREAS, the Redevelopment Ready Communities (RRC) Program is a state-wide certification program that supports communities to become development ready and competitive in today's economy.

WHEREAS, the RRC program encourages communities to adopt innovative redevelopment strategies and efficient processes which build confidence among businesses and developers.

WHEREAS, through the RRC program, the City of Durand will receive assistance in establishing a solid foundation for development to occur in our community – making us more attractive for investments that create a place where people want to live, work and play.

WHEREAS, once engaged in the program, the City of Durand will work to achieve a set of criteria laid out in the RRC Best Practices including:

- **Community Plans and Public Outreach**
- **Zoning Regulation**
- **Development Review Process**
- **Recruitment and Education**
- **Redevelopment Ready Sites**
- **Community Prosperity**
-

NOW THEREFORE BE IT RESOLVED: That the City of Durand supports and has a desire to engage in the Redevelopment Ready Communities Program in order to take proactive steps for development and investment.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Brands, Cobley

NAYS: None

Motion approved

Matejewski moved, Brands supported to approve the Employment Contract for the Director of Public Works.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Brands, Cobley

NAYS: None

Unanimously carried

VanRiper moved, Cobley supported to approve the first reading to amend the Durand City Code to identify Blighted Areas and move it to its second reading and approval.

Unanimously carried

Matejewski moved, Folaron supported to approve to change Lisa David, City Clerk, as Authorized Representative for the SAW Grant Program.

Unanimously carried

Brands moved, Matejewski supported to authorize the City Manager to enter into a Memorandum of Understanding with Honeywell International Inc. to develop an infrastructure improvement program.

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY:

No one spoke

DEPARTMENT REPORTS:

Fire Chief: He stated that the Easter Egg Hunt that is sponsored by the Durand Fire Department, Shaw's Pharmacy and Sagelink Credit Union will be held on April 15, 2017 at 10:00 a.m. It is open to children ages zero through 12.

Police Chief: He told the Council that they caught the people responsible for the child abuse case. He said that the Shiawassee Sheriff's department helped on the case. He said that ordinance enforcement will begin in April with Officer Moffit heading up the effort. Chief Hartz also stated that State Representative Ben Fredrick acknowledged Sargent Rogers and Officer Hurst for their life saving efforts.

City Engineer: She said that she looks forward to getting both the City Manager and the new DPW Supervisor up to speed on projects.

City Clerk/Treasurer: She officially welcomed Colleen. She stated that next week she will be attending the Clerk's Institute. She said that in April she will be bringing a rough draft of the budget as required.

City Attorney: He gave an update on the Randy Wise property swap. He stated that the improvements made to infrastructure will be more valuable than the property. He stated that he recently met with the City Manager and the police union want to switch from Teamsters union to FOP, this meeting is set for late March. Mr. McKone also welcomed Colleen.

City Manager: She stated that bids and IFP's will be publically posted on the City's website. She also stated that City Hall is now a recycling friendly place.

Deputy Clerk: She stated that a hazardous waste and electronic waste collection will be held at City Hall on May 6, 2017 from 8:00 a.m. until 12:00 noon. Flyers will be placed in the lobby of City Hall, information will also be on the website and notification will be on utility bills in April. A complete list of what is and is not accepted will be on the flyers. This is free to all residents in Shiawassee County.

COUNCIL COMMENTS:

VanRiper: He stated that he would like to see the City Manager have a higher authorization limit rather than the \$1,500.00 that it is currently. City Attorney said that this needs a vote of the residents of Durand to change, since it is part of our Charter. VanRiper also said that the city barn in bad shape and we need a new building. He welcomed Colleen O'Toole to the City of Durand.

Cobley: She stated that with the new Sherriff in office, the City of Durand now has Animal Control so she encouraged everyone to get their dogs licensed.

Matajewski: He welcomed Colleen and said that "she is a breath of fresh air". He offered congratulations to Jeff Stull. He also said that we need to get the word out about grass mowing. City Attorney said that the vendor needs to take before and after photos to prove that they did mow it. Notification will be put in the newspaper, on the city website and maybe as a reminder on water bills.

Brands: He thanked Chief Rinker for doing the Easter Egg Hunt. He also thanked the Police Chief for fine work done last week on the child abuse case. Brands also congratulated Jeff Stull on getting the DPW Supervisor position.

Folaron: He said that everyone that he has talked with is happy with Colleen and her "sharpness" He said that there is no alarm system on the water plant and feels that there should be. City Manager said that she will be working comprehensive plan in way of a major capital improvement project for the next one to two years for the water and wastewater plants.

Mayor Doyle: She said that the 911 Board is retrofitting a new 911 dispatch area. She assured the residents that this is being paid for through the funding that the residents of Shiawassee voted on and that they will not go over budget.

Mayor Doyle adjourned the meeting at 8:37 p.m.

FEBRUARY 6, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, February 6, 2017 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, Folaron, Matejewski, VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, VanRiper supported to remove Item K and add Executive Session.

Unanimously carried

APPROVAL OF MINUTES:

VanRiper moved, Cobley supported to approve the minutes of the regular meeting held on 1-16-2017 and the special meeting held on 1-18-2017, as presented. And to approve the special meeting held on 1-30-2017 with corrections.

Unanimously carried

APPROVAL OF BILLS:

VanRiper moved, Matejewski supported to approve bills #47706-47788.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit She asked for an update on the water main on Saginaw Street. Was it completely replaced? Does it go all the way to Monroe Road?

Brandon Marks, County Commissioner. He stated that he will be stopping in from time to time to bring updates from the County. He told the Council that the County Commissioners just voted to approve a one year moratorium on windmills.

ITEMS OF BUSINESS:

Presentation: Sgt. Rogers and Officer Hurst were honored for bravely saving the life of an individual trapped in a burning vehicle. Each were presented with a plaque and a pin.

Boggs moved, Brands supported to approve the amendment to the City of Durand Zoning Ordinance and Zoning Map, reclassifying Parcel #020-82-112-003-00 from C2-Highway Service Commercial to I-Industrial, as documented and prepared by the City Attorney.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

VanRiper moved, Folaron supported to approve the invoice from Rohde Bros.

Excavating in the amount of \$4,635.55 to replace a leaking joint in the water main at Columbia and Vassar Drives.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Folaron moved, Boggs supported to approve the purchase of a new generator for the Fire Department from D&G Equipment in the amount of \$1,863.00, noting that this

authorization replaces the prior authorization granted at the December 5th, 2016 City Council meeting for a generator from Hubbard Supply Company which cost \$2,815.43.

YEAS: Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

Boggs moved, Folaron supported to approve the invoice from Kevin Groves Appraisal in the amount of \$3,000.00 for a commercial appraisal report of Monroe Plaza to be used to defend the Assessor's property value of a parcel at a pending Tax Tribunal hearing.

YEAS: Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron

NAYS: None

Unanimously carried

VanRiper moved, Brands supported to approve the land transfer of the tract of WWTP land, as outlined in the survey to Randy Wise Automotive Team and direct the City Attorney to prepare a property development agreement and complete the transaction on behalf of the city.

After some discussion:

Boggs amended the motion, Brands supported, to include: to allow the City Attorney to proceed if the value of the cost of moving the pipes is greater than the value of the land.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski

NAYS: None

Unanimously carried

VanRiper moved, Matejewski supported to adopt the bond authorizing ordinance for supplemental USDA water loan, as directed by bond counsel.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Unanimously carried

VanRiper moved, Brands supported to approve the 2017 contract renewal with Wade Trim for community planning services, with an annual retainer of \$6,600.00.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

Shiawassee County Hazard Mitigation Plan

Adoption Resolution

Resolution No. 2017-2-6

At a regular meeting of the Durand City Council held in the Council Chambers of Durand City Hall, on Monday, February 6, 2017 at 7:30 p.m. at which time the following members were present: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper.

Boggs moved, Brands supported to adopt the multijurisdictional 2016 Shiawassee County Hazard Mitigation Plan.

WHEREAS the County of Shiawassee, a political subdivision of the State of Michigan, has experienced risks that may damage commercial, residential and public properties,

displace citizens and businesses, close streets and impair infrastructure, and present general public health and safety concerns; and

WHEREAS the Plan has been reviewed by community residents, business owners, and federal, state and local agencies, and has been revised where appropriate to reflect their concerns;

NOW, THEREFORE, BE IT RESOLVED THAT the 2016 Shiawassee County Hazard mitigation Plan is hereby adopted as an official Hazard Mitigation Plan of the City of Durand; and

BE IT FURTHER RESOLVED THAT the Emergency Management Coordinator of the Office of Emergency Management and Homeland Security is charged with supervising the implementation of the Plan's recommendations within the funding limitations as provided by the County of Shiawassee or other sources and shall give priority attention to the following action items recommended in the Plan:

1. Enhance Storm Warning Systems (General & Special Populations) – 2016 Shiawassee County Hazard Mitigation Plan, Page 144
2. Implement Accessible Shelters (Public/Private) – 2016 Shiawassee County Hazard Mitigation Plan, Page 144
3. Establish Warming/Cooling Stations/Centers/Shelters – 2016 Shiawassee County Hazard Mitigation Plan, Page 144
4. Continue to develop and Implement Geographic Information System (GIS) to Identify/Monitor Hazard Areas – 2016 Shiawassee County Hazard Mitigation Plan, Page 144
5. Amend Land Use/Zoning and other Regulatory Controls to Restrict Development in Hazard Areas – 2016 Shiawassee County Hazard Mitigation Plan, Page 144
6. Adoption/Enforcement of Building, Trade, Engineering, & Fire Codes – 2016 Shiawassee County Hazard Mitigation Plan, Page 145
7. Identify Participants with Structures in Flood plan/Monitor Repetitive Loss Areas/Remove Structures in Floodplain – 2016 Shiawassee County Hazard Mitigation Plan, Page 145
8. Implement River Flood Control Measures – 2016 Shiawassee County Hazard Mitigation Plan, Page 145
9. Removal/Repair of Dams – 2016 Shiawassee County Hazard Mitigation Plan, Page 145
10. Develop Water Supply Sources/System for Multi-Jurisdictional Access – 2016 Shiawassee County Hazard Mitigation Plan, Page 146
11. Infrastructure Enhancement/Expansion/Improvement/Redundancy – 2016 Shiawassee County Hazard Mitigation Plan, Page 146
12. Employ Back-up Power/Generators for Critical Facilities – 2016 Shiawassee County Hazard Mitigation Plan, Page 146
13. Develop Eradication Program to Arrest Spread of Invasive Species – 2016 Shiawassee County Hazard Mitigation Plan, Page 146

THOSE VOTING AYE:

Cobley
Folaron
VanRiper

Mayor Doyle
Matejewski
Boggs

Brands

THOSE VOTING NAY:

None

THOSE ABSENT:

None

Passed this 6th day of February 2017.

