

**CITY OF MT. MORRIS
CITY COUNCIL AGENDA
11649 N. Saginaw Street
Mt. Morris, MI 48458
November 25th, 2024
7:00 P.M.**

1. MEETING CALLED TO ORDER: Mayor Sara Dubey

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. APPROVAL OF AGENDA

5. APPROVAL OF MINUTES

- a. Approval of regular meeting minutes from November 11th, 2024.

6. COMMUNICATIONS:

None.

7. APPROVAL OF WARRANT: Approval of Warrant #24-26 in the amount of \$ 320,804.85.

8. PUBLIC COMMENT (Agenda Items Only /Five Minute Time Limit).

9. PRESENTATION: Fiscal Year 2023-2024 Audit by Plante Moran

10. UNFINISHED BUSINESS:

None

11. NEW BUSINESS:

- a. **RESOLUTION 24-30:** Remaining A.R.P.A. funds, payroll recovery obligation
- b. **RESOLUTION 24-31:** Termination of Woodside Trails Agreement

12. PUBLIC COMMENT (Five Minute Time Limit).

13. COUNCIL MEMBER AND STAFF COMMENTS

14. ADJOURNMENT

PLEASE SILENCE ALL CELL PHONES AND OTHER ELECTRONIC DEVICES PRIOR TO THE MEETING.

ADJOURNMENT:

Meeting adjourned by Mayor Dubey “sine die”

MEETING CALLED TO ORDER: Spencer Lewis, City Clerk.

OATH OF OFFICE:

City Clerk Spencer Lewis administered the Oath of Office to Councilmember Wayne Walter, term ending 11/2028.

City Clerk Spencer Lewis administered the Oath of Office to Councilmember Michael Withey, term ending 11/2028.

City Clerk Spencer Lewis administered the Oath of Office to Councilmember La’Shaya Darisaw, term ending 11/2028.

ELECTION OF MAYOR PRO-TEM:

Mayor Sara Dubey opened the floor for nominations for Mayor Pro-Tem.

Mayor Sara Dubey nominated Councilmember Templeton.

A motion was made by Mayor Dubey, seconded by Councilmember Darisaw to appoint Councilmember Templeton as Mayor Pro-Tem.

Roll Call: ___ 7 ___ Ayes. ___ 0 ___ Nay ___ 0 ___ Absent

Motion carried.

OATH OF OFFICE:

City Clerk Spencer Lewis administered the Oath of Office to Councilmember Templeton, as mayor pro-tem.

NEW BUSINESS:

a. RESOLUTION 24-28: Fee schedule amendment

A motion was made by Councilmember Vance, and seconded by Councilmember Darisaw to approve resolution 24-28.

Mayor Dubey questioned the fees for the mobile transient vendor permitting.

Roll call: ___ 7 ___ Ayes ___ 0 ___ Nays ___ 0 ___ Absent

Motion carried.

b. RESOLUTION 24-29: Change work order for the parking lot / ADA ramp

A motion was made by Councilmember Templeton, and seconded by Councilmember Smith to approve resolution 24-29.

Councilmember Smith questioned if this was based on the condition of the parking lot?

DPW Superintendent stated that was correct, once they milled the west side/corner of the parking lot it was worse than expected.

Roll call: ___ 7 ___ Ayes ___ 0 ___ Nays ___ 0 ___ Absent

Motion carried.

c. Request from Kiwanis Club for street closure for holiday gathering on December 7, 2024.

A motion was made by Councilmember Vance, and seconded by Councilmember Withey to approve the request from the Kiwanis Club for street closure for the holiday gathering on December 7th, 2024.

All ayes.

Motion carried.

d. Discussion on remaining ARPA funds

City Manager/Clerk Spencer Lewis stated that the list in front of them was brought to them by Councilmember Darisaw as some suggestions of what we could possibly use the remaining ARPA funds on.

City Manager/Clerk Spencer Lewis stated that after speaking with the auditors, having to have the funds obligated by December 31, 2024, and speaking with staff, that obligating the remaining ARPA funds to cover payroll costs from this current fiscal year would be a good choice.

PUBLIC COMMENT:

Larry Bryant, 9997 Belsay Rd. – Mr. Bryant spoke upon due process and his rental house issues.

