

March 23, 2026

A regular meeting of the City Council was held on Monday, March 23, 2026, at 7:00 p.m. Mayor Donker presided. The Pledge of Allegiance to the Flag was recited in unison.

Councilmen present: Diane Brown Wilhelm, Maureen Donker, Dave Pasek, Tim Soler

Councilmen absent: Marty Wazbinski

### **MINUTES**

Approval of the minutes of the March 2, 2026, regular meeting, March 3, 2026, joint special meeting with the Planning Commission, and the March 4, 2026, special meeting were offered by Councilman Brown Wilhelm and seconded by Councilman Soler. (Motion ADOPTED)

### **PUBLIC COMMENT**

Katie Wrobel, 5709 Drake St., spoke regarding the planned tree removal in her neighborhood and submitted a petition.

### **ANNUAL COMPREHENSIVE FINANCIAL REPORT AND SINGLE AUDIT REPORT**

Director of Fiscal Services Laura Stowell introduced Jamie Rivette, Principal, from Yeo and Yeo PC, CPAs that presented information on the Annual Financial Report and Single Audit Report for the fiscal year that ended June 30, 2025. The following resolution was then offered by Councilman Soler and seconded by Councilman Brown Wilhelm:

WHEREAS, the City, under City Charter and the State of Michigan, is required to have an annual financial audit performed by independent auditors; and

WHEREAS, the City, as a recipient of federal financial assistance, is required to have a compliance audit performed in accordance with 2 CFR Part 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; now, therefore

RESOLVED, that the Annual Comprehensive Financial Report and the Single Audit Report of the City of Midland for the year ended June 30, 2025, are hereby received and ordered filed for public examination. (Motion ADOPTED)

### **FY26 STORMWATER MANAGEMENT FUND BUDGET AMENDMENT**

Director of Water Reclamation Jared Driscoll presented information on the Stormwater Management Fund for Barstow Woods Improvement Project. The public hearing opened at 7:30 p.m. no public comment was received, and the hearing closed at 7:31 p.m. The following resolution was then offered by Councilman Soler and seconded by Councilman Pasek:

WHEREAS, the Barstow Woods Stormwater project was identified as a priority in the 2025 Capital Improvement Plan due to failing infrastructure; and

WHEREAS, the funds designated for this project were removed from the Stormwater Management Capital Fund during a 2025 budget amendment; and

WHEREAS, the Barstow Woods Stormwater project still needs to be completed, with the funds still being available; and

WHEREAS, the estimated cost of this project is \$1,000,000; and

WHEREAS, that in accord with Section 11.6 of the Charter of the City of Midland, a public hearing was conducted on Monday, March 23, 2026 at 7:00 p.m. in the City Council Chambers, City Hall, 333 West Ellsworth Street, Midland, Michigan, for the purpose of considering an amendment of \$1,000,000.00 to the FY 2026 Stormwater Management Capital budget for the Barstow Woods Stormwater project; now, therefore

RESOLVED, that the FY 2026 Stormwater Management Capital budget is hereby amended to increase revenues and expenditures by \$1,000,000.00 to the FY 2026 Stormwater Management Capital Fund budget for the Barstow Woods Stormwater project. (Motion ADOPTED)

### **ZONING PETITION NO. 670**

Assistant City Manager for Development Services, Jacob Kain, presented information on Zoning Petition No. 670. The public hearing opened at 7:43 p.m. Emily Engelhart, 3100 Telegraph Rd. Suite 366, Bingham Farms, spoke as the applicant in support, and the hearing closed at 7:44 p.m. The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Pasek:

### ORDINANCE NO. 1928

AN ORDINANCE TO AMEND ORDINANCE NO. 1585, BEING AN ORDINANCE TO REGULATE AND RESTRICT THE LOCATION OF TRADES AND INDUSTRIES AND THE LOCATION OF BUILDINGS DESIGNED FOR SPECIFIC USES, TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS HEREAFTER ERECTED OR ALTERED, TO REGULATE AND DETERMINE THE AREA OF YARDS, COURTS, AND OTHER OPEN SPACES SURROUNDING BUILDINGS, TO REGULATE AND LIMIT THE DENSITY OF POPULATION, AND FOR SAID PURPOSES, TO DIVIDE THE CITY INTO DISTRICTS AND PRESCRIBE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS BY AMENDING THE ZONING MAP TO PROVIDE RB MULTIPLE FAMILY RESIDENTIAL ZONING WHERE TOWNSHIP ZONING PRESENTLY EXISTS.

The City of Midland Ordains:

Section 1. That the Zoning Map of Ordinance No. 1585, being the Zoning Ordinance of the City of Midland, is hereby amended as follows:

SEC 28, T15N R2E, COM AT SW SEC COR, TH N 462 FT, E 264 FT, N 165 FT, W 264 FT, N 311 FT, E 396 FT, N 382 FT, E 2244 FT, S 1320 FT, W 2640 FT TO POB.