I, Lisa David, Clerk of the City of Durand do hereby certify that the resolution to adopt the 2016 Shiawassee County Hazard Mitigation Plan is a true and correct copy.

Lisa R. David, City Clerk

Brands moved, Boggs supported to approve the Development of Optioned Property Along the Lansing Road Corridor, as presented, and establish this plan as a short term priority and establish a reasonable budget for the Planning Commission to work with the City Planner to accomplish the project.

YEAS: Cogley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Boggs moved, Matejewski supported to award the bid for the purchase and installation of two overhead doors and two entry doors for the DPW Barn to Door Mart at a cost of \$7,943.00.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Cogley

NAYS: None

Unanimously carried

Matejewski moved, Brands supported to approve the annual cost of ongoing software service and maintenance from BS&A Software in the amount of \$9,104.00.

YEAS: Folaron, Matejewski, VanRiper, Boggs, Brands, Cogley, Mayor Doyle

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

Paula Brooks: She read a statement that said that she was disappointed that the potential growth through the optioned land has not been shared with the residents of the City or the Township. She urged the Council to reach out to the township for mutual growth.

Tim Shaw: He stated that the additional property for Randy Wise isn't worth anything and he hopes that the City of Durand works with Randy Wise so that they can bring their business there.

Agnes Witherell, 612 Brand She asked if the City of Durand will eventually need this property that Randy Wise is using.

DEPARTMENT REPORTS:

Steve Mince: Nothing to add

Chief of Police: Everything is going well.

City Engineer: Nothing to add.
City Clerk/Treasurer: Nothing to add
City Attorney: Nothing to add

COUNCIL COMMENTS:

VanRiper: He said that we have an open policy with Vernon Township. There are no plans to infringe upon township property but we are moving on with the City of Durand.

Cobley: She said that she was glad for the opportunity to tour the WWTP. She said the employees work really hard for the City and she hopes to be able to help with the plant.

Matejewski: He said that we don't need the Township to tell us what to do, they have their own problems.

Brands: He stated that he just found out that DUSI was holding a fundraiser. He asked Mary Stone what was the fundraiser for. Mary Stone, Director for DUSI said that it was a "scrap and paint" project. The canopy near the Amtrak area needs to be scraped and painted as does many areas on the outside of building. She said that the goal is to reach \$50,000 by this spring. Brands also thanked Nick Lomako for his explanation regarding the Action Plan that was approved tonight.

Boggs: He said that the police officers did a great job for the lifesaving award. He stated that the township has never come to the table and the City needs to move on with what is best for the City. In response to the Randy Wise property, Boggs said that it would be irresponsible to make a decision tonight without more information.

VanRiper moved, Boggs supported to adjourn into executive session to discuss a confidential memo from the City Attorney.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Adjourned into Executive Session at 8:43 p.m.

Reconvened at 9:10 p.m.

Mayor Doyle adjourned meeting at 9:11 p.m.

JANUARY 30, 2017 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting held on Monday, January 30, 2017 at 6:30 p.m. in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 6:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

Absent: None

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Boggs moved, Cobley supported to approve the Employment Agreement for the new City Manager, as presented.

City Attorney, Chuck McKone reviewed each item of the agreement with the Council answering any questions that they had. He highlighted the following:

- This is a three year contract that will automatically renew on its anniversary date unless notice is given by either party.
- Compensation amount is \$77,500.00 payable in installments at the same time and in the same manner as other management employees of the employer are paid.
- Employer shall provide health, vision and dental care insurance benefits for the employee and employee's spouse commencing immediately upon service to the employer.
- Employee shall be entitled to 15 days of paid vacation commencing in the first year of this Agreement; pro-rated from date of hire thru 6/30/2017.
- Employee shall be entitled to an automobile allowance of \$300.00 per month.
- Employer agrees to budget and pay for the fees and tuition necessary to allow employee to attend the courses through the IEDC to become certified in economic development.
- In the event that the employee leaves the employment of the City within the first year, the employer shall pay the employee the amount of two months' salary. In the event that the employee should leave the employment of the City in the second year, the employer shall pay the employee the amount of four months' salary and in the event that the employee shall leave the employment of the City in the third year the employer shall pay the employee the amount of six months' salary. The employer shall continue benefits of employee health, vision and dental insurance for the duration of the severance period only.

A fully executed copy of the agreement will be placed on file.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

CITIZENS SPEAK (AGENDA ITEMS ONLY):

Paula Brook, 104 W. Summit St. She asked what the salary was. The yearly salary is \$77,500.00

COUNCIL COMMENTS:

Boggs: He stated that "now that we have a tentative offer on the table, what is the transition plan". Mayor Doyle said that there has to be an overlap when Amy brings the City Manager up to date on the economic development projects and introduces her to people. Boggs stated that between now and the next meeting, the Mayor, Interim City Manager and the City Attorney can create a proposed time line for the transition to have the new City Manager up and running by a specific date.

Mayor Doyle adjourned the meeting at 7:15 p.m.

Minutes of the special meeting of the Durand City Council held on Wednesday, January 18, 2017 in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 6:02 p.m.

ROLL CALL:

**Present: Boggs (arrived at 6:25p.m), Brands, Cobley, Mayor Doyle, Folaron, Matejewski,
VanRiper**

Absent: None

APPROVAL OF AGENDA:

VanRiper moved, Cobley supported to approve the agenda as presented.

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

VanRiper moved, Matejewski supported to approve the invoices for the Rural Development Infrastructure Project totaling \$63,257.06; \$3,610.05 to Layne Christensen Company and \$63,717.86 to C2AE, less the credit of \$4,070.85, with \$49,922.16 charged to Sewer, \$13,334.90 charged to Water.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Unanimously carried

Matejewski moved, Folaron supported to approve the loan resolution between the City of Durand and USDA-Rural Development for \$500,000 to fund infrastructure improvements within the water system.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Brands

NAYS: None

Unanimously carried

Recessed at 6:19 p.m.

Reconvened at 6:30 p.m.

Kathie Grinzinger, Lead Consultant – Executive Search Team, introduced Colleen O’Toole, Candidate for City Manager position.

Colleen O’Toole – Interview Candidate

Recessed at 6:29 p.m.

Reconvened at 7:53 p.m.

Council deliberated regarding interview candidates:

Kathie Grinzinger reminded the Council that three candidates were still on the table; Jim Coleman, Ellen Glass and Colleen O’Toole.

VanRiper said the Colleen’s past compensation was not included. Kathie Grinzinger replied that all three candidates know the offered salary range and negotiations would come.

Candidate’s strengths and weaknesses were discussed.

Boggs moved, Cobley supported to extend a conditional offer of employment to Colleen O’Toole and direct the MML to complete a background investigation and conduct further reference review.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Boggs moved, Folaron supported to authorize City Attorney, Chuck McKone to initiate discussions with Colleen O'Toole on terms of a mutually acceptable employment agreement. Such contract will be presented to the entire Council for approval prior to signature and execution.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

CITIZENS'S SPEAK – AGENDA ITEMS ONLY:

Clinton Sawyer, City employee, extended an invitation to the Council to tour the water and waste water treatment plants. The Council asked that a meeting be arranged.

VanRiper asked that the DDA bond issue be on the agenda for the Feb. 6, 2017 Council meeting.

Mayor Doyle adjourned the meeting at 8:16 p.m.

JANUARY 16, 2017 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, January 16, 2017 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, Folaron, Matejewski, 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 with the removal of item F.

Unanimously carried

APPROVAL OF MINUTES:

Boggs moved, VanRiper supported to approve the minutes of the regular meeting held on December 5, 2016, with corrections, the executive sessions held on November 7, 2016, November 10, 2016 and the special meeting held on December 15, 2016.

Unanimously carried

APPROVAL OF BILLS:

VanRiper moved, Matejewski supported to approve bills #47493-47705.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit Street She asked the status of the proposed water main replacement on Saginaw Street. She also asked the status of hiring a new City Manager.

Mike Malachowski, 205 E. Main Street. He owns the Union Station Smokehouse and is looking to acquire a resort liquor license. This license would allow him to serve beer

and wine. The process of applying for this license is lengthy and may need Council support at some time.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

Mayor Doyle told Paula Brooks that she didn't have an answer to her first questions but there is an interview for the City Manager position scheduled for Wednesday, January 18, 2017 at 6:30 p.m. here in the Council Chambers.

Mayor Doyle told Mike Malachowski that she asked the City Council to write a letter in support of his resort liquor license request.

Boggs moved, VanRiper supported to authorize the Mayor to write a letter on behalf of the City Council in support of Mike Malachowski, Union Station Smokehouse liquor license request.

YEAS: Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

ITEMS OF BUSINESS:

Folaron moved, Cobley supported to award the bid to purchase a new progressive cavity pump to Universal Pump Company in the amount of \$9,174.00.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Boggs moved, Matejewski supported to approve the final phase of Veterans Memorial Park and costs to complete the monument up to \$35,000.00.

YEAS: Folaron, Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

Matejewski moved, Brands supported to approve the Social Media Policy, as presented.

Unanimously carried

Brands moved, Cobley supported to approve the purchase and installation of a cellular modem to provide remote programming support for the water plant communication computer from UIS at the cost of \$2,175.00.

