



301 East Main Street  
Lowell, Michigan 49331  
Phone (616) 897-8457  
Fax (616) 897-4085

CITY OF LOWELL  
CITY COUNCIL AGENDA  
TUESDAY, SEPTEMBER 5, 2023, 7:00 P.M.

1. CALL TO ORDER; PLEDGE OF ALLEGIANCE; ROLL CALL

2. CONSENT AGENDA

- Approval of the Agenda.
- Approve and place on file the minutes of the August 21, 2023 Regular City Council meeting.
- Authorize payment of invoices in the amount of \$1,293,734.32.

3. CITIZEN DISCUSSION FOR ITEMS NOT ON THE AGENDA

IF YOU WISH TO ADDRESS AN AGENDA ITEM, PUBLIC COMMENT FOR EACH ITEM WILL OCCUR AFTER THE INITIAL INFORMATION IS SHARED ON THE MATTER AND INITIAL DELIBERATIONS BY THE PUBLIC BODY. PUBLIC COMMENT WILL OCCUR BEFORE A VOTE ON THE AGENDA ITEM OCCURS.

4. OLD BUSINESS

- a. Response from Township Regarding Water

5. NEW BUSINESS

- a. Election Precinct Consolidation
- b. Purchase of Additional Election Equipment
- c. Pink Arrow Resolution
- d. Vacation of Horatio Street
- e. Effluent Cascade Repair

6. BOARD/COMMISSION REPORTS

7. MANAGER'S REPORT

8. APPOINTMENTS

9. COUNCIL COMMENTS

10. ADJOURNMENT

NOTE: Any person who wishes to speak on an item included on the printed meeting agenda may do so. Speakers will be recognized by the Chair, at which time they will be allowed five (5) minutes maximum to address the Council. A speaker representing a subdivision association or group will be allowed ten (10) minutes to address the Council.



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## MEMORANDUM

TO: Lowell City Council

FROM: Michael Burns, City Manager

RE: Council Agenda for Tuesday, September 5, 2023

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4. OLD BUSINESS

- a. Response from Township Regarding Water. Letter is provided from Bloom Sluggett, PC.

5. NEW BUSINESS

- a. Election Precinct Consolidation. City Clerk Susan Ullery provided a memo.

Recommended Motion: That the Lowell City Council approve Resolution 17-23 and allow for the consolidation of precincts 1 and 2 for the November 7, 2023 City General Election.

- b. Purchase of Additional Election Equipment. City Clerk Susan Ullery provided a memo.

Recommended Motion: That the Lowell City Council approve the quote from Election Source for \$7,103.

- c. Pink Arrow Resolution. City Manager Michael Burns provided a memo.

Recommended Motion: That the Lowell City Council adopt Resolution 18-23 proclaiming Thursday, September 7, 2023 as Pink Arrow Pride Day – Arrow Force XVI in the City of Lowell.

- d. Vacation of Horatio Street. City Manager Michael Burns provided a memo.

Recommended Motion: That the City of Lowell does not contest the vacation of Horatio Street.

- e. Effluent Cascade Repair. Veolia Superintendent Brian Vander Meulen provided a memo.

6. BOARD/COMMISSION REPORTS
7. MANAGER'S REPORT
8. APPOINTMENTS
9. COUNCIL COMMENTS
10. ADJOURNMENT

**PROCEEDINGS  
OF  
CITY COUNCIL  
OF THE  
CITY OF LOWELL  
MONDAY, AUGUST 21, 2023, 7:00 P.M.**

**1. CALL TO ORDER; PLEDGE OF ALLEGIANCE; ROLL CALL.**

Mayor DeVore called the Meeting to order at 7:00 p.m. and City Clerk Sue Ullery called roll.

Present: Mayor DeVore, Councilmember Marty Chambers, Councilmember Leah Groves, Councilmember Cliff Yankovich, Councilmember Jim Salzwedel.

Absent: None.

Present: City Clerk Sue Ullery, City Manager Michael Burns, Police Chief Chris Hurst, LL&P Charlie West and Brian Vandermulen.

**2. CONSENT AGENDA.**

- Approval of the Agenda.
- Approve and place on file the minutes of the August 7, 2023 Regular City Council meeting.
- Authorize payment of invoices for \$790,225.09.

IT WAS MOVED BY GROVES and seconded by CHAMBERS to approve the consent agenda as written.

YES: Councilmember Groves, Councilmember Yankovich, Councilmember Chambers, Councilmember Salzwedel, and Mayor DeVore.

NO: None.

ABSENT: None.

MOTION CARRIED.

**3. CITIZEN COMMENTS FOR ITEMS NOT ON THE AGENDA.**

Perry Beachum who resides at 924 Riverside Drive asked if the City Council could update the citizens with where we are on Recreation Park now that the Kent County Fair is in the Township.

City Manager Michael Burns stated that all the barns are going to be removed and the grounds will be seeded, the King Building is ours and will remain. The lease expires at the end of the year and he anticipates the barn will be down by then. We are looking at putting a couple extra athletic fields on the grounds and the Kent County Fair will be seeding the grounds once the barns are removed.

**4. OLD BUSINESS**

a.) Creekside Kingdom Design.

City Manager Michael read his memo regarding the restoration of the Creekside Kingdom beginning. The original firm who helped with the design has provided us a proposal for the design. The total cost is \$62,060 and the project is broken into five phases which are described in the attached proposal. These funds will be paid for by the fundraising efforts of the Lowell Rotary Club, and the City will hold the contract between the City and the Rotary Club that the City attorney will write.

IT WAS MOVED BY CHAMBERS and seconded by YANKOVICH that Lowell City Council approve Leathers and Associates to begin design of the new Creekside Kingdom at a cost not to exceed \$62,060.

YES: Mayor DeVore, Councilmember Salzwedel, Councilmember Yankovich, Councilmember Chambers, and Councilmember Groves.

NO: None.

ABSENT: None.

MOTION CARRIED.

5. **NEW BUSINESS**

a. City Hall Rubber Roof Replacement.

City Manager Michael Burns read his memo regarding City Hall roof replacement and bids received. RG Enterprises is owned by Ryan Gould. Gould has worked on our roofs in our buildings for years and has done a great job for us.

IT WAS MOVED BY YANKOVICH and seconded by GROVES that the Lowell City Council approve RG Enterprises to replace our rubber roof at Lowell City Hall for a cost not to exceed \$38,800.

YES: Councilmember Salzwedel, Mayor Devore, Councilmember Chambers, Councilmember Yankovich and Councilmember Groves.

b. Veterans Proclamation.

Mayor DeVore read into record the Resolution to Provide for the Designation of September 15, 2023 as "Prisoner of War/Missing in Action Recognition Day".

c. Trail Easement.

City Manager Michael Burns read his memo regarding the easement for the Trail required by MDOT.

Tyler Kent who resides at 280 Jane Ellen asked if the easement dictates where the alignment is on the east side of Hudson.

Dave Austin replied that this easement go across the southern border of the property along the river and then goes under the current underpass on Hudson, and then we are proposing to bring the trail currently along the west side of the north south gravel drive and then cross over to the east side somewhere before the entrance of the Hudson street "safe location" and then proceed up to Bowes Road.

IT WAS MOVED BY CHAMBERS and seconded by GROVES that Lowell City Council accept an easement with James and Rebecca Reagan at 500 S. Hudson for the trail as prepared.

YES: Mayor DeVore, Councilmember Yankovich, Councilmember Salzwedel, Councilmember Groves, Councilmember Chambers.

NO: None.

ABSENT: None.

MOTION CARRIED.

d. Light and Power MERS 457 Participation Agreement Update.

Lowell Light & Power's General Manager, Charlie West read his memo asking to update their MERS 457 Plan, enhancing the employees retirement benefit by asking to proceed with approving a 1% employer match on employee contributions.

IT WAS MOVED BY CHAMBERS and seconded by SALZWEDEL the Lowell City Council approve the updated 457 Participation Agreement, the MERS 457 Employer Contribution Addendum, and the Customized Definition of Compensation Addendum included in the council packet.

YES: Councilmember Chambers, Councilmember Groves, Mayor DeVore, Councilmember Salzwedel and, Councilmember Yankovich.

NO: None.

ABSENT: None.

MOTION CARRIED.

e. Alternative Schedule.

City Manager Michael Burns read his memo regarding the City Hall staff going to an alternative schedule and explained the different options.

Perry Beachum who resides at 924 Riverside was in favor of a schedule change to keep talented staff.

Craig Fonger 827 N. Washington Street asked how much do people really use earlier or later time frames to go to City Hall.

Burns said we will still be open 40 hours and we are never busy in the beginning of the morning or at 5:00 closing time on any given day, but especially on Fridays.

DeVore thinks the 4 days would be more attractive to new employees once current staff retires.

Susan Stevens 610 N Jefferson is in favor of being open later hours.

Charlie West stated childcare would be an issue with his staff for alternative hours.

Chambers was concerned about cemetery related issues needing addressed on Friday, but the sexton would be available.

Byrl Bartkus who resides at 215 W. Main asked if everyone has to work the same time shift.

IT WAS MOVED BY DEVORE and seconded by YANKOVICH that the City Hall Staff go to 4/10's, Monday through Thursday schedule from 7:30 a.m. to 5:30 p.m. for a trial period until January 1, 2024 and this will start October 2, 2023.

YES: Councilmember Groves, Mayor DeVore, Councilmember Salzwedel, Councilmember Yankovich and, Councilmember Chambers.

NO: None.

ABSENT: None.

MOTION CARRIED.

f. Hillside Court.

City Manager Michael Burns read memo regarding completing the paving of the apron of the cul de sac.

IT WAS MOVED BY SALZWEDEL and seconded by GROVES that the Lowell City Council approve for Michigan Paving to address the apron on Hillside Court at a cost not to exceed \$9,691.50.

YES: Mayor DeVore, Councilmember Salzwedel, Councilmember Yankovich, Councilmember Chambers, and Councilmember Groves.

NO: None.

ABSENT: None.

MOTION CARRIED.