Be, and the same is hereby changed to RB Multiple Family Residential zoning.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. This Ordinance shall take effect 7 days after publication.

Introduced and given first reading 2/23/2026

Given Second reading and adopted on 3/23/2026 (Ordinance ADOPTED)

### **ACCEPTANCE AND DECERTIFICATION OF PUBLIC STREETS**

#### **ACCEPTS STREETS**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, certain streets have been constructed within the City of Midland as listed below:

Corning Lane           from S. Saginaw Rd. to the end  
Apple Ridge Court    from Diamond View East to the end  
Peach Petal Lane     from Apple Ridge Court to the end  
; and

WHEREAS, Corning Lane has a centerline description as listed below:

PART OF THE SOUTHEAST 1/4 OF SECTION 23, T14N-R2E, CITY OF MIDLAND, MIDLAND COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE WEST 1/4 CORNER OF SAID SECTION; THENCE S01°00'44"W, 1055.22 FEET; THENCE S89°47'49"E, 50.00 FEET TO THE POINT OF BEGINNING OF THIS CENTERLINE

DESCRIPTION; THENCE CONTINUING THENCE S89°47'49"E, 165.00 FEET TO THE POINT OF ENDING FOR THIS CENTERLINE.

; and

WHEREAS, Apple Ridge Court has a centerline description as listed below:

PART OF THE NORTHEAST 1/4 OF SECTION 2, T14N-R2E, CITY OF MIDLAND, MIDLAND COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION; THENCE S89°48'44"W, 1075.22 FEET; THENCE S29°18'01"W, 245.20 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, AN ARC DISTANCE OF 145.73 FEET, SAID CURVE HAVING A RADIUS OF 210.00 FEET, CHORD BEARING AND DISTANCE OF S40°50'47"E, 142.82 FEET AND A CENTRAL ANGLE OF 39°45'35" TO THE POINT OF BEGINNING OF THIS CENTERLINE

DESCRIPTION; THENCE N68°24'23"E, 216.42 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, AN ARC DISTANCE OF 98.34 FEET, SAID CURVE HAVING A RADIUS OF 270.00 FEET, CHORD BEARING AND DISTANCE OF N78°50'26"E, 97.79 FEET AND A CENTRAL ANGLE OF 20°52'05"; THENCE N89°16'29"E, 553.75 FEET; THENCE S00°43'27"E, 45.00 FEET TO THE POINT OF ENDING FOR THIS CENTERLINE AND THE RADIUS POINT FOR A CUL-DE-SAC WITH A RADIUS OF 75.00 FEET AN ARC LENGTH OF 322.56 FEET THROUGH A CENTRAL ANGLE OF 246°25'14" AND BEING SUBTENDED BY A CHORD BEARING S32°29'08"W, 125.50 FEET. SAID CENTERLINE BEING 913.51 FEET IN LENGTH.

; and

WHEREAS, Peach Petal Lane has a centerline description as listed below:

PART OF THE NORTHEAST 1/4 OF SECTION 2, T14N-R2E, CITY OF MIDLAND, MIDLAND COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION; THENCE S89°48'44"W, 1075.22 FEET; THENCE S29°18'01"W, 245.20 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, AN ARC DISTANCE OF 145.73 FEET, SAID CURVE HAVING A RADIUS OF 210.00 FEET, CHORD BEARING AND DISTANCE OF S40°50'47"E, 142.82 FEET AND A CENTRAL ANGLE OF 39°45'35"; THENCE N68°24'23"E, 216.42 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, AN ARC DISTANCE OF 98.34 FEET, SAID CURVE HAVING A RADIUS OF 270.00 FEET, CHORD BEARING AND DISTANCE OF N78°50'26"E, 97.79 FEET AND A CENTRAL ANGLE OF 20°52'05"; THENCE N89°16'29"E, 0.80 FEET TO THE POINT OF BEGINNING OF THIS CENTERLINE DESCRIPTION; THENCE S15°59'24"E, 230.09 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, AN ARC DISTANCE OF 131.21 FEET, SAID CURVE HAVING A RADIUS OF 4300.00 FEET, CHORD BEARING AND DISTANCE OF S07°15'01"E, 130.70 FEET AND A CENTRAL ANGLE OF 17°29'01" TO THE POINT OF ENDING FOR THIS CENTERLINE. SAID CENTERLINE BEING 361.30 FEET IN LENGTH.