YEAS: Matejewski, VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron

NAYS: None

Unanimously carried

VanRiper moved, Folaron supported to approve the first reading to amend the City of Durand Zoning Ordinance by rezoning property identified as 020-82-112-003-00 from C2 Service Commercial District to I Industrial District and move it to its second reading and approval.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski

NAYS: None

Unanimously carried

CITIZENS SPEAK ON AGENDA ITEMS ONLY:

Ted Schaefer, Chairman of the Parks and Recreation Board thanked the Council for support of the Veteran's Park. He said that they will need to order the obelisk by February 1st in order to have the park ready for Memorial Day.

DEPARTMENT REPORTS:

Police Chief: Everything is going good.

Fire Chief: Everything is going good.

City Engineer: Nothing to add

City Clerk/Treasurer: Beth Bachi, Deputy Treasurer will be going to training at the end of this week.

City Attorney: Nothing to add.

COUNCIL COMMENTS:

VanRiper: Nothing to add

Cobley: Nothing to add

Matejewski: He thanked the DPW for keeping the streets open.

Brands: He recognized Dennis Martin with the VFW. Brands said that Dennis is the “go to” guy for the Veteran’s Memorial Park. “If it wasn’t for Dennis Martin a lot of this would not happen”.

Boggs: Nothing to add

Folaron: Nothing to add

Doyle: She stated that she gets compliments all the time about the condition of our streets.

Mayor Doyle adjourned the meeting at 8:00 p.m.

DECEMBER 15, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting (Progress Report on Rural Development Project) of the Durand City Council held on Thursday, December 15, 2016 in the Council Chambers of the Durand City Hall.

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

ROLL CALL:

Present: Boggs, Brands, Mayor Doyle, Folaron (arrived 7:10 p.m.), Matejewski, VanRiper

Absent: Cobley

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit Street She asked what the time frame is to replace the water main on North Saginaw Street.

ITEMS OF BUSINESS:

Boggs moved, **Matejewski** supported to approve the invoices for the Rural Development Infrastructure Project totaling \$774,635.96; \$555,258.44 for Rhode Brothers Excavating, \$31,160.00 for Industrial Painting Contractors, \$22,832.28 to Layne Christensen Company and \$165,385.24 to C2AE with \$444,748.16 charged to Sewer, \$221,554.73 charged to Water, \$52,033.07 from Local Streets, \$52,229.15 from the Sewer Fund and \$4,070.85 the Water Fund.

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

NAYS: None

Unanimously carried

VanRiper moved, Boggs supported to approve Change Order 9 to adjust Contract #1 for sewer actual quantities.

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

NAYS: None

Unanimously carried

Boggs moved, Matejewski supported to adjourn into Executive Session to discuss the candidates for the City Manager's position.

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

NAYS: None

Unanimously carried

Adjourned into Executive Session 6:15 p.m.

Reconvened from Executive Session on 7:23 p.m.

Boggs moved, Matejewski supported to move to direct search consultant to invite two additional candidates for interviews in mid-January.

Unanimously carried.

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

DECEMBER 5, 2016 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, December 5, 2016 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, Folaron, Matejewski, VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

Boggs moved, Folaron supported to approve the agenda with the addition of J:

Approval of end of year wage adjustments.

Unanimously carried

APPROVAL OF MINUTES:

VanRiper moved, Brands supported to approve the minutes of the regular meeting held on November 7, 2016, and special meetings held on November 3, 2016, November 10, 2016 and November 22, 2016.

Unanimously carried

APPROVAL OF BILLS:

VanRiper moved, Boggs supported to approve bills #47391-47492.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Mary Buzzell, 207 N. Fitch Street. She is asking the Council to void her lawn care invoice from May 11, 2016.

Dennis Rainwater, 505 Vassar Dr. He told the Council that he appreciates the job that the City does. He would like the Council to consider Ellen Glass for the City Manager's position.

Paula Brooks, 104 W. Summit Street. She would like to know the status of a new City Manager.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

Mayor Doyle told the audience that the candidate that was offered the position has since chosen to stay at his current job. The position will probably not be filled before the holidays.

Chuck McKone told the Council that we have several ordinances to keep property maintained. The City notifies our residents of property maintenance by posting it in the Independent News.

Mary Buzzell asked when the posting would have happened. The City Manager said it was published in the early spring before mowing season.

ITEMS OF BUSINESS:

Presentation of 2015-2016 Budget. Paul Bailey, Auditor for Stewart, Beauvais and Whipple presented the results of the audit. The audit is unmodified and the city's financial stability is once again solid. The City is financially prepared to meet the immediate future. Both the water and sewer funds are stable with a healthy fund equity. Boggs moved, Copley supported to accept the 2015-2016 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.

YEAS: Copley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands

NAYS: None

Unanimously carried

Presentation and Demonstration: City of Durand Website by Jacob Raleigh

Jacob presented the website to the Council and demonstrated some of the features.

Jacob showed the Council how information can be easily updated. The new website is expected to be launched in January 2017.

Boggs moved, Brands supported to approve the emergency purchase of a sludge pump at the WWTP from Universal Pump at a cost of \$9,174.00.

YEAS: Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs, Brands, Copley

NAYS: None

Unanimously carried

Boggs moved, Brands supported to approve the invoice for emergency technical work completed by UIS in the amount of \$2,037.00.

YEAS: Folaron, Matejewski, VanRiper, Boggs, Brands, Copley, Mayor Doyle

NAYS: None

Unanimously carried

Matejewski moved, VanRiper supported to approve an E-ticket program for the Police Department from Nexis Lexis for \$2,814.30.

YEAS: Matejewski, VanRiper, Boggs, Brands, Copley, Mayor Doyle, Folaron

NAYS: None

Unanimously carried

Matejewski moved, Folaron supported to approve the request to purchase a portable generator for the Fire Department from Hubbard Supply Company for \$2,815.43.

YEAS: VanRiper, Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski

NAYS: None

Unanimously carried

Folaron moved, Boggs supported to approve to replace 6 sets of structural firefighter bunker gear from Douglas Safety at a cost of \$2,000 per set (\$12,000.00).

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

NAYS: None

Unanimously carried

CITY OF DURAND

COUNTY OF SHIAWASSEE

STATE OF MICHIGAN

RESOLUTION NO. 2016-12-05-01

A RESOLUTION ELECTING TO COMPLY WITH THE PROVISIONS OF PUBIC ACT 152 OF 2011 BY EXERCISING THE CITY'S RIGHT TO EXEMPT ITSELF FROM THE REQUIREMENTS OF THE ACT FOR THE NEXT SUCCEEDING YEAR.

At a regular meeting of the City Council for the City of Durand, Michigan held on the 5th day of December 2016, at 7:30 p.m.

PRESENT: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

ABSENT: None

The following Resolution was offered by Councilperson Boggs and supported by Councilperson Folaron.

RESOLUTION

WHEREAS, on September 27, 2011 the Publicly Funded Health Insurance Contribution Act, Act. No. 152 of the Public Acts of Michigan of 2011 ("ACT152"), became effective in the State of Michigan; and

WHEREAS, Act 152 establishes standards and a process with respect to medical benefit plans offered by public employers; and

WHEREAS, the City of Durand has historically recognized, in its role as steward for the public funds entrusted to it, that it must efficiently manage those limited resources; and

WHEREAS, the City of Durand constantly engages in a review of expenditures in order to maximize the value it receives for goods and services; and

WHEREAS, the City Council of the City of Durand believes that, as the elected representatives for the City and answerable directly to the City's voters, it is best positioned to rely on its administration to determine what benefits (including medical benefits) ought to be offered in order to attract and retain the best qualified City employees at the lowest overall costs; and

WHEREAS, the City Council of the City of Durand further believes that compensation determinations for City employees are most properly the responsibility of the City's elected representatives; and

WHEREAS, to express its continued belief in home rule government and to recognize that it is the City Council's duty to manage City affairs in order to be most responsive to City voters, taxpayers and residents.

NOW, THEREFORE, IT IS RESOLVED THAT:

1. Pursuant to Section 8 of Act 152, the City of Durand hereby exempts itself from the requirements of Act 152 for the next succeeding year.

YEAS: Council Members: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: Council Members: None

ABSTAIN: Council Members: None

ABSENT: Council Members: None

ADOPTED this 5th day of December, 2016

BY:

Deborah L. Doyle, Mayor

BY:

Lisa R. David, City Clerk

CERTIFICATION

I, Lisa R. David, the duly appointed Clerk of the City of Durand, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City of Durand at a regular meeting held on December 5, 2016, in compliance with the Open Meetings Act, Act No. 267 of the Public Acts of Michigan, 1976, as amended, the minutes of the meeting were kept and will be or have been made available as required by said Act.

CITY OF DURAND

BY:

Lisa R. David, City Clerk

VanRiper moved, Boggs supported to approve Change Order #2a, 3, 4 and 5 for Contract #3 of the city's Water and Sewer Infrastructure Improvement Project to include the time extension until June 30, 2017 for submittal to USDA – Rural Development.

Unanimously carried

Boggs moved, VanRiper supported to approve an employee wage adjustment from the 2015-2016 Audited Budget of 3%.

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

NAYS: None

ABSTAIN: Folaron

Carried

CITIZEN'S COMMENTS – AGENDA ITEMS ONLY:

Paula Brooks, 104 W. Summit. She stated that the website looks better, will it have the phone numbers for all the Councilmembers on it? City Manager said that their e-mails will be on there but phone numbers only if Council members approve it.

Dennis Rainwater, 505 Vassar. He stated that he is convinced that the City is well run!

Bruce DeVoe, 105 Atwater. He asked what the problem was when the water went down during the Fourth of July holiday. Steve Mince said that it was a technical glitch.

DEPARTMENT COMMENTS:

DPW Supervisor: The DPW is almost done with leaf pickup for the season. The City planted 46 trees this fall, with the \$2,500 Grant from Consumers Energy paying for about half of the cost.

Chief Hartz: He stated that everything is going well with the City and Byron.