Rodney Wier, Masonic Lodge – Rodney was present, along with other members of the lodge, to raise the issue of North Street after it rains. So much water builds up in front of the lodge and its parking lot, it is deteriorating the parking lot itself from all of the water and erosion.

COUNCIL MEMBER AND STAFF COMMENTS:

Councilmember Walter welcomed the new councilmembers and thanked the public for coming in.

Councilmember Smith & Councilmember Vance welcomed the new councilmembers.

Councilmember Templeton stated the horse races were a couple weekends ago, and the carpeting project at the library has been completed. She also touched on the Christmas wreaths that will be put up in the city this year.

Chief Mihailoff congratulated the new councilmembers and thanked the public for coming in as well. He stated that the police department will be gathering donations this year for Voices for Children Advocacy Group.

City Manager/Clerk Spencer Lewis thanked the previous councilmembers, and welcomed the new councilmembers, and thanked all the election inspectors for helping with the elections this year.

Mayor Sara Dubey welcomed new councilmembers as well.

ADJOURNMENT:

With no further business, the Council Meeting was adjourned at **7:29 p.m.**

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 101 General					
Dept 000					
101-000-066.000	UNDISTRIBUTED FRINGE BENEFITS	BLUE CARE NETWORK	HEALTH INSURANCE DEC. 2024	8,983.08	
101-000-066.000	UNDISTRIBUTED FRINGE BENEFITS	HUMANA HEALTH PLAN INC	DENTAL / VISION INS. DEC. 2024	1,328.89	
101-000-256.000	DEPOSITS PAYABLE	GAJE TYNER	COMMUNITY ROOM DEPOSIT REFUND	75.00	
101-000-256.000	DEPOSITS PAYABLE	ROCHELLE SCHMITTER	COMMUNITY ROOM DEPOSIT REFUND	75.00	
		Total For Dept 000		10,461.97	
Dept 215 ADMINISTRATION					
101-215-740.000	OPERATING EXPENSE	GENESEE COUNTY HERALD	SNOW REMOVAL NOTICE	78.90	
101-215-740.000	OPERATING EXPENSE	GENESEE COUNTY HERALD	ORDINANCE ADOPTION 24-02	38.40	
101-215-740.000	OPERATING EXPENSE	PITNEY BOWES BANK INC	POSTAGE	133.02	
101-215-740.000	OPERATING EXPENSE	XTREME SHREDS	DOCUMENT SHREDDING	20.00	
101-215-825.000	MAINTENANCE AGREEMENTS	VC3, INC	MONTHLY BILLING FOR NOVEMBER	33.00	
101-215-874.000	RETIREE INSURANCE BENEFITS	BLUE CARE NETWORK	HEALTH INSURANCE DEC. 2024	2,353.76	
101-215-915.000	MEMBERSHIP & DUES	MAMC	MAMC 2025 MEMBERSHIP DUES	25.00	
101-215-991.000	COPIER	US BANK EQUIPMENT FINANC	COPIER	74.55	
		Total For Dept 215 ADMINISTRATION		2,756.63	
Dept 253 TREASURER					
101-253-740.000	OPERATING EXPENSE	PITNEY BOWES BANK INC	POSTAGE	66.52	
		Total For Dept 253 TREASURER		66.52	
Dept 262 ELECTIONS					
101-262-740.000	OPERATING EXPENSE	SPECTRUM PRINTERS, INC	TEST DECKS	222.11	
		Total For Dept 262 ELECTIONS		222.11	
Dept 265 CITY HALL & GROUNDS					
101-265-740.000	OPERATING EXPENSE	B&B PLUMBING AND HEATING	CITY HALL FAUCET	94.58	
101-265-740.000	OPERATING EXPENSE	MENARDS - CLIO	ELECTION LOCATION PAINT	8.97	
101-265-740.000	OPERATING EXPENSE	MENARDS - CLIO	P.D. BATHROOM	95.83	
101-265-740.000	OPERATING EXPENSE	MENARDS - CLIO	DRYWALL SUPPLIES	26.95	
101-265-740.000	OPERATING EXPENSE	MENARDS - CLIO	SUPPLIES / PAINT	31.94	
101-265-801.000	PROFESSIONAL SERVICES	CURBCO	STREET SWEEPING	670.00	
101-265-801.000	PROFESSIONAL SERVICES	ROWE PROFESSIONAL SERVIC	ADA RAMP / PARKING LOT	4,028.75	
101-265-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	CITY HALL GAS	97.59	
101-265-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	CITY HALL ELEC.	457.91	
		Total For Dept 265 CITY HALL & GROUNDS		5,512.52	
Dept 267 OTHER CITY PROPERTY					
101-267-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	PARKING LOT 11800 N. SAGINAW	28.76	
		Total For Dept 267 OTHER CITY PROPERTY		28.76	
Dept 305 POLICE DEPARTMENT					
101-305-740.000	OPERATING EXPENSE	MENARDS - CLIO	SUPPLIES / PAINT	18.70	
101-305-740.000	OPERATING EXPENSE	PITNEY BOWES BANK INC	POSTAGE	66.51	
101-305-740.000	OPERATING EXPENSE	XTREME SHREDS	DOCUMENT SHREDDING	20.00	
101-305-745.000	GAS & FUEL	WEBSTER & GARNER	UNLEADED GAS	612.80	
101-305-825.000	MAINTENANCE AGREEMENTS	VC3, INC	MONTHLY BILLING FOR NOVEMBER	99.00	
101-305-915.000	MEMBERSHIP & DUES	FLINT AREA NARCOTICS GRO	FANG DUES	1,488.66	
101-305-932.000	REPAIR & MAINTENANCE - VEHICL	LOUIE'S TOWING & AUTO RE	OIL CHANGE #103 DURANGO	66.00	
101-305-932.000	REPAIR & MAINTENANCE - VEHICL	LOUIE'S TOWING & AUTO RE	MASS AIRFLOW SENSOR - TAHOE #122	347.95	
101-305-932.000	REPAIR & MAINTENANCE - VEHICL	LOUIE'S TOWING & AUTO RE	NEW HEADLIGHT BULBS - TAHOE #122	125.00	
101-305-991.000	DEBT SERVICE - PRIN	US BANK EQUIPMENT FINANC	COPIER	137.23	