; and

WHEREAS, said streets were constructed and open to traffic prior to December 31, 2025; and WHEREAS, it is necessary to furnish certain information to the State of Michigan to place said streets within the City of Midland Street System for the purpose of obtaining funds under Act 51, P.A. 1951, as amended; now, therefore

RESOLVED, that said streets are located within public rights-of-way or on property under the control of the City of Midland; and

RESOLVED FURTHER, that the City of Midland hereby accepts the above public streets into the City of Midland Local Street System for public street purposes. (Motion ADOPTED)

### **DECERTIFIES STREETS**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, the City of Midland has previously removed from public use various sections of streets throughout the City of Midland by formal street vacation, abandonment or other action; and

WHEREAS, it is necessary to furnish certain information to the State of Michigan to decertify streets from the City of Midland Street System for the purpose of obtaining funds under Act 51, P.A. 1951, as amended; and

WHEREAS, the City does wish to decertify Crissey Street from Towsley Street to Benson Street for a total decertification length of 485 feet; and

WHEREAS, the City does wish to decertify the portion of Towsley Street from 225 feet southwest of Crissey Street to Crissey Street for a total decertification length of 225 feet; and

WHEREAS, the City does wish to decertify the portion of Benson Street 570 feet from the intersection of Benson Street and the former St. Charles Street, 80 feet to the southeast, for a total decertification length of 80 feet; and

WHEREAS, the City does wish to decertify the portion of Jefferson Avenue from Austin Street to Bay City Road for a total decertification length of 280 feet; and

WHEREAS, the City does wish to decertify the portion of Ellsworth Street from Jerome Street to Ripley Street for a total decertification length of 260 feet; and

WHEREAS, the City does wish to decertify the portion of Hedgewood Drive from 790 feet north of Universal Drive to 900 feet north of Universal Drive for a total decertification length of 110 feet; now, therefore

RESOLVED, that the City hereby accepts decertification of said portions of said streets from the City of Midland Street System for Act 51 funding purposes. (Motion ADOPTED)

#### **SOLICITATION OF SEALED BIDS FOR THE SALE OF 905 E. PARK DRIVE**

Assistant City Manager for Development Services, Jacob Kain, presented information on the process to sell this City owned property. Meki Craig, 907 W. Park Dr.; Diane Wilcox, 1101 E. Park Dr.; Nancy Carney, 1002 W. Park Dr. all spoke against the sale of this property. Dave Collette, 610 Gordon St. spoke in favor of selling this property. The following resolution was then offered by Councilman Soler and seconded by Councilman Donker:

WHEREAS, a Midland resident has approached the City of Midland with interest in acquiring a vacant City-owned parcel located at 905 E. Park Drive; and

WHEREAS, 905 E. Park Drive is approximately 0.2 acres in size, with frontage along E. Park Drive and W. Park Drive; and

WHEREAS, no public purpose for this property is evident; and

WHEREAS, the City Assessor has established that the value of this property exceeds \$20,000; and

WHEREAS, in accord with Section 2-25 of the City of Midland Code of Ordinances, it is necessary for the City Council to authorize the solicitation of sealed bids for the sale of this property, given that its value exceeds \$20,000; now, therefore

RESOLVED, that the City Council authorizes the City Manager or designee to solicit sealed bids for the sale of property located at 905 E. Park Drive. (Motion ADOPTED YEAS: Donker, Pasek, Soler NAYS: Brown Wilhelm ABSENT: Wazbinski)

#### **FIRE STATION ALERTING PURCHASE**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, the Midland Fire Department has identified the need for a modern alerting system that uses gradual ramp-up audio and lighting to reduce stress-related illnesses and physiological strain for their firefighters; and

WHEREAS, after evaluating multiple systems, staff recommend Bryx, Inc, of Rochester, New York, which provided a quote of \$138,785.00 through the Sourcewell Cooperative Purchasing Program and an annual service price of \$9,000.00; and

WHEREAS, funds have been budgeted for this purpose in the FY 2025-2026 Fire Department Budget; now, therefore

RESOLVED, that the Mayor and City Clerk, subject to document approval by the City Attorney, are authorized to execute a contract with Bryx, Inc. of Rochester, New York, for the purchase and installation of fire station alerting systems; and

RESOLVED FURTHER, that the Accounting Manager be authorized to issue a purchase order not to exceed \$147,785.00 for the purchase and installation of the fire station alerting system and the first-year maintenance service costs. (Motion ADOPTED)

### **2026 BOARD AND COMMISSION REAPPOINTMENTS**

City Attorney Christopher Komara spoke regarding reviewing the Local Officers Compensation Commission because of recodification. The following amended resolution removing the LOCC reappointment was then offered by Councilman Soler and seconded by Councilman Brown Wilhelm:

WHEREAS, City staff has contacted all board and commission members whose terms have expired or are going to expire in 2026 to confirm their interest in being reappointed, and have provided the City Council with said information; now, therefore

RESOLVED, that the City Council hereby reappoints the following incumbents to the following boards and commissions effective July 1, 2026, for a three (3) year term ending June 30, 2029:

David Dziedzic Jr, Cable Access Advisory Commission (MCTV Access User)

Roy Green, Cable Access Advisory Commission (MCTV Access User)

Jerry Davis, International Fire Code Board of Appeals (Code Professional)

David Sovereign, Parks & Recreation Commission

Andrew Koehlinger, Planning Commission

Sheldon Thomas, Planning Commission

Ryan Goebel, Sewer District Board of Appeals (Citizen at Large)

Kristin Riddle, West Main Street Historic District Commission (Architect Rep)

Kari McPhillips, West Main Street Historic District Commission (Citizen at Large)

Nicole Moses, Zoning Board of Appeals (Full Member)

RESOLVED FURTHER, that the City Council hereby reappoints Linda Barth (Resident) and Rachel Morr (Resident) to the Center City Authority, effective July 1, 2026, for a four (4) year term ending June 30, 2030; and

RESOLVED FURTHER, that the City Council hereby reappoints Jeff Cergnul (Mechanical Contractor),

Don Blasy (Electrician), and Seth Kruse (Citizen at Large) to the Construction Board of Appeals, effective July 1, 2026, for a two (2) year term ending June 30, 2028; and

RESOLVED FURTHER, that the City Council hereby reappoints Jim Malek, Robert (Bo) Brines, Chris Moultrup, Tony Stamas, and Ali Huntoon to the Downtown Development Authority, effective May 2, 2026, for a four (4) year term ending May 1, 2030; and

RESOLVED FURTHER, that the City Council hereby reappoints Brett Start, to the Board of Review, effective May 31, 2026, for a three (3) year term ending April 30, 2029; and

RESOLVED FURTHER, that the City Council hereby reappoints Bill Garchow, to the Housing Commission, effective June 21, 2026, for a five (5) year term ending June 20, 2031, and Sharon Mortensen to the Housing Commission, effective immediately, to fulfill a term ending June 30, 2029. (Motion ADOPTED as amended)

### **PARKS RULES AND REGULATIONS AMENDMENT**

Director of Parks and Recreation Marcie Post presented information on the changes in the Parks and Recreation rules. Katie Wrobel, 5709 Drake St. spoke about the camping rules and Sasha King, 808 Hemlock St. spoke about the effects on unhoused individuals. The following resolution was then offered by Councilman Soler and seconded by Councilman Brown Wilhelm:

WHEREAS, the Parks and Recreation Rules and Regulations were originally adopted on June 2, 1975, pursuant to Section 17-9 of the City of Midland Code of Ordinances; and

WHEREAS, the Parks and Recreation Rules and Regulations were most recently amended on August 28, 2023; and

WHEREAS, the Midland Parks and Recreation Commission has reviewed Sections 10, 14, and 17 of the Parks and Recreation Rules and Regulations and recommends revisions; and

WHEREAS, the recommended revisions are intended to ensure the rules remain clear, enforceable, and supportive of the safe and appropriate use of City park facilities; now, therefore

RESOLVED, that Sections 10, 14, and 17 of the Parks and Recreation Rules and Regulations adopted June 2, 1975, pursuant to Section 17-9 of the City of Midland Code of Ordinances, are hereby amended as recommended by the Midland Parks and Recreation Commission; and

RESOLVED FURTHER, that the revisions attached hereto and incorporated herein shall replace the existing language in Sections 10, 14, and 17 of the Parks and Recreation Rules and Regulations. (Motion ADOPTED)

### **SPECIAL EVENT – LOONS CLASSIC CAR SHOW**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

RESOLVED, that the request from Matt DeVries, on behalf of the Great Lakes Loons, to conduct the Loons Classic Car Show on Sunday, July 19, 2026, from 11:00 a.m. to 2:00 p.m. including a road closure on Main Street, starting at the Poseyville Overpass through Ellsworth Street from 8:00 a.m. through 5:00 p.m., is hereby approved following administrative staff review and subject to the following conditions:

- The party responsible for the event is Matt DeVries.
- Provide a certificate of insurance for general liability coverage in the amount of \$1,000,000 per occurrence, \$2,000,000 aggregate, with the City of Midland named as certificate holder and additional insured, with the event specified on the certificate. The certificate must be submitted to Kristina Loeffler, Downtown Event Coordinator, by June 26, 2026, at [kloeffler@midland-mi.org](mailto:kloeffler@midland-mi.org).
- The Engineering Department will write a Traffic Control Order (TCO) for the requested street closure.
- The Department of Public Works will provide barricades per Engineering's TCO. The event coordinator is responsible for placing and removing barricades to enact the closure.
- Exit/entrances to buildings and fire department connections are to remain unobstructed.
- All fire protection devices, i.e. hydrants, sprinklers and standpipe hookups, must have a minimum of three (3) feet of clearance provided for emergency operations.
- No refueling of vehicles, or any equipment may be done on site.