6. **BOARD/COMMISSION REPORTS.**

Councilmember Salzwedel stated at the LL&P meeting, Casey Mier had a 5-year anniversary already. Megan Mora and Nancy Roth have now been there 9 years already. Had a good conversation about what would necessitate LL&P turning the power off, etc.

Charlie West explained they had a good conversation of major events or a natural disaster that would impact LL&P. Most likely a flood.

Councilmember Chambers stated he had Planning Commission meeting and there was a shed approved in Big Boilers parking lot, but for the time frame of 6 months, then it must go.

7. **CITY MANAGERS REPORT.**

City Manager Michael Burns went over the following:

- Monroe Street project is moving along.
- We are now starting to have conversations about the area on Monroe between Main and Avery. We have talked about doing something to alleviate the trucks and traffic on Monroe. That a segment of the street we need to deactivate as a major street. Eliminating the left hand turn is ideal and also create an island to stop semi-truck traffic.
- Looking at putting in speed bumps.
- Grindle and Shepard will be starting soon.
- Did receive court action from CopperRock for the vacation of Horatio.

Chambers heard that the Lowell Township would like to be an authority on the wastewater treatment facility.

Councilmembers then directed Burns to have the City attorney draft a letter that the City of Lowell is not interested in creating an authority for the waste water.

8. **APPOINTMENTS.**

Nothing.

9. **COUNCIL COMMENTS.**

Councilmember Yankovich said there were some miscommunications about the trail, the Reagans property is a connector to the trails and that is why it gets plowed by the City; other miscommunication he heard was the work on pensions for the City and DPW workers, someone thought it was for the City Councilmembers, not accurate, they get nothing.

Councilmember Salzwedel would like Jefferson to be closed every Friday. Did get water and sewer hooked up so that was good.

Councilmember Chambers wanted to thank our Chamber of Commerce director for everything she does. Shannon Kennedy has done a great job making the transition of Liz Baker leaving, seamless. Thank you to Cliff Yankovich for his writing in the Ledger, it is well-written.

Mayor Devore wanted to make sure the plowing is covered for the trails and wanted to thank Cliff for his writing in the ledger, he really enjoys reading it. Thank you to Shannon Witherell and the fire department for hosting his father's memorial and Chambers for the speech at the memorial, for his friendship and help and his work at the new union.

10. **ADJOURNMENT.**

IT WAS MOVED SALZWEDEL and seconded by YANKOVICH to adjourn @ 8:14 p.m.

DATE:

APPROVED:

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Mike DeVore, Mayor

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Sue Ullery, Lowell City Clerk



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INVOICE GL DISTRIBUTION REPORT FOR CITY OF LOWELL  
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BOTH JOURNALIZED AND UNJOURNALIZED  
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GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 101 GENERAL FUND					
Dept 101 COUNCIL					
101-101-955.000	MISCELLANEOUS EXPENSE	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	36.24	79020
Total For Dept 101 COUNCI				36.24	
Dept 172 MANAGER					
101-172-801.000	PROFESSIONAL SERVICES	BLDI ENVIRONMENTAL ENGINE	WARE ROAD PROJECT - JUNE	31,645.53	79035
101-172-801.000	PROFESSIONAL SERVICES	BLDI ENVIRONMENTAL ENGINE	WARE ROAD PROJECT	15,586.61	79035
101-172-850.000	COMMUNICATIONS	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	44.91	79020
Total For Dept 172 MANAGE				47,277.05	
Dept 210 ATTORNEY					
101-210-801.000	PROFESSIONAL SERVICES	DICKINSON WRIGHT PLLC	PPO ISSUES/NELSON	2,312.50	79041
101-210-801.000	PROFESSIONAL SERVICES	DICKINSON WRIGHT PLLC	GENERAL MUNICIPAL MATTERS	10,549.00	79041
101-210-801.000	PROFESSIONAL SERVICES	DICKINSON WRIGHT PLLC	GENERAL MUNICIPAL MATTERS	6,308.50	79041
Total For Dept 210 ATTORN				19,170.00	
Dept 215 CLERK					
101-215-850.000	COMMUNICATIONS	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	44.91	79020
Total For Dept 215 CLERK				44.91	
Dept 265 CITY HALL					
101-265-727.000	OFFICE SUPPLIES	SMART BUSINESS SOURCE	OFFICE SUPPLIES	50.00	79057
101-265-727.000	OFFICE SUPPLIES	SMART BUSINESS SOURCE	OFFICE SUPPLIES	57.51	79057
101-265-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	2,955.02	79050
101-265-975.000	BUILDING IMPROVEMENTS	RG ENTERPRISES	CITY HALL ROOF	19,400.00	79029
Total For Dept 265 CITY H				22,462.53	
Dept 276 CEMETERY					
101-276-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	58.74	79050
101-276-930.000	REPAIR & MAINTENANCE	LUDEMA AND BOYINK	BLUEGRASS SOD	21.60	79051
Total For Dept 276 CEMETE				80.34	
Dept 301 POLICE DEPARTMENT					
101-301-744.000	UNIFORMS	FANS IN THE STANDS	POLICE UNIFORMS	729.00	79044
101-301-744.000	UNIFORMS	NYE UNIFORM COMPANY CO	UNIFORMS - RADER	373.00	79053
101-301-744.000	UNIFORMS	NYE UNIFORM COMPANY CO	UNIFORMS - STOCK BADGES	245.40	79053
101-301-850.000	COMMUNICATIONS	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	599.35	79020
101-301-931.000	R & M POLICE CARS	ELITE AUTO BODY INC	2016 EXPLORER LPD #837	1,357.30	79043
Total For Dept 301 POLICE				3,304.05	
Dept 400 PLANNING & ZONING					
101-400-801.000	PROFESSIONAL SERVICES	WILLIAMS & WORKS INC.	PLANNING	946.00	79059
101-400-801.000	PROFESSIONAL SERVICES	WILLIAMS & WORKS INC.	PLANNING	182.00	79059
101-400-801.000	PROFESSIONAL SERVICES	WILLIAMS & WORKS INC.	PLANNING	130.00	79059
101-400-801.000	PROFESSIONAL SERVICES	WILLIAMS & WORKS INC.	PLANNING	130.00	79059
101-400-801.000	PROFESSIONAL SERVICES	WILLIAMS & WORKS INC.	PLANNING	416.00	79059
101-400-801.000	PROFESSIONAL SERVICES	WILLIAMS & WORKS INC.	MASTER PLAN UPDATE	4,641.25	79059
Total For Dept 400 PLANNI				6,445.25	
Dept 426 EMERGENCY MANAGEMENT					
101-426-930.000	REPAIR & MAINTENANCE	INBODY TREE SERVICE	204 JEFFERSON - MAPLE TRE	3,200.00	79046
Total For Dept 426 EMERGE				3,200.00	
Dept 441 DEPARTMENT OF PUBLIC WORKS					
101-441-744.000	UNIFORMS	FANS IN THE STANDS	DOCKERY SAFETY SHIRTS	120.00	79044
101-441-802.000	CONTRACTUAL	GFL ENVIRONMENTAL	TRASH SERVICE - DPW	236.14	79022
101-441-802.000	CONTRACTUAL	MANSZEWSKI LANDSCAPING LL	LAWN MOWING PYMT 3 OF 4	360.00	79052
101-441-850.000	COMMUNICATIONS	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	88.18	79020
101-441-850.000	COMMUNICATIONS	COMCAST CABLE	DPW CABLE	57.65	79038
101-441-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	482.83	79050
101-441-926.000	STREET LIGHTING	LOWELL LIGHT & POWER	ELECTRIC BILL	1,147.21	79050
Total For Dept 441 DEPART				2,492.01	
Dept 747 CHAMBER/RIVERWALK					

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GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 101 GENERAL FUND					
Dept 747 CHAMBER/RIVERWALK					
101-747-920.000	CHAMBER UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	246.06	79050
Total For Dept 747 CHAMBE				246.06	
Dept 751 PARKS					
101-751-802.000	CONTRACTUAL	KERKSTRA PORTABLE, INC.	PORTABLE RESTROOM - CREEK	250.00	79047
101-751-802.000	CONTRACTUAL	KERKSTRA PORTABLE, INC.	PORTABLE RESTROOM - REC P	250.00	79047
101-751-802.000	CONTRACTUAL	KERKSTRA PORTABLE, INC.	PORTABLE RESTROOM CREEKSI	250.00	79047
101-751-802.000	CONTRACTUAL	MANISZEWSKI LANDSCAPING LL	LAWN MOWING PYMT 3 OF 4	9,450.00	79052
101-751-850.000	COMMUNICATIONS	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	38.24	79020
101-751-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	762.30	79050
Total For Dept 751 PARKS				11,000.54	
Dept 790 LIBRARY					
101-790-802.000	CONTRACTUAL	GFL ENVIRONMENTAL	TRASH SERVICE - LIBRARY	52.16	79022
101-790-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	1,663.32	79050
101-790-930.000	REPAIR & MAINTENANCE	PROGRESSIVE HEATING COOLI	LIBRARY GAS SMELL INSPECT	186.00	79056
Total For Dept 790 LIBRAR				1,901.48	
Dept 804 MUSEUM					
101-804-802.000	CONTRACTUAL	TOTAL FIRE PROTECTION	LIBRARY REPAIR	880.63	79058
101-804-887.000	CONTRIBUTIONS & MAINTENAN	CANFIELD PLUMBING & HEATI	MUSUEM - DISPOSAL	62.50	79036
101-804-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	379.86	79050
101-804-955.000	PROPERTY TAX DISTRIBUTION	LOWELL AREA HISTORICAL MU	TAX DISBURSEMENT	3,228.67	79027
Total For Dept 804 MUSEUM				4,551.66	
Total For Fund 101 GENERA				122,212.12	
Fund 202 MAJOR STREET FUND					
Dept 463 MAINTENANCE					
202-463-740.000	OPERATING SUPPLIES	O'LEARY PAINT	YELLOW & WHITE TRAFFIC P	271.98	79054
202-463-802.000	CONTRACTUAL	INBODY TREE SERVICE	818 GRINDLE OAK - DROP ON	1,100.00	79046
Total For Dept 463 MAINTEN				1,371.98	
Total For Fund 202 MAJOR				1,371.98	
Fund 203 LOCAL STREET FUND					
Dept 463 MAINTENANCE					
203-463-740.000	OPERATING SUPPLIES	O'LEARY PAINT	YELLOW & WHITE TRAFFIC P	271.97	79054
Total For Dept 463 MAINTEN				271.97	
Total For Fund 203 LOCAL				271.97	
Fund 248 DOWNTOWN DEVELOPMENT AUTHORITY					
Dept 450 CAPITAL OUTLAY					
248-450-970.000	CAPITAL OUTLAY	PROGRESSIVE HEATING COOLI	LIBRARY 12.5 TON CONDENSEI	23,500.00	79056
Total For Dept 450 CAPITA				23,500.00	
Dept 463 MAINTENANCE					
248-463-802.000	CONTRACTUAL	ALLIED UNIVERSAL TECH SER	SHOWBOAT RESTROOM ACCESS	469.00	79032
248-463-802.000	CONTRACTUAL	KERKSTRA PORTABLE, INC.	PORTABLE RESTROOM - DDA	250.00	79047
248-463-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	497.60	79050
Total For Dept 463 MAINTEN				1,216.60	
Total For Fund 248 DOWNTO				24,716.60	
Fund 581 AIRPORT FUND					
Dept 000					
581-000-802.000	CONTRACTUAL	GFL ENVIRONMENTAL	TRASH - AIRPORT	67.04	79022
581-000-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	ACCOUNT STATEMENTS	36.65	79021
581-000-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	ACCOUNT STATEMENTS	30.04	79021
581-000-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	ACCOUNT STATEMENTS	179.40	79021
581-000-920.000	PUBLIC UTILITIES	CONSUMERS ENERGY	ACCOUNT STATEMENTS	22.74	79021
Total For Dept 000				335.87	
Total For Fund 581 AIRPOR				335.87	

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GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 590 WASTEWATER FUND					
Dept 000					
590-000-043.000	DUE FROM VEOLIA	LOWELL LIGHT & POWER	ELECTRIC BILL	5,352.03	79050
Total For Dept 000				5,352.03	
Dept 550 TREATMENT					
590-550-802.000	CONTRACTUAL	VEOLIA WATER NORTH AMERIC	WWTP JULY OPERATIONS	45,370.32	79030
590-550-802.000	CONTRACTUAL	VEOLIA WATER NORTH AMERIC	WWTP - JULY SURCHARGES	1,006.40	79030
590-550-802.000	CONTRACTUAL	VEOLIA WATER NORTH AMERIC	WWTP - AUGUST OPERATIONS	45,370.32	79030
Total For Dept 550 TREATM				91,747.04	
Dept 551 COLLECTION					
590-551-850.000	COMMUNICATIONS	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	81.33	79020
Total For Dept 551 COLLEC				81.33	
Dept 552 CUSTOMER ACCOUNTS					
590-552-730.000	POSTAGE	POSTMASTER	POSTAGE WATER BILLS	273.80	79031
Total For Dept 552 CUSTOM				273.80	
Total For Fund 590 WASTEW				97,454.20	
Fund 591 WATER FUND					
Dept 000					
591-000-276.000	Water Inside 5/8"	LOWELL AREA SCHOOLS	UB refund for account: 1-	26.61	79048
591-000-276.000	Water Inside 5/8"	LOWELL AREA SCHOOLS	UB refund for account: 1-	26.61	79048
591-000-276.000	Water Inside 5/8"	LOWELL AREA SCHOOLS	UB refund for account: 1-	26.61	79048
591-000-276.000	Water Inside 5/8"	LOWELL AREA SCHOOLS	UB refund for account: 1-	13.31	79048
591-000-276.000	Lawn Meter Fee	LOWELL AREA SCHOOLS	UB refund for account: 1-	10.00	79048
Total For Dept 000				103.14	
Dept 570 TREATMENT					
591-570-740.000	OPERATING SUPPLIES	AMAZON CAPITAL SERVICES	WTP TV MOUNT & ACCESSORIE	114.39	79033
591-570-740.000	OPERATING SUPPLIES	IDEXX DISTRIBUTION CORP.	WTP SUPPLIES	1,123.05	79045
591-570-802.000	CONTRACTUAL	ADT SECURITY SYSTEMS, INC	WTP MONITORING SEPT - NO	144.21	79019
591-570-802.000	CONTRACTUAL	GFL ENVIRONMENTAL	TRASH SERVICE -WTP	102.64	79022
591-570-850.000	COMMUNICATIONS	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	38.24	79020
591-570-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	2,473.50	79050
591-570-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	5,837.20	79050
591-570-930.000	REPAIR & MAINTENANCE	AMAZON CAPITAL SERVICES	WTP R&M	150.00	79033
Total For Dept 570 TREATM				9,983.23	
Dept 571 DISTRIBUTION					
591-571-802.000	CONTRACTUAL	MANSZEWSKI LANDSCAPING LL	LAWN MOWING PYMT 3 OF 4	840.00	79052
591-571-850.000	COMMUNICATIONS	AT&T MOBILITY	FIRSTNET PHONE BILL AUGUS	81.33	79020
591-571-930.000	REPAIR & MAINTENANCE	PREIN & NEWHOF, INC.	LEAD & COPPER SAMPLING 32	36.00	79055
Total For Dept 571 DISTRI				957.33	
Dept 572 CUSTOMER ACCOUNTS					
591-572-730.000	POSTAGE	POSTMASTER	POSTAGE WATER BILLS	273.80	79031
Total For Dept 572 CUSTOM				273.80	
Total For Fund 591 WATER				11,317.50	
Fund 596 CAPITAL PROJECTS WATER FUND					
Dept 000					
596-000-970.000	CAPITAL OUTLAY	CL TRUCKING & EXCAVATING	MONROE STREET PROJECT	185,532.16	79037
Total For Dept 000				185,532.16	
Total For Fund 596 CAPITA				185,532.16	
Fund 597 ELECTRIC CHARGING STATION FUND					
Dept 463 MAINTENANCE					
597-463-920.000	PUBLIC UTILITIES	LOWELL LIGHT & POWER	ELECTRIC BILL	181.17	79050
Total For Dept 463 MAINTEN				181.17	
Total For Fund 597 ELECT				181.17	
Fund 598 CABLE TV FUND					

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INVOICE GL DISTRIBUTION REPORT FOR CITY OF LOWELL  
EXP CHECK RUN DATES 08/18/2023 - 08/31/2023  
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GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 598 CABLE TV FUND					
Dept 000					
598-000-970.000	CAPITAL OUTLAY	CL TRUCKING & EXCAVATING	MONROE STREET PROJECT	305,817.96	79037
Total For Dept 000				305,817.96	
Total For Fund 598 CABLE				305,817.96	
Fund 636 DATA PROCESSING FUND					
Dept 000					
636-000-802.000	CONTRACTUAL	APPLIED CAPITAL	CANON COPY MACHINE	182.00	79034
636-000-802.000	CONTRACTUAL	DIGITAL OFFICE MACHINES,	LPD COPIER CONTRACT	80.24	79042
636-000-802.000	CONTRACTUAL	DIGITAL OFFICE MACHINES,	DPW COPY MACHINE MONTHLY	45.99	79042
636-000-986.000	COMPUTER DATA PROCESSING	LOWELL LIGHT & POWER	NETWORK CUTOVER PROJECT	23,435.58	79049
Total For Dept 000				23,743.81	
Total For Fund 636 DATA P				23,743.81	
Fund 661 EQUIPMENT FUND					
Dept 895 FLEET MAINT. & REPLACEMENT					
661-895-930.000	REPAIR & MAINTENANCE	WOLF KUBOTA	BLADE MULCH	376.20	79060
Total For Dept 895 FLEET				376.20	
Total For Fund 661 EQUIPM				376.20	
Fund 703 CURRENT TAX COLLECTION FUND					
Dept 000					
703-000-222.000	DUE TO COUNTY-CURRENT TAX	KENT COUNTY TREASURER	TAX DISBURSEMENT	47,250.69	79025
703-000-225.000	DUE TO SCHOOLS	LOWELL AREA SCHOOLS	TAX DISBURSEMENT	206,112.77	79028
703-000-228.009	DUE TO STATE-S.E.T.	KENT COUNTY TREASURER	TAX DISBURSEMENT	126,726.56	79024
703-000-234.000	DUE TO INTERMED SCH DISTR	KENT INTERMEDIATE SCHOOL	TAX DISBURSEMENT	114,997.65	79026
703-000-235.000	DUE TO COMMUNITY COLLEGE	GRAND RAPIDS COMMUNITY CO	TAX DISBURSEMENT	16,084.60	79023
703-000-275.000	DUE TO TAXPAYERS	CORELOGIC CENTRALIZED REF	2023 Sum Tax Refund 41-20	3,445.81	79039
703-000-275.000	DUE TO TAXPAYERS	CORELOGIC CENTRALIZED REF	2023 Sum Tax Refund 41-20	5,571.58	79039
703-000-275.000	DUE TO TAXPAYERS	CORELOGIC CENTRALIZED REF	2023 Sum Tax Refund 41-20	213.12	79040
Total For Dept 000				520,402.78	
Total For Fund 703 CURREN				520,402.78	

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GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
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Fund Totals:

Fund 101	GENERAL FUND	122,212.12
Fund 202	MAJOR STREET FUN	1,371.98
Fund 203	LOCAL STREET FUN	271.97
Fund 248	DOWNTOWN DEVELOP	24,716.60
Fund 581	AIRPORT FUND	335.87
Fund 590	WASTEWATER FUND	97,454.20
Fund 591	WATER FUND	11,317.50
Fund 596	CAPITAL PROJECTS	185,532.16
Fund 597	ELECTRIC CHARGI	181.17
Fund 598	CABLE TV FUND	305,817.96
Fund 636	DATA PROCESSING	23,743.81
Fund 661	EQUIPMENT FUND	376.20
Fund 703	CURRENT TAX COLL	520,402.78

1,293,734.32

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Vendor Code	Vendor Name		Amount
	Invoice	Description	
00007	ADT SECURITY SYSTEMS, INC.		
	08/13/23	WTP MONITORING SEPT - NOV 2023	144.21
TOTAL FOR: ADT SECURITY SYSTEMS, INC.			144.21
10869	ALLIED UNIVERSAL TECH SERVICES		
	IN-910300168	SHOWBOAT RESTROOM ACCESS	469.00
TOTAL FOR: ALLIED UNIVERSAL TECH SERVICES			469.00
10816	AMAZON CAPITAL SERVICES		
	1GJ7-TQXV-PRTR	WTP R&M	150.00
	1XQP-RCWH-N7HP	WTP TV MOUNT & ACCESSORIES	114.39
TOTAL FOR: AMAZON CAPITAL SERVICES			264.39
10731	APPLIED CAPITAL		
	34720830	CANON COPY MACHINE	182.00
TOTAL FOR: APPLIED CAPITAL			182.00
10818	AT&T MOBILITY		
	08/06/23	FIRSTNET PHONE BILL AUGUST	1,052.73
TOTAL FOR: AT&T MOBILITY			1,052.73
10822	BLDI ENVIRONMENTAL ENGINEERING		
	21573	WARE ROAD PROJECT - JUNE	31,645.53
	21573*	WARE ROAD PROJECT	15,586.61
TOTAL FOR: BLDI ENVIRONMENTAL ENGINEERING			47,232.14
00084	CANFIELD PLUMBING & HEATING IN		
	58197813	MUSUEM - DISPOSAL	62.50
TOTAL FOR: CANFIELD PLUMBING & HEATING IN			62.50
01343	CL TRUCKING & EXCAVATING		
	PAY APP #3	MONROE STREET PROJECT	491,350.12
TOTAL FOR: CL TRUCKING & EXCAVATING			491,350.12
10493	COMCAST CABLE		
	09/06/23 - 10/05/	DPW CABLE	57.65
TOTAL FOR: COMCAST CABLE			57.65
10509	CONSUMERS ENERGY		
	07/24/23 - 08/21/	ACCOUNT STATEMENTS	268.83
TOTAL FOR: CONSUMERS ENERGY			268.83
REFUND TAX	CORELOGIC CENTRALIZED REFUNDS		
	08/31/2023	2023 Sum Tax Refund 41-20-03-428-002	213.12
	08/31/2023	2023 Sum Tax Refund 41-20-02-381-018	3,445.81
	08/31/2023	2023 Sum Tax Refund 41-20-02-101-060	5,571.58
TOTAL FOR: CORELOGIC CENTRALIZED REFUNDS			9,230.51
00148	DICKINSON WRIGHT PLLC		
	1827023	GENERAL MUNICIPAL MATTERS	10,549.00
	1827024	PPO ISSUES/NELSON	2,312.50
	1836285	GENERAL MUNICIPAL MATTERS	6,308.50
TOTAL FOR: DICKINSON WRIGHT PLLC			19,170.00

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Vendor Code	Vendor Name		Amount
	Invoice	Description	
02035	DIGITAL OFFICE MACHINES, INC.		
	20880	DPW COPY MACHINE MONTHLY FEE	45.99
	20890	LPD COPIER CONTRACT	80.24
TOTAL FOR: DIGITAL OFFICE MACHINES, INC.			126.23
10965	ELITE AUTO BODY INC		
	8/16/2023	2016 EXPLORER LPD #837	1,357.30
TOTAL FOR: ELITE AUTO BODY INC			1,357.30
10761	FANS IN THE STANDS		
	2299	POLICE UNIFORMS	729.00
	2305	DOCKERY SAFETY SHIRTS	120.00
TOTAL FOR: FANS IN THE STANDS			849.00
10966	GFL ENVIRONMENTAL		
	KR0000122862	TRASH SERVICE -WTP	102.64
	KR0000122863	TRASH SERVICE - DPW	236.14
	KR0000122864	TRASH SERVICE - LIBRARY	52.16
	KR0000122865	TRASH - AIRPORT	67.04
TOTAL FOR: GFL ENVIRONMENTAL			457.98
00225	GRAND RAPIDS COMMUNITY COLLEGE		
	08/01/23 - 08/15/	TAX DISBURSEMENT	16,084.60
TOTAL FOR: GRAND RAPIDS COMMUNITY COLLEGE			16,084.60
00262	IDEXX DISTRIBUTION CORP.		
	3134148976	WTP SUPPLIES	1,123.05
TOTAL FOR: IDEXX DISTRIBUTION CORP.			1,123.05
10973	INBODY TREE SERVICE		
	08/23/23	818 GRINDLE OAK - DROP ONLY	1,100.00
	08/30/23	204 JEFFERSON - MAPLE TREE REMOVAL	3,200.00
TOTAL FOR: INBODY TREE SERVICE			4,300.00
00300	KENT COUNTY TREASURER		
	08/01/23 - 08/15/	TAX DISBURSEMENT	126,726.56
	08/1/23 - 08/15/2	TAX DISBURSEMENT	47,250.69
TOTAL FOR: KENT COUNTY TREASURER			173,977.25
00302	KENT INTERMEDIATE SCHOOL DIST.		
	08/01/23 - 08/15/	TAX DISBURSEMENT	114,997.65
TOTAL FOR: KENT INTERMEDIATE SCHOOL DIST.			114,997.65
02209	KERKSTRA PORTABLE, INC.		
	230260	PORTABLE RESTROOM - CREEKSIDE	250.00
	230431	PORTABLE RESTROOM - DDA	250.00
	230432	PORTABLE RESTROOM - REC PARK	250.00
	230862	PORTABLE RESTROOM CREEKSIDE	250.00
TOTAL FOR: KERKSTRA PORTABLE, INC.			1,000.00
01374	LOWELL AREA HISTORICAL MUSEUM		
	08/01/23 - 08/15/	TAX DISBURSEMENT	3,228.67
TOTAL FOR: LOWELL AREA HISTORICAL MUSEUM			3,228.67

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Vendor Code	Vendor Name	Invoice	Description	Amount
00562	LOWELL AREA SCHOOLS	08/1/23 - 08/15/2	TAX DISBURSEMENT	206,112.77
TOTAL FOR: LOWELL AREA SCHOOLS				206,112.77
REFUND UB	LOWELL AREA SCHOOLS	08/31/2023	UB refund for account: 1-03985-1	103.14
TOTAL FOR: LOWELL AREA SCHOOLS				103.14
00341	LOWELL LIGHT & POWER	07/25/23 - 08/25/	ELECTRIC BILL	22,036.84
	3736		NETWORK CUTOVER PROJECT	23,435.58
TOTAL FOR: LOWELL LIGHT & POWER				45,472.42
10185	LUDEMA AND BOYINK	40408	BLUEGRASS SOD	21.60
TOTAL FOR: LUDEMA AND BOYINK				21.60
10615	MANSZEWSKI LANDSCAPING LLC	702	LAWN MOWING PYMT 3 OF 4	10,650.00
TOTAL FOR: MANSZEWSKI LANDSCAPING LLC				10,650.00
00468	NYE UNIFORM COMPANY CO	854121	UNIFORMS - STOCK BADGES	245.40
	854683		UNIFORMS - RADER	373.00
TOTAL FOR: NYE UNIFORM COMPANY CO				618.40
10195	O'LEARY PAINT	463097	YELLOW & WHITE TRAFFIC PAINT	543.95
TOTAL FOR: O'LEARY PAINT				543.95
00506	POSTMASTER	08/31/23	POSTAGE WATER BILLS	547.60
TOTAL FOR: POSTMASTER				547.60
00512	PREIN & NEWHOF, INC.	109271	LEAD & COPPER SAMPLING 329 N MONROE	36.00
TOTAL FOR: PREIN & NEWHOF, INC.				36.00
02331	PROGRESSIVE HEATING COOLING, CORP.	202195	LIBRARY GAS SMELL INSPECTION	186.00
		2021958	LIBRARY 12.5 TON CONDENSING UNIT	23,500.00
TOTAL FOR: PROGRESSIVE HEATING COOLING, CORP.				23,686.00
11025	RG ENTERPRISES	08/28/23	CITY HALL ROOF	19,400.00
TOTAL FOR: RG ENTERPRISES				19,400.00
10849	SMART BUSINESS SOURCE	OE-68775	OFFICE SUPPLIES	57.51
		OE-68956-1	OFFICE SUPPLIES	50.00
TOTAL FOR: SMART BUSINESS SOURCE				107.51



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Vendor Code	Vendor Name	Invoice	Description	Amount
11029	TOTAL FIRE PROTECTION			
	12486314		LIBRARY REPAIR	880.63
TOTAL FOR: TOTAL FIRE PROTECTION				880.63
10969	VEOLIA WATER NORTH AMERICA			
	9000110702		WWTP - JULY SURCHARGES	1,006.40
	9000111445		WWTP JULY OPERATIONS	45,370.32
	9000111447		WWTP - AUGUST OPERATIONS	45,370.32
TOTAL FOR: VEOLIA WATER NORTH AMERICA				91,747.04
00692	WILLIAMS & WORKS INC.			
	96966		PLANNING	1,804.00
	96981		MASTER PLAN UPDATE	4,641.25
TOTAL FOR: WILLIAMS & WORKS INC.				6,445.25
10567	WOLF KUBOTA			
	PYR-1030946		BLADE MULCH	376.20
TOTAL FOR: WOLF KUBOTA				376.20
TOTAL - ALL VENDORS				1,293,734.32

# Bloom Sluggett, PC

COUNSELORS & ATTORNEYS

**Jeffrey VH Sluggett**

Direct Dial: (616) 965-9341

Direct Fax: (616) 965-9351

[jeff@bloomsluggett.com](mailto:jeff@bloomsluggett.com)

August 16, 2023

Ms. Jessica L. Wood  
Dickinson Wright PLLC  
200 Ottawa Avenue, NW  
Suite 1000  
Grand Rapids, Michigan 49503-2405

**Re: Water Agreement – City of Lowell/Lowell Township**

Dear Jessica:

This letter is sent as a follow up to your letter of July 26 regarding the captioned matter, as well as in response to a recent request from Mr. Burns to Mr. Hale for a written communication. Your letter asked that the Township consider two alternatives relative to the parties' on-going relationship with respect to the water system.

The first was an offer by the City to work with the Township in transitioning from the current arrangements to a Township-owned and operated public water system. The City, as part of this, would agree to an early termination of the parties' current water supply agreement. (That underlying agreement was entered into between the parties in 1992 for an initial term of 40 years [i.e., 2032].) The City asked that the Township notify it of the Township's decision, in writing, by September 23, 2023.

Candidly, given the significant implications of any such decision, it is unreasonable to expect the Township to determine if it wants to own and operate its own system, assemble the necessary engineering recommendations, consider the feasibility of proceeding, and communicate a final written decision, all within 60 days. Any review and determination is going to take much longer than that and, meanwhile, the parties can continue to operate under the terms of the present agreement as amended.

The second alternative the City offered was to investigate jointly participating in the improvement of wells serving the water system and improving associated pumps.

The Township might be willing to participate with the City in such improvements, but it will need much more information before it could make any type of formal commitment. For example, if the City truly wishes to explore this option the Township would need information regarding the scope of the project being proposed, what particular issues/problems the project is intended to address, what the estimated costs are for the project, and what cost sharing the City is envisioning. Also, we presume, without knowing at this time, that the various improvements

under consideration would all be part of the integrated portion of the system. Confirmation of this latter point would be appreciated.

Please extend to the City the Township's thanks for reaching out on these matters. Regardless of any particular decisions made, the Township recognizes that it and the City will remain neighbors and partners on multiple levels in the future.

If the City believes that a meeting would be helpful to better focus on the information the Township is seeking, please let us know as the Township would be glad to accommodate such a request.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Sluggett", with a stylized flourish at the end.

cc: Mr. Jerry Hale, Supervisor



**LOWELL CITY ADMINISTRATION**  
**INTER OFFICE MEMORANDUM**

**DATE:** August 31, 2023  
**TO:** Mike Burns, City Manager  
**FROM:** Susan Ullery, City Clerk  
**RE:** Election Precinct Consolidation

---

Michigan Election Law allows for the consolidation of precincts for certain elections as long as the consolidation of precincts does not exceed 5,000 voters. At this time the total number of registered voters for precincts 1 and 2 amount to 3,231 voters.

**Recommended motion:** That the Lowell City Council approve Resolution 17-23 and allow for the consolidation of precincts 1 and 2 for the November 7, 2023 City General Election.

**CITY COUNCIL  
CITY OF LOWELL  
KENT COUNTY, MICHIGAN**

**RESOLUTION NO. 17-23**

A resolution approving the consolidation of Precincts 1 and 2 for the November 7, 2023 General Election.

The following Resolution was offered by Councilmember \_\_\_\_\_ and Supported by Councilmember \_\_\_\_\_.

**WHEREAS**, Michigan Election Law 168.659, consolidation of election precincts, allows the consolidation of precincts for certain elections as long as the consolidation of precincts shall not exceed 5,000 registered electors; and

**WHEREAS**, the electors in the City of Lowell precincts 1 and 2 will be combined into a single precinct; and

**WHEREAS**, the 3,231 registered voters in precincts 1 and 2 in the City of Lowell will vote in the consolidated precincts of 1 and 2; and

**WHEREAS**, the polling location will be upstairs in the Council Chambers located at 301 E. Main Street, Lowell, MI 49331; and

**NOW THEREFORE BE IT RESOLVED**, that Lowell City Council approved the combination of precincts 1 and 2 for the November 7, 2023 Election at its meeting held on Tuesday, September 5, 2023 at 7:00 p.m.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution be forward to the Director of Elections for Kent County.

YEAS \_\_\_\_\_

NAYS \_\_\_\_\_

ABSTAIN \_\_\_\_\_

ABSENT: \_\_\_\_\_

**RESOLUTION DECLARED ADOPTED.**

**CERTIFICATION**

I, Susan Ullery, City Clerk of the City of Lowell certify that the foregoing is a true and complete copy of the Resolution approved at the Regular City Council Meeting of the City of Lowell on Tuesday, September 5, 2023.

\_\_\_\_\_  
Susan Ullery, City Clerk



**LOWELL CITY ADMINISTRATION**  
**INTER OFFICE MEMORANDUM**

**DATE:** August 31, 2023  
**TO:** Michael Burns, City Manager *MB*  
**FROM:** Susan Ullery, City Clerk *SSU*  
**RE:** Purchase of Additional Election Equipment

---

Following the adoption of Proposal 2022-2, the City of Lowell is required to have at least one early voting site for statewide and federal elections. Early voting can begin 10 days prior to these elections (excluding the Monday before each election). The location for the site will be upstairs in the Council Chambers at 301 E. Main Street.

With the above changes, it is necessary for the Clerk's office to order additional equipment for this third precinct. A quote received from Election Source, includes a tabulator, ballot bin as well as the firmware license agreement, annual maintenance service, warranty and Election Day support for \$7,103. Additional shipping/delivery charges are unknown at this time.

**Recommended Motion:** That the Lowell City Council approve the quote from Election Source for \$7,103.



4615 Danvers Drive SE  
Grand Rapids, MI 49512  
888-742-8037

## Estimate

Date	Quote #
8/25/2023	788

Name / Address
City of Lowell Sue Ullery 301 East Main Street Lowell, MI 49331

Ship To
City of Lowell Sue Ullery 301 East Main Street Lowell, MI 49331

--

Rep
SA

County
Kent

Item	Description	Qty	Cost	Total
DVS-ICP SE/2	ImageCast Precinct SE (Security Enhanced) Tabulator	1	4,950.00	4,950.00
	Each ICP SE System includes: - Built-in 4 Hour Battery - Built-in Auditmark & Dual Threshold Technology - Built-in Write-in Ballot Separator - Printer w/ Paper Roll - (2) 4 GB Flash Memory Cards - New Color Screen and Faster Processor - 12 Month Hardware Warranty Starts Day of Acceptance - 12 Month Firmware Software Application License Starts Day of Acceptance			
DVS-ICP SE/2 BB	ImageCast Precinct SE (Security Enhanced) Tabulator Ballot Bin	1	1,500.00	1,500.00
	Each ICP 2 SE Ballot Bin Includes: -Power Supply and Cord			
	AFTER FIRST YEAR			
ImageCast ICP2 F...	ImageCast Precinct SE Tabulator Firmware License Agreement Charge	1	228.00	228.00
MI ImageCast Pct ...	ImageCast Precinct SE Tabulator Annual Maintenance Service, Warranty, Election Day Support	1	425.00	425.00

\$7,103.00



## LOWELL CITY COUNCIL MEMORANDUM

**DATE:** August 31, 2023

**TO:** Mayor DeVore and the City Council

**FROM:** Michael T. Burns, City Manager *MB*

**RE:** Resolution 18-23 – Proclaiming,  
Thursday, September 7, 2023 as Pink  
Arrow Pride Day – Arrow Force XVI.

---

The Lowell High School sports teams have initiated the cancer awareness and fund raising event called Pink Arrow Pride Day to be held on Thursday, September 7, 2023. The players will wear pink jerseys in games being held that day. Funds are being raised for Gilda's Club of Lowell and Lowell Community Wellness for Pink Arrow Family Support.

**Recommended Motion:** That the Lowell City Council adopt Resolution 18-23 proclaiming Thursday, September 7, 2023 as Pink Arrow Pride Day – Arrow Force XVI in the City of Lowell.



**CITY COUNCIL  
CITY OF LOWELL  
KENT COUNTY, MICHIGAN**

**RESOLUTION NO: 18-23**

**RESOLUTION PROCLAIMING THURSDAY, SEPTEMBER 7, 2023  
AS PINK ARROW PRIDE DAY - ARROW FORCE XVI  
IN THE CITY OF LOWELL**

Mayor \_\_\_\_\_ supported by Councilmember \_\_\_\_\_ moved the adoption of the following resolution:

**WHEREAS**, many have been afflicted and battling cancer and breast cancer in particular; and

**WHEREAS**, the Lowell High School football team, volleyball team, and soccer team, will once again compete against this disease with each player wearing pink for games on Thursday, September 7, 2023; and

**WHEREAS**, the Lowell community is encouraged to buy and wear Pink Arrow Force XVI t-shirts to support Gilda's Club of Lowell, Lowell Community Wellness for Pink Arrow Family Support, the Dr. Don Gerard Medical Scholarship and the Kathy Talus Scholarship.

**NOW, THEREFORE, BE IT RESOLVED**, that the Lowell City Council recognize Thursday, September 7, 2023 as "Pink Arrow Pride Day Arrow Force XVI and further to encourage all Lowell Community residents to participate in this event by purchasing pink T-shirts and attending the game.

YEAS: Councilmembers \_\_\_\_\_

NAYS: Councilmembers \_\_\_\_\_

ABSTAIN: Councilmembers \_\_\_\_\_

ABSENT: Councilmembers \_\_\_\_\_

**RESOLUTION DECLARED ADOPTED.**

Dated: September 5, 2023

\_\_\_\_\_  
Susan Ullery, City Clerk

**CERTIFICATION**

I, the undersigned duly qualified and acting Clerk of the City of Lowell, Kent County, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council at a regular meeting held on September 5, 2023, the original of which is on file in my office and public notice of said meeting was given pursuant to and in compliance with Act 267 of the Public Acts of Michigan of 1976, as amended.

**IN WITNESS WHEREOF**, I have affixed my official signature the 5th day of September, 2023.

\_\_\_\_\_  
Susan Ullery, City Clerk



**LOWELL CITY ADMINISTRATION**  
**INTER OFFICE MEMORANDUM**

**DATE:** August 31, 2023  
**TO:** Mayor DeVore and the Lowell City Council  
**FROM:** Michael T. Burns, City Manager *MB*  
**RE:** Vacation of Horatio St

---

We have received a notice to vacate Horatio Street. As you are aware, street vacation occurs through a civil court action. As a result, a lawsuit has been filed, People's Elbow, LLC and Schone Afwerking, LLC vs. City of Lowell. The lawsuit is more a formality to comply with Michigan Statute responsibilities to vacate a street or other public way.

This request is being filed to assist with the proposed development of the former Rollaway facility. The city can object to the vacation or can agree not to contest the action. The lawsuit has been attached and we can select either option. Notices were sent to all property owners within 300 feet of the request as required by law.

There have been questions as to why the City cannot sell this property. First, it is a designated street and a public right of way, it is not deeded property. Second, when a street vacation occurs all property is divided equally amongst all adjacent parcels where the vacation occurs. This property would be split equally between People's Elbow and Schone Afwerking, both of which were LLCs formed through Copperrock Construction. If the City filed suit, we could seek some legal costs from the requestor, however, we have not filed and cannot do so.

I should mention, I have projected anywhere between approximately \$63,000 and \$88,000 in new property tax revenue to the city's general fund depending on the final construction costs for the development. I should mention the Act 51 allocation for this .1 of a mile is \$484.

This vacation is needed to facilitate the development. **I recommend the City of Lowell does not contest the vacation of Horatio Street.**



**SCHNELKER, RASSI  
& MCCONNELL PLC**  
ATTORNEYS AND COUNSELORS

660 CASCADE WEST PARKWAY SE  
SUITE 105  
GRAND RAPIDS, MICHIGAN 49546  
T 616.828.1195  
WWW.SRMLAWYERS.COM

JASON S. SCHNELKER  
ANDREW L. RASSI  
D. WADE MCCONNELL

August 17, 2023

To: Property Owners and Other Interested Parties

**Re: People's Elbow, LLC and Schone Afwerking, LLC v. City of Lowell, et al.  
Case No.: 23-07706-CH**

Dear Property Owners and Other Interested Parties:

We represent People's Elbow, LLC and Schone Afwerking, LLC (collectively, "Plaintiffs"), each of which own certain parcels of land in the City of Lowell, within Chapin & Booth's Addition to the Village of Dansville (City of Lowell) (the "Plat"). The Plaintiffs are seeking to vacate Horatio Street, which lies between the properties owned by the Plaintiffs (the "Platted Road").

The Plaintiffs have retained this law firm to file a complaint in Kent County Circuit Court to vacate the Platted Road (the "Vacation Action"). The purpose of the Vacation Action is to eliminate the Platted Road so that the Plaintiffs can more effectively use and develop their property. Because the Plaintiffs' property is part of a recorded plat, Michigan law requires the Plaintiffs to file the Vacation Action and name as defendants every person holding an interest of record in real estate located within 300 feet of the Plaintiffs' property. This includes you and/or the entity you are authorized to represent.

We are enclosing a copy of the Summons and Complaint issued in connection with the Vacation Action. This action will only affect property interests in the Platted Road the Plaintiffs seeks to vacate. You will not owe any money or lose any interest in other property if you consent to the vacation request.

If any events have occurred recently affecting the status of title to your property—e.g., a divorce, marriage, death, conveyance to a trust, re-financing, grant of an easement, etc.—please contact us with the details of any such events. Depending on the circumstances of any events, we may need to revise the papers we have filed with the Court. As a result, please respond promptly with this information, if applicable.

If you consent to the Plaintiffs' request to vacate the Platted Road, please sign and date the enclosed document entitled "Stipulation and Consent to Plaintiffs' Complaint to Vacate Platted Road" and return an original to us in the enclosed, self-addressed stamped envelope. This will allow the Plaintiffs to proceed with the vacation without your further involvement and in a more expeditious manner.

We thank you for your consideration in this matter and thank you in advance for your cooperation. If you have any questions or concerns regarding this court proceeding, please call us at 616-828-1195.

Sincerely,

Andrew L. Rassi

ALR/kjs  
Enclosures

Approved, SCAO

Original - Court  
1st copy - Defendant2nd copy - Plaintiff  
3rd copy - Return

<b>STATE OF MICHIGAN</b>		<b>SUMMONS</b>	<b>CASE NO.</b>
17th KENT	JUDICIAL DISTRICT JUDICIAL CIRCUIT COUNTY		23- <b>07706</b> -CH
Court address 180 Ottawa Avenue NW Grand Rapids, MI 49503			Court telephone no. (616) 632-5220
Plaintiff's name, address, and telephone no. PEOPLE'S ELBOW, LLC SCHONE AFWERKING, LLC 660 Cascade West Parkway, Suite 105 Grand Rapids, Michigan 49546		v	Defendant's name, address, and telephone no. City of Lowell c/o Michael Burns, City Manager Lowell City Hall 301 East Main Street Lowell, Michigan 49331
Plaintiff's attorney, bar no., address, and telephone no. Andrew L. Rassi (P57309) SCHNELKER, RASSI & MCCONNELL, PLC 660 Cascade West Parkway, Suite 105 Grand Rapids, Michigan 49546 (616) 828-1195			

**Instructions:** Check the items below that apply to you and provide any required information. Submit this form to the court clerk along with your complaint and, if necessary, a case inventory addendum (MC 21). The summons section will be completed by the court clerk.

**Domestic Relations Case**

- ☐ There are no pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint.
- ☐ There is one or more pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint. I have separately filed a completed confidential case inventory (MC 21) listing those cases.
- ☐ It is unknown if there are pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint.

**Civil Case**

- ☐ This is a business case in which all or part of the action includes a business or commercial dispute under MCL 600.8035.
- ☐ MDHHS and a contracted health plan may have a right to recover expenses in this case. I certify that notice and a copy of the complaint will be provided to MDHHS and (if applicable) the contracted health plan in accordance with MCL 400.106(4).
- ☐ There is no other pending or resolved civil action arising out of the same transaction or occurrence as alleged in the complaint.
- ☐ A civil action between these parties or other parties arising out of the transaction or occurrence alleged in the complaint has been previously filed in ☐ this court, ☐ \_\_\_\_\_ Court, where it was given case number \_\_\_\_\_ and assigned to Judge \_\_\_\_\_
- The action ☐ remains ☐ is no longer pending.

Summons section completed by court clerk.

**SUMMONS****NOTICE TO THE DEFENDANT:** In the name of the people of the State of Michigan you are notified:

- You are being sued.
- YOU HAVE 21 DAYS** after receiving this summons and a copy of the complaint to **file a written answer with the court** and serve a copy on the other party or **take other lawful action with the court** (28 days if you were served by mail or you were served outside of Michigan).
- If you do not answer or take other action within the time allowed, judgment may be entered against you for the relief demanded in the complaint.
- If you require accommodations to use the court because of a disability or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements.

Issue date <b>AUG 11 2023</b>	Expiration date* <b>NOV 10 2023</b>	Court clerk <b>LISA POSTHUMUS</b>
----------------------------------	--	--------------------------------------

\*This summons is invalid unless served on or before its expiration date. This document must be sealed by the seal of the court.

**PROOF OF SERVICE**

**TO PROCESS SERVER:** You must serve the summons and complaint and file proof of service with the court clerk before the expiration date on the summons. If you are unable to complete service, you must return this original and all copies to the court clerk.

**CERTIFICATE OF SERVICE / NONSERVICE**

- ☐ I served ☐ personally ☐ by registered or certified mail, return receipt requested, and delivery restricted to the addressee (copy of return receipt attached) a copy of the summons and the complaint, together with the attachments listed below, on:
- ☐ I have attempted to serve a copy of the summons and complaint, together with the attachments listed below, and have been unable to complete service on:

Name	Date and time of service
Place or address of service	
Attachments (if any)	

- ☐ I am a sheriff, deputy sheriff, bailiff, appointed court officer or attorney for a party.
- ☐ I am a legally competent adult who is not a party or an officer of a corporate party. I declare under the penalties of perjury that this certificate of service has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Service fee	Miles traveled	Fee	
\$		\$	
Incorrect address fee	Miles traveled	Fee	TOTAL FEE
\$		\$	\$

Signature \_\_\_\_\_

Name (type or print) \_\_\_\_\_

**ACKNOWLEDGMENT OF SERVICE**

I acknowledge that I have received service of a copy of the summons and complaint, together with

Attachments (if any) \_\_\_\_\_ on \_\_\_\_\_  
Date and time

Signature \_\_\_\_\_ on behalf of \_\_\_\_\_

Name (type or print) \_\_\_\_\_

**STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF KENT**

**PEOPLE'S ELBOW, LLC**

a Michigan limited liability company, and  
**SCHONE AFWERKING, LLC**, a Michigan  
limited liability company

Case No. 23-07706-CH

Plaintiffs,

HON. SCOTT A NOTO

v

**STIPULATION AND CONSENT**

CITY OF LOWELL, ORLENE HAWKS, as  
Director of the Michigan Department of  
Licensing and Regulatory Affairs, KEN  
YONKER, as Kent County Drain Commissioner,  
ROB VERHEULEN, as Chairman of the Kent  
County Road Commission, BRAD  
WIEFERICH, P.E., as Director of the Michigan  
Department of Transportation, DANIEL  
EICHINGER, as Director of the Michigan  
Department of Natural Resources,  
BRYCE CALLEN, ROXANNE L. LICHTER,  
KELLY A. BISHOP AND JENNY L.  
TEACHOUT, PATRICK J. BAILEY AND  
SHELLEY J. BAILEY, JOHN ROBERT  
STERLY REVOCABLE TRUST, VICKIE L.  
LONG, FIRST UNITED METHODIST  
CHURCH OF LOWELL, KEISER'S  
KITCHEN, INC., STEVEN MICHAEL FLOHR  
AND STEPHANIE D. FLOHR, DAVID  
WEENUM AND BARBARA WEENUM,  
JARED K. MEYERS AND MIA FAYE  
AQUINO, THOMAS J. LAPONSIE AND  
MARYALENE T. LAPONSIE, DEREK  
JOSEPH DRUMM, SHELBEY PHILLIPS AND  
JUSTIN PHILLIPS, MICHAEL J. LOTT,  
DANIEL MARTIN AND BECKY MARTIN,  
CAMERON VERSLUIS AND VALERIE  
SASSO, THOMAS M. MENCK, AMBER  
HEATON, ROBERT ROWLEY AND  
PAMELA ROWLEY, ROBERT R.  
MCWHINNEY, DALE L. REED AND  
PATRICIA A. REED, RICHARD RILEY AND  
LORETTA RILEY, VIRGINIA VELTING,  
MICHIGAN STATE HOUSING

DEVELOPMENT AUTHORITY, MORTGAGE  
ELECTRONIC REGISTRATION SYSTEMS,  
INC., MERCANTILE BANK OF MICHIGAN,  
KENT COUNTY COMMUNITY  
DEVELOPMENT DEPARTMENT, CAPITAL  
PROPERTY MANAGEMENT, LLC, RURAL  
HOUSING SERVICE, US DEPT AG.,  
HUNTINGTON NATIONAL BANK, GMC  
LENDING & MORTGAGE SERVICES CORP.,  
and NEIGHBORHOOD MORTGAGE  
SOLUTIONS, LLC.

Defendants.

---

Andrew L. Rassi (P57309)  
SCHNELKER, RASSI & MCCONNELL, PLC  
Attorneys for Plaintiffs  
660 Cascade West Parkway, Suite 105  
Grand Rapids, Michigan 49546  
(616) 828-1195

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**STIPULATION AND CONSENT TO PLAINTIFFS' COMPLAINT TO  
VACATE PLATTED ROAD**

The undersigned acknowledges receipt of the Complaint to Vacate Platted Road filed in connection with this action, which seeks to vacate the portions of Horatio Street identified in the Complaint and described in Exhibit A to the Complaint. The undersigned hereby consents to the entry of a Judgment vacating the aforementioned portions of Horatio Street upon the terms requested by the Complaint, without further notice to the undersigned, provided that such Judgment (1) does not subject the undersigned to any liability, either for the payment of money or otherwise; and (2) does not affect any interest that the undersigned holds in any real property other than that located within 300 feet of the parcel in which the Plaintiffs seek to vacate the relevant portion of Horatio Street.

**City of Lowell**

Dated: \_\_\_\_\_, 2023

By: \_\_\_\_\_  
Michael Burns  
Its: City Manager

**STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF KENT**

**PEOPLE'S ELBOW, LLC**  
a Michigan limited liability company, and  
**SCHONE AFWERKING, LLC**, a Michigan  
limited liability company

Plaintiffs,

v

Case No. 23-**07706** -CH

HON. \_\_\_\_\_

**COMPLAINT**

CITY OF LOWELL, ORLENE HAWKS, as  
Director of the Michigan Department of  
Licensing and Regulatory Affairs, KEN  
YONKER, as Kent County Drain Commissioner,  
ROB VERHEULEN, as Chairman of the Kent  
County Road Commission, BRAD  
WIEFERICH, P.E., as Director of the Michigan  
Department of Transportation, DANIEL  
EICHINGER, as Director of the Michigan  
Department of Natural Resources,  
BRYCE CALLEN, ROXANNE L. LICHTÉ,  
KELLY A. BISHOP AND JENNY L.  
TEACHOUT, PATRICK J. BAILEY AND  
SHELLEY J. BAILEY, JOHN ROBERT  
STERLY REVOCABLE TRUST, VICKIE L.  
LONG, FIRST UNITED METHODIST  
CHURCH OF LOWELL, KEISER'S  
KITCHEN, INC., STEVEN MICHAEL FLOHR  
AND STEPHANIE D. FLOHR, DAVID  
WEENUM AND BARBARA WEENUM,  
JARED K. MEYERS AND MIA FAYE  
AQUINO, THOMAS J. LAPONSIE AND  
MARYALENE T. LAPONSIE, DEREK  
JOSEPH DRUMM, SHELBEY PHILLIPS AND  
JUSTIN PHILLIPS, MICHAEL J. LOTT,  
DANIEL MARTIN AND BECKY MARTIN,  
CAMERON VERSLUIS AND VALERIE  
SASSO, THOMAS M. MENCK, AMBER  
HEATON, ROBERT ROWLEY AND  
PAMELA ROWLEY, ROBERT R.  
MCWHINNEY, DALE L. REED AND  
PATRICIA A. REED, RICHARD RILEY AND  
LORETTA RILEY, VIRGINIA VELTING,  
MICHIGAN STATE HOUSING



DEVELOPMENT AUTHORITY, MORTGAGE  
ELECTRONIC REGISTRATION SYSTEMS,  
INC., MERCANTILE BANK OF MICHIGAN,  
KENT COUNTY COMMUNITY  
DEVELOPMENT DEPARTMENT, CAPITAL  
PROPERTY MANAGEMENT, LLC, RURAL  
HOUSING SERVICE, US DEPT AG.,  
HUNTINGTON NATIONAL BANK, GMC  
LENDING & MORTGAGE SERVICES CORP.,  
NEIGHBORHOOD MORTGAGE  
SOLUTIONS, LLC, LOWELL LIGHT &  
POWER, CONSUMERS ENERGY  
COMPANY, AT&T, VERIZON, TMOBILE,  
POINT BROADBAND, COMCAST/XFINITY,  
and the MICHIGAN DEPARTMENT OF  
TRANSPORTATION.

Defendants.

---

Andrew L. Rassi (P57309)  
SCHNELKER, RASSI & MCCONNELL, PLC  
Attorneys for Plaintiffs  
660 Cascade West Parkway, Suite 105  
Grand Rapids, Michigan 49546  
(616) 828-1195

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**COMPLAINT**  
**TO VACATE PLATTED ROAD**

There is no other pending or resolved civil action arising  
out of the same transaction or occurrence alleged in the  
Complaint.

The Plaintiffs, People's Elbow, LLC ("People's Elbow"), and Schone Afwerking, LLC ("Schone Afwerking") (collectively referred to herein as "Plaintiffs"), by and through their attorneys, Schnelker, Rassi & McConnell PLC, state the following:

1. This is an action to vacate parts of and subsequently revise a recorded plat under MCL 560.221 et. Seq.; specifically, Chapin & Booth's Addition to the Village of Dansville (now City of Lowell), as recorded in Liber 24 of Plats, page 13, Kent County Records.

2. People's Elbow is a domestic limited liability company that holds fee title to a parcel in Chapin & Booth's Addition to the Village of Dansville (now City of Lowell), and therefore has standing to maintain this action under MCL 560.222.

3. Schone Afwerking is a domestic limited liability company that holds fee title to a parcel in Chapin & Booth's Addition to the Village of Dansville (now City of Lowell), and therefore has standing to maintain this action under MCL 560.222.

4. The parts of the Plat sought to be vacated specifically include Horatio Street described on **Exhibit A**.

5. The City of Lowell is a mandatory party to this action under MCL 560.224a(1)(b) by virtue of its standing as the municipality in which the subdivision covered by the plat is located.

6. Orlene Hawks is a mandatory party to this action under MCL 560.224a(1)(c) by virtue of her standing as Director of the Michigan Department of Licensing and Regulatory Affairs.

7. Ken Yonker is a mandatory party to this action under MCL 560.224a(1)(d) by virtue of his standing as Kent County Drain Commissioner.

8. Rob Verheulen is a mandatory party to this action under MCL 560.224a(1)(d) by virtue of his standing as Chairman of the Kent County Road Commission.

9. Consumers Energy Company, City of Lowell, Lowell Light & Power, Comcast/Xfinity, Point Broadband, Verizon, TMobile, and AT&T Corp. are mandatory parties to this action under MCL 560.224a(1)(e) by virtue of their status as public utilities that have installations or equipment in the subdivision in question, or which have a recorded easement or franchise right that would be affected by these proceedings.

10. Brad Wieferich, P.E. is a mandatory party to this action under MCL 560.224a(1)(f) by virtue of his standing as Director of the Michigan Department of Transportation (if necessary).

11. Daniel Eichinger is a mandatory party to this action under MCL 560.224a(1)(f) by virtue of his standing as the Director of the Michigan Department of Natural Resources (if necessary).

12. The following are mandatory parties to this action under MCL 560.224a(1)(a) by virtue of their standing as owners of record title, or persons of record claiming under those owners, of a plot or parcel within 300 feet of the parcel in which Plaintiffs seeks to vacate roadways:

- Bryce Callen
- Roxanne L. Lichte
- Kelly A. Bishop and Jenny L. Teachout
- Patrick J. Bailey & Shelley J. Bailey
- John Robert Sterly Revocable Trust u/a/d January 21, 2014
- Vickie L. Long
- First United Methodist Church of Lowell, a Michigan ecclesiastical corporation
- Keiser's Kitchen, Inc.
- Steven Michael Flohr and Stephanie D. Flohr
- David Weenum & Barbara Weenum
- Jared K Meyers and Mia Faye Aquino
- Thomas J. Laponsie and Maryalene T. Laponsie
- Derek Joseph Drumm
- Shelby Phillips and Justin Phillips
- Michael J. Lott
- Daniel Martin and Becky Martin

- Cameron Versluis & Valerie Sasso
- Thomas M. Menck
- Amber Heaton
- Robert Rowley and Pamela Rowley
- Robert R. McWhinney
- Dale L. Reed & Patricia A. Reed
- Richard Riley and Loretta Riley
- Patrick J. Bailey & Shelley J. Bailey
- Virginia Velting
- Michigan State Housing Development Authority
- Mortgage Electronic Registration Systems, Inc.
- Mercantile Bank of Michigan
- Kent County Community Development Dept.
- Capital Property Management, LLC
- Rural Housing Service, US Dept Ag
- The Huntington National Bank
- GMC Lending & Mortgage Services Corp.
- Neighborhood Mortgage Solutions, LLC

13. Plaintiffs seek to vacate Horatio Street described more fully above for the following reasons:
- a. It would allow the Plaintiffs more effective use and develop their respective properties;
  - b. It would allow for the development of the corner of Avery and Main to a more beneficial use;

c. The street as currently configured is not needed for normal traffic flow.

14. Upon vacating the portion of Horatio Street described herein, under MCL 560.227a, fee title to the same would vest in Plaintiffs to be divided by the centerline of Horatio Street under MCL 560.227a(2).

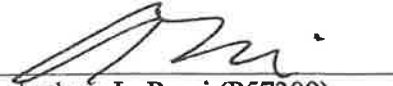
15. WHEREFORE, the Plaintiffs respectfully requests that this Honorable Court enter an Order that vacates the portions of Horatio Street identified above and highlighted in **Exhibit A**.

Dated: August 8, 2023

Respectfully Submitted,

SCHNELKER, RASSI & MCCONNELL, PLC  
Attorneys for Plaintiffs

By: \_\_\_\_\_

  
Andrew L. Rassi (P57309)  
Schnelker, Rassi & McConnell, PLC  
660 Cascade West Parkway, Suite 105  
Grand Rapids, Michigan 49546  
(616) 828-1195

**Exhibit A**  
**Depiction of Property Sought to be Vacated**

Project No.230313--Horatio

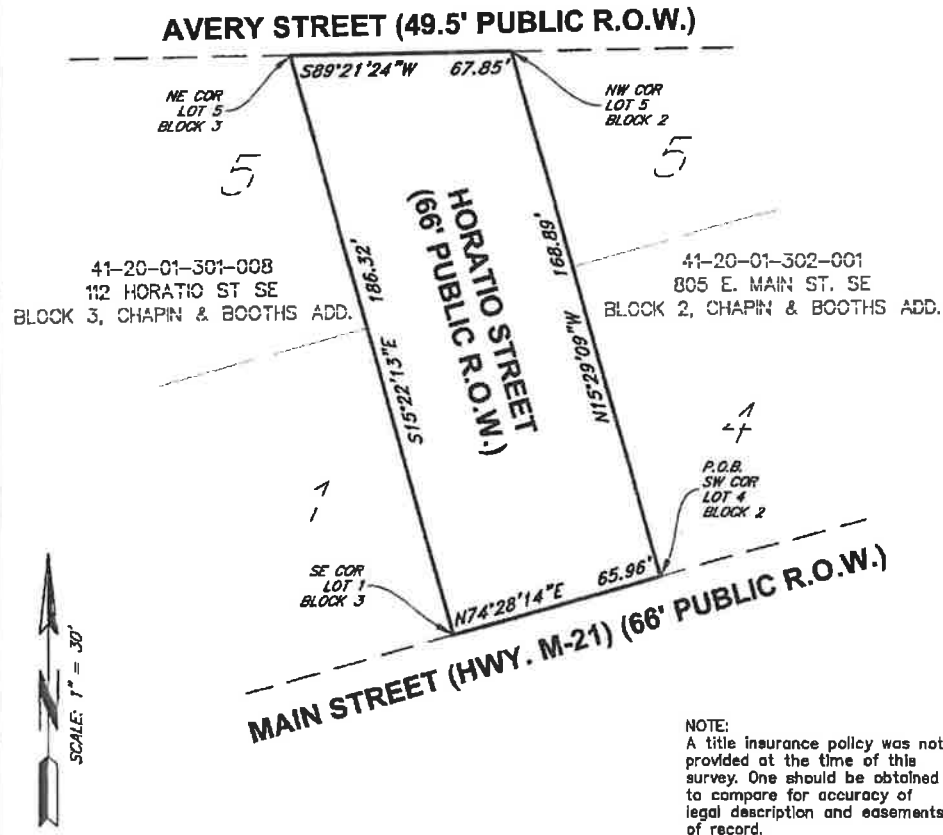
Date: June 23, 2023

For: Mathew Hall  
Copper Rock Construction  
601 Fifth NW, Suite 300  
Grand Rapids, MI 49504

Prop. Address: 805 E. Main St. SE

**LEGAL DESCRIPTION:**

Located in the City of Lowell, County of Kent, State of Michigan, Beginning at the Southwest corner of Lot 4, Block 2, Chapin & Booth's Addition to the Village of Dansville (now City of Lowell), Kent County, Michigan, as recorded in Liber 24 of Plats, Page 13, Kent County Records; thence North  $15^{\circ}29'09''$  West 168.89 feet along the West line of Lots 4 & 5 to the Northwest corner of Lot 5 of said Block; thence South  $89^{\circ}21'24''$  West 67.85 feet to the Northeast corner of Lot 5, Block 3, Chapin & Booth's Addition; thence South  $15^{\circ}22'13''$  East 186.32 feet along the East line of Lots 5 & 1 to the Southeast corner of Lot 1 of said Block; thence North  $74^{\circ}28'14''$  East 65.96 feet to the Point of Beginning.



NOTE:  
A title insurance policy was not provided at the time of this survey. One should be obtained to compare for accuracy of legal description and easements of record.

This drawing is for legal description purposes only. No property corners were set and no improvements were located.

**LEGEND**

○ - IRON STAKE - SET  
● - IRON FOUND  
□ - WOOD STAKE  
R - RECORDED DIMENSION  
D - DEED DIMENSION  
P - PLATTED DIMENSION  
M - MEASURED DIMENSION  
E - CENTERLINE  
--- - FENCE LINE



5055 PLAINFIELD AVENUE, NE  
GRAND RAPIDS, MICHIGAN 49525  
TELE. (616) 361-7220



BY *Michael Manning*



To: Lowell City Council	From: Brian Vander Meulen <i>WTP</i>
Subject: Effluent Cascade Repair	

August 31, 2023

City Council,

Due to age and environmental conditions some of the concrete tankage around the wastewater plant has begun to degrade. In particular the concrete walls of the effluent cascade. The walls have succumbed to cracking and spalling due to moisture and the freeze/thaw cycle. There are also a couple locations around the plant where the corners of tanks have also succumbed to the freeze/thaw cycle due to water intrusion into handrail pockets. There is one in particular we would like to address within the scope of this project.

Funds have been budgeted for this work in the current 2023-24 budget, specifically \$47,000. Three quotes have been secured to complete this work. The low bidder Jelsema Concrete came in at \$43,800 with an option of \$3,200 per handrail pocket repair. Combine this meets exactly what was budgeted. Please find attached the 3 quotes as well as a couple pictures of the outfall walls.

Thank You,

Brian Vander Meulen





(616) 698-7670 office  
(616) 698-0930 fax  
www.jelsemaconcrete.com

5035 West Greenbrooke SE  
Kentwood, MI 49512  
7/24/2023

## **Proposal Lowell WWTP**

- All labor, concrete, reinforcing, pumping, and formwork for the concrete work of the above named project. To include the following.

Remove existing grating and save for re-use  
Demo and remove existing sloping walls  
Excavation and backfill as needed  
Drill and epoxy new rebar  
Form and pour new sloping walls with FRP angle  
Re-install existing grating  
Site restoration as needed around work

---

Base bid amount:     **\$43,800**

---

Have not received a price to furnish and install coal tar on the interior of the walls, so that is not included

Water diversion / bypass pumping if needed by others. Assuming our area of work will be relatively dry.

Handrail post patching: Most areas are 12" x 12" or a little bigger. The concrete shows signs of heavy A.S.R. deterioration. Finding something "solid" to anchor back into may be tricky. We will remove, clean up, install some reinforcing bars, and put back a patch material to stabilize the areas around the handrail posts.

\$3,200 per location

If possible it would be best / safest to drain the tanks in order to complete this work so we are not working over active tanks. We can do these repairs over the water if needed, however some material may fall into the tank, and I'm not sure if that would damage any of the plants operating equipment.



(616) 698-7670 office  
(616) 698-0930 fax  
www.jelsemaconcrete.com

5035 West Greenbrooke SE  
Kentwood, MI 49512  
7/24/2023

---

#### General Requirements

---

- Reasonable access to the work site
- This quote is good for 30 days from date submitted

---

Thank you for this opportunity to provide our quality services to your client.

A handwritten signature in black ink, appearing to read "Tim Jelsema", is written over a horizontal line.

Tim Jelsema

38 State Street  
Middleville, MI 49333



Phone: (616) 554-3911  
Fax: (616) 554-3940

### **Proposal Lowell WWTP**

- 
- All labor, concrete, reinforcing, pumping, and formwork for the concrete work of the above-named project. To include the following.
- 

Remove existing grating and save for re-use  
Demo and remove existing sloping walls  
Excavation and backfill as needed  
Form and pour new sloping walls with FRP angle  
Re-install existing grating  
Site restoration as needed around work

---

Base bid amount:      \$63,000

---

#### **Excludes:**

Coal tar  
Bypass pumping  
Prevailing wages or certified payrolls

---

#### **General Requirements**

---

- Reasonable access to the work site
  - This quote is good for 30 days from date submitted
- 

Thank you for this opportunity to provide our quality services to your client.

Owner: Dan Dieleman



July 21, 2023

Attn:

Project: **Lowell Wastewater Treatment Plant**

Re: Concrete Quote

All Labor, Material, and Equipment required to:

Remove existing grating, salvage for re-use  
Remove the existing sloped walls  
Excavate and backfill as required  
Construct the sloped walls  
Reinstall the grating  
Restore the site as needed

**\$ 61,437.00**

**EXCLUDED:**

Coal tar epoxy  
Prevailing wage  
Bypass pumping

*Proposal Good for 30 days.*

*End of Transmission—please direct questions to Mike at 698-0145.*





## **APPOINTMENTS**

	Expires
Airport Board	
Vacancy (Paul Nicholls – Currently Serving)	01/01/2023
Vacancy (Jeff Ostrander – Currently Serving)	01/01/2023
Vacancy (Tom Grimm – Currently Serving)	01/01/2023
Arbor Board	
Vacancy (Matthew Silverman – Resigned)	06/30/2023
Vacancy (Leah Groves – Resigned)	06/30/2023
Board of Review	
Vacancy (Maureen Pawloski – Currently Serving)	01/01/2023
Vacancy (Leah Vredenburg – Currently Serving)	01/01/2023
Vacancy (Jim Hodges – Currently Serving)	01/01/2023
Construction Board of Appeals	
Vacancy (Greg Canfield – Resigned)	01/01/2023
Downtown Development Authority	
Vacancy (Rick Seese – Currently Serving)	01/01/2023
Vacancy (Eric Wakeman – Resignation)	01/01/2024
Downtown Historic District Commission	
Vacancy (Ardis Barber – Currently Serving)	01/01/2023
Planning Commission	
Vacancy (David Cadwallader – Currently Serving)	06/30/2023