

Minutes of the regular Durand City Council meeting held on Monday, April 4, 2022 at 6:30 p.m. in the Council Chambers of Durand City Hall.

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

**ROLL CALL:**

Present: Brian Boggs, Jeff Brands, Connie Cobley, Rich Folaron, Mayor McDonough,  
Patrick O'Connor, Matt Schaefer

Absent: None

**PLEDGE OF ALLEGIANCE:**

The Council led the Pledge of Allegiance to the United States of America.

**APPROVAL OF AGENDA:**

Boggs moved, O'Connor supported to approve the agenda combining A, B, and C to a Consent Agenda and to remove item H.

Carried

**APPROVAL OF AGENDA:**

Folaron moved, Cobley supported to approve the minutes of the regular meeting held on March 7, 2022 as presented.

Carried

**APPROVAL OF BILLS:**

Boggs moved, Folaron supported to approve bills #54566-54664.

YEAS: Boggs, Brands, Cobley, Folaron, Mayor McDonough (abstain from # 54571, 54647)  
O'Connor, Schaefer (abstain from #54626, 54656)

NAYS: None

Carried

**HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:**

Paula Brooks, 104 W. Summit St. She suggested the City use ARPA funds to update the website.

Deb White, 512 N. Saginaw St. She offered a prayer.

**CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:**

Boggs: Thanked Ms. White for prayer

Cobley: She said that we are looking to upgrade our website.

Brands: Thanked Ms. White for prayer

Folaron: Thanked Ms. White and Ms. Brooks.

Schaefer: Thanked Ms. Brooks

McDonough: Thanked Deb and said that we are working on our website.

**ITEMS OF BUSINESS:**

Boggs moved, Schaefer supported to approve the Consent Agenda as presented.

YEAS: Brands, Cobley, Folaron, Mayor McDonough, O'Connor, Schaefer, Boggs

NAYS: None

Carried

Boggs moved, Cobley supported to approve the invoice for Alta for the rental of an excavator in the amount not to exceed \$7,635.00.

YEAS: Brands, Cobley, Folaron, Mayor McDonough, O'Connor, Schaefer, Boggs

NAYS: None

Carried

Mayor McDonough moved to approve the invoice to Pro Comm Inc. for the purchase of 14 radios at an amount of \$4,642.00.

Mayor McDonough moved, Schaefer supported to amend the motion to include the purchase of two additional radios.

YEAS: Cobley, Folaron, Mayor McDonough, O'Connor, Schaefer, Boggs, Brands

NAYS: None

Carried

Roll Call vote on original motion:

YEAS: Folaron, Mayor McDonough, O'Connor, Schaefer, Boggs, Brands, Cobley

NAYS: None

Carried

Boggs moved, Schaefer supported to approve the invoice from CEC Electric for the emergency purchase and installation of three Variable Frequency Drives for the WWTP in the amount of \$13,473.00.

YEAS: Mayor McDonough, O'Connor, Schaefer, Boggs, Brands, Cobley, Folaron

NAYS: None

Carried

Schaefer moved, Folaron supported to accept the proposal for drinking water tank inspections from Dixon Engineering of Lake Odessa, Michigan, per their proposal dated June 24, 2021 for a price not to exceed \$9,570.00.

YEAS: O'Connor, Schaefer, Boggs, Brands, Cobley, Folaron, Mayor McDonough

NAYS: None

Carried

Boggs moved, O'Connor supported to award the bid for ferric chloride to PVS Technologies Incorporated of Detroit, Michigan, per the unit price of \$805.00 per dry ton delivered.

YEAS: Schaefer, Boggs, Brands, Cobley, Folaron, Mayor McDonough, O'Connor

NAYS: None

Carried

Boggs moved, Cobley supported to award the bid for ground care maintenance to Vision Lawn Incorporated of Durand per the unit price in their bid dated March 14, 2022.

YEAS: Boggs, Brands, Cobley, Folaron, Mayor McDonough, O'Connor

NAYS: Schaefer

Carried

**CITY OF DURAND**  
**RESOLUTION NUMBER: 2022-04-04**

**WHEREAS**, on December 6, 2021 City Council awarded a bid to Nicholas Kelly and Kelly and Sons, LLC to purchase 4 parcels of property for the price of \$950,000.00

**WHEREAS**, the City of Durand, as a matter of due diligence and through administration required the proof of financial ability to complete the proposed purchase agreement.

**WHEREAS**, Purchaser was not able to provide the required evidence of financial ability in the requisite time.

**WHEREAS**, the sale of the property is contingent upon the parties agreeing to the terms of a purchase agreement.

**WHEREAS**, the City cannot proceed to enter into a purchase agreement without proof of financial ability to complete the sale.

**NOW, THEREFORE**, the City of Durand, by resolution does hereby rescind the bid award of December 6, 2021 to Nick Kelly and Sons, LLC and hereby instructs City Administration to continue the process of marketing and developing the property.

O'Connor moved, Boggs supported to approve the resolution rescinding the bid award for the Reed Rd. property that had previously been awarded on December 6<sup>th</sup>, 2021.

YEAS: Brands, Cobby, Folaron, Mayor McDonough, O'Connor, Schaefer, Boggs

NAYS: None

Carried

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Lisa R. David, City Clerk

**CITIZENS SPEAK – AGENDA ITEMS ONLY:**

John Matejewski, 708 Kingswood He asked if Vision Lawn would be assigning the same guys to routinely mow the City's properties so that they become very familiar with them. The representative from Vision Lawn said that is how they usually do it.

**DEPARTMENT REPORTS:**

Fire Chief: He said that they are not going to have the annual Easter Egg hunt this year, but plan to have it next year. He said that training is continuing as usual. He said that his department is coming up with a plan to correct the false alarms that are coming from the convalescent center.

City Engineer: He said that the asphalt company will finish the street project from last fall, making minor repairs in May. He sent the WWTP improvement plans to EGLE with final plans to be submitted in May. He told council that the scrap tire grant that he applied for was not accepted. He said that the City is looking for an alternate well site at the Reed Rd. property; if the railroad were to get that property it would negate that site as an alternate location.

Water/WWTP Foreman: He told council that he is dealing with the recent power surge that took out the Variable Frequency Drives. He said that the City had an overflow of 40,000 gallons last week. He said that they would be flushing hydrants in May.

Mechanic: He briefly reviewed his report with council.

DPW Foreman: He said that they have been street sweeping but the machine is currently down and in need of about \$3,000 worth of parts. Spring banners are out. They are working on cleaning catch basins. He said that they are going to hot patch again this year and should have streets done by Railroad Days.

Clerk/Treasurer: She said that April 27<sup>th</sup> at 2:00 p.m. will be the Budget Workshop and the meeting to adopt the budget will be May 16<sup>th</sup>, 2022. She gave the Council a rough draft of the FY 22/23 budget as required per the City Charter.

City Attorney: Nothing to add.

City Manager: He spoke to the Council regarding the different ways in which to prepare to submit grants, and the need to have “plans in can”. Boggs said that the SEDP now has a grant writer on staff that the city can utilize.

**COUNCIL COMMENTS:**

Cobley: She spoke about the need for people to rid their yards of water so that there are fewer mosquitos this year. She also said that if people want to borrow yard equipment such as rakes or shovels they can do that at the Farmer’s Market.

O’Connor: He said congratulations to Vision Lawn on getting the bid.

Brands: He said that he would like to expand the edible landscaping.  
Boggs moved, O’Connor supported to expand edible landscaping on City property.  
Carried

Folaron: He said that SATA had an explosion in their garage recently. He also stated that April is child abuse prevention month.

Schaefer: He thanked the people who attended the meeting tonight to voice their opinions.

McDonough: He said that there is a joint meeting with the City and Township on April 19<sup>th</sup> at 6:30 p.m. This meeting is NOT a project TIM update.

Mayor McDonough adjourned the meeting at 7:31 p.m.

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Ken McDonough, Mayor

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Mindy McKay, Deputy Clerk