- Fire extinguishers must be provided within the area.
  - The Midland Police Department will not have personnel on scene. In the event of an emergency, event staff should call 911; and
- RESOLVED FURTHER, that the Administrative Staff is hereby authorized to approve future requests for the event if conducted in substantially the same manner (Motion ADOPTED)

### **LANDFILL - DAILY COVER SAND**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, the City of Midland Landfill covers waste each day with various materials, primarily Class II sand; and

WHEREAS, on February 10, 2026, sealed bids were received and opened for the 12-month period beginning March 1, 2026, and ending February 28, 2027, on Bid No. 4628, Annual Landfill Sand, in accord with Sec. 2-18 of the Code of Ordinances for the City of Midland; and

WHEREAS, the low-cost bid submitted by Anthony Gushow and Sons, Inc. of Auburn, Michigan, meets the City's specifications; and

WHEREAS, adequate funding is included for Class II cover sand in the FY 2026 Landfill Enterprise Fund's operating budget with proposed funding included in the FY 2027 budget request for the remainder of the contract; now, therefore

RESOLVED, authorizes the Mayor and City Clerk to execute an annual contract, upon City Attorney approval, with Anthony Gushow and Sons, Inc. of Auburn, Michigan for daily cover sand based on the bid received in the amount of \$101,650; and

RESOLVED FURTHER, that the Accounting Manager is authorized to issue and adjust a blanket purchase order up to the amount of the annual contract provided funding is approved and available through FY 2027. (Motion ADOPTED)

### **PURCHASE AND DELIVERY OF BULK MATERIALS**

#### **CONCRETE AND RELATED SUPPLIES**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals were advertised and received for Bid #4615 for the purchase of concrete and related supplies to be used by various City departments for maintenance activities; and

WHEREAS, sufficient funds are available in the FY 2026 Operating Supplies line items within the Street Fund for DPW, as well as in the operating budgets of other departments utilizing the bid for materials purchased prior to the fiscal year end; and

WHEREAS, funding for these materials is also included in the proposed FY 2027 departmental operating budgets to support continued maintenance work through the end of the construction season; now, therefore

RESOLVED, that the City Council hereby authorizes the Mayor and City Clerk to execute a contract, upon approval of the City Attorney and in accordance with Sec. 2-18 of the City Code of Ordinances, with Fisher Sand & Gravel of Midland, Michigan, to furnish concrete and related supplies at the unit prices submitted in their bid not to exceed the bid amount of \$93,325 and in accordance with the proposal and City specifications; and

RESOLVED FURTHER, that the Accounting Manager is authorized to issue purchase orders as needed by various departments, provided that total purchases do not exceed the established contract limit. (Motion ADOPTED)

### **BITUMINOUS PAVING MATERIALS**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals were advertised and received for Bid #4614 for the purchase of bituminous paving material to be used by various City departments for maintenance activities; and

WHEREAS, sufficient funds are available in the FY 2026 Operating Supplies line items within the Street Fund for DPW, as well as in the operating budgets of other departments utilizing the bid for materials purchased prior to the fiscal year end; and

WHEREAS, funding for these materials is also included in the proposed FY 2027 departmental operating budgets to support continued maintenance work through the end of the construction season; now, therefore

RESOLVED, that the City Council hereby authorizes the Mayor and City Clerk to execute a contract, upon approval of the City Attorney and in accordance with Sec. 2-18 of the City Code of Ordinances, with Central Asphalt, Inc. of Mt. Pleasant, Michigan, to furnish bituminous paving material at the unit prices submitted in their bid not to exceed the bid amount of \$194,250 and in accordance with the proposal and City specifications; and

RESOLVED FURTHER, that the Accounting Manager is authorized to issue purchase orders as needed by various departments, provided that total purchases do not exceed the established contract limit. (Motion ADOPTED)

### **CRUSHED LIMESTONE PRODUCTS**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals were advertised and received for Bid #4616 for the purchase of crushed limestone to be used by various City departments for maintenance activities; and

WHEREAS, sufficient funds are available in the FY2026 Operating Supplies line items within the Street Fund for DPW, as well as in the operating budgets of other departments utilizing the bid for materials purchased prior to fiscal year end; and

WHEREAS, funding for these materials is also included in the proposed FY2027 departmental operating budgets to support continued maintenance work through the end of the construction season; now, therefore

RESOLVED, that the City Council hereby authorizes the Mayor and City Clerk to execute a contract, upon approval of the City Attorney and in accordance with Sec. 2-18 of the City Code of Ordinances, with Specification Stone Products of Kawkawlin, Michigan, to furnish crushed limestone at the unit prices submitted in their bid not to exceed the bid amount of \$120,440 and in accordance with the proposal and City specifications; and

RESOLVED FURTHER, that the Accounting Manager is authorized to issue purchase orders as needed by various departments, provided that total purchases do not exceed the established contract limit. (Motion ADOPTED)

### **CLASS II SAND**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals were advertised and received for Bid #4617 for the purchase of class II sand to be used by various City departments for maintenance activities; and

WHEREAS, sufficient funds are available in the FY 2026 Operating Supplies line items within the Street Fund for DPW, as well as in the operating budgets of other departments utilizing the bid for materials purchased prior to the fiscal year end; and

WHEREAS, funding for these materials is also included in the proposed FY 2027 departmental operating budgets to support continued maintenance work through the end of the construction season; now, therefore

RESOLVED, that the City Council hereby authorizes the Mayor and City Clerk to execute a contract, upon approval of the City Attorney and in accordance with Sec. 2-18 of the City Code of Ordinances, with Robbin Harsh Excavating, Inc. of Clare, Michigan, to furnish class II sand at the unit prices submitted in their bid not to exceed the bid amount of \$99,000 and in accordance with the proposal and City specifications; and