Chief Rinker: He stated that December 18th will be the Annual Candy Cane Run. It will start at 5:00 p.m. and they will go down every street. Parents are asked to turn on their porch light and have the children stay on the porch; the firemen will come to the porch and deliver the candy canes. Santa will remain in the truck.

City Engineer: She wished everyone a Merry Christmas.

Treasurer/Clerk: She wished everyone a Merry Christmas.

City Attorney: He gave a brief update on the Jerry Beltnick issue, stating that the State Treasurer has the issue.

Interim City Manager: She said that she sent an update on the DUSI audit walk thru. All issues have been minimized and a letter documenting this will be forthcoming.

COUNCIL COMMENTS:

VanRiper: Nothing to add.

Cobley: She stated that she would like to see a copy of the DEQ Water Survey for 2016. She would also like this report to be accessible on the website as proof that we are up to date on our water.

Matejewski: He stated that there is not an issue with the safety of the City of Durand's water. He also said that the new Christmas decorations are beautiful. He wished everyone a safe and Merry Christmas.

Brands: He said that he would like to thank Tim and Kathy Shaw and Shelly Matejewski for their help with putting up the Christmas lights this year. He said that the Light Parade was excellent.

Boggs: He thanked Jeff and John for making our City look beautiful. He thanked the staff for another great audit. Lastly, he said that he was thrilled with the website.

Folaron: He wished everyone a Merry Christmas and Happy New Year.

Mayor Doyle: She stated that she is proud of our crew/employees. She wished everyone a Merry Christmas.

Mayor Doyle adjourned the meeting at 9:10 p.m.

NOVEMBER 22, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting of the Durand City Council held on Tuesday, November 22, 2016 at 6:00 p.m. at the Durand City Hall.

City Manager called the meeting to order at 6:00 p.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper

Absent: None

OATH OF OFFICE TO NEWLY ELECTED COUNCILMEMBERS:

Lisa David, City Clerk gave the Oath of Office to newly elected Councilmembers.

ELECTION OF MAYOR:

Boggs nominated Deborah Doyle as Mayor for the City of Durand, Cobley supported.
Unanimously carried

ELECTION OF MAYOR PRO-TEM:

Matejewski nominated Brian Boggs as Mayor Pro-tem for the City of Durand, Mayor Doyle supported.

Unanimously carried

City Clerk gave the Oath of Office to the Mayor and Mayor Pro-Tem.

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:

VanRiper moved, Boggs supported to approve Change Order #4A through #7 for Rural Development Project to include language to adjust the contract end date to June 30, 2017 and to approve Change Order #8A and 8B to adjust Contract 1 for water and sewer actual quantities.

YEAS: Brands, Cobley, Mayor Doyle, Folaron, Matejewski, VanRiper, Boggs

NAYS: None

CITIZENS SPEAK – AGENDA ITEMS ONLY:

No one spoke

Mayor Doyle adjourned the meeting at 6:09 p.m.

NOVEMBER 10, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting of the Durand City Council held on Thursday, November 10, 2016 in the Council Chambers of the Durand City Hall.

Mayor Doyle called the meeting to order at 8:34 a.m.

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Matejewski, McDonough (arrived 10:42 a.m.), VanRiper

Absent: None

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Interviews for the City Manager Vacancy:

Kathy Grinzinger, Consultant with MML summarized the interview process with the Council.

Ellen Glass 9:03 a.m. -10:30 a.m.

Jim Coleman 10:45a.m. – 12:30 p.m.

Boggs moved, McDonough supported to recess for lunch at 12:30 p.m.

Unanimously carried

Reconvened at 1:20 p.m.

Vester Davis 1:22 p.m.-2:25 p.m.

Michael Sessions 2:36 p.m. – 4:08p.m.

CITIZENS COMMENTS AND FEEDBACK REGARDING CITY MANAGER CANDIDATES:

Rich Folaran, He stated that this has been a great experience. His first choice for City Manager would be Mike Sessions, 2nd choice would be Jim Coleman and 3rd choice would be Ellen Glass.

Amy Roddy, She said that she believes that hiring Mike Sessions would allow for a smooth transition.

Agnus Witherell, She said that she also was impressed with Mike Sessions.

Dave Hildebrandt, He thanked the Council for letting him sit in on the interviewing processes. He indicated that he liked Mike Sessions, he thinks that he will work well with the staff.

Mary Stone, Executive Director with DUSI. She said that this has been an interesting process. This person that you hire will sit on our Board of Directors so it's important to understand their personality. She said that she is looking forward to working with whomever you chose. She said that she liked Mike Sessions, that he seemed to be on top of things and very interested in Durand.

Recessed at 4:15 p.m.

Reconvened at 4:30 p.m.

Kathy Grinzinger recapped the interviews process and reminded the City Council that now deliberations are on their shoulders. They reviewed the profile and then compared each candidate with that profile. After discussion, each councilperson listed their top two picks.

City Council conducted a robust discussion regarding the candidates.

Boggs moved, McDonough supported to offer Michael Sessions a conditional offer of employment and authorize the MML to perform a background investigation and conduct further reference review.

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

NAYS: Cobby, VanRiper

Carried

Boggs moved, Matejewski supported to authorize Charles McKone to initiate discussions with Michael Sessions on terms of a mutually acceptable employment agreement. Such contract will be presented to the entire Council for approval prior to signature and execution.

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

NAYS: None

Unanimously carried

No action was taken on item B. Consideration of Contract for Economic Development Professional Services

Boggs moved, McDonough supported to adjourn into Executive Session to discuss a personnel issue.

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

NAYS: None

Unanimously carried

Adjourned at 5:17 p.m.

Reconvened at 5:37 p.m.

Boggs moved, McDonough supported to approve the City Manager's recommendation for contracted services and authorize the City Attorney to offer a contract for professional services, as outlined.

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

NAYS: None

Unanimously carried

Mayor Doyle adjourned the meeting at 5:38 p.m.

NOVEMBER 7, 2016 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, November 7, 2016 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: Matejewski

APPROVAL OF AGENDA:

Boggs moved, McDonough supported to approve the agenda with the addition of A1. Railroad Days Committee.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Cobley supported to approve the minutes of the regular meeting held on October 3, 2016, the special meeting held on October 26, 2016 and the executive session held on October 26, 2016.

Unanimously carried

APPROVAL OF BILLS:

McDonough moved, Brands supported to approve bills #47227-47390.

YEAS: Brands, Cobley, Mayor Doyle, McDonough (abstain from # 47237, 47280, 47311), VanRiper,

Boggs

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Rich Folaran, 504 Dartmouth He stated that he was here on behalf of Kafira Hoffman who lives at 300 Sycamore. Mr. Folaran said that Kafira would like to attend the council meetings but that she is confined to a wheel chair and the chair will not fit through the doors of City Hall. He asked if there was something that could be done so that she could attend the meetings if she chose to.

ITEMS OF BUSINESS:

Boggs moved, McDonough supported to approve the list of appointments to the city's boards and commissions, as follows: Mike Malachowski to the DDA Board, Andrea Smith to Planning Commission.

Unanimously carried

Boggs moved, McDonough supported to approve Railroad Days Committee to hold the annual festival May 18-21, 2017 and place the proper insurance rider on file with the City Clerk.

Unanimously carried

McDonough moved, Boggs 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 9th as outlined by the City Manager's recommendations.

Unanimously carried

VanRiper moved, McDonough supported to retire the service weapon for retired police officer, Richard Folaron and provide him with the weapon on behalf of his service to the City of Durand.

Unanimously carried

McDonough moved, VanRiper supported to award the bid for crushed limestone to Constine Gravel Company at \$19.90 per delivered ton, and the bid for washed sand to Fouss Gravel Company at \$6.24 per delivered ton.

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

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to place the delinquent accounts and invoices as prepared by the City Treasurer and owed to the City be placed on the 2016 winter tax roll for collection.

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

NAYS: None

Unanimously carried

McDonough moved, VanRiper supported to approve the invoice for new holiday lights for the new Christmas tree from Bronners Commercial Display in the amount of \$3,466.00.

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

NAYS: None

Unanimously carried

Public Hearing: To establish a Local Development Financing Authority (LDFA)

Mayor Doyle opened the public hearing at 7:57 p.m.

Justin Horvath stated that the monies generated from the LDFA must be used for public uses within that zone; monies cannot be used for general fund.

Mayor Doyle closed the public hearing at 8:05 p.m.

RESOLUTION #2016-1107-01

Durand City Council

November 7, 2016

Resolution to Create a Local Development Finance Authority

(City of Durand Innovation Center – S. Durand Road)

WHEREAS, a public hearing has been held, with notice of the public hearing having been provided, on the creation and operation of a Local Development Finance Authority ("Authority") by the Durand City Council and the designation of the Authority

District ("Authority District") boundaries, all in accordance with the provisions of the Local Development Financing Act ("LDFa"); and

WHEREAS, the Authority District boundaries are described as follows:

020-82-001-005-00 Durand Rd. – East Side Parcel I

PART OF THE N 1/2 OF THE SW 1/4 OF SEC 10, T6N-R4E, CITY OF DURAND, DESCRIBED AS BEGIN AT A POINT ON THE W LINE OF SAID SEC 10 THAT IS N 1*8'3" W ON SAID W LINE A DIST OF 752.19' FROM THE SW CORNER OF SAID SEC 10; TH N 1*8'3" W 569.62'; TH N88*46'15" E ON THE E AND W 1/8 LINE A DIST OF 1951.07'(RECORDED ASN 88*54'54" E 1947.85'); TH S 35*1'23" W ON A LINE THAT IS 75' W OF, AS MEASURED AT RIGHT ANGLES, AND PARALLEL WITH THE W'LY ROW LINE OF GRAND TRUNK WESTERN RR A DIST OF 306.48' TO THE CENTERLINE OF HOLLY DRAIN; TH S 79*3'39" W ON SAID CENTERLINE A DIST OF 1796.48' TO THE POB. CONT 16.663 ACRES MORE OR LESS AND SUBJECT TO THE USE OF THE WLY 33' THEREOF AS DURAND RD.