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 101 General					
Dept 305 POLICE DEPARTMENT		Total For Dept 305 POLICE DEPARTMENT		2,981.85	
Dept 336 FIRE DEPARTMENT					
101-336-745.000	GAS & FUEL	WEBSTER & GARNER	UNLEADED GAS	20.51	
101-336-745.000	GAS & FUEL	WEBSTER & GARNER	DIESEL	42.60	
101-336-825.000	MAINTENANCE AGREEMENTS	VC3, INC	MONTHLY BILLING FOR NOVEMBER	37.00	
		Total For Dept 336 FIRE DEPARTMENT		100.11	
Dept 441 PUBLIC WORKS					
101-441-740.000	OPERATING EXPENSE	MENARDS - CLIO	SUPPLIES / CLEANER	34.20	
101-441-740.000	OPERATING EXPENSE	MENARDS - CLIO	DRYWALL SUPPLIES	13.98	
101-441-740.000	OPERATING EXPENSE	MENARDS - CLIO	SUPPLIES / PAINT	18.91	
101-441-745.000	GAS & FUEL	WEBSTER & GARNER	DIESEL	11.00	
101-441-825.000	MAINTENANCE AGREEMENTS	VC3, INC	MONTHLY BILLING FOR NOVEMBER	25.00	
101-441-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	DPW GARAGE	489.72	
		Total For Dept 441 PUBLIC WORKS		592.81	
Dept 528 TRASH COLLECTION					
101-528-801.000	PROFESSIONAL SERVICES	WM CORPORATE SERVICES, I	GARBAGE SERVICES	18,335.20	
		Total For Dept 528 TRASH COLLECTION		18,335.20	
Dept 790 LIBRARY					
101-790-740.000	OPERATING EXPENSE	MENARDS - CLIO	SUPPLIES / CLEANER	6.89	
101-790-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	LIBRARY	312.49	
		Total For Dept 790 LIBRARY		319.38	
Dept 904 CAPITAL OUTLAY					
101-904-970.600	CAPITAL OUTLAY-GENERAL ADMIN	DIAMOND EXCAVATING, LLC.	ADA RAMP/PARKING LOT PAYAPP #1	209,759.71	
101-904-970.600	CAPITAL OUTLAY-GENERAL ADMIN	DIAMOND EXCAVATING, LLC.	RETAINAGE - ADA RAMP / PARKING LOT	2,348.78	
		Total For Dept 904 CAPITAL OUTLAY		212,108.49	
		Total For Fund 101 General		253,486.35	
Fund 202 Major Street					
Dept 463 STREET ROUTINE MAINTENANCE					
202-463-801.000	PROFESSIONAL SERVICES	CURBCO	STREET SWEEPING	1,875.00	
		Total For Dept 463 STREET ROUTINE MAINTENANCE		1,875.00	
		Total For Fund 202 Major Street		1,875.00	
Fund 203 Local Street					
Dept 463 STREET ROUTINE MAINTENANCE					
203-463-801.000	PROFESSIONAL SERVICES	CURBCO	STREET SWEEPING	1,475.00	
		Total For Dept 463 STREET ROUTINE MAINTENANCE		1,475.00	
		Total For Fund 203 Local Street		1,475.00	
Fund 248 DOWNTOWN DEVELOPMENT AUTHORITY					
Dept 103 AUTHORITY BOARD					
248-103-740.000	OPERATING EXPENSE	CAMERON COXON	D.D.A. CHRISTMAS TREE 2024	100.00	
		Total For Dept 103 AUTHORITY BOARD		100.00	
		Total For Fund 248 DOWNTOWN DEVELOPMENT AUTHORITY		100.00	

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 590 SEWER FUND					
Dept 215 ADMINISTRATION					
590-215-740.000	OPERATING EXPENSE	PITNEY BOWES BANK INC	POSTAGE	133.02	
590-215-825.000	MAINTENANCE AGREEMENTS	VC3, INC	MONTHLY BILLING FOR NOVEMBER	33.00	
590-215-874.000	RETIREE INSURANCE BENEFITS	BLUE CARE NETWORK	HEALTH INSURANCE DEC. 2024	816.91	
590-215-991.000	COPIER	US BANK EQUIPMENT FINANC	COPIER	74.56	
		Total For Dept 215 ADMINISTRATION		1,057.49	
Dept 536 SEWER DISTRIBUTION					
590-536-740.000	OPERATING EXPENSE	MENARDS - CLIO	SUPPLIES / PAINT	49.96	
590-536-745.000	GAS & FUEL	WEBSTER & GARNER	DIESEL	40.91	
		Total For Dept 536 SEWER DISTRIBUTION		90.87	
		Total For Fund 590 SEWER FUND		1,148.36	
Fund 591 Water Fund					
Dept 000					
591-000-255.000	WATER DEPOSITS PAYABLE	CITY OF MT. MORRIS	WATER DEPOSIT FINAL- 717 NORTH	250.00	
		Total For Dept 000		250.00	
Dept 215 ADMINISTRATION					
591-215-740.000	OPERATING EXPENSE	PITNEY BOWES BANK INC	POSTAGE	133.02	
591-215-825.000	MAINTENANCE AGREEMENTS	VC3, INC	MONTHLY BILLING FOR NOVEMBER	33.00	
591-215-874.000	RETIREE INSURANCE BENEFITS	BLUE CARE NETWORK	HEALTH INSURANCE DEC. 2024	816.91	
591-215-991.000	COPIER	US BANK EQUIPMENT FINANC	COPIER	74.56	
		Total For Dept 215 ADMINISTRATION		1,057.49	
Dept 537 WATER DISTRIBUTION					
591-537-725.000	FRINGE BENEFIT-NON PAYROLL	CINTAS CORP	UNIFORMS	47.65	
591-537-725.000	FRINGE BENEFIT-NON PAYROLL	CINTAS CORP	UNIFORMS	47.65	
591-537-740.000	OPERATING EXPENSE	BOIS PLUMBING	PLUMBING REPAIR FROM METER CHANGE	170.58	
591-537-740.000	OPERATING EXPENSE	GENESSEE COUNTY DRAIN COM	WATER SAMPLING	75.00	
591-537-745.000	GAS & FUEL	WEBSTER & GARNER	UNLEADED GAS	155.37	
591-537-745.000	GAS & FUEL	WEBSTER & GARNER	DIESEL	187.61	
591-537-921.000	COST OF WATER	GENESSEE COUNTY DRAIN COM	WATER - OCTOBER 2024	60,241.77	
591-537-932.000	REPAIR & MAINTENANCE - VEHICL	C & S MOTORS, INC.	STARTER #57	487.02	
		Total For Dept 537 WATER DISTRIBUTION		61,412.65	
		Total For Fund 591 Water Fund		62,720.14	

INVOICE GL DISTRIBUTION REPORT FOR CITY OF MT MORRIS
 EXP CHECK RUN DATES 11/25/2024 - 11/25/2024
 BOTH JOURNALIZED AND UNJOURNALIZED
 BOTH OPEN AND PAID
 WARRANT 24-26

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund Totals:					
			Fund 101 General	253,486.35	
			Fund 202 Major Street	1,875.00	
			Fund 203 Local Street	1,475.00	
			Fund 248 DOWNTOWN DEVE	100.00	
			Fund 590 SEWER FUND	1,148.36	
			Fund 591 Water Fund	62,720.14	
			Total For All Funds:	320,804.85	

**CITY OF MT. MORRIS
RESOLUTION 24-30**

WHEREAS: The City of Mt. Morris has received \$298,662.14 in ARPA (American Rescue Plan Act) funds; and

WHEREAS: Staff is recommending that the remaining \$ 59,018.65 be allocated for employee wages and benefits, other administration and operating cost as budgeted in the General fund; and

WHEREAS: The City is authorized to use ARPA funds in such a manner by recovery of the FY 2025 General fund payroll; and

WHEREAS: the City cannot use ARPA funds for OPEB or any other debt.

NOW THEREFORE, BE IT RESOLVED, that:

This Council does hereby authorize the City to allocate the remaining \$ 59,018.65 from ARPA funds for the FY 2025 General fund payroll.

Moved by Councilmember _____, seconded by Councilmember _____, and thereafter adopted by the City Council of the City of Mt. Morris at a regular meeting held Monday, November 25, 2024, at 7:00 p.m.

_____ Yea

_____ Nay

_____ Absent

Sara Dubey, Mayor

Spencer Lewis, City Clerk

RESOLUTION 24-31

**MUTUAL TERMINATION OF CONTRACT FOR PURCHASE AND SALE
AND ESCROW INSTRUCTIONS**

WOODSIDE TRAILS, GENESEE COUNTY, MICHIGAN

THIS MUTUAL TERMINATION OF CONTRACT FOR PURCHASE AND SALE AND ESCROW INSTRUCTIONS (the “Termination”) is made and entered into as of the latest date on which it is signed (the “Effective Date”), by and between **WJH LLC**, a Delaware limited liability company (hereinafter, “Buyer”), and **CITY OF MOUNT MORRIS**, a Michigan municipal entity (hereinafter, the “Seller”, alternatively a “Party”, and collectively with the Buyer, the “Parties”).

RECITALS:

WHEREAS, Buyer and Seller entered into a certain Contract for Purchase and Sale and Escrow Instructions dated April 19, 2022, as amended (the “Agreement”) for the purchase of property located in Mount Morris, Michigan, commonly known as **WOODSIDE TRAILS** (referred to in the Agreement in greater detail as the “Property”);

WHEREAS, Buyer deposited Ten Thousand and No/100 Dollars (\$10,000.00) in Earnest Money in escrow with First American Title Insurance Company (“Escrow Agent”);

WHEREAS, Buyer exercised its option to extend the Inspection Period for two periods of fifteen (15) days each and deposited an additional Two Thousand and No/100 Dollars (\$2,000.00) in escrow with Escrow Agent for a total Earnest Money balance of Twelve Thousand and No/100 Dollars (\$12,000.00);

WHEREAS, 9 Lots were conveyed to Buyer at the Initial Closing on May 1, 2023, and Buyer received a credit for a portion of the Earnest Money in the amount of Six Thousand and No/100 Dollars (\$6,000.00). The remaining balance of Earnest Money is Six Thousand and No/100 Dollars (\$6,000.00); and

WHEREAS, Buyer and Seller agreed to terminate the Agreement as provided herein.

NOW THEREFORE, for and in consideration of the promises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

1. Incorporation of Recitals. The foregoing Recitals are incorporated and made a part hereof by this reference to the same extent as if fully set forth herein in this paragraph.
2. Termination of Agreement. By and upon execution of this Termination, Buyer and Seller agree that the Agreement is and shall be terminated and of no force and effect, and that neither Party shall thereafter have any rights or obligations thereunder.
3. Return of Earnest Money. Buyer and Seller agree all Remaining Earnest Money held by Escrow Agent will be released to Buyer. This Termination is authorization by Buyer