RESOLVED FURTHER, that the Accounting Manager is authorized to issue purchase orders as needed by various departments, provided that total purchases do not exceed the established contract limit. (Motion ADOPTED)

### **CONSTRUCTION SERVICES**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for construction inspection services for the 2024 construction season; and

WHEREAS, provisions exist to extend the terms of the agreement into the 2026 construction season; and

WHEREAS, Rowe Professional Services Company has agreed to extend the low bid rate of \$110.00 per hour to the 2026 construction season; and

WHEREAS, funding for City-initiated projects is provided by the Major Street Fund, Local Street Fund, and Water Fund; and

WHEREAS, funding for developer-initiated projects is provided by the estimated revenue budgeted in the general fund from inspection deposits; now, therefore

RESOLVED, that the low sealed proposal submitted by Rowe Professional Services Company of Mt. Pleasant, Michigan, for “2024 As-Needed Construction Inspection Services”, in the amount of \$110.00 per hour, is hereby extended for the 2026 construction season; and

RESOLVED FURTHER, that the Mayor and City Clerk are therefore authorized to execute a contract for construction inspection with Rowe Professional Services Company for the 2026 construction season, based on an estimated 6,175 hours of inspection, for a total not to exceed \$679,250.00, subject to document review and approval by the City Attorney. (Motion ADOPTED)

### **LAWN SERVICE**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, sufficient funding for lawn services is included in FY 2025-26 budgets for City Hall, Fire Department, and Parks & Recreation; now, therefore

RESOLVED, that City Council authorizes the Mayor and City Clerk to execute a contract, upon document review and approval of the City Attorney, for an initial term of one year, with the option to extend the contract for up to two additional one-year terms, contingent upon satisfactory performance as determined by the City with Craig’s Landscaping of Saginaw, Michigan, for ITB 4629 – City of Midland Lawn Service; and

RESOLVED FURTHER, that City Council authorizes the Accounting Manager to issue and adjust purchase orders under this contract in amounts of \$108,380.00 for 2026, \$113,799.00 for 2027, and \$119,489.95 for 2028, contingent upon appropriation of funds in each future fiscal year. (Motion ADOPTED)

#### **EMERSON PUMP STATION FLOOD MITIGATION PROJECT**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, funding for this project is intended to support the City's recovery from the 2020 flood and dam failure, and improvements to several lift stations totaling \$1,000,000.00 were among the funded activities in the CDBG-DDR budget approved by the City Council on June 12, 2023; now, therefore

RESOLVED, that City Council authorizes the Mayor and City Clerk to execute a contract, upon review and approval of the City Attorney, with J.R. Heineman & Sons, Inc of Saginaw, Michigan, for the ITB 4622 – Emerson Pump Station Flood Mitigation; and

RESOLVED FURTHER, that City Council authorizes the Accounting Manager to issue a purchase order to J.R. Heineman & Sons, Inc, in the amount of \$414,000.00; and

RESOLVED FURTHER, the City Manager is authorized to approve any change orders modifying or altering this contract in an aggregate amount not to exceed \$20,000.00. (Motion ADOPTED)

#### **WYMAN LIFT STATION FLOOD MITIGATION PROJECT**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, funding for this project is intended to support the City's recovery from the 2020 flood and dam failure, and improvements to several lift stations totaling \$1,000,000.00 were among the funded activities in the CDBG-DDR budget approved by the City Council on June 12, 2023; now, therefore

RESOLVED, that City Council authorizes the Mayor and City Clerk to execute a contract, upon review and approval of the City Attorney, with Sugar Construction, Inc., of Midland, Michigan, for the ITB 4622 – Wyman Pump Station Flood Mitigation; and

RESOLVED FURTHER, that City Council authorizes the Accounting Manager to issue a purchase order to Sugar Construction Inc. in the amount of \$484,380.00; and

RESOLVED FURTHER, the City Manager is authorized to approve any change orders modifying or altering this contract in an aggregate amount not to exceed \$24,000.00. (Motion ADOPTED)

#### **LANCASTER STREET RECONSTRUCTION**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for street reconstruction for Lancaster Street, from Love Street to E. Sugnet Road; and

WHEREAS, funding for this project is provided by the FY 2026 Local Street Fund budget; now, therefore

RESOLVED, that the low qualifying sealed proposal submitted by Malley Construction, Inc. of Mt. Pleasant, Michigan for the "2026 Lancaster Street Reconstruction; Contract No. 05" project, in the amount of \$734,433.00, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; 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 \$40,000.00. (Motion ADOPTED)

