

Minutes of the regular meeting of the Durand City Council held on Monday, August 3, 2020 at 6:30 p.m. via electronic means according to Executive Order 2020-154.

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

ROLL CALL:

Present: Brian Boggs, Jeff Brands, Connie Cobley, Mayor Deb Doyle, Rich Folaron, John Matejewski, Ken McDonough

Absent: None

PLEDGE OF ALLEGIANCE:

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

APPROVAL OF AGENDA:

Boggs moved, McDonough supported to approve the agenda with the addition of K: MERS Contribution. Carried

APPROVAL OF MINUTES:

McDonough moved, Folaron supported to approve the minutes of the regular meeting held on July 20, 2020 as presented.

Carried

APPROVAL OF BILLS:

McDonough moved, Matejewski supported to approve bill numbers 52438-52468.

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

NAYS: None

Carried

HEARING OF REPRESENTATIVES AND CITIZENS PRESENT:

Pastor Don White, Light of Faith Church – offered prayer

CITY COUNCIL RESPONSE TO CITIZEN'S COMMENTS:

Boggs thanked Pastor Don for his prayer

ITEMS OF BUSINESS:

Shiawassee County Prosecuting Attorney, Scott Koerner asked for support for the upcoming election.

Matejewski moved, McDonough supported to approve the street closure request from Stomping Grounds for one parking space on North Saginaw Street for a period through December 31, 2020.

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

NAYS: None

Carried

McDonough moved, Cobley supported to approve the ballot language for the Public Transportation Millage and submit the language to the County Clerk so that it can be placed on the November General Election ballot for voter consideration.

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

NAYS: None

Carried

Folaron moved, Brands supported to approve the second reading and adopt the 2020 Zoning Code Amendments.

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

NAYS: None

Carried

McDonough moved, Folaron supported to approve Pay Application #5 to Zito Construction in the amount of \$24,050.03 subject to review and approval by the Michigan Economic Development Corporation for Grant Number MSC 217048-FRZ.

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

NAYS: None

Carried

Boggs moved, Brands supported to approve the Durand Police Department Vehicle Impound Policy.

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

NAYS: None

Carried

CITY OF DURAND, SHIAWASSEE COUNTY

RESOLUTION AUTHORIZING GOLF CARTS ON CITY STREETS

RESOLUTION #2020-2021/080301

WHEREAS, Public Act 491 of 2014 amended Public Act 300 of 1949, commonly known as the Michigan Vehicle Code, being MCL 257.1 through MCL 257.923; and,

WHEREAS, Public Act 491 of 2014 created a new section to the Michigan Vehicle Code which allows for the limited and regulated use of Golf Carts on public streets and highways which is found at MCL 257.657a; and,

WHEREAS, under the amended Michigan Vehicle Code, local units of government may allow for the limited and regulated use of Golf Carts on their streets and highways under the terms and conditions specified in MCL 257.657a via the adoption of a Resolution; and,

WHEREAS, the City of Durand desires to allow for the limited use of Golf Carts on its streets and highways as permitted and regulated by MCL 257.657a.

NOW THEREFORE BE IT RESOLVED that under the conditions contained in Michigan Vehicle Code, as amended, being MCL 257.657a, the City of Durand does hereby allow for the use of Golf Carts on the streets and highways of the City of Durand which conform to the requirements of Public Act 491 of 2014; and,

NOW THEREFORE BE IT FURTHER RESOLVED, the City of Durand reserves the right to rescind this approval if in the future it is determined that the limited and regulated use of Golf Carts on the Village's streets and highways has become a safety hazard or is deemed to be a nuisance.

Yeas: Matejewski, McDonough, Boggs, Brands, Mayor Doyle, Folaron

Nays: Cobley

Absent: None

I, Lisa R. David, City Clerk, do hereby certify that the foregoing is a true and original copy of a resolution adopted by the Durand City Council at a Public Meeting held on the 3rd day of August, 2020.

Lisa R. David, City Clerk

McDonough moved, Matejewski supported to approve the On-Street Golf Cart Resolution subject to the City Attorney investigating insurance requirements.

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

NAYS: Cobley

Carried

McDonough moved Folaron supported to approve the first reading of the On-Street ORV Ordinance.

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

NAYS: None

Carried

McDonough moved, Cobley supported to approve the annual bank rating report as presented and place it on file with the City Treasurer's Office.

Carried

McDonough moved, Folaron supported to appoint Deb Doyle as voting delegate for the City of Durand at the MML Annual Meeting to be held on September 29, 2020.

Carried

Boggs moved, Brands supported to approve a surplus contribution of \$500.00 per month for Division 01 and Division 02 of the City of Durand Municipal Employee Retirement System.

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

NAYS: None

Carried

CITIZENS SPEAK – AGENDA ITEMS ONLY:

Paul Tullar, 108 E. Vinewood He stated that he supports the Gulf Cart Ordinance and thinks it would be great for the City of Durand.

DEPARTMENT REPORTS:

Fire Chief: He stated his officers are doing "homework" in regards to pre-planning for businesses in case of emergencies. The Chief also said that his department has been going through tools to see what need to be replaced. He will be getting a truck committee together to see about replacing the 25 year old fire truck.

Police Chief: He said that everything was going well in his department. He clarified a rumor that was going around. He told the council that he checked into the cost of the lighted speed signs that Byron uses and the cost for 4 would be \$13,000.00. If the City decided to purchase these, the funds would come from Major and Local Streets.

DPW: He told the council that the City of Durand is not selling water to fill swimming pools. He said that there have been two overflows this year, one in January and one in May. He said the oxygen level from the out flow in Vernon has been great, there is an inspector that goes there Monday-Friday and the oxygen level has not fallen below the state mandated level of 5 since the cascade system was installed.

Engineer: He said that the sewer/WWTP pre con meeting was held last week. He received the approval at the State for the Street Project, for water. He said that his company has been evaluating the restoration that was done last year.

Treasurer/Clerk: She reminded people to get out and vote tomorrow. The polls will be open from 7:00 a.m. till 8:00 p.m.

City Attorney: "Go vote"

City Manager: She said that the DPW and Election staff has been putting all protection plans in place for tomorrow. She said that there is a new plan that will help people who are struggling to pay their water bills, there will be more information on this soon.

Deputy Clerk: "Get out and vote tomorrow"

COUNCIL COMMENTS:

McDonough: Nothing to add

Cobley: She stated that she wants the golf carts to be safe!

Matejewski: He thanked Pastor Don for the prayer. He thanked the DPW and the girls for getting ready for the election. He thanked Jeff Brands for working on the alley way, taking out the plants from there and planting them in the new parking lot. He said they look "awesome"!

Brands: He thanked John for all of his help with the ongoing landscaping projects. He said that "he couldn't do half the stuff without John".

Boggs: He said to remember to vote. He thanked Pastor Don for the prayer. He stated that Jeff and John do a great job with the flowers in the downtown and is greatly appreciated.

Folaron: He thanked Jeff and John.

Doyle: She thanked the staff.

Mayor Doyle adjourned the meeting at 7:45p.m.

Deborah Doyle, Mayor

Mindy McKay, Deputy Clerk

