

CITY OF LINDEN
Minutes for City Council Regular Meeting
Held at 7pm on March 25, 2019

CALL TO ORDER

The meeting was called to order at 7pm by Mayor Danielle Cusson. The meeting was held in the Council Chambers on the lower level of the Mill Building at 201 N. Main Street, Linden, Michigan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag was recited by all present. A moment of silence in memory of fallen soldiers who have served on behalf of the United States and first responders was observed by all.

ROLL CALL

City Council Present: Mayor Danielle Cusson, Brad Dick, Ray Culbert, Brenda Simons, Dave Franz, Heather MacDermaid, Pam Howd

Absent: None

Others Present: Scott Sutter, Interim City Manager, Mike Gildner, City Attorney, Beverly Vondra, Treasurer, Scott Fairbanks, Director of Public Works, Mike Darga, HRC

MINUTES

Motion by Culbert, seconded by Dick, to approve the minutes of the March 11, 2019 City Council Work Session meeting, as amended. Motion carried 7-0.

PUBLIC HEARING/PRESENTATION

None.

CORRESPONDENCE

(A) Library Board Resignation- Carol Beith

(B) Historic District Commission Resignation- Kathy Klee

CITIZENS COMMENTS

(A) Comment was made regarding patching that took place on Tickner St. and Scott Fairbanks was thanked for getting that done.

(B) Comments were made regarding the condition of Ripley Rd.

(C) Comments were made regarding the condition of Rolston Rd., as well as concern over access to Shiawassee Shores.

CONSENT AGENDA

None.

UNFINISHED BUSINESS

None.

NEW BUSINESS

(A) **CAS 14-19 Motor Grader (Road Grader) for the DPW**

Per the Council's instructions our DPW Director contacted companies that rent motor graders. The City received the following quotes for renting a motor grader; **Michigan CAT- \$2,085.00 per day,**

\$4,180.00 per week and \$9,815.00 per month- this includes delivery and pickup charges, **CRC Contractors Rental Corporation- \$9,650.00 per month**, this also includes delivery and pickup charges. Our DPW Director informed that, on average, the DPW grades our unpaved roads twice a month. He also spoke with the contractors about availability, and they advised him that a motor grader may or may not be available when we request one.

The price to rent a motor grader on a daily basis would be \$4,170.00 per month if we rent it twice a month. Council discussed the purchase of a 2012 John Deere model #772 motor grader from Michigan CAT at a cost of \$89,911.00. The cost of the motor grader would be reduced by \$5,000.00 with a trade in of the City' decommissioned motor grader, thus reducing the total purchase cost of the motor grader to \$84,911.00. The City would finance the purchase through State Bank and the payments would be \$2,495.00 per month for three years. City of Linden's DPW Director, Scott Fairbanks, has received different for motor graders that are similar in years or slightly older and found the price to be over \$100,000.00.

The City of Linden has two unpaved road within its jurisdiction that they must maintain, Ripley and Rolston roads. Ripley Road continues to deteriorate to a point that it is becoming unsafe. The motor grader should be considered an emergency purchase due the continuing issues with Ripley road.

Public comments were made regarding buying a grader instead of renting a grader.

Council discussed the proposed purchase as well as alternative options.

The attorney commented that the power exists for Council to approve this purchase, as an emergency, without going out for bid.

Motion by Franz, seconded by MacDermaid to approve the purchase of one (1) 2012 John Deere model #772 motor grader for a cost not to exceed \$84,911.00 from Michigan CAT. With monthly payments with the State Bank of \$2,495.00 per month for three years with an interest of 3.70%. Motion carried 6-1.

YEAS: Dick, MacDermaid, Franz, Simons, Cusson, Howd

NAYS: Culbert

ABSENT: None

(B) CAS 15-19 Road Funding Resolution No. 04-19 Main St. Request for Funding

City Council approved funding for the preparation of an application for road funding through the Michigan Department of Transportation to pave a portion of Main St. The City would be applying for \$210,000.00 through MDOT for this project. As part of this application City Council needs to pass a resolution confirming their support of the application and to commit to providing at least \$210,000.00 toward the project costs.

Motion by MacDermaid, seconded by Simons to approve Resolution No. 04-19, a resolution to establish the existence of funds and commit to implementing a maintenance program for reconstruction of Main St. funding by the Transportation Economic Development Fund Category B Program, as presented. Motion carried 7-0.

YEAS: Cusson, Culbert, Simons, Howd, Dick, MacDermaid, Franz

NAYS: None

ABSENT: None

(C) CAS 16-19 Road Funding Resolution No. 05-19 Rolston Rd. Request for Funding

A few weeks ago, the City Council approved funding for the preparation of an application for road funding through the Michigan Department of Transportation to pave W. Rolston road. The City was applying for \$250,000.00 through MDOT for this project. The City's Engineer, HRC, originally estimated the total cost of the project, including engineering, to be \$812,000.00. HRC has now informed me that the total cost of the project, including engineering, to be \$1,250,000.00. As part of this application City Council needs to pass a Resolution confirming their support of the application and to commit to providing at least \$750,000.00 toward the project costs.

Motion by Cusson, seconded by Dick to approve Resolution No. 05-19, a resolution to establish the existence of funds and commit to implementing a maintenance program for reconstruction of West Rolston Road funding by the Transportation Economic Development Fund Category B Program, as amended to reconstruct from N. Bridge St. west to Beach Buggy, and commit at least 400,000 toward construction costs. Motion carried 7-0.

YEAS: Culbert, Franz, Cusson, MacDermaid, Howd, Dick, Simons

NAYS: None

ABSENT: None

CITY MANAGER'S REPORT

Dr. Wax Development: I spoke to Ron Pawloski, who is the Project Leader from Kincaid Henry for the Dr. Wax Development and he has advised me that they are tentatively planning to break ground on April 15th.

DDA: The DDA Board is scheduled to meet Thursday, March 28 to approve the DDA budget. This will then be presented to Council for their approval. The DDA has decided to reduce funding for the Music by the Mill by \$2,000.00 and the Farmers Market by \$500.00. Council will need to decide if the City should pick up the additional cost for both Music by the Mill and the Farmers Market during budget discussions.

Eggciting Easter Event: On Saturday April 13th, from 8:30 am – 12:00 am they will hold the annual Eggciting Easter Event at Hyatt Elementary School. Please plan on coming out and supporting this fun event for the children.

CITY ATTORNEY'S REPORT

The City Attorney Mike Gildner reported that the attorney representing the City in the Schrock lawsuit is still waiting to hear from the Michigan Supreme Court and expects a response within the next 30 days.

DEPARTMENT REPORTS

The Council reviewed the Police Department Monthly Activity Report, the Code Enforcement Report, the Fire Department Monthly Activity Report, and the Clerk's Report.

COUNCIL COMMENTS AND REPORTS

Dick made comments regarding the Capital Conference, and Mike Mueller wanting to help the City with some DNR grants.

Howd made comments regarding the Capital Conference.

MacDermaid made comments regarding the Parks and Rec Commission meeting and their recommendations regarding signage for Pay It Forward, which will be coming to a future meeting. Also commented on the Spring Cleanup occurring on April 27th and we are looking for volunteers. Culbert made comments regarding the Capital Conference, the LAFF Pathway and SLPR staffing, the upcoming Box City with the schools, and the FACT Consortium. Franz made comments regarding the City Code Enforcement Officer doing a good job, and inquiring about the building inspector position. Cusson made comments regarding the Capital Conference luncheon, the DDA meeting, asking for volunteers to serve on boards and commissions.

FINANCIAL REPORTS

Motion by Culbert, second by Cusson, to approve accounts payable in the amount of \$113,219.45
Motion carried 7-0.

YEAS: MacDermaid, Simons, Howd, Dick, Culbert, Franz, Cusson

NAYS: None

ABSENT: None

Public Comment was made apologizing to Scott Fairbanks regarding comments made online the speaker now realized were misinformed.

EXECUTIVE SESSION

(A) CAS 18-19 City Manager Search

Motion by Cusson, seconded by MacDermaid to that City Council go into executive session to discuss potential candidates for the City Manager position, whom have requested confidentiality. Motion carried 7-0.

YEAS: Simons, Dick, MacDermaid, Culbert, Cusson, Howd, Franz

NAYS: None

ABSENT: None

Council entered executive session at 8:12 PM

Motion by Cusson, seconded by MacDermaid to enter open session. Motion carried 7-0.

YEAS: Howd, Culbert, Simons, Cusson, Franz, MacDermaid, Dick

NAYS: None

ABSENT: None

Council entered open session again at 9:38 PM.

Motion by Cusson, seconded by MacDermaid, that City Council direct the MML Facilitator to contact the short list of candidates (1, 5, 12, 15) to determine their interest in interviewing. The candidates will be identified by name on the agenda for the interview meeting. Motion carried 7-0.

YEAS: Franz, Howd, Culbert, Cusson, Dick, Simons, MacDermaid

NAYS: None

ABSENT: None

Motion by Cusson, seconded by Culbert that City Council set April 6th, 2019 beginning at 8:30am, as the date and time for a special meeting to interview candidates for City Manager. Motion carried 7-0.

YEAS: Cusson, MacDermaid, Simons, Howd, Culbert, Franz, Dick

NAYS: None

ABSENT: None

Motion by Culbert, seconded by Simons that City Council approve an expenditure of up to \$400 in interview travel expenses for Candidate 1.

YEAS: MacDermaid, Howd, Culbert, Franz, Dick, Cusson, Simons

NAYS: None

ABSENT: None

ADJOURNMENT

The meeting was adjourned at 9:51 PM.

Respectfully Submitted,

Erica Armstrong, Clerk

Approved: _____