### **CONSTRUCTION MANAGEMENT CONTRACT AWARDS FOR EGLE FUNDED STORM SEWER IMPROVEMENT PROJECTS**

#### **CONSTRUCTION PROJECT MANAGEMENT STORM SEWER IMPROVEMENTS GROUP A**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals for RFP 4637 – Construction Project Management Storm Sewer Improvements Group A were advertised and received on Tuesday, March 17, 2026, in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, a selection panel made up of City staff members reviewed each proposal submission and determined that the Spicer Group, Inc. proposal meets City specifications and is acceptable; now, therefore

RESOLVED, that the Mayor and the City Clerk are authorized, subject to review by the City Attorney, to execute a contract with Spicer Group, Inc, of Saginaw, Michigan, therefore in accord with RFP 4637 – Construction Project Management Storm Sewer Improvements Group A Proposal and the City's specifications; and

RESOLVED FURTHER, that the City Council authorizes the Accounting Manager to issue a purchase order to Spicer Group, Inc., in the amount of \$765,949.42; and

RESOLVED FURTHER, the City Manager is authorized to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$75,000.00. (Motion ADOPTED)

#### **CONSTRUCTION PROJECT MANAGEMENT STORM SEWER IMPROVEMENTS GROUP B**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, sealed proposals for RFP 4638 – Construction Project Management Storm Sewer Improvements Group B were advertised and received on Tuesday, March 17, 2026, in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, a selection panel made up of City staff members reviewed each proposal submission and determined that the Spicer Group, Inc proposal meets City specifications and is acceptable; now, therefore

RESOLVED, that the Mayor and the City Clerk are authorized, subject to review by the City Attorney, to execute a contract with Spicer Group, Inc of Saginaw, Michigan, therefore in accord with RFP 4638 – Construction Project Management Storm Sewer Improvements Group B proposal and the City's specifications; and

RESOLVED FURTHER, that the City Council authorizes the Accounting Manager to issue a purchase order to Spicer Group, Inc, in the amount of \$1,205,122.77; and

RESOLVED FURTHER, the City Manager is authorized to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$120,500.00. (Motion ADOPTED)

### **CDBG-DR FOOTING DRAIN DISCONNECTION PROGRAM STUDY CONTRACT**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, the City of Midland plans to undertake stormwater planning projects using funding provided by the Community Development Block Grant – Disaster Recovery (CDBG-DR) program; and

WHEREAS, one of these projects identifies potential future Footing Drain Disconnection areas; and

WHEREAS, the costs for these projects will be fully reimbursable through the CDBG-DR grant; and

RESOLVED, that the proposal submitted Moore + Bruggink of Grand Rapids, Michigan, for the Footing Drain Disconnection Program Study, in the amount of \$243,600.00, is hereby accepted, and the Mayor and Clerk are authorized to execute a contract, subject to document approval by the City Attorney, in accord with the proposal and the City's specifications; and

RESOLVED FURTHER, that City Council authorizes the Accounting Manager to issue a purchase order in the amount not to exceed \$243,600.00. (Motion ADOPTED)

### **SET PUBLIC HEARING – CDBG GRANT BUDGET AND ANNUAL ACTION PLAN**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, the City of Midland anticipates an annual entitlement award of \$202,000 in Community Development Block Grant (CDBG) funds for fiscal year 2026-27 from the U.S. Department of Housing and Urban Development; and

WHEREAS, it is expected that the City will receive a total of \$10,000 in program income during the 2026-27 fiscal year; and

WHEREAS, CDBG revenues totaling \$212,000 must be programmed to activities that meet the federal statutory goals and the City's objectives of the CDBG program, as outlined in the 2025-30 Consolidated Plan; and

WHEREAS, on March 2, 2026, the Housing Commission unanimously recommended approval of the proposed 2026-27 CDBG budget, which meets said goals and objectives of the CDBG program; and

WHEREAS, the required 30-day public comment period will begin on March 27, 2026; and

WHEREAS, it is necessary to provide an opportunity for public input on the proposed expenditure of said funds following the required 30-day public comment period which will conclude on April 26, 2026; now, therefore

RESOLVED, a public hearing will be held by the Midland City Council on May 11, 2026, at 7:00 p.m. in the City Council Chambers, City Hall, 333 West Ellsworth Street, Midland, Michigan, for the purpose of considering the proposed 2026-27 CDBG Budget and Annual Action Plan. (Motion ADOPTED)

### **FY25/26 BUDGET AMENDMENT AND CHANGE ORDER FOR ANNUAL AUDIT SERVICES PAYMENT**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, the Finance Department of the City needed additional assistance from our independent audit firm for the completion of the June 30, 2025, audit report, and

WHEREAS, the budget and purchase order need to be amended, now, therefore

RESOLVED, that in accord with Section 11.6 of the Charter of the City of Midland, a public hearing shall be conducted at 7:00 p.m., Monday, April 13, 2026, in the Council Chambers of City Hall, on the proposal to amend the 2025-26 budget for audit services and to approve a change order of the purchase order for those services. (Motion ADOPTED)