020-82-001-006-00 Durand Rd. – East Side Parcel II

PART OF THE N 1/2 OF THE SW 1/4 OF SEC 10, T6N-R4E, CITY OF DURAND, DESCRIBED AS BEGIN AT A POINT ON THE W LINE OF SAID SEC 10 THAT IS S 1*8'3" E ON SAID W LINE A DIST OF 856.63' FROM THE W 1/4 CORNER OF SAID SEC 10; TH N 89*5'12" E 2374.88'; TH S35*1'23" W ON THE W'LY ROW LINE OF THE GRAND TRUNK WESTERN RR, A DIST OF 560.61' TO THE E AND W 1/8 LINE IN THE SW 1/4 OF SAID SEC 10; TH S 88*46'15" W ON SAID E AND W LINE 1/8 LINE A DIST OF 2044.10' TO THE W LINE OF SEC 10; TH N 1*8'3" W 465.18' TO POB. CONT 23.288 ACRES MORE OR LESS AND SUBJECT TO THE USE OF THE WLY 33' THEREOF AS DURAND RD.

020-82-001-007-00 Durand Rd. – West Side

PART OF THE SE 1/4 OF THE SE 1/4 OF SEC 9, T6N-R4E, CITY OF DURAND, DESCRIBED AS BEGIN AT A POINT ON THE E LINE OF SAID SEC 9 THAT IS N 8*3" W ON SAID E LINE A DIST OF 771.66' FROM THE SE CORNER OF SAID SEC9; TH N 69*7'50" W ON THE CENTERLINE OF THE HOLLY DRAIN A DIST OF 1429.74'; TH N1*4'30" W ON THE N AND S 1/8 LINE IN THE SE 1/4 OF SAID SEC 9 A DIST OF 17.07'; TH N 88*58'41" E ON THE E AND W 1/8 LINE IN THE SE 1/4 OF SAID SEC 9 A DIST OF 1325.59' TO THE E LINE OF SAID SEC9; TH S 1*3" E 550.15' TO THE POINT OF BEG. CONT 8.63 ACRES MORE OR LESS AND SUBJECT TO THE USE OF THE ELY 33' THEOF AS DURAND RD.

WHEREAS, the Durand City Council has considered the adopted criteria for establishing an Authority and designating an Authority District; and

WHEREAS, the Durand City Council deems it to be in the best interest of the City of Durand and to constitute a public purpose to create an Authority, provide for its operation, and designate the Authority District.

NOW, THEREFORE, BE IT RESOLVED, that the Authority is hereby created and shall be operated pursuant to the LDFa; and

BE IT FURTHER RESOLVED, that the Authority shall be known as the City of Durand Innovations Center Local Development Finance Authority; and

BE IT FURTHER RESOLVED, that the Authority District as described in this resolution within which the Authority shall exercise its power be, and hereby is, so designated; and

BE IT FINALLY RESOLVED, that the City Clerk shall publish and file this resolution as required by the LDFA.

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

NAYS: None

Unanimously carried

Deborah L. Doyle, Mayor

Lisa R. David, City Clerk

I, Lisa David, City Clerk for the City of Durand, do hereby certify that this document was duly adopted at a regular Board meeting held on Monday, November 7, 2016, a quorum being present, and a public hearing being held pursuant to the Local Development Financing Act.

Lisa R. David, City Clerk

Date

McDonough moved, Cobley supported to approve amendment #6 for the Rural Development Sewer and Water Improvements with C2AE for engineering administration, design and construction inspection as outlined.

Boggs moved, McDonough supported to amend the motion to approve: \$9,650.00 to relocate Dover Pump Station – Design Engineering Services, \$30,750.00 to relocate Dover Pump Station – Construction Engineering Services and \$10,900 to Dixon Engineering for Additional Work Underdrain Coating Inspection.

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

NAYS: None

Unanimously carried

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

NAYS: None

Unanimously carried

VanRiper moved, Cobley supported to approve the proposal to amend the design for the Industrial park (Innovation Center) Main and Sanitary Sewer Extensions, as outlined.

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

NAYS: None

Unanimously carried

Presentation of Plaque to Kenneth McDonough: The Mayor presented a plaque to outgoing Councilman, Ken McDonough in appreciation for his service to the City of Durand. Refreshments will be served immediately following the meeting.

DEPARTMENT REPORTS:

Chief Hartz: “Everything is going well”

Chief Rinker: “Everything is going well”

City Engineer: Nothing to add

City Treasurer/Clerk: She reminded people to vote tomorrow in the General Election.

City Attorney: He told Ken McDonough “that it has been a pleasure to see you develop as a Councilman”. He told the Council that he met with 2nd Chance Wood and that everything is moving forward. He said that we need to make sure that this project comes together correctly.

City Manager: She extended her sincere appreciation to Ken McDonough. She thanked him on behalf of the citizens of Durand.

COUNCIL COMMENTS:

VanRiper: He thanked Ken for his service to the people of the City.

Cobley: She told Ken that he has been an “educator” and a wonderful source of information.

Brands: He thanked Ken for his service to the City. He said that he learned a lot from him.

McDonough: He said that he hoped that the City would still strive for good roads and to bring business to the downtown.

Boggs moved, Brands supported to go into closed session to conduct a periodic personnel evaluation of an employee pursuant to section 8 (a) of the Open Meeting Act because the employee has requested that the evaluation be conducted in closed session and also because the information to be discussed is exempt from discussion or disclosure under the State and Federal law as allowed under section 8 (a) of the Open Meeting Act.

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

NAYS: None

Unanimously carried

Adjourned at 8:57 p.m.

Reconvened at 9:14 p.m.

No action taken

Mayor Doyle adjourned the meeting at 9:14 p.m.

NOVEMBER 3, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting (Progress Report on Rural Development Project) of the Durand City Council held on Thursday, November 3, 2016 at 6:00 p.m. in the 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: Matejewski

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Construction Update: Cory with C2AE gave update. All paving Northeast section is completed. Pavement marking to be completed next week.

Water main testing in Southwest quadrant of City was completed today. Sanitary sewer to be completed on Brown Street.

Base course of asphalt will go on the local streets to begin on November 17th, with the top course going on in the spring. The concrete work is expected to be completed next week.

Restoration work on Holmes and Fitzgerald is taking place this week.

Discussion was had on the contamination at Brookfield and Brand Streets. City Manager said that she would do some checking to see if the City could be reimbursed, at the Federal Level, for the cost of cleanup from this site.

McDonough moved, Boggs supported to approve the Change Order #7 for the Rural Development Project on Contract #1 – Sewer Improvements which is an addition of \$42,900 and Change Order #4 for Contract #3 – Elevated and Ground Water Storage Tank Improvements.

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

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the invoices for the Rural Development Infrastructure Project totaling \$857,815.25; \$735,912.36 for Rhode Brothers Excavating, \$45,006.25 for Industrial Painting Contractors, \$18,233.82 to Layne Christensen Company and \$58,653.82 to C2AE with \$577,676.93 charged to Sewer, \$210,120.02 charged to Water, \$13,269.95 from Local Streets and \$4,825.62 from Major Streets.

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

NAYS: None

Unanimously carried

No action taken on Item C. Authorization to Approve Amendment No.6 – Additional Engineering Services for Contracts No. 1 and No. 4/C2AE

CITIZENS SPEAK – AGENDA ITEMS ONLY:

No one spoke

COUNCIL COMMENTS:

Copley: She stated that it is really muddy on Brookfield Street.

McDonough: Asked what is going on with the Director of Public Works. City Manager will prepare a memo to update Council on situation. He would like to have the company that is doing spot asphaltting has no signs, no hard hats on, no vests and work should stop until the safety issues are addresses.

Mayor Doyle adjourned the meeting at 6:44 p.m.

OCTOBER 26, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting of the Durand City Council held on Wednesday, October 26, 2016 at 6:00 p.m. in the Council Chambers of the Durand City Hall.

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

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle

Absent: Matejewski, McDonough, VanRiper

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit Street. Made statement regarding the process of hiring City Manager.

ITEMS OF BUSINESS:

Boggs moved, Cobley supported to adjourn in Executive Session to review and consider applications of City Manager which are confidential.

YEAS: Brands, Cobley, Mayor Doyle, Boggs

NAYS: None

Unanimously carried

Adjourned into Executive Session

Reconvened at 7:36 p.m.

Boggs moved, Brands supported to instruct MML Executive Search Consultant to move ahead with the short list of candidates and schedule interviews.

Unanimously carried

Mayor Doyle Adjourned the meeting at 7:37 p.m.

OCTOBER 3, 2016 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, October 3, 2016 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, Matejewski

Absent: McDonough, VanRiper

APPROVAL OF AGENDA:

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

Unanimously carried

APPROVAL OF MINUTES:

Boggs moved, Matejewski supported to approve the minutes of the regular meeting held on September 19, 2016 and special meeting held on September 29, 2016.

Unanimously carried

APPROVAL OF BILLS:

Brands moved, Matejewski supported to pay bills #47191-47227.

YEAS: Brands, Cobley, Mayor Doyle, Matejewski, Boggs

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Agnes Witherall, 612 Brand St. She requested that the City pay to repair her approach to her driveway that was taken out 38 years ago.

Paula Brooks, 104 W. Summit St. She asked when is the next meeting with MML scheduled to take place and she asked the status of the Interim City Manager. She also asked when the license renewals for the water and wastewater plants are due.

Rose Buckle, 101 W. Oakland. She complained to the Council about lawn care invoice that she received on her property. She also complained about a hole in the asphalt at the end of her driveway.

COUNCIL COMMENTS:

Cobley asked if the approach on Brand Street be replaced with the Rural Development project. City Manager said that no it wouldn't be replaced if work from the RD project wasn't performed at that site.

ITEMS OF BUSINESS:

Boggs moved, Cobley 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

Matejewski moved, Boggs supported to renew the contract with CORE Technology for software support and maintenance for TALON Incident Management System in the amount of \$1,735.00.

YEAS: Cobley, Mayor Doyle, Matejewski, Boggs, Brands

NAYS: None

Unanimously carried

Boggs moved, Cobley supported to renew the contract for residential solid waste collection with Waste Management at a rate of \$11.97 per month (Regular Rate) and \$9.57 per month (Senior Citizens) for the first year.

YEAS: Mayor Doyle, Matejewski, Boggs, Brands, Cobley

NAYS: None

Unanimously carried

Boggs moved, Brands supported to award the bid for the sale of city owned land located at 4800 S. Durand Road to Second Chance Wood Company for \$1.00 and direct the City Attorney to prepare the necessary documents for land transfer, and development agreement and other legal matters pertaining to the sale of the property and to develop his time line.

YEAS: Matejewski, Boggs, Brands, Cobley, Mayor Doyle

NAYS: None

Unanimously carried

Interim City Manager explained that state law allows local governmental entities to establish a Local Development Financing Authority (LDFA) to capture taxes on improvements with the designated district to facilitate economic development. The first

step in establishing the LDFA is to publicly announce its intent to do so and schedule a public hearing to receive comments related to the creation of this authority.

Justin Horvath, CEO with SEDP stated that the LDFA is similar to a DDA for industrial property.

Owosso has the only other LDFA in the county.

Boggs moved, Cobley supported to approve the resolution of intent to hold a public hearing to create a Local Development Finance Authority.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Matejewski

NAYS: None

Unanimously carried

Boggs moved, Matejewski supported to approve the resolution authorizing issuance of General Obligation Limited Tax Refunding Bonds for the Durand DDA existing General Obligation bond for the Sagelink development.

YEAS: Brands, Cobley, Mayor Doyle, Matejewski, Boggs

NAYS: None

Unanimously carried

CITIZEN'S SPEAK –AGENDA ITEMS ONLY:

Paula Brooks, 104 W. Summit She asked when the bonds retire for the DDA. She asked how this new development fits into the Planning Commission plans.

DEPARTMENT REPORTS:

DPW Supervisor: He told the Council that the new loader was delivered today. Spot asphalt repair started today also. We were recently notified that the City of Durand received the \$2,500 tree grant from Consumers Energy. He said that West Main Street area is close to being paved as is the Northeast Section is almost ready for the base coat.

Police Chief: He told the Council that Byron's police car is up and running per the original agreement.

Fire Chief: He stated that "everything is going well."

Treasurer: She told the Council that the audit has been completed, and last week she attended the MERS conference.

City Attorney: Nothing to add

Interim City Manager: She told the Council that the Annual Chamber Breakfast is October 20th, 2016 at 7:00 a.m. at the golf course. She said that the city will be having meetings and weekly updates on the ballot proposals for street paving and sidewalk improvements.

COUNCIL COMMENTS:

Cobley: She said that she would like to see the ambulance building cleaned up.

Matejewski: He thanked Second Chance Wood for investing in the City of Durand.

Brands: He thanked Tadd Morrice owner of Second Chance Wood for investing in the City. He also thanked Justin Horvath and Amy Roddy for their hard work. He said that he would like to keep Amy Roddy as Economic Director for the City of Durand after she is done with her duties as Interim City Manager.

Boggs: He thanked Tadd, Justin, Amy and Chuck McKone for their work on this project. He stated that this is the start of something new. He also would like to consider keeping Amy as Economic Director to keep the momentum moving forward. He asked that the City Attorney write an agreement to be reviewed in the near future.

Mayor Doyle adjourned the meeting at 8:45 p.m.

SEPTEMBER 29, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting (Progress Report on Rural Development Project) of the Durand City Council held on Thursday, September 29, 2016 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: Matejewski

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Rural Development Update:

East side: Testing sewer; adjusting manholes and re-strengthening areas in street where pavement is unstable.

West side: Working on last bit of storm sewer, sidewalk ramps, drive way approaches. Completing these before initial paving gets underway.

Contract #3: Final stages of replacement of logo

Contract #4: More specialized work is being completed on pressure filter tank II.

VanRiper said that the 300 block of Fitch Street seems really bad and the whole street appears to need replacement.

Brands asked if we are doing the same thing on Holmes.

Mr. Davis with C2AE said that yes, there is a lot of rutting and it will be replaced.

City Council prefers to have the base paving installed this fall and the final paving completed next spring.

McDonough moved, Boggs supported to approve the invoices for the Rural Development Infrastructure project totaling \$314,242.07 for Rhode Brothers Excavating with \$246,192.69 charged to Sewer, \$55,604.38 charged to Water, \$4,090.00 from Local Streets and \$8,355.00 from Major Streets.

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

NAYS: None

Unanimously carried

Discussion with Representatives from C2AE Regarding City Council's Approval of Amendment to Engineering Contract:

Interim City Manager outlined the following issues regarding several project with C2AE:

1. Delayed MDOT bidding which delayed street construction projects so that final paving was being completed under adverse weather condition and not curing properly (Genesee, Russell Streets).

2. Inspectors assigned to project were careless, inattentive to detail or missing from job site (Saginaw Street).
 3. Project Manager/Inspectors consistently fail to follow up on project restoration completion (all projects).
 4. Several engineering design mistakes/attention to detail that have not been resolved (no curb in 100 block of N. Saginaw Street; handicap parking/ADA ramp in N. Saginaw parking lot required parking bumper to correct design mistake).
- Bill Kimball, CEO-C2AE addressed the city council regarding C2AE's reputation and engineering services.

VanRiper mentioned the condition/problems with the sidewalks on N. Saginaw St. McDonough mentioned the handicap placement on Saginaw Street. Both VanRiper and Doyle said that the city council approved the handicap placement.

Cory Davis with C2AE said that there is a significant difference between this project and the MDOT projects. He said that MDOT holds back no retainage. Standards are for functional ability versus attractiveness. With the Rural Development Project there is a lot more leverage; one year bond and retainage.

VanRiper said that he doesn't understand why C2AE has seal coated the street so that it doesn't fail.

Davis said that there are pretty substantial cracks after the harsh winter. Cracks are what you typically see.

Brands said that the streetscape is five years old; it looks fifteen years old. He also stated that the watering system doesn't work efficiently.

Boggs said that five council members met with another engineer firm and as far as I am concerned this is my last project with C2AE.

Brands said that the attention to detail needs to be met. He said that he agrees with Brian; this is his last project with C2AE.

Mayor Doyle said that the city has worked with C2AE for nearly forty years and it's a loyalty issue and we want to feel like we aren't being taken advantage of.

VanRiper moved, McDonough supported to amend our previous council action from June 29, 2016 and withhold 15% of the C2AE inspection services contractual amount until all punch list items of the water, sewer and storm sewer rehabilitation project are completed to staff satisfaction.

YEAS: Copley, Mayor Doyle, McDonough, VanRiper

NAYS: Boggs, Brands

4-2 passed

Mayor Doyle adjourned the meeting at 7:02 p.m.

SEPTEMBER 19, 2016 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, September 19, 2016 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, Copley, Mayor Doyle, Matejewski, McDonough, VanRiper

Absent: None

APPROVAL OF AGENDA:

Boggs moved, McDonough supported to approve the agenda with the addition of F. Re-appointment of Connie Cobley to the SATA Board and the appointment of Justin Dolehanty to the Parks and Rec. Board.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Boggs supported to approve the minutes of the regular meeting held on August 1, 2016, special meetings held on July 25, 2016, August 9, 2016, August 10, 2016, and August 25, 2016. Unanimously carried

APPROVAL OF BILLS:

VanRiper moved, Matejewski supported to pay bills #46957-47190.

YEAS: Boggs, Brands, Cobley, Mayor Doyle, Matejewski, McDonough (abstain #47093), VanRiper

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Burt Winer, Representing the VFW. He presented a check in the amount of \$1,906.51 from the Annual Chicken BBQ to the City Council to be used for the Veteran's Memorial Park.

Paula Brooks, 104 W. Summit Street. She asked what time the RD meeting is going to start on September 22, 2016. She asked when is the next meeting with the MML to discuss City Manager position. Finally, she asked where the money from the sale of the property to Randy Wise went?

Cam Canute, 502 Yale Dr. He returned again this meeting to follow up on the lawncare invoice that he received on his rental house located at 513 N. Oak St. He showed the Council a picture of the lawn prior to the city mowing it. He does not believe that it is longer than six inches. He is asking that the invoice be voided.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

Councilman McDonough and Councilman Cobley said that they don't think that it looks like it is 6 inches long. Councilman VanRiper said that it is very difficult to judge the length of the grass from the picture, but he is concerned about setting a president.

McDonough moved, Cobley supported to waive the lawn care invoice from May 2016, for the property located at 513 N. Oak Street, brought before the Council by Cam Canute.

YEAS: Cobley, McDonough

NAYS: Brands, Mayor Doyle, Matejewski, VanRiper, Boggs

Failed 2-6

ITEMS OF BUSINESS:

VanRiper moved, Boggs supported to award the bid for spot asphalt repairs to DOW Asphalt Paving, LLC in the amount of \$150.00 per ton.

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

NAYS: None

Unanimously carried

Boggs moved, Brands supported to approve the cost to repair the pavement at 203 W. Main Street by DOW Asphalt Paving, LLC in the amount of \$1,583.00.

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

NAYS: McDonough

Carried

VanRiper moved, Matejewski supported to approve the purchase of 13 replacement trees from Bordines Nursery for \$1,771.97.

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

NAYS: None

Unanimously carried

VanRiper moved, McDonough supported to approve the purchase of 12 additional trees up to \$2,000.00 along with the expenditure of the grant money, if received.

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

NAYS: None

Unanimously carried

McDonough moved, Matejewski supported to approve the request from the Durand Rotary Club to fund maintenance repairs and painting of the Sandula Clock Tower.

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

NAYS: None

Unanimously carried

McDonough moved, Boggs supported to approve the Hands Off resolution regarding employee and dependent health privacy as required under the Health Insurance Portability and Accountability Act of 1996.

Unanimously carried

Boggs moved, McDonough supported to re-appoint Connie Cobley to the SATA Board and to appoint Justin Dolehanty to the Parks and Recreation Board.

Unanimously carried

CITIZEN'S SPEAK – AGENDA ITEMS ONLY:

Paula Brooks: She asked where the trees are being planted and who is responsible for watering them.

DEPARTMENT REPORTS:

DPW Supervisor: Nothing to add

Police Chief: He stated that everything is going well. Byron is doing well, he is getting positive feedback.

Fire Chief: He told the Council that the MMR building is back in service. He said that the roof on the fire hall is completed. He also let the Council know that the annual Fireman's Ball is October 15, 2016.

City Engineer: She told the Council that the pipe work on the RD Project is almost complete. There are two crews working on road work.

Treasurer: She stated that the auditors are here this week. She let the Council know that she will be attending the MERS conference next week and also has election training for herself and Mindy scheduled in October.

City Attorney: He told the Council that there are a few companies that are submitting applications to put towers in the city right of ways. He explained that these companies are really getting ready for smart cars. He told the Council that the City of Durand recently received two such permits and the city denied them. There was a lot of discussion regarding this issue at the recent MML conference. Mr. McKone said that the Council needs to protect our right of ways!

Interin City Manager: She reminded the Council that there is a RD meeting this Thursday, September 22 at 6:00 p.m. She said that a representative from C2AE will be present.

COUNCIL COMMENTS:

VanRiper: He asked if some asphalt could be put in the Atwater and Russell alleyway. He said that Rhode Brothers are doing a great job.

Cobley: She told the Council that the Veteran's Day Parade will be held in Perry this year. She invited the Council to walk in the parade.

Matejewski: He stated that Union Station Smoke House is now open and is doing a great job. He said that he enjoyed the MML Convention and felt that he learned a lot. He said that he is looking forward to putting up Christmas lights and needs volunteers to help. Mr. Matejewski also said that Wieski Tools grass is at least 12 inches tall and needs to be cut as soon as possible.

Brands: He asked that when we repaint East Main Street if we could have angle parking across from Union Station Smokehouse. DPW Supervisor said that we have investigated this before and there is not sufficient room to do this.

Boggs: Nothing to add

McDonough: He said that he has had several compliments regarding the Durand police patrolling Byron. He said that he would like to see the lot behind Iron Horse made into a city parking lot. He also told the audience that the funds from the sale of the property to Randy Wise is going into the Street Fund.

Mayor Doyle: Asked if the city would be doing one more brush pickup in October. DPW Supervisor said that the last brush pickup took place in early September, that leaf pickup will be starting in October.

Mayor Doyle adjourned the meeting at 8:36 p.m.

AUGUST 25, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting (Progress Report on Rural Development Project) of the Durand City Council held on Thursday, August 25, 2016 in the Council Chambers of the Durand City Hall.

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

ROLL CALL:

Present: Boggs, Brands, Cobley, Mayor Doyle, Matejewski, McDonough (arrived @ 6:15), VanRiper

Absent: None

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Rural Development Update:

Interim City Manager gave the Council updated Contractor's schedule that goes through the end of the year. She stated that the Northeast quadrant of the City will begin having the top coat of asphalt applied beginning the last week of September. Interim City Manager told the Council that the water main on Brookfield has to be completely re-done because it is too shallow. This was not part of the project but because this issue has been found, it has to be taken care of. She also told the Council that Campbell and Brown Streets have about 7 lead services that will have to be changed, this will be coming to the Council as a change order at the next RD Meeting. Interim City Manager said that progress is moving along on Main Street. Cobley stated that some construction workers are speeding on Main Street and leaving their trash around. Roddy said that many people are not obeying the traffic signs and trying to travel through the construction zone. She said that at some point the city may have to close the road because it's too dangerous.

Boggs moved, VanRiper supported to approve Change Order #6 for the Rural Development Project on Contract #1 – Sewer Improvements which is an addition of \$44,302.99 to the contract.

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

NAYS: None

Unanimously carried

VanRiper moved, Matejewski supported to approve the invoices for the Rural Development Infrastructure Project totaling \$458,300.77 which includes C2AE Engineering for \$50,084.72 and Rhode Brothers Excavating for \$408,216.05 with \$331,411.93 charged to Sewer, \$491,506.09 charged to Water and \$35,382.75 to be paid from the city's Water Fund.

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

NAYS: None

Unanimously carried

Matejewski moved, Boggs supported to award the bid for flooring replacement in the ambulance building to Carpetland USA in the amount of \$12,196.46.

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

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the request from Stomping Grounds to close E. Clinton Street from Saginaw Street, East to the Alley on September 17th, 2016 from 1:00 p.m. to 6:00 p.m. for a concert assuming that proper liability coverage is filed with the City of Durand.

Unanimously carried

McDonough moved, Boggs supported to approve the application for additional credited service for Lisa R. David to submit to MERS (Municipal Employees Retirement System) for an additional 3 years, 9 months of service.

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

Dave Clamert, 614 Brand, He expressed his concerns regarding traffic on Brand Street during the construction.

Paula Brook, 104 W. Summit, She asked what the cost of the RD project as of now.

ADJOURNMENT:

Mayor Doyle adjourned the meeting at 6:50 p.m.

AUGUST 10, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting held on Wednesday, August 10, 2016 at 4:00 p.m. in the Conference Room of Durand City Hall.

Mayor Doyle called the meeting to order at 4:00 p.m.

ROLL CALL:

Present: Boggs, Brands (arrived at 4:05p.m.), Copley, Mayor Doyle, Matejewski, McDonough,

VanRiper

Absent: None

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

Workshop with Kathie Grinzinger, Executive Search Consultant, Michigan Municipal League:

Workshop to discuss City Manager search.

CITIZENS SPEAK – AGENDA ITEMS ONLY

Mayor Doyle adjourned meeting at 6:25 p.m.

AUGUST 9, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting of the Durand City Council held on Tuesday, August 9, 2016 at 6:30 p.m. in the Council Chambers of Durand City Hall.

Mayor Doyle called the meeting to order at 6:30 p.m.

ROLL CALL:

Present: Boggs, Brands, Copley, Mayor Doyle, Matejewski, McDonough, VanRiper

Absent: None

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance.

APPROVAL OF AGENDA:

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

McDonough moved to amend the motion, VanRiper supported to approve the agenda with the addition of X. Council Comments to be added following Citizens Speak.

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit Street. She complained that special meetings were not being posted properly.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

No one spoke

Boggs moved, McDonough supported to adjourn into Executive Session to discuss Attorney/Client information for to discuss the matter in a regular meeting could have a negative effect on the potential outcome.

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

NAYS: None

Unanimously carried

Adjourned at 6:37 p.m.

Reconvened at 6:56 p.m.

Boggs moved, McDonough supported to create and provide for the operation of a LDFA, Local Development Finance Authority for Durand's Innovation Center, to be located on the City's property, on the East and West sides of South Durand Rd.

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

NAYS: None

Unanimously carried

ITEMS OF BUSINESS:

VanRiper moved, McDonough supported to approve the annual Durand Area Chamber of Commerce End of Summer Cruise event planned for Saturday, September 3, 2016 and to secure the necessary insurance coverage and indemnification for the City.

Unanimously carried

Boggs moved, Matejewski supported to appoint the Mayor as the city's delegate and the Mayor Pro-tem as the alternate for the 2016 Michigan Municipal League Annual Meeting.

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

NAYS: Cobley

Carried 6-1

McDonough moved, Boggs supported to award the bid to replace the roof on the fire hall to Sweers Eavestrough and Roofing at a cost not to exceed \$22,885.00.

After some discussion regarding rigid insulation, warranty and bid specs, McDonough amended the motion.

McDonough moved, Boggs supported to amend the motion to award the bid to replace the roof on the fire hall to Sweers Eavestrough and Roofing at a cost not to exceed \$24,885.00.

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

NAYS: None

Unanimously carried

Matejewski moved, McDonough supported to approve the purchase of 17 new pagers and charging units for the Fire Department from Digicon Global, Inc. at a cost of \$9,456.00.

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

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the ballot language for the Bond proposal that would include both the Street and the Sidewalk millage.

Boggs withdrew the the motion.

Boggs moved, McDonough supported to approve the ballot language for two separate proposals, one for Street millage and one for Sidewalk millage, to be placed on the November 8th, 2016 ballot.

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

NAYS: None

Unanimously carried

Discussion of Interim City Manager Position:

Interim City Manager said that the Department Heads are capable of running their own departments.

Councilman Boggs said that Chief Hartz should be assigned projects during this time period.

Council VanRiper asked who will take care of the LDFA that was discussed previously at tonight's meeting. Interim City Manager said that Justin Horvath with the SEDP will be doing the majority of that work.

Councilman McDonough asked what Ms. Roddy's hourly rate would be? Is the City Manager going to be full time or part time? How many hours will she work?

Councilman Boggs said that the hourly rate is based on 2080 hours in a year computation.

City Attorney McKone said that City Managers are always "at will". Due to MERS she cannot work more than 20 hours per week.

CITIZENS SPEAK – AGENDA ITEMS ONLY

Paula Brooks – She asked for clarification on the paving of streets through the RD Project. She also asked if the Sidewalk millage would pass in November how would the program work where Vernon Township homes abut City homes. Boggs said that once the sidewalk millage passes, then we would have a comprehensive plan.

Tim Colton – 608 W. Main. He had questions on how the special assessments (for sidewalks) are paid in conjunction with the bonds.

COUNCIL COMMENTS:

Brands:

- He said that the sidewalks out on Lansing corridor would require County permission.
- Coffee with the Council provides the residents with the opportunity to have an informal discussion with Councilmembers. These meetings are a positive idea, not a negative as P. Brooks insinuated.

Boggs: He asked the City Attorney to address the posting requirements. Mr. McKone said "reasonable notice" per Michigan statute. He said that the accusations are unfair and offensive.

McDonough: He said it's "Countdown" time for him.

Cobley:

- She said that dust control is needed on Main Street and is the speed radar. Steve Mince said that he is attempting to get a dust control company here ASAP.

Interim City Manager addressed P. Brooks once and for all stating that City government run differently than Township meetings. She said that "we are a full service City" that require special meetings.

Mayor Doyle adjourned the meeting at 8:05 p.m.

AUGUST 1, 2016 CITY COUNCIL MINUTES

Minutes of the regular meeting of the Durand City Council held on Monday, August 1, 2016 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.

PLEDGE OF ALLEGIANCE:

All those present recited the Pledge of Allegiance

ROLL CALL:

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

Absent: None

APPROVAL OF AGENDA:

Boggs moved, Brands supported to approve the agenda with the removal of Item H and change the purpose of the Executive Session to Discuss Administration Position.

Unanimously carried

APPROVAL OF MINUTES:

McDonough moved, Boggs supported to approve the minutes of the regular meeting held on June 6, 2016, the special meetings held on June 20, 2016 and June 29, 2016, as presented.

Unanimously carried

APPROVAL OF BILLS:

McDonough moved, Brands supported to pay bills #46743-46956.

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

NAYS: None

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Paula Brooks, 104 W. Summit Street. She asked if there would be a Planning Commission meeting tomorrow. Mayor Doyle said no because of the election. It has not been rescheduled as of now. Ms. Brooks asked if there has been a meeting date set with MML to discuss the City Manager's position. City Manager said that no date has been set. Ms. Brooks asked for the status on the contamination on the West side of the City. City Manager said that there is no contamination; it was an isolated soil issue that has been resolved. Ms. Brooks asked if the City Manager would be drawing a salary along with her pension once she retires. The Mayor said that there were no details as of yet.

Nancy Folaron: 504 Dartmouth She told the Council that the library wants to replace the plaque that was taken down and installed at the new Veterans' Memorial Park. The total cost of the plaque is \$2,200.00 and the Friends of the Library have raised \$1,450.00. She said that the City of Durand Parks and Recreation Board have pledged up to \$800.00 which will complete the project. The plaque is being made by Marsh Monument.

Agnes Witherell, 612 Brands St. She said that the residents of the city should be given the names and qualifications for potential City Managers.

Jan Brownson, NRMI She thanked the City Manager for her support with NRMI. Ms. Brownson presented the City Manager with a stock certificate as a thank you for her support.

Chuck Olund, 205 Montcalm. He told the Council that he is running for a City Council seat in Precinct 1 in the November election.

Dave Clamert, 614 Brand St. He told the Council that he is running for a City Council seat in Precinct 1 in the November election.

Cam Canute, 502 Yale He told the Council that he recently got an invoice for lawn mowing services at his rental house and he feels it is unfair because there was no notice given, the charges were excessive and the lawn across the street which was longer than his was not mowed. Councilman VanRiper would like to see the pictures from the contractor regarding this property and any others like it.

Dennis Martin, VFW Mr. Martin presented a check from the Eagles chicken BBQ in the amount of \$2,433.06 for the Veterans Memorial Park.

Jerry Beltnick, Silvershore Dr., Fenton

He said that he has been billed for double taxes on his property in the City of Durand since 1997. He said that he has talked with many people trying to get this resolved. City Manager said that this issue was referred to the City Attorney and was approved to be removed from the tax rolls by the City Council. However, when the agreement was received from Mr. Fayhey it was not correct and the City Attorney advised the City Manager not to sign the agreement. The City Manager will get with the City Attorney to get this issue resolved as soon as possible.

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

Councilman McDonough stated that we do not have a contract with Amy Roddy, she will be a part-time employee. He said that he knows of many communities where the City Manager retires and draws a pension and then returns as a consultant.

ITEMS OF BUSINESS:

McDonough moved, VanRiper supported to award the bid for ferric chloride to PVS Technologies in the amount of \$459.00 per dry ton.

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

NAYS: None

Unanimously carried

Boggs moved, Matejewski supported to award the bid for a 2016 Volvo L70H from Alta Equipment Company, as specified in the bid document as a lease at \$802.95 per month for 36 months with purchase option.

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

NAYS: None

Unanimously carried

McDonough moved, VanRiper supported to approve the invoice from Marsh Monument Company in the amount of \$1,812.00 for 50 paving bricks and engraving for Veterans Memorial Park.

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

NAYS: None

Unanimously carried

Matejewski moved, Boggs supported to approve the invoice from Contractors Rental Corporation to rent a Mini Excavator at a cost not to exceed \$2,700.00.

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

NAYS: None

Unanimously carried

VanRiper moved, McDonough supported to approve the bank rating report, as submitted by the City Treasurer, recognizing that the City of Durand invests with the following institutions:

Bankrate Safe & Sound Rating

First Merit Bank, N.A.

4 Stars

JP Morgan Chase Bank, N.A.

4 Stars

Citizens Bank, N.A.

4 Stars

Fifth Third Bank

4 Stars

Michigan CLASS

AAA – Standard and Poor

Unanimously carried

Boggs moved, McDonough supported to approve the Resolution Authorizing Notice of Intent to Issue Bonds for Water Supply System Improvements for an amount up to \$500,000.

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

NAYS: None

Unanimously carried

Matejewski moved, Boggs supported to approve the contract amendment with Stewart, Beauvais and Whipple as outlined in the document for fiscal years ending 2017 through 2019.

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

NAYS: None

Unanimously carried

DEPARTMENT REPORTS:

Police Chief: Department is running well.

Fire Chief: The roof of the Fire Hall has a leak and needs to be repaired. He will be getting prices to give to the City Manager.

City Attorney: He said that they will be working to resolve the Jerry Beltnick issue.

Councilman Cobley asked the City Attorney if the rumor is true that the City is being sued by CN Railroad. City Attorney said that that is false. In fact CN Railroad apologized for the incident and quickly resolved the issue by paying the fines and all of the City's costs. He said that the City and CN Railroad have a good working relationship following this issue.

City Manager: She told the council that she may need to have a special meeting in the near future regarding an economic development project, proposed ballot language for street millage and City Manager search information. She said she will let you know as soon as possible.

COUNCIL COMMENTS:

VanRiper: He thanked the staff for working through all the changes.

Cobley: Nothing to add

Matejewski: He thanked the City Manager for getting the place making sign replaced quickly. He also said that the water tower looks good!

Brands: He said that the water tower looks good. He told the audience that he, along with three other Council members have been holding informal meetings at the

Stomping Ground coffee shop every other Saturday morning from 10:00 to 12:00. He clarified that four of the council have done this, not all at the same time though.

Boggs: He asked that the City Attorney not lose sight of Jon Matejewski's request for prayer before meetings. He also reported a large sink hole that is on Brand Street. He said that it keeps leaking water and continues to get larger and larger. City Manager made a note to discuss with DPW Supervisor.

McDonough:

McDonough moved, Boggs supported to appoint Jason Hartz as Acting City Manager and appoint Amy Roddy as Economic Development Director for 30 days.

Boggs amended the motion to include: between now and the next meeting, beginning on the City Manager's retirement date, she shares responsibility to co-coordinate with Jason Hartz as to who is in charge when Amy is not here and that we formally hold a workshop to discuss this issue.

Motion was withdrawn and new motion made:

McDonough moved, Boggs supported to hold a special Council meeting on Tuesday, August 9th at 6:30 p.m. to discuss the possibilities, and to work out the details, of position sharing between Amy Roddy and Jason Hartz as interim City Manager until such time that we hear from the League or decide what we are going to do and have our public search.

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

NAYS: None

Unanimously carried.

Boggs moved, Brands supported to adjourn into Executive Session to discuss a possible new administrative position.

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

NAYS: None

Unanimously carried

Adjourned into Executive Session at 9:01 p.m.

Reconvened at 9:42 p.m.

Boggs moved, Brands supported to approve the City Managers appointment of the combined position of Clerk/Treasurer, Lisa David effective immediately.

City Manager administered the Oath of Office to Clerk/Treasurer.

Mayor Doyle adjourned the meeting at 9:45 p.m.

JULY 25, 2016 CITY COUNCIL SPECIAL MEETING MINUTES

Minutes of the special meeting (Progress Report on Rural Development Project) of the Durand City Council held on Monday, July 25, 2016 in the Council Chambers of the Durand City Hall.

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

ROLL CALL:

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

Absent: None

APPROVAL OF AGENDA:

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

Unanimously carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

No one spoke

ITEMS OF BUSINESS:

McDonough moved, Brands supported to approve Change Order #5 for the Rural Development Project on Contract #1 – Sewer and Water Improvements which is an addition of \$47,560.00 to the contract.

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

NAYS: None

Unanimously carried

McDonough moved, Boggs supported to approve the invoices for the Rural Development Infrastructure Project totaling \$843,333.13 which includes C2AE Engineering for \$53,094.75, Rhode Brothers Excavating for \$481,919.38, Inland Waters Pollution Control, Inc. for \$194,736.05 and Industrial Painting Contractors, Inc. for \$113,582.95 with \$512,727.96 charged to Sewer, \$297,578.28 charged to Water and \$33,026.89 to be paid from the city's Water Fund.

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

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to approve the Michigan Municipal League to conduct an executive search for a new City Manager for the Basic Search amount of \$12,500.00.

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

NAYS: None

Unanimously carried

Boggs moved, McDonough supported to retain City Manager, Amy Roddy as Interim Manager on an hourly basis, based on her current salary.

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

NAYS: None

Unanimously carried

CITIZENS SPEAK – AGENDA ITEMS ONLY

Paula Brooks, 104 W. Summit St. She asked if the meetings to hire the new City Manager will be open to the public. Councilman Boggs said that all City Council meetings are open to the public.

Tim Colton, 608 E. Main Street. He asked if there will be a requirement for residents to replace their water lines when the lead services are being replaced. City Manager said that they will be informed, but they are not obligated to replace the service from the curb box to the house.

Mayor Doyle adjourned the meeting at 7:08 p.m.