

May 10, 2021

A regular electronic meeting of the City Council was held on Monday, May 10, 2021, at 7:00 p.m. online via <https://zoom.us/join>, with Webinar ID: 886 8967 4712 ~ Password: 016444. Mayor Donker presided. The Pledge of Allegiance to the Flag was recited in unison.

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

Councilmen absent: None

MINUTES

Approval of the minutes of the April 26, 2021 regular meeting was offered by Councilman Wazbinski and seconded by Councilman Arnosky. (Motion ADOPTED by a Roll Call Voice Vote.)

PROPOSED 2021-22 CITY BUDGET

Assistant City Manager David Keenan presented information on the City Manager's Proposed 2021-22 Budget. A public hearing on the budget opened at 7:22 p.m., recognizing no public comments, the hearing closed at 7:23 p.m.

PUBLIC COMMENT

John Muste, 4900 Oakridge Dr. commented regarding the need for public awareness and dialogue related to Sewer Improvements.

M-20 BRIDGE MURAL PROJECT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, the Midland Area Community Foundation (MACF) desires to beautify the community by painting a mural on the east and west beam-column structures of the M-20 (Karl B. Robertson) Bridge along the Pere Marquette Rail Trail; and

WHEREAS, said bridge is under the jurisdiction of the Michigan Department of Transportation (MDOT); and

WHEREAS, MACF has solicited proposals from artists experienced with painting murals and the artwork's content will depict significant and meaningful representations of the Midland community; and

WHEREAS, MDOT requires that the City of Midland enter into an agreement for mural operation and maintenance within state jurisdiction; and

WHEREAS, the City of Midland requires that MACF enter into an agreement for mural construction, operation and maintenance within City road jurisdiction; now therefore

RESOLVED, that the City Council hereby authorizes placement of a mural on the underside walls and substructure of the M-20 (Karl B. Robertson) Bridge along the Pere Marquette Rail Trail subject to obtaining applicable permits from MDOT and the City; and

RESOLVED FURTHER, that the City Manager and City Attorney are hereby authorized to approve all necessary agreements and documents related to the mural work including MDOT requirements; and

RESOLVED FURTHER, that the City Manager and City Attorney are hereby authorized to approve the final content of the mural prior to installation. (Motion ADOPTED by a Roll Call Voice Vote.)

SMMWSC - BUDGET FOR CAPITAL IMPROVEMENTS

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

RESOLVED, that the Saginaw-Midland Municipal Water Supply Corporation 2020-2021 Fiscal Year Budget for the Capital Improvement and Emergency Repair Fund in the amount of \$820,000.00 is hereby approved. (Motion ADOPTED by a Roll Call Voice Vote.)

MIDLAND MUNICIPAL SUPERVISORY EMPLOYEES ASSOCIATION AGREEMENT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

RESOLVED, that the Mayor and City Clerk are hereby authorized to execute the final contract document between the City of Midland and the Midland Municipal Supervisory Employees Association for labor contract changes effective July 1, 2021 and expiring June 30, 2023; and RESOLVED FURTHER, that the Assistant City Manager is hereby authorized to make appropriate transfers and modifications in the current budget to implement the wage and benefits changes identified in the contract. (Motion ADOPTED by a Roll Call Voice Vote.)

2021 INTERSECTION PAVEMENT MARKINGS

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for intersection pavement marking services for the 2020 construction season; and

WHEREAS, provisions exist to extend the terms of the agreement into the 2021 and 2022 construction seasons; and

WHEREAS, Advanced Pavement Marking has agreed to extend unit prices into the 2021 construction season; and

WHEREAS, funding will be provided by the Major Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by Advanced Pavement Marking of West Olive, Michigan for the "2020 Intersection Pavement Markings; Contract No. 06" project, is hereby extended and that based on extended unit prices and estimated quantities, that the Mayor and the City Clerk are authorized to execute a contract in the amount of \$52,950.00; and RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$5,000.00 for each contract; and

RESOLVED FURTHER, that the Mayor and City Clerk are authorized to execute a contract for the 2022 construction season provided that Advanced Pavement Marking is able to extend unit pricing in accordance with the original bid and contract terms; and

RESOLVED FURTHER, that the award is contingent upon approval of available funding in the 2021/2022 Major Street Fund budget. (Motion ADOPTED by a Roll Call Voice Vote.)

CHANGE ORDER NO. 2 – CENTRAL PARK PICKLEBALL COURTS

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

RESOLVED, that the change order from Three Rivers Corporation in the amount of \$12,650 is hereby approved to include the addition of a stain blocker product to be applied to the asphalt at the Central Park Pickleball and Tennis Court project prior to the court surfacing application; and RESOLVED FURTHER, that the Accounting Manager is authorized to increase the purchase order with Three Rivers Corporation for the Central Park Pickleball and Tennis Court project which was approved on March 16, 2020. (Motion ADOPTED by a Roll Call Voice Vote.)

CHANGE ORDER NO. 3 – CENTRAL PARK MIRACLE FIELD PROJECT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

RESOLVED, that the change order from Three Rivers Corporation in the amount of \$28,939.25 is hereby approved to allow for stabilization of the soil in the area of the accessible parking lot at the Central Park Miracle Field project; and
RESOLVED FURTHER, that the City Manager is authorized to increase the contract with Three Rivers Corporation for the Central Park Miracle Field project which was approved on September 14, 2020. (Motion ADOPTED by a Roll Call Voice Vote.)

RIVERSIDE PLACE – COMMERCIAL KITCHEN EQUIPMENT, WALK-IN FREEZER AND COOLER

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, the dam failures of May 2020 caused the Tittabawassee River to rise to record levels, flooding the entire lower level of Riverside Place, contaminating its kitchen and kitchen equipment, and rendering the equipment in need of replacement; and
WHEREAS, Riverside Place has appropriations to cover this expenditure that have been included in the 2020/21 amended budget; and
WHEREAS, three quotes were obtained per Federal procurement policies per Section 2-28 of City ordinance; now therefore
RESOLVED, that the lowest priced quote meeting City specifications submitted by Stafford-Smith, Inc. of Bay City, MI for replacement of the commercial kitchen equipment and walk-in freezer/cooler is hereby accepted; and
RESOLVED FURTHER, that the Accounting Manager is authorized to issue a purchase order in the amount of \$83,117.00 to Stafford-Smith, Inc. of Bay City, MI in accord with this resolution and City of Midland specifications; and
RESOLVED FURTHER, that the City Manager is authorized to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$4,000.00; and
RESOLVED FURTHER, that the Mayor and City Clerk are authorized to execute any associated documents in accordance with the proposal and City of Midland specifications once prepared by and/or approved by the City Attorney. (Motion ADOPTED by a Roll Call Voice Vote.)

WASTEWATER TREATMENT PLANT ROOF REPLACEMENT PHASE 3

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Arnosky:

WHEREAS, the Wastewater Treatment Plant was built in 1958, with a substantial expansion over 25 years ago, and the roofing systems now need to be replaced; and
WHEREAS, staff has taken a phased approach over multiple years to replacing the aging roofs at the Plant, with the chemical feed building and grit building roofs to be replaced this year; and
WHEREAS, on April 20, 2021 sealed bids were received and opened for Bid No. 4163, Wastewater Treatment Plant Wastewater 2021 Reroofing Phase 3; and
WHEREAS, staff has reviewed the bids and believes acceptance of the low total bid price submitted by Bri-Car Roofing & Sheet Metal, Inc. of Auburn, in the amount of \$135,774.00 is in the best interest of the City; and
WHEREAS, funding has been budgeted for this purpose in the 2020/2021 Wastewater Enterprise Fund capital budget; now therefore
RESOLVED, that the low bid is accepted and a purchase order in an amount not to exceed \$135,774.00 to Bri-Car Roofing & Sheet Metal, Inc. of Auburn is hereby authorized for roof

replacement on the chemical feed building and grit building at the Wastewater Treatment Plant;
and

RESOLVED FURTHER, that the City Manager is authorized to approve changes to the purchase order in an aggregate amount not to exceed \$10,000.00. (Motion ADOPTED by a Roll Call Voice Vote.)

NEW BUSINESS – BOARDS AND COMMISSIONS INTERVIEW PANELS

Mayor Donker presented information on various Boards and Commissions vacancies and requested Councilmen to volunteer to be assigned to panels to interview the candidates. The interview panels were assigned as follows:

MBS International Airport Commission – Councilman Arnosky and Councilman Wazbinski

Zoning Board of Appeals – Councilman Brown Wilhelm and Councilman Hall

Cable Access Advisory Board – Councilman Wazbinski and Mayor Donker

Parks and Recreation Commission – Councilman Arnosky and Councilman Wazbinski

Local Officers Compensation Commission – Councilman Hall and Mayor Donker

Planning Commission – Councilman Brown Wilhelm and Councilman Wazbinski

City Council requested a review of the DDA and CCA boards to ensure membership makeup was in compliance with the requirements.

NEW BUSINESS – BOARDS AND COMMISSIONS TERM LIMITS DISCUSSION

City Manager Brad Kaye presented information regarding term limits, and provided a summary of other municipalities in the area and throughout the State, which demonstrated that very few utilize term limits for their Boards and Commissions. City Council held a discussion regarding the use of term limits in the City of Midland and came to a general consensus that after two terms, individuals would be again interviewed for their position on a board, but that they could still be reappointed for additional terms.

Being no further business the meeting adjourned at 8:33 p.m.

Erica Armstrong, City Clerk