### **2026-28 SHOPPING AREA REDEVELOPMENT ASSESSMENT**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, City Council received the 2026-28 Shopping Area Redevelopment Assessment (SARA) report recommending the 2026 SARA be renewed at \$45,000 annually for tax years 2026-27 and 2027-28 and that assessment be allocated to fund staff support to the Midland Downtown Business Association, events, and marketing, and a regional Downtown Midland shopping and dining advertising campaign; and

WHEREAS, the Council finds and determines that said recommendations appear to be necessary public improvements conducive to the general health, convenience, and welfare of the people of the City of Midland and that the estimated period of usefulness of said improvements is two (2) years; and

WHEREAS, said public improvements shall constitute one special assessment district to be known as:

#### **“2026 DOWNTOWN ECONOMIC REVITALIZATION PUBLIC IMPROVEMENT SPECIAL ASSESSMENT DISTRICT”**

Which is hereby established, and that said district comprises the following described lands and premises:

That area located in the Southwest  $\frac{1}{4}$  of Section 16, the Southeast  $\frac{1}{4}$  of Section 17, the Northwest  $\frac{1}{4}$  of Section 21, and the Northeast  $\frac{1}{4}$  of Section 20, bounded by West Main Street, Ripley Street, Eastman Avenue, Buttles Street, Cronkright Street, the Tittabawassee River, the “Tridge”, and all lands within 100 feet of the structure, the Tittabawassee River, and Isabella Street (M-20) excepting the Southeasterly 10 feet of Lot 4, and all of Lots 9, 10, 11 and 12 of Block 35, Carpenter and Hines Addition, all within the City of Midland, Midland County, Michigan.

; and

WHEREAS, the proposed improvements and work to be completed in said Special Assessment District shall consist of advertising, promotions, and events, and contributions toward the salary and miscellaneous expenses for the Downtown Development Authority office staff support, and that the total estimated cost and expense thereof is ninety thousand dollars, (\$90,000.00); and WHEREAS, the proportion of the cost and expense of said improvements to be borne and paid for by the City at large, County, and/or DDA shall be zero (\$0) and that all other costs and expenses of said revitalization program amounting to ninety thousand dollars (\$90,000.00) shall be borne and paid by special assessments on all lands and premises in said Special Assessment District as established above, in proportion to the estimated benefits resulting thereto from the improvement, determined as near as practicable on a front foot basis; now, therefore

RESOLVED, that the report concerning said improvements is hereby adopted and shall be placed on file in the office of the City Clerk, and the same shall be available for public inspection during regular business hours; and that the City Council will meet in the City Hall, 333 W. Ellsworth, on Monday, April 13, 2026, at 7:00 p.m. to hear any objections or suggestions regarding the proposed improvements; and

RESOLVED FURTHER, that the City Clerk shall give notice of said hearing of necessity by causing a notice of this resolution to be published once in the Midland Daily News at least one

week prior to said hearing date, and that the City Clerk shall also give notice of said hearing date to each property owner subject to special assessment by reason of said improvement, the address of said property owners to be taken from the latest tax assessment roll in the City Assessor's office in accordance with Act 162 of Public Acts of Michigan 1962.

(Motion ADOPTED)

**ANNUAL REVIEW OF ALCOHOLIC BEVERAGE LICENSES FOR CONSUMPTION ON PREMISES**

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Soler:

WHEREAS, Section 15-250 of the City of Midland Code of Ordinances directs the City Manager to cause an annual review of each liquor licensee to be submitted to the City Council; and WHEREAS, said annual review has been prepared and reports that all licensees have complied with the provisions of Article VII of Chapter 15 of the Code of Ordinances with the exception of one (1) licensee who is in violation of Section 15-253(9) of the Code of Ordinances by being delinquent in personal property taxes due to the City; and

WHEREAS, the City Attorney recommends that said licensees shall be notified that a show cause hearing is scheduled for April 13, 2026 in accord with Section 15-254 of the Code of Ordinances to provide the licensees an opportunity to show cause as to why the City Manager's recommendation for non-renewal or revocation of its liquor license should not be approved; now therefore

RESOLVED, that in accord with Section 15-250 of the City of Midland Code of Ordinances, the annual review of liquor licenses is hereby received and ordered placed on file in the office of the City Clerk; and

RESOLVED FURTHER, that a show cause hearing is hereby scheduled for Monday, April 13, 2026 at 7:00 p.m. in the Council Chambers in City Hall for the purpose of providing the licensee of Pi's Brothers, Inc. d/b/a Pi's Chinese Restaurant an opportunity to show cause as to why the City Manager's recommendation for revocation of their liquor licenses should not be approved; and

RESOLVED FURTHER, that the City Attorney is hereby directed to notify said licensees of the show cause hearing in accord with Section 15-254 of the Code of Ordinances; and

RESOLVED FURTHER, that the City Attorney is hereby authorized to cancel the show cause hearing for the licensee upon receipt of the delinquent property taxes prior to April 13, 2026.  
(Motion ADOPTED)

Being no further business, the meeting adjourned at 9:04 p.m.

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Shawn Sutter, Deputy City Clerk