



CITY OF BURTON
BURTON CITY COUNCIL MEETING
FEBRUARY 15, 2021
AGENDA

Council Chambers

Regular Meeting

7:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

A. MEETING INFORMATION

Burton City Council
Hosted by Racheal Boggs

<https://cityofburton.my.webex.com/cityofburton.my/j.php?MTID=m57e70dfba21814051ba766f8feefd257>

Monday, Feb 15, 2021 7:00 pm | 2 hours | (UTC-05:00) Eastern Time (US & Canada)

Meeting number: 182 669 6930

Password: BCC2021 (2222021 from phones and video systems)

Join by video system

Dial 1826696930@webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

+1-415-655-0001 US Toll

Access code: 182 669 6930

B. INVOCATION LED BY: VAUGHN SMITH

C. THE PLEDGE OF ALLEGIANCE IS LED BY: VAUGHN SMITH

D. ROLL CALL

E. STAFF PRESENT

F. APPROVAL OF MINUTES

1. City Council - Regular Meeting - Feb 1, 2021 7:00 PM

G. ADMINISTRATIVE REPORTS

H. COMMITTEE REPORTS

I. AUDIENCE PARTICIPATION

Now is the time set-aside for members of the audience to address the Burton City Council. I would ask each individual to give their name and address for the record and to limit their comments to three (3) minutes and to speak on the topics germane to City business. Public comment may be sent to: publiccomment@burtonmi.gov. Comments received prior to the meeting will be read into the record.

J. COUNCIL DISCUSSION

K. COUNCIL ACTION

1. Approve and authorize the payment of Attorney Billing (Doyle) 1/14/21 to 1/26/21 in the amount of \$4,536.50.
2. Approve and authorize the payment of Attorney Billing (Masud) 12/28/2020 to 1/29/2021 in the amount of \$3,211.00.
3. Approve and Authorize the Mayor to enter into a gas utility easement on behalf of the City of Burton with Consumers Energy for the address of 4303 S. Center Road Burton, MI 48519 (City Hall) Parcel ID #59-34-300-035.
4. Approve and Authorize the Mayor to enter into a gas utility easement on behalf of the City of Burton with Consumers Energy for the address of 4090 Manor Dr. Burton, MI 48519 (Police Building) Parcel ID #59-34-300-003.
5. Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Efficient Demolition, 6319 E. Potter Rd., Davison, MI 48423, in the amount of \$6,225.00 for the demolition of 1373 Decamp.
6. Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Efficient Demolition, 6319 E. Potter Rd., Davison, MI 48423, in the amount of \$9,000.00 for the demolition of 1360 Wells
7. Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Bartman Excavating, 4068 Dowdall Flint, MI 48506, in the amount of \$23,800 for the demolition of 3104 S. Center Rd.

8. Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Bartman Excavating, 4068 Dowdall Flint, MI 48506, in the amount of \$9,300.00 for the demolition of 3071 Shaw.

9. Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Bartman Excavating, 4068 Dowdall Flint, MI 48506, in the amount of \$8,800.00 for the demolition of 2173 N. Vassar.

10. Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Salenbien Trucking & Excavating, 9217 Ann Arbor Rd. Dundee, MI 48131, in the amount of \$35,000.00 for the demolition of 4523 S. Sagianw St.

Agendas and minutes may be found at www.burtonmi.gov



CITY OF BURTON

BURTON CITY COUNCIL MEETING

FEBRUARY 1, 2021

MINUTES

Council Chambers**Regular Meeting****7:00 PM**

**4303 S. CENTER ROAD
BURTON, MI 48519**

This meeting was opened by President Steven Heffner at 7:00 PM.

A. MEETING INFORMATION

Burton City Council
Hosted by Racheal Boggs

<https://cityofburton.my.webex.com/cityofburton.my/j.php?MTID=m8e403a3b476284b0c2b2938cf6460680>

Monday, Feb 1, 2021 7:00 pm | 2 hours | (UTC-05:00) Eastern Time (US & Canada)

Meeting number: 182 609 1920

Password: BCC2021 (2222021 from phones and video systems)

Join by video system

Dial 1826091920@webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

+1-415-655-0001 US Toll

Access code: 182 609 1920

B. INVOCATION LED BY: DENNIS O'KEEFE

C. THE PLEDGE OF ALLEGIANCE IS LED BY: DENNIS O'KEEFE

D. ROLL CALL

Council members attending through the virtual forum must state their name and physical location.

Mr. O'Keefe, Burton, MI

Mr. Smith, Burton, MI

Mr. Heffner, Burton, MI

Mrs. Conley, Burton, MI

Mr. Martinbianco, Burton, MI

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Remote	
Dennis O'Keefe	Councilman	Remote	
Steven Heffner	President	Remote	
Danny Wells	Councilman	Present	
Vaughn Smith	Councilman	Remote	
Gregory Fenner	Vice President	Present	
Christina Conley	Councilwoman	Remote	

E. STAFF PRESENT

Duane Haskins, Mayor
 Brian Ross, Police Chief
 Kirk Wilkinson, Fire Chief
 Mike Vogt, Assistant Fire Chief
 Racheal Boggs, City Clerk
 Amanda Doyle, City Attorney
 Charles Abbey, DPW Director/HR
 Amber Abbey, Deputy DPW Director
 Ann Abbey, Assessor
 Steve Phillips, IT Director

F. APPROVAL OF MINUTES

1. City Council - Regular Meeting - Jan 21, 2021 7:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Vaughn Smith, Councilman
AYES:	Martinbianco, O'Keefe, Heffner, Wells, Smith, Fenner, Conley

G. ADMINISTRATIVE REPORTS

Mayor Haskins stated Attorney Leadford is requesting a closed session under Section 8c of the Open Meetings Act for collective bargaining strategy. In May, we will be having an election that was not budgeted for. 911 Consortium has a renewal for the 911 fees. If it is not passed, it will cost our city roughly \$400,000 for the year. The Genesee County Board of Commissioners has approved for it to be on the ballot. We may have to come to you for a budget transfer, we will see. Our Controller, Karen Moffitt has resigned and is going to another state to enjoy her retirement. Karen, thank you so much for your diligence to our city and the great job you did. You will be missed. We wish you the best. Our city was under a corrective action plan for our OPEB and pension. This is the second year that we have received notification from the state that our corrective action plan is not needed again. The state recognizes our efforts and financial decisions that are moving us in the right direction.

1. Motion to go into closed session under section 8c of the Open Meetings Act for collective bargaining strategy.

Council went into closed session at 7:22 PM.

Council returned from closed session at 8:08PM.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Dennis O'Keefe, Councilman
AYES:	Martinbianco, O'Keefe, Heffner, Wells, Smith, Fenner, Conley

H. COMMITTEE REPORTS

Mr. O'Keefe stated the millage is a crucial part of the budget for 911. If we don't get this passed, we probably won't have a 911. That is how much money we are talking about. It comes from the surcharge on telephones and it is very important. I hope that City Council, Police Department and Fire Department will get behind this with an endorsement of some sort. You heard the Mayor state it will cost us \$400,000. We don't have that kind of money

and every municipality will be in the same boat. This is a county wide ballot proposal and I don't think it will end up costing us money, it will be a county expense. Genesee County 911 does a fantastic job in this county and this income stream needs to be approved.

I. AUDIENCE PARTICIPATION

Public comment may be sent to: publiccomment@burtonmi.gov. Comments received prior to the meeting will be read into the record.

None.

J. COUNCIL DISCUSSION

Mrs. Conley asked when our meetings will start at City Hall. Will it be after February 21st?

Attorney Doyle stated that is the most recent date based on the newest information we have right now. Whether it stands or not, we don't know. Right now, the only thing that has changed is bars and restaurants can be open until 10:00PM with 25% seating capacity. There are still limits on gathering outdoors and no indoor gatherings except for two households.

Mr. Smith stated the Governor determines whether or not we can meet as a public body, correct?

Attorney Doyle stated that is my understanding. We are not one of the listed exceptions. Right now, we cannot be meeting. Other municipalities are disregarding that and being made an example of. Right now, it appears unwise to have an in-person meeting.

Mr. Smith stated I know of two municipalities that have been shut down. I don't think that is good publicity for us to have. I have received my first COVID shot. I want to support Mr. O'Keefe. I have family and friends that have had COVID and some of them are no longer with us.

Mr. O'Keefe stated we revamped the water schedule with regards to billing. At that time, the sewer was brought in and the bill was supposed to go down for sewer only customers. I got my bill and it hasn't changed.

Mr. Abbey stated if you remember during those discussions, it was because of the way the calculations were done by Woodhill. They didn't understand our process. We are billed two different rates from the county for sewer treatment. Sewer only customers are one rate and sewer and water customers are at a different rate. We decided not to change that part in the ordinance because of that. If we would like to do something different, we can do that. The fund is tracking in the right direction. We did make modifications on REU's and meter size for the water customers. Right now, it is my opinion that it would not be wise to do that. We are just now tracking in the black.

Mr. O'Keefe stated I am not advocating doing anything just that it was said this was going to happen. I don't remember it being deleted from the presentation by the administration that we voted on and passed several months ago.

Mr. Abbey stated it was never changed from the original one when we changed the water rates. It is a good thing we didn't because we would have been tracking with a deficit budget. We did bring that to you. I will pull it up if you'd like. They didn't put the right part of the equation in because they didn't realize that it was a cost to us and different than what we pay the county.

Mr. Martinbianco stated the city has to understand that we had certain disciplines that we went through. We already said that. We should have been going in the other direction for the sewer and that never happened.

Mr. Abbey stated you would have had short term relief for a couple years off of that plan. The third and fourth year it would start to rise at a faster pace than what it is now. The way it is now, you will see long term relief because we won't have to raise rates for quite some time.

Mr. Martinbianco stated it all hinges on what happens at the county level and what they are trying to tell us.

Mr. Abbey stated we are not talking about new rates. We are talking about the equations in the methodology.

K. COUNCIL ACTION

1. Approve and authorize the payment of Attorney Billing (Doyle) 1/14/21 to 1/26/21 in the amount of \$4,128.00.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Christina Conley, Councilwoman
SECONDER:	Vaughn Smith, Councilman
AYES:	Martinbianco, O'Keefe, Heffner, Wells, Smith, Fenner, Conley

2. Approve and Authorize the sale of a parcel of land that contains improved structures to the highest bidder with the condition that a building inspection be completed within 15 days and repair made within 90 days of the closing, to give final approval for the same of this improved lot, for the sum of cash or its equivalent and authorizing the Mayor and the Clerk to execute any and all documents required to effectuate the sale as follows: Parcel 59-32-552-045, 2089 Brady Ave. to MEY Investments, Inc 6089 Atlas Valley Dr. Grand Blanc, MI 48439 for the amount of \$5,101.00.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, O'Keefe, Heffner, Wells, Smith, Fenner, Conley

3. Approve and authorize the Mayor and Clerk to enter into a contract with J. Ranck Electric, Inc., 1993 Gover Parkway, Mt. Pleasant, MI 48858, in the amount of \$24,440.00, which was the lowest responsive bid, for the traffic beacon installation project at Center Road and Leith Street in the City of Burton.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Vaughn Smith, Councilman
AYES:	Martinbianco, O'Keefe, Heffner, Wells, Smith, Fenner, Conley

L. SECOND READING OF ORDINANCE

1. Motion to table second reading of an ordinance to amend Chapter 154, the compiled ordinance of the code of ordinances of the City of Burton to regulate erosion and sedimentation control.

Mrs. Conley stated she voted no the first time because we didn't have any back-up. I see we have back-up this time. The letter was sent to the city on April 10, 2020. It has been eight months since City Hall was notified and I think we should have been told about it earlier. I would like to have seen it go to Legislative. We talked about that at the last meeting and I was waiting for the Chairperson to ask the other two committee representatives and nothing was said. We could have been better informed and asked our questions.

Mr. Martbinbianco said, I move to table.

Mr. Heffner asked, until when?

Mr. Martinbianco said, indefinitely.

Attorney Doyle stated if we are tabling it, it is not tabling until when. If you are postponing it, it is postponed until a date certain.

Mr. Martinbianco said, no. That's not true.

Attorney Doyle stated according to Robert's Rules, it is.

RESULT:	FAILED [3 TO 4]
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Christina Conley, Councilwoman
AYES:	Martinbianco, Heffner, Conley
NAYS:	O'Keefe, Wells, Smith, Fenner

2. Motion to Call the Question.

Mr. Wells asked for clarification on the changes that are being made.

Mr. Heffner deferred to Mrs. Abbey.

Mrs. Abbey stated if you look at the back-up pages, there is a note next to each change. There is also an explanation sheet for each one. For instance, the entire definition of landowner didn't change, there was a addition of "as otherwise defined in part 91". There was just a couple sections that changed and there are summary explanations for each one.

Mr. Smith stated if you cross reference the letter we got from EGLE with the explanation of changes, it all comes together.

Mr. Wells stated I appreciate everything you did. If we would have had this two weeks ago, the arguing wouldn't have been necessary. Secondly, if we would have had the information earlier, we could have sent it to Legislative. In the letter it says your ordinance requires a permit within waters of the state. That's okay but, realize this is more restrictive than part 91 which only states lake or stream. So, your definition would include regulated wetlands. How do you determine if an area is a regulated wetland and therefore needs a permit? That's a good question. That is just one of the few I happened to read through. I think Mrs. Abbey is one of the super stars we have here and I appreciate that. All I am asking is in the future we get these things earlier so we can take our time.

Mr. Heffner stated he agrees. We have these committees for a reason and eight months is a lot of time. I know Mrs. Abbey worked hard on this to make sure it was right. It would have been nice to see the Legislative Committee take a look at it. This is a big document and a lot to take in. Maybe in the future give us a little bit more time.

Mr. Martinbianco stated one of the things was Genesee County was the one that was talking about doing this. I didn't get a memo or anything from Genesee County. Did anyone else? It was a state mandate but had to go to the county. I don't have that. I would like to ask Amber if any of these changes that the state talks about will effect new builders in residential areas. How does it effect our industrial property on Genesee and Davison Road? Do any of these need to be brought into the conversation?

Mrs. Abbey stated it doesn't effect them any differently than the original ordinance did. There isn't any change here that makes more restrictions, it actually lessens the restrictions. If you look at the part about the permit exemptions, our ordinance was old and had less exemptions than the state did. We added some more exemptions that it didn't account for before. I don't know where the idea of the county came in. At my presentation two weeks ago, I said, EGLE was requiring it, not the county. We do our own soil erosion and do not go through the county. The county doesn't have authority over our soil erosion program.

Mr. Martinbianco said, no. That's not true. Your predecessor made really great inroads in Act 258 permits and he is the one, I think that brought them to local government. He did a good job of that. I think really what we did here in the city was try to make that a more beneficial area to go to and whatever we can do to make that happen, I think that's good. I would like to talk about EGLE. EGLE should really benefit their time looking at areas like the Kalamazoo River and the Flint River crisis. What are they doing about dams?

RESULT:	CARRIED [5 TO 2]
MOVER:	Danny Wells, Councilman
SECONDER:	Vaughn Smith, Councilman
AYES:	O'Keefe, Heffner, Wells, Smith, Fenner
NAYS:	Martinbianco, Conley

3. Approve and Authorize second reading of an ordinance to amend Chapter 154, the compiled ordinance, of the code of ordinances of the City of Burton to regulate erosion and sedimentation control.

RESULT:	CARRIED [5 TO 2]
MOVER:	Gregory Fenner, Vice President
SECONDER:	Dennis O'Keefe, Councilman
AYES:	O'Keefe, Heffner, Wells, Smith, Fenner
NAYS:	Martinbianco, Conley

Agendas and minutes may be found at www.burtonmi.gov

Meeting was adjourned at 8:36 PM.

Minutes Acceptance: Minutes of Feb 1, 2021 7:00 PM (APPROVAL OF MINUTES)



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 02/15/21 07:00 PM
Department: Clerk's Office
Category: Attorney Billing
Prepared By: Racheal Boggs
Department Head: Racheal Boggs

K.1

SCHEDULED

AGENDA ITEM (ID # 4998)

DOC ID: 4998 A

**Approve and authorize the payment of Attorney Billing
(Doyle) 1/14/21 to 1/26/21 in the amount of \$4,536.50.**



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 02/15/21 07:00 PM
Department: Clerk's Office
Category: Attorney Billing
Prepared By: Racheal Boggs
Department Head: Racheal Boggs

K.2

SCHEDULED

AGENDA ITEM (ID # 5003)

DOC ID: 5003

**Approve and authorize the payment of Attorney Billing
(Masud) 12/28/2020 to 1/29/2021 in the amount of \$3,211.00.**



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 02/15/21 07:00 PM
Department: Department of Public Works
Category: Agreement
Prepared By: Amber Abbey
Department Head: Charles Abbey

K.3

SCHEDULED

AGENDA ITEM (ID # 5004)

DOC ID: 5004 A

Approve and Authorize the Mayor to enter into a gas utility easement on behalf of the City of Burton with Consumers Energy for the address of 4303 S. Center Road Burton, MI 48519 (City Hall) Parcel ID #59-34-300-035.

ATTACHMENTS:

- MI53995_01192021_CityofBurton_59-34-300-035_ESMT (PDF)

EASEMENT FOR GAS FACILITIES

Line 1051 Steel

SAP# 37357987
 Master Tract# TRN000916039533
 Agreement# MI00000053995

CITY OF BURTON, a Michigan municipal corporation, whose address is 4303 S. Center Road, Burton, Michigan 48519 (hereinafter "Owner")

for \$1.00 and other good and valuable consideration [exempt from real estate transfer tax pursuant to MCLA 207.505(f) and from State real estate transfer tax pursuant to MCLA 207.526(f)] grants and warrants to

CONSUMERS ENERGY COMPANY, a Michigan corporation, One Energy Plaza, Jackson, Michigan 49201 (hereinafter "Consumers")

a permanent easement to enter Owner's land (hereinafter "Owner's Land") located in the City of Burton, County of Genesee, and State of Michigan as more particularly described in the attached Exhibit A and to construct, operate, maintain (including cathodic protection systems), inspect (including aerial patrol), survey, replace, reconstruct, improve, remove, relocate, change the size of, enlarge, protect, and abandon in place a natural gas pipeline or pipelines, valves, and launcher and receiver equipment in, on, under, over, across, and through a portion of Owner's Land (hereinafter "Easement Area") as more fully described in the attached Exhibit B, together with any associated valves, fittings, location markers and signs, communication systems, utility lines, protective apparatus, fencing, and all other equipment, appurtenances, and facilities, whether above or below grade, useful or incidental to or for the operation or protection thereof, and to conduct such other activities as may be convenient in connection therewith as determined by Consumers for the purpose of transmitting and distributing natural gas.

Additional Work Space: In addition to the Easement rights granted herein, Owner further grants to Consumers, during initial construction and installation only, the right to temporarily use such additional work space reasonably required to construct said pipelines. Said temporary work space shall abut the Easement Area, on either side, as required by construction.

Access: Consumers shall have the right to unimpaired access to said pipeline or pipelines, and the right of ingress and egress on, over, and through Owner's Land for any and all purposes necessary, convenient, or incidental to the exercise by Consumers of the rights granted hereunder. Consumers shall have the right to install, improve, maintain, replace, enlarge, and relocate a driveway over and across any portion of the Easement Area.

Trees and Other Vegetation: Owner shall not plant any trees within the Easement Area. Consumers shall have the right from time to time hereafter to enter Owner's Land to trim, cut down, and otherwise remove and control any trees, brush, roots, and other vegetation within the Easement Area.

Buildings/Structures: Owner agrees not to build, create, construct, or permit to be built, created, or constructed, any obstruction, building, septic system, drain field, fuel tank, pond, swimming pool, lake, pit, well, foundation, engineering works, installation or any other type of structure over, under, or on said Easement Area, whether temporary or permanent, natural or man-made, without the express authorization of Consumers, which may be withheld in Consumers' sole discretion, recorded in the register of deeds for the county in which Owner's Land is situated expressly allowing the aforementioned.

Ground Elevation: Owner shall not materially alter the ground elevation within the Easement Area without the express authorization of Consumers, which may be withheld in Consumers' sole discretion, recorded in the register of deeds for the county in which Owner's Land is situated expressly allowing the aforementioned.

Exclusive Use: Consumers shall have the right to fence and otherwise enclose all or any portion of the Easement Area, and that portion of the Easement Area fenced or enclosed by Consumers shall be exclusive, and Consumers shall have the full and exclusive right to restrict and control access to and entry upon, and to restrict and/or exclude any or all other use and occupancy (including that of Owner) of that portion of the Easement Area that Consumers may at any time fence or otherwise enclose.

Exercise of Easement: Consumers' nonuse or limited use of this Easement shall not preclude Consumers' later use of this Easement to its full extent.

Ownership: Owner covenants with Consumers that they are the lawful fee simple owner of the aforesaid lands, and that they have the right and authority to make this grant, and that they will forever warrant and defend the title thereto against all claims whatsoever.

Successors: This Easement shall bind and benefit Owner's and Consumers' respective heirs, successors, lessees, licensees, and assigns.

Counterparts: This Easement may be executed simultaneously in two or more counterparts, each of which shall be deemed an original and all of which together shall constitute one and the same instrument. It is not necessary that all parties execute any single counterpart if each party executes at least one counterpart.

Date: _____

Owner: City of Burton, a Michigan municipal corporation

Signature
By: _____
Print name
Its: _____
Print title

Signature
By: _____
Print name
Its: _____
Print title

Acknowledgment

The foregoing instrument was acknowledged before me in _____ County, Michigan,

on _____ by _____
Date Name(s) Title(s)
_____ of City of Burton, a Michigan municipal corporation, on behalf of

the corporation.

Notary Public
Print Name

County, Michigan
Acting in _____ County
My Commission expires: _____

Prepared By:
Brandy R. Gale, 10/20/2020
Consumers Energy Company
One Energy Plaza
Jackson, MI 49201

After recording, return to:
Carrie Main, EP7-287
Consumers Energy Company
One Energy Plaza
Jackson, MI 49201

EXHIBIT AOwner's Land

Land situated in the City of Burton, County of Genesee, State of Michigan:

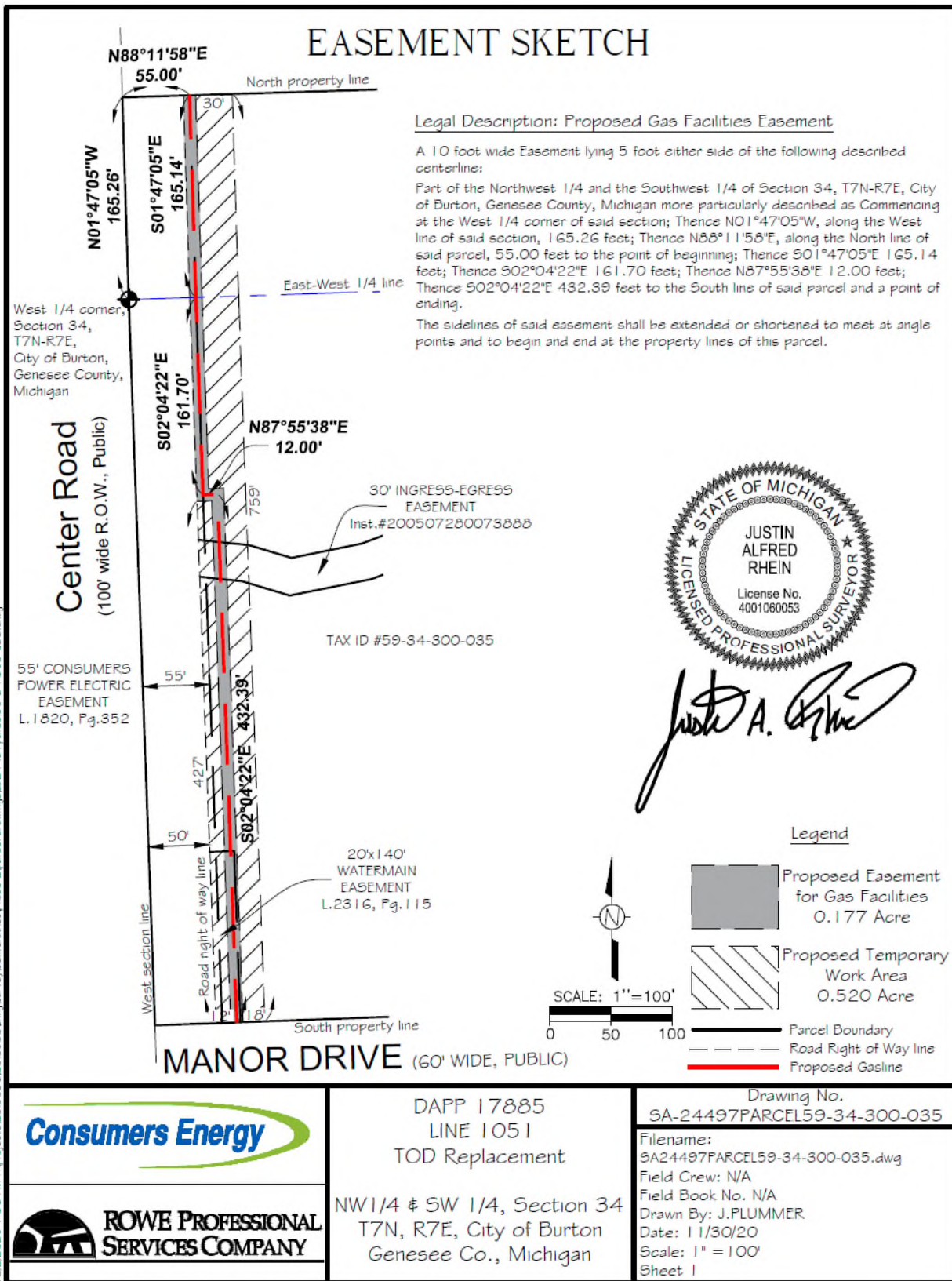
The South 10 rods of the Southwest 1/4 of the Northwest 1/4 of Section 34, T7N, R7E and a parcel of land beginning at the West 1/4 corner of Section 34; thence South 88 degrees 57 minutes East 1312.35 feet; thence South 0 degrees 49 minutes West 594.48 feet; thence North 88 degrees 11 minutes West 1312.76 feet; thence North 0 degrees 50 minutes East 594.48 feet to the place of beginning; EXCEPT a parcel of land beginning, South 0 degrees 50 minutes West 594.48 feet and South 88 degrees 11 minutes East 449 feet and North 0 degrees 50 minutes East 15 feet from the West 1/4 corner of Section 34; thence North 0 degrees 50 minutes East 592 feet; thence South 88 degrees 11 minutes East 291 feet; thence South 0 degrees 50 minutes West 592 feet; thence North 88 degrees 11 minutes West 291 feet to the place of beginning.

Parcel ID: 59-34-300-035

Attachment: MI53995_01192021_CityofBurton_59-34-300-035_ESMT (5004 : Consumers Easement)

EXHIBIT B

Easement Area



Attachment: MI53995_01192021_CityofBurton_59-34-300-035_ESMT (5004 : Consumers Easement)



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 02/15/21 07:00 PM
Department: Department of Public Works
Category: Agreement
Prepared By: Amber Abbey
Department Head: Charles Abbey

K.4

SCHEDULED

AGENDA ITEM (ID # 5005)

DOC ID: 5005 A

Approve and Authorize the Mayor to enter into a gas utility easement on behalf of the City of Burton with Consumers Energy for the address of 4090 Manor Dr. Burton, MI 48519 (Police Building) Parcel ID #59-34-300-003.

ATTACHMENTS:

- MI53998_01192021_CityofBurton_59-34-300-003_ESMT (PDF)

EASEMENT FOR GAS FACILITIES

Line 1051 Steel

SAP# 37357987

Master Tract# TRN000916039534

Agreement# MI00000053998

CITY OF BURTON, a Michigan municipal corporation, whose address is 4303 S. Center Road, Burton, Michigan 48519 (hereinafter "Owner")

for \$1.00 and other good and valuable consideration [exempt from real estate transfer tax pursuant to MCLA 207.505(f) and from State real estate transfer tax pursuant to MCLA 207.526(f)] grants and warrants to

CONSUMERS ENERGY COMPANY, a Michigan corporation, One Energy Plaza, Jackson, Michigan 49201 (hereinafter "Consumers")

a permanent easement to enter Owner's land (hereinafter "Owner's Land") located in the City of Burton, County of Genesee, and State of Michigan as more particularly described in the attached Exhibit A and to construct, operate, maintain (including cathodic protection systems), inspect (including aerial patrol), survey, replace, reconstruct, improve, remove, relocate, change the size of, enlarge, protect, and abandon in place a natural gas pipeline or pipelines, valves, and launcher and receiver equipment in, on, under, over, across, and through a portion of Owner's Land (hereinafter "Easement Area") as more fully described in the attached Exhibit B, together with any associated valves, fittings, location markers and signs, communication systems, utility lines, protective apparatus, fencing, and all other equipment, appurtenances, and facilities, whether above or below grade, useful or incidental to or for the operation or protection thereof, and to conduct such other activities as may be convenient in connection therewith as determined by Consumers for the purpose of transmitting and distributing natural gas.

Additional Work Space: In addition to the Easement rights granted herein, Owner further grants to Consumers, during initial construction and installation only, the right to temporarily use such additional work space reasonably required to construct said pipelines. Said temporary work space shall abut the Easement Area, on either side, as required by construction.

Access: Consumers shall have the right to unimpaired access to said pipeline or pipelines, and the right of ingress and egress on, over, and through Owner's Land for any and all purposes necessary, convenient, or incidental to the exercise by Consumers of the rights granted hereunder. Consumers shall have the right to install, improve, maintain, replace, enlarge, and relocate a driveway over and across any portion of the Easement Area.

Trees and Other Vegetation: Owner shall not plant any trees within the Easement Area. Consumers shall have the right from time to time hereafter to enter Owner's Land to trim, cut down, and otherwise remove and control any trees, brush, roots, and other vegetation within the Easement Area.

Buildings/Structures: Owner agrees not to build, create, construct, or permit to be built, created, or constructed, any obstruction, building, septic system, drain field, fuel tank, pond, swimming pool, lake, pit, well, foundation, engineering works, installation or any other type of structure over, under, or on said Easement Area, whether temporary or permanent, natural or man-made, without the express authorization of Consumers, which may be withheld in Consumers' sole discretion, recorded in the register of deeds for the county in which Owner's Land is situated expressly allowing the aforementioned.

Ground Elevation: Owner shall not materially alter the ground elevation within the Easement Area without the express authorization of Consumers, which may be withheld in Consumers' sole discretion, recorded in the register of deeds for the county in which Owner's Land is situated expressly allowing the aforementioned.

Exclusive Use: Consumers shall have the right to fence and otherwise enclose all or any portion of the Easement Area, and that portion of the Easement Area fenced or enclosed by Consumers shall be exclusive, and Consumers shall have the full and exclusive right to restrict and control access to and entry upon, and to restrict and/or exclude any or all other use and occupancy (including that of Owner) of that portion of the Easement Area that Consumers may at any time fence or otherwise enclose.

Exercise of Easement: Consumers' nonuse or limited use of this Easement shall not preclude Consumers' later use of this Easement to its full extent.

Ownership: Owner covenants with Consumers that they are the lawful fee simple owner of the aforesaid lands, and that they have the right and authority to make this grant, and that they will forever warrant and defend the title thereto against all claims whatsoever.

Successors: This Easement shall bind and benefit Owner's and Consumers' respective heirs, successors, lessees, licensees, and assigns.

Counterparts: This Easement may be executed simultaneously in two or more counterparts, each of which shall be deemed an original and all of which together shall constitute one and the same instrument. It is not necessary that all parties execute any single counterpart if each party executes at least one counterpart.

Date: _____

Owner: City of Burton, a Michigan municipal corporation

Signature
By: _____
Print name
Its: _____
Print title

Signature
By: _____
Print name
Its: _____
Print title

Acknowledgment

The foregoing instrument was acknowledged before me in _____ County, Michigan,

on _____ by _____
Date Name(s) Title(s)
_____ of City of Burton, a Michigan municipal corporation, on behalf of

the corporation.

Notary Public
Print Name

County, Michigan
Acting in _____ County
My Commission expires: _____

Prepared By:
Brandy R. Gale, 10/20/2020
Consumers Energy Company
One Energy Plaza
Jackson, MI 49201

After recording, return to:
Carrie Main, EP7-287
Consumers Energy Company
One Energy Plaza
Jackson, MI 49201

EXHIBIT AOwner's Land

Land situated in the City of Burton, County of Genesee, State of Michigan:

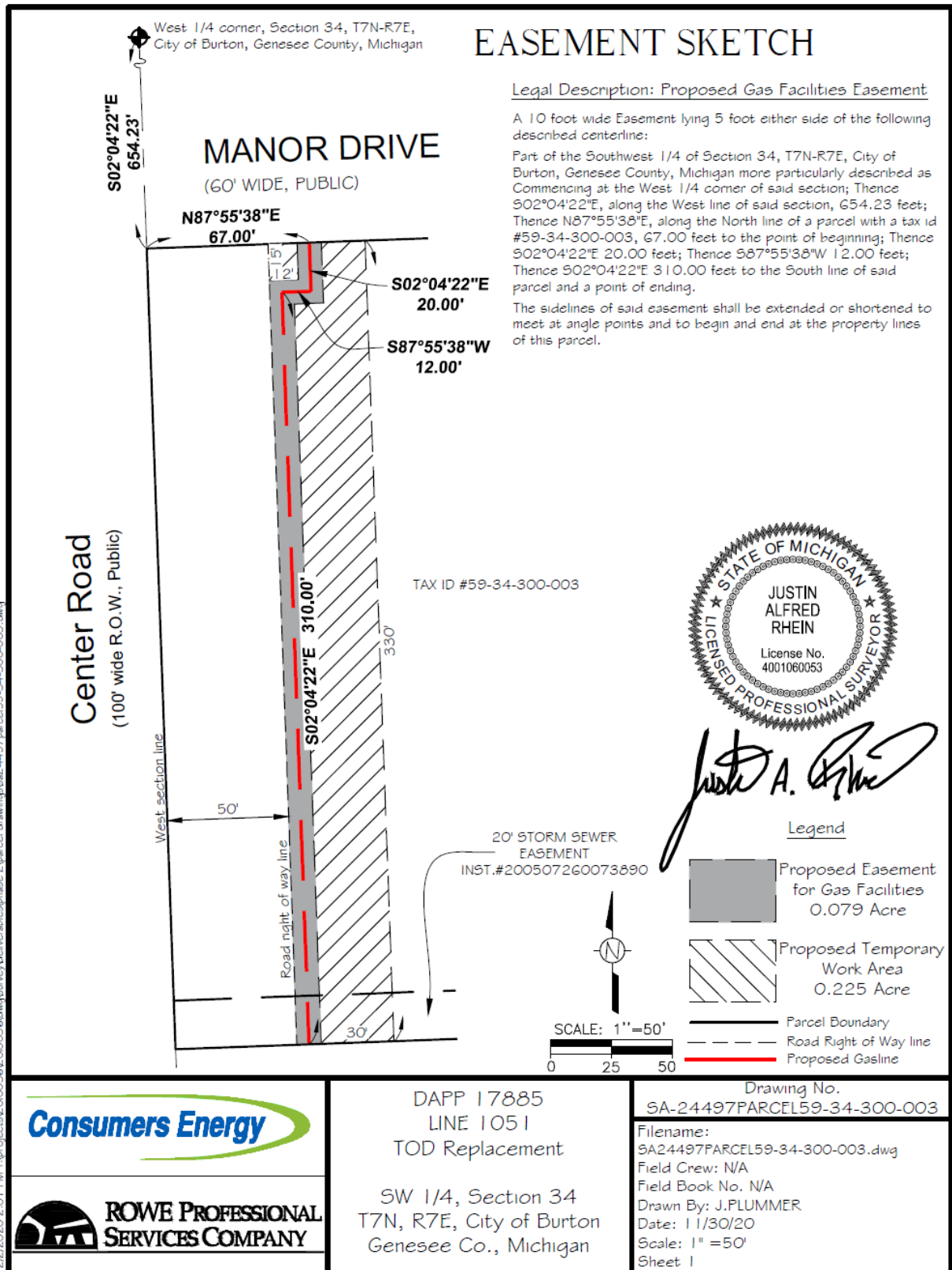
The North 330 feet of the South 660 feet of the West 660 feet of the Northwest 1/4 of the Southwest 1/4 of Section 34, T7N, R7E.

Parcel ID: 59-34-300-003

Attachment: MI53998_01192021_CityofBurton_59-34-300-003_ESMT (5005 : Consumers Easement)

EXHIBIT B

Easement Area



MI00000053998



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 02/15/21 07:00 PM
Department: Department of Public Works
Category: Contract
Prepared By: Amber Abbey
Department Head: Charles Abbey

K.5

SCHEDULED

AGENDA ITEM (ID # 5006)

DOC ID: 5006

Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Efficient Demolition, 6319 E. Potter Rd., Davison, MI 48423, in the amount of \$6,225.00 for the demolition of 1373 Decamp.

ATTACHMENTS:

- 1373 Decamp Demo Bid (PDF)
- bidtab (PDF)

NUISANCE OR HAZARDOUS ABATEMENT

PROPOSAL FORM

Jan. 25, 2021

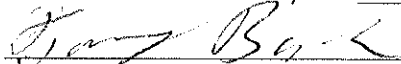
City of Burton
Attn: Purchasing Department
 4303 S. Center Road
 Burton, MI 48519

To Whom It May Concern:

We hereby submit the following proposal for the abatement of a nuisance and/or hazardous **including asbestos determination and removal** if present at the premises as follows:

Address: 1373 Decamp Total Bid Price: \$6,225_____

Please submit bid for the above referenced location by 10 a.m., Feb. 9, 2021, at the address listed above. Each bid must be clearly labeled on the outside of envelope "Sealed Bid" and MUST include the property address they are bidding on. (Please note: if bidding on more than one property address, submit separate sealed bids for each property). The City of Burton reserves the right to reject any or all bids, and to accept any bid which shall be deemed to be most favorable to the City of Burton. Bids will not be received via email. Immediately thereafter all bids received will be publicly opened and total prices read aloud in the Council Chambers. Alternatively, the bid opening may be held via virtual electronic means should the City of Burton's and/or the State of Michigan's Emergency Orders regarding the COVID-19 pandemic so require. If City Hall remains closed to the public, information regarding accessing a virtual bid opening will be posted at Burton City Hall and on the City's website www.burtonmi.gov.

Name of Bidder: Efficient Demolition, Inc.
 By: (signature) 
 Address: 6319 E. Potter Rd. Davison, MI
 Telephone: 810-742-3040

Nuisance or Hazardous Abatement
 Proposal Form

Attachment: 1373 Decamp Demo Bid (5006 : Acceptance Bids)

CONTRACT DETAILS

1. Contractor shall provide insurance, bid, and performance bonds as follows:

PROPERTY DAMAGE LIABILITY

Each Accident	Aggregate
\$1,000,000	\$1,000,000

BODILY INJURY LIABILITY

Each Person	Each Accident
\$1,000,000	\$1,000,000

AUTOMOBILE LIABILITY

Each Occurrence	Aggregate
\$1,000,000	\$1,000,000

WORKMAN'S COMPENSATION

and

EMPLOYER'S LIABILITY

Statutory Amount

Contractor shall furnish the City of Burton with a performance bond in an amount equal to fifty percent (50%) of the bid price.

The bidder must submit with his bid a certified check or bid bond in the amount of five percent (5%) of the bid price.

2. Property affected shall be restored to a level of safe condition, with seed and straw placed over all affected areas on private property or public right-of-way to the satisfaction of the Building Official.
3. All brush, trees, and bushes as tagged will be removed as directed by the Building Official.
4. A backfill and final inspections by a Building Official is required prior to the contractor leaving the site; twenty-four (24) hours notification to the Building Official prior to demolition is required.
5. Total removal of all foundations and slabs. Leave only driveway approaches. Commercial property may require the removal of asphalt/concrete parking lots, at the building inspector's discretion.
6. The City of Burton reserves the right to reject any and all bids and may award multiple locations to individual bidders based solely on the best interest of the City.

7. The Contractor must remove all footings and/or foundations upon which time the Building Official will do a backfill inspection. Upon approval by the Building Official, the excavated area may be filled to grade with clean fill material and compact with an excavation machine. A final inspection by the Building Official is required prior to the contractor leaving the site.
8. A demolition permit must be issued from the Building Official before the work is commenced.
9. The Contractor shall comply with Erosion & Sedimentation Control - Part 91 provisions.
10. The Contractor is responsible for contacting all utilities affected for any necessary disconnects and is responsible to pay all fees for said disconnects.
11. The Contractor must give the City twenty-four (24) hour notice prior to beginning demolition, and must notify "MISS DIG" so that all utilities can be terminated or located.
12. The City will hold back \$100.00 for a six-month period for any necessary seeding and restoring of the site should any settlement occur.
13. The Contractor must comply with all Genesee County Health Department regulations (i.e. safety glasses, work gloves, and N-95 mask) regarding the removal of a house infected with black mold.

BID TABULATION

Page 1 of 1

City of Burton

Department of Public Works

Project: 2020 Demolition Program
 Bid opening at: Council Chambers at City Hall
 Date & Time: February 9, 2021 at 10 a.m.

Present:

Rik Hayman, Purchasing Agent
 Amber Abbey, Deputy DPW Director

Bidder Name & Address		Efficient Demolition 6319 Potter Davison, MI 48423	Bartman Excavating 4068 Dowdall Flint, MI 48506	Salenbien Trucking & Excavating 9217 Ann Arbor Rd. Dundee, MI 48131			
1	3104 S Center	\$34,000	<u>\$23,800</u>				
2	1373 Decamp	<u>\$6,225</u>	\$7,700				
3	4523 S Saginaw	\$38,000	\$44,000	<u>\$35,000</u>			
4	3071 Shaw	\$11,000	<u>\$9,300</u>				
5	2173 N. Vassar	\$10,850	<u>\$8,800</u>				
6	1360 Wells	<u>\$9,000</u>	\$9,600				
5% Bid Bond		Yes	Yes	Yes			
Signed Bid		Yes	Yes	Yes			

* Ranking was not used as some contractors did not bid each & every property.
 Amount in **bold** type denotes low bid for that property

Attachment: bidtab (5006 : Acceptance Bids)



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 02/15/21 07:00 PM
Department: Department of Public Works
Category: Contract
Prepared By: Amber Abbey
Department Head: Charles Abbey

K.6

SCHEDULED

AGENDA ITEM (ID # 5007)

DOC ID: 5007

Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Efficient Demolition, 6319 E. Potter Rd., Davison, MI 48423, in the amount of \$9,000.00 for the demolition of 1360 Wells

ATTACHMENTS:

- bidtab (PDF)
- 1360 Wells Demo Bid (PDF)

BID TABULATION

Page 1 of 1

City of Burton

Department of Public Works

Project: 2020 Demolition Program
 Bid opening at: Council Chambers at City Hall
 Date & Time: February 9, 2021 at 10 a.m.

Present:

Rik Hayman, Purchasing Agent
 Amber Abbey, Deputy DPW Director

Bidder Name & Address		Efficient Demolition 6319 Potter Davison, MI 48423	Bartman Excavating 4068 Dowdall Flint, MI 48506	Salenbien Trucking & Excavating 9217 Ann Arbor Rd. Dundee, MI 48131			
1	3104 S Center	\$34,000	<u>\$23,800</u>				
2	1373 Decamp	<u>\$6,225</u>	\$7,700				
3	4523 S Saginaw	\$38,000	\$44,000	<u>\$35,000</u>			
4	3071 Shaw	\$11,000	<u>\$9,300</u>				
5	2173 N. Vassar	\$10,850	<u>\$8,800</u>				
6	1360 Wells	<u>\$9,000</u>	\$9,600				
5% Bid Bond		Yes	Yes	Yes			
Signed Bid		Yes	Yes	Yes			

* Ranking was not used as some contractors did not bid each & every property.
 Amount in **bold** type denotes low bid for that property

Attachment: bidtab (5007 : Acceptance Bids)

NUISANCE OR HAZARDOUS ABATEMENT

PROPOSAL FORM

Jan. 25, 2021

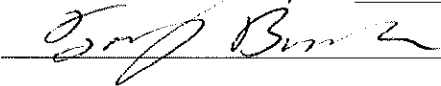
City of Burton
Attn: Purchasing Department
 4303 S. Center Road
 Burton, MI 48519

To Whom It May Concern:

We hereby submit the following proposal for the abatement of a nuisance and/or hazardous **including asbestos determination and removal** if present at the premises as follows:

Address: 1360 Wells Total Bid Price: \$9,000_____

Please submit bid for the above referenced location by 10 a.m., Feb. 9, 2021, at the address listed above. Each bid must be clearly labeled on the outside of envelope "Sealed Bid" and MUST include the property address they are bidding on. (Please note: if bidding on more than one property address, submit separate sealed bids for each property). The City of Burton reserves the right to reject any or all bids, and to accept any bid which shall be deemed to be most favorable to the City of Burton. Bids will not be received via email. Immediately thereafter all bids received will be publicly opened and total prices read aloud in the Council Chambers. Alternatively, the bid opening may be held via virtual electronic means should the City of Burton's and/or the State of Michigan's Emergency Orders regarding the COVID-19 pandemic so require. If City Hall remains closed to the public, information regarding accessing a virtual bid opening will be posted at Burton City Hall and on the City's website www.burtonmi.gov.

Name of Bidder: Efficient Demolition, Inc.
 By: (signature) 
 Address: 6319 E. Potter Rd. Davison, MI
 Telephone: 810-742-3040

Nuisance or Hazardous Abatement
 Proposal Form

Attachment: 1360 Wells Demo Bid (5007 : Acceptance Bids)

CONTRACT DETAILS

1. Contractor shall provide insurance, bid, and performance bonds as follows:

PROPERTY DAMAGE LIABILITY

Each Accident	Aggregate
\$1,000,000	\$1,000,000

BODILY INJURY LIABILITY

Each Person	Each Accident
\$1,000,000	\$1,000,000

AUTOMOBILE LIABILITY

Each Occurrence	Aggregate
\$1,000,000	\$1,000,000

WORKMAN'S COMPENSATION

and

EMPLOYER'S LIABILITY

Statutory Amount

Contractor shall furnish the City of Burton with a performance bond in an amount equal to fifty percent (50%) of the bid price.

The bidder must submit with his bid a certified check or bid bond in the amount of five percent (5%) of the bid price.

2. Property affected shall be restored to a level of safe condition, with seed and straw placed over all affected areas on private property or public right-of-way to the satisfaction of the Building Official.
3. All brush, trees, and bushes as tagged will be removed as directed by the Building Official.
4. A backfill and final inspections by a Building Official is required prior to the contractor leaving the site; twenty-four (24) hours notification to the Building Official prior to demolition is required.
5. Total removal of all foundations and slabs. Leave only driveway approaches. Commercial property may require the removal of asphalt/concrete parking lots, at the building inspector's discretion.
6. The City of Burton reserves the right to reject any and all bids and may award multiple locations to individual bidders based solely on the best interest of the City.

7. The Contractor must remove all footings and/or foundations upon which time the Building Official will do a backfill inspection. Upon approval by the Building Official, the excavated area may be filled to grade with clean fill material and compact with an excavation machine. A final inspection by the Building Official is required prior to the contractor leaving the site.
8. A demolition permit must be issued from the Building Official before the work is commenced.
9. The Contractor shall comply with Erosion & Sedimentation Control - Part 91 provisions.
10. The Contractor is responsible for contacting all utilities affected for any necessary disconnects and is responsible to pay all fees for said disconnects.
11. The Contractor must give the City twenty-four (24) hour notice prior to beginning demolition, and must notify "MISS DIG" so that all utilities can be terminated or located.
12. The City will hold back \$100.00 for a six-month period for any necessary seeding and restoring of the site should any settlement occur.
13. The Contractor must comply with all Genesee County Health Department regulations (i.e. safety glasses, work gloves, and N-95 mask) regarding the removal of a house infected with black mold.



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 02/15/21 07:00 PM
Department: Department of Public Works
Category: Contract
Prepared By: Amber Abbey
Department Head: Charles Abbey

K.7

SCHEDULED

AGENDA ITEM (ID # 5008)

DOC ID: 5008

Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Bartman Excavating, 4068 Dowdall Flint, MI 48506, in the amount of \$23,800 for the demolition of 3104 S. Center Rd.

ATTACHMENTS:

- bidtab (PDF)
- 3104 S Center Demo Bid (PDF)

BID TABULATION

Page 1 of 1

City of Burton

Department of Public Works

Project: 2020 Demolition Program
 Bid opening at: Council Chambers at City Hall
 Date & Time: February 9, 2021 at 10 a.m.

Present:

Rik Hayman, Purchasing Agent
 Amber Abbey, Deputy DPW Director

Bidder Name & Address		Efficient Demolition 6319 Potter Davison, MI 48423	Bartman Excavating 4068 Dowdall Flint, MI 48506	Salenbien Trucking & Excavating 9217 Ann Arbor Rd. Dundee, MI 48131			
1	3104 S Center	\$34,000	<u>\$23,800</u>				
2	1373 Decamp	<u>\$6,225</u>	\$7,700				
3	4523 S Saginaw	\$38,000	\$44,000	<u>\$35,000</u>			
4	3071 Shaw	\$11,000	<u>\$9,300</u>				
5	2173 N. Vassar	\$10,850	<u>\$8,800</u>				
6	1360 Wells	<u>\$9,000</u>	\$9,600				
5% Bid Bond		Yes	Yes	Yes			
Signed Bid		Yes	Yes	Yes			

* Ranking was not used as some contractors did not bid each & every property.
 Amount in **bold** type denotes low bid for that property

Attachment: bidtab (5008 : Acceptance Bids)

NUISANCE OR HAZARDOUS ABATEMENT

PROPOSAL FORM

Jan. 25, 2021

City of Burton
Attn: Purchasing Department
 4303 S. Center Road
 Burton, MI 48519

To Whom It May Concern:

We hereby submit the following proposal for the abatement of a nuisance and/or hazardous **including asbestos determination and removal** if present at the premises as follows:

Address: 3104 S. CenterTotal Bid Price: \$ 23,800.⁰⁰*Twenty Three Thousand Eight Hundred*

Please submit bid for the above referenced location by 10 a.m., Feb. 9, 2021, at the address listed above. Each bid must be clearly labeled on the outside of envelope "Sealed Bid" and MUST include the property address they are bidding on. (Please note: if bidding on more than one property address, submit separate sealed bids for each property). The City of Burton reserves the right to reject any or all bids, and to accept any bid which shall be deemed to be most favorable to the City of Burton. Bids will not be received via email. Immediately thereafter all bids received will be publicly opened and total prices read aloud in the Council Chambers. Alternatively, the bid opening may be held via virtual electronic means should the City of Burton's and/or the State of Michigan's Emergency Orders regarding the COVID-19 pandemic so require. If City Hall remains closed to the public, information regarding accessing a virtual bid opening will be posted at Burton City Hall and on the City's website www.burtonmi.gov.

Name of Bidder:

Bartman Excavating Inc.

By: (signature)

Chris Bartman

Address:

4068 Dowdell St. Flint MI 48506

Telephone:

(810) 736-2330 cell. (810) 931-9065

Attachment: 3104 S Center Demo Bid (5008 : Acceptance Bids)

Nuisance or Hazardous Abatement
 Proposal Form
 Page 2 of 3

CONTRACT DETAILS

1. Contractor shall provide insurance, bid, and performance bonds as follows:

PROPERTY DAMAGE LIABILITY

Each Accident	Aggregate
\$1,000,000	\$1,000,000

BODILY INJURY LIABILITY

Each Person	Each Accident
\$1,000,000	\$1,000,000

AUTOMOBILE LIABILITY

Each Occurrence	Aggregate
\$1,000,000	\$1,000,000

WORKMAN'S COMPENSATION

and
EMPLOYER'S LIABILITY
 Statutory Amount

Contractor shall furnish the City of Burton with a performance bond in an amount equal to fifty percent (50%) of the bid price.

The bidder must submit with his bid a certified check or bid bond in the amount of five percent (5%) of the bid price.

2. Property affected shall be restored to a level of safe condition, with seed and straw placed over all affected areas on private property or public right-of-way to the satisfaction of the Building Official.
3. All brush, trees, and bushes as tagged will be removed as directed by the Building Official.
4. A backfill and final inspections by a Building Official is required prior to the contractor leaving the site; twenty-four (24) hours notification to the Building Official prior to demolition is required.
5. Total removal of all foundations and slabs. Leave only driveway approaches. Commercial property may require the removal of asphalt/concrete parking lots, at the building inspector's discretion.
6. The City of Burton reserves the right to reject any and all bids and may award multiple locations to individual bidders based solely on the best interest of the City.

Nuisance or Hazardous Abatement
Proposal Form
Page 3 of 3

7. The Contractor must remove all footings and/or foundations upon which time the Building Official will do a backfill inspection. Upon approval by the Building Official, the excavated area may be filled to grade with clean fill material and compact with an excavation machine. A final inspection by the Building Official is required prior to the contractor leaving the site.
8. A demolition permit must be issued from the Building Official before the work is commenced.
9. The Contractor shall comply with Erosion & Sedimentation Control - Part 91 provisions.
10. The Contractor is responsible for contacting all utilities affected for any necessary disconnects and is responsible to pay all fees for said disconnects.
11. The Contractor must give the City twenty-four (24) hour notice prior to beginning demolition, and must notify "MISS DIG" so that all utilities can be terminated or located.
12. The City will hold back \$100.00 for a six-month period for any necessary seeding and restoring of the site should any settlement occur.
13. The Contractor must comply with all Genesee County Health Department regulations (i.e. safety glasses, work gloves, and N-95 mask) regarding the removal of a house infected with black mold.



SCHEDULED

AGENDA ITEM (ID # 5009)

DOC ID: 5009

Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Bartman Excavating, 4068 Dowdall Flint, MI 48506, in the amount of \$9,300.00 for the demolition of 3071 Shaw.

ATTACHMENTS:

- bidtab (PDF)
- 3071 Shaw Winning Bid (PDF)

BID TABULATION

Page 1 of 1

City of Burton

Department of Public Works

Project: 2020 Demolition Program
 Bid opening at: Council Chambers at City Hall
 Date & Time: February 9, 2021 at 10 a.m.

Present:

Rik Hayman, Purchasing Agent
 Amber Abbey, Deputy DPW Director

Bidder Name & Address		Efficient Demolition 6319 Potter Davison, MI 48423	Bartman Excavating 4068 Dowdall Flint, MI 48506	Salenbien Trucking & Excavating 9217 Ann Arbor Rd. Dundee, MI 48131			
1	3104 S Center	\$34,000	<u>\$23,800</u>				
2	1373 Decamp	<u>\$6,225</u>	\$7,700				
3	4523 S Saginaw	\$38,000	\$44,000	<u>\$35,000</u>			
4	3071 Shaw	\$11,000	<u>\$9,300</u>				
5	2173 N. Vassar	\$10,850	<u>\$8,800</u>				
6	1360 Wells	<u>\$9,000</u>	\$9,600				
5% Bid Bond		Yes	Yes	Yes			
Signed Bid		Yes	Yes	Yes			

* Ranking was not used as some contractors did not bid each & every property.
 Amount in **bold** type denotes low bid for that property

Attachment: bidtab (5009 : Acceptance Bids)

NUISANCE OR HAZARDOUS ABATEMENT
PROPOSAL FORM

Jan. 25, 2021

City of Burton
Attn: Purchasing Department
4303 S. Center Road
Burton, MI 48519

To Whom It May Concern:

We hereby submit the following proposal for the abatement of a nuisance and/or hazardous **including asbestos determination and removal** if present at the premises as follows:

Address: 3071 Shaw Total Bid Price: \$ 9,300.⁰⁰
Nine Thousand Three Hundred

Please submit bid for the above referenced location by 10 a.m., Feb. 9, 2021, at the address listed above. Each bid must be clearly labeled on the outside of envelope "Sealed Bid" and MUST include the property address they are bidding on. (Please note: if bidding on more than one property address, submit separate sealed bids for each property). The City of Burton reserves the right to reject any or all bids, and to accept any bid which shall be deemed to be most favorable to the City of Burton. Bids will not be received via email. Immediately thereafter all bids received will be publicly opened and total prices read aloud in the Council Chambers. Alternatively, the bid opening may be held via virtual electronic means should the City of Burton's and/or the State of Michigan's Emergency Orders regarding the COVID-19 pandemic so require. If City Hall remains closed to the public, information regarding accessing a virtual bid opening will be posted at Burton City Hall and on the City's website www.burtonmi.gov.

Name of Bidder: Bartman Excavating Inc.
By: (signature) Shawn Bartman
Address: 4068 Dowdell St. Flint, MI 48506
Telephone: (810) 736-2330 cell (810) 931-9065

Attachment: 3071 Shaw Winning Bid (5009 : Acceptance Bids)

Nuisance or Hazardous Abatement
 Proposal Form
 Page 2 of 3

CONTRACT DETAILS

1. Contractor shall provide insurance, bid, and performance bonds as follows:

PROPERTY DAMAGE LIABILITY

Each Accident	Aggregate
\$1,000,000	\$1,000,000

BODILY INJURY LIABILITY

Each Person	Each Accident
\$1,000,000	\$1,000,000

AUTOMOBILE LIABILITY

Each Occurrence	Aggregate
\$1,000,000	\$1,000,000

WORKMAN'S COMPENSATION

and
EMPLOYER'S LIABILITY
 Statutory Amount

Contractor shall furnish the City of Burton with a performance bond in an amount equal to fifty percent (50%) of the bid price.

The bidder must submit with his bid a certified check or bid bond in the amount of five percent (5%) of the bid price.

2. Property affected shall be restored to a level of safe condition, with seed and straw placed over all affected areas on private property or public right-of-way to the satisfaction of the Building Official.
3. All brush, trees, and bushes as tagged will be removed as directed by the Building Official.
4. A backfill and final inspections by a Building Official is required prior to the contractor leaving the site; twenty-four (24) hours notification to the Building Official prior to demolition is required.
5. Total removal of all foundations and slabs. Leave only driveway approaches. Commercial property may require the removal of asphalt/concrete parking lots, at the building inspector's discretion.
6. The City of Burton reserves the right to reject any and all bids and may award multiple locations to individual bidders based solely on the best interest of the City.

Nuisance or Hazardous Abatement
Proposal Form
Page 3 of 3

7. The Contractor must remove all footings and/or foundations upon which time the Building Official will do a backfill inspection. Upon approval by the Building Official, the excavated area may be filled to grade with clean fill material and compact with an excavation machine. A final inspection by the Building Official is required prior to the contractor leaving the site.
8. A demolition permit must be issued from the Building Official before the work is commenced.
9. The Contractor shall comply with Erosion & Sedimentation Control – Part 91 provisions.
10. The Contractor is responsible for contacting all utilities affected for any necessary disconnects and is responsible to pay all fees for said disconnects.
11. The Contractor must give the City twenty-four (24) hour notice prior to beginning demolition, and must notify “MISS DIG” so that all utilities can be terminated or located.
12. The City will hold back \$100.00 for a six-month period for any necessary seeding and restoring of the site should any settlement occur.
13. The Contractor must comply with all Genesee County Health Department regulations (i.e. safety glasses, work gloves, and N-95 mask) regarding the removal of a house infected with black mold.



Burton City Council
4303 S. Center Road
Burton, MI 48519

Meeting: 02/15/21 07:00 PM
Department: Department of Public Works
Category: Contract
Prepared By: Amber Abbey
Department Head: Charles Abbey

K.9

SCHEDULED

AGENDA ITEM (ID # 5010)

DOC ID: 5010

Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Bartman Excavating, 4068 Dowdall Flint, MI 48506, in the amount of \$8,800.00 for the demolition of 2173 N. Vassar.

ATTACHMENTS:

- bidtab (PDF)
- 2173 N. Vassar Demo Bid (PDF)

BID TABULATION

Page 1 of 1

City of Burton

Department of Public Works

Project: 2020 Demolition Program
 Bid opening at: Council Chambers at City Hall
 Date & Time: February 9, 2021 at 10 a.m.

Present:

Rik Hayman, Purchasing Agent
 Amber Abbey, Deputy DPW Director

Bidder Name & Address		Efficient Demolition 6319 Potter Davison, MI 48423	Bartman Excavating 4068 Dowdall Flint, MI 48506	Salenbien Trucking & Excavating 9217 Ann Arbor Rd. Dundee, MI 48131			
1	3104 S Center	\$34,000	<u>\$23,800</u>				
2	1373 Decamp	<u>\$6,225</u>	\$7,700				
3	4523 S Saginaw	\$38,000	\$44,000	<u>\$35,000</u>			
4	3071 Shaw	\$11,000	<u>\$9,300</u>				
5	2173 N. Vassar	\$10,850	<u>\$8,800</u>				
6	1360 Wells	<u>\$9,000</u>	\$9,600				
5% Bid Bond		Yes	Yes	Yes			
Signed Bid		Yes	Yes	Yes			

* Ranking was not used as some contractors did not bid each & every property.
 Amount in **bold** type denotes low bid for that property

Attachment: bidtab (5010 : Acceptance Bids)

NUISANCE OR HAZARDOUS ABATEMENT

PROPOSAL FORM

Jan. 25, 2021

City of Burton
Attn: Purchasing Department
 4303 S. Center Road
 Burton, MI 48519

To Whom It May Concern:

We hereby submit the following proposal for the abatement of a nuisance and/or hazardous **including asbestos determination and removal** if present at the premises as follows:

Address: 2173 N. Vassar

Total Bid Price: \$ 8,800.00
Eight Thousand Eight Hundred

Please submit bid for the above referenced location by 10 a.m., Feb. 9, 2021, at the address listed above. Each bid must be clearly labeled on the outside of envelope "Sealed Bid" and MUST include the property address they are bidding on. (Please note: if bidding on more than one property address, submit separate sealed bids for each property). The City of Burton reserves the right to reject any or all bids, and to accept any bid which shall be deemed to be most favorable to the City of Burton. Bids will not be received via email. Immediately thereafter all bids received will be publicly opened and total prices read aloud in the Council Chambers. Alternatively, the bid opening may be held via virtual electronic means should the City of Burton's and/or the State of Michigan's Emergency Orders regarding the COVID-19 pandemic so require. If City Hall remains closed to the public, information regarding accessing a virtual bid opening will be posted at Burton City Hall and on the City's website www.burtonmi.gov.

Name of Bidder:

Bartman Excavating Inc.

By: (signature)

Robert Bartman

Address:

4068 Dowdall St. Flint, MI 48506

Telephone:

(810) 736-2330 cell (810) 931-9065

Attachment: 2173 N. Vassar Demo Bid (5010 : Acceptance Bids)

Nuisance or Hazardous Abatement
 Proposal Form
 Page 2 of 3

CONTRACT DETAILS

1. Contractor shall provide insurance, bid, and performance bonds as follows:

PROPERTY DAMAGE LIABILITY

Each Accident	Aggregate
\$1,000,000	\$1,000,000

BODILY INJURY LIABILITY

Each Person	Each Accident
\$1,000,000	\$1,000,000

AUTOMOBILE LIABILITY

Each Occurrence	Aggregate
\$1,000,000	\$1,000,000

WORKMAN'S COMPENSATION

and

EMPLOYER'S LIABILITY

Statutory Amount

Contractor shall furnish the City of Burton with a performance bond in an amount equal to fifty percent (50%) of the bid price.

The bidder must submit with his bid a certified check or bid bond in the amount of five percent (5%) of the bid price.

2. Property affected shall be restored to a level of safe condition, with seed and straw placed over all affected areas on private property or public right-of-way to the satisfaction of the Building Official.
3. All brush, trees, and bushes as tagged will be removed as directed by the Building Official.
4. A backfill and final inspections by a Building Official is required prior to the contractor leaving the site; twenty-four (24) hours notification to the Building Official prior to demolition is required.
5. Total removal of all foundations and slabs. Leave only driveway approaches. Commercial property may require the removal of asphalt/concrete parking lots, at the building inspector's discretion.
6. The City of Burton reserves the right to reject any and all bids and may award multiple locations to individual bidders based solely on the best interest of the City.

Nuisance or Hazardous Abatement
Proposal Form
Page 3 of 3

7. The Contractor must remove all footings and/or foundations upon which time the Building Official will do a backfill inspection. Upon approval by the Building Official, the excavated area may be filled to grade with clean fill material and compact with an excavation machine. A final inspection by the Building Official is required prior to the contractor leaving the site.
8. A demolition permit must be issued from the Building Official before the work is commenced.
9. The Contractor shall comply with Erosion & Sedimentation Control – Part 91 provisions.
10. The Contractor is responsible for contacting all utilities affected for any necessary disconnects and is responsible to pay all fees for said disconnects.
11. The Contractor must give the City twenty-four (24) hour notice prior to beginning demolition, and must notify “MISS DIG” so that all utilities can be terminated or located.
12. The City will hold back \$100.00 for a six-month period for any necessary seeding and restoring of the site should any settlement occur.
13. The Contractor must comply with all Genesee County Health Department regulations (i.e. safety glasses, work gloves, and N-95 mask) regarding the removal of a house infected with black mold.



SCHEDULED

AGENDA ITEM (ID # 5011)

DOC ID: 5011

Approve and authorize the acceptance of the low bid and allow the Mayor and Clerk to enter into a contract, contingent upon the submittal and approval of the required bonds and insurance documents, on behalf of the City of Burton with Salenbien Trucking & Excavating, 9217 Ann Arbor Rd. Dundee, MI 48131, in the amount of \$35,000.00 for the demolition of 4523 S. Saginaw St.

ATTACHMENTS:

- bidtab (PDF)
- 4523 S Saginaw Demo Bid (PDF)

BID TABULATION

Page 1 of 1

City of Burton

Department of Public Works

Project: 2020 Demolition Program
 Bid opening at: Council Chambers at City Hall
 Date & Time: February 9, 2021 at 10 a.m.

Present:

Rik Hayman, Purchasing Agent
 Amber Abbey, Deputy DPW Director

Bidder Name & Address		Efficient Demolition 6319 Potter Davison, MI 48423	Bartman Excavating 4068 Dowdall Flint, MI 48506	Salenbien Trucking & Excavating 9217 Ann Arbor Rd. Dundee, MI 48131			
1	3104 S Center	\$34,000	<u>\$23,800</u>				
2	1373 Decamp	<u>\$6,225</u>	\$7,700				
3	4523 S Saginaw	\$38,000	\$44,000	<u>\$35,000</u>			
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5	2173 N. Vassar	\$10,850	<u>\$8,800</u>				
6	1360 Wells	<u>\$9,000</u>	\$9,600				
5% Bid Bond		Yes	Yes	Yes			
Signed Bid		Yes	Yes	Yes			

* Ranking was not used as some contractors did not bid each & every property.
 Amount in **bold** type denotes low bid for that property

Attachment: bidtab (5011 : Acceptance Bids)

NUISANCE OR HAZARDOUS ABATEMENT
PROPOSAL FORM

Jan. 25, 2021

City of Burton
Attn: Purchasing Department
4303 S. Center Road
Burton, MI 48519

To Whom It May Concern:

We hereby submit the following proposal for the abatement of a nuisance and/or hazardous **including asbestos determination and removal** if present at the premises as follows:

Address: 4523 S. Saginaw

Total Bid Price: \$ 35,000.00

Please submit bid for the above referenced location by 10 a.m., Feb. 9, 2021, at the address listed above. Each bid must be clearly labeled on the outside of envelope "Sealed Bid" and MUST include the property address they are bidding on. (Please note: if bidding on more than one property address, submit separate sealed bids for each property). The City of Burton reserves the right to reject any or all bids, and to accept any bid which shall be deemed to be most favorable to the City of Burton. Bids will not be received via email. Immediately thereafter all bids received will be publicly opened and total prices read aloud in the Council Chambers. Alternatively, the bid opening may be held via virtual electronic means should the City of Burton's and/or the State of Michigan's Emergency Orders regarding the COVID-19 pandemic so require. If City Hall remains closed to the public, information regarding accessing a virtual bid opening will be posted at Burton City Hall and on the City's website www.burtonmi.gov.

Name of Bidder:

Salenbier Trucking and Excavating, Inc.

By: (signature)

[Signature]

Address:

9217 Ann Arbor Rd., Dundee, MI 48131

Telephone:

734 529-3823

Attachment: 4523 S Saginaw Demo Bid (5011 : Acceptance Bids)

Nuisance or Hazardous Abatement
 Proposal Form
 Page 2 of 3

CONTRACT DETAILS

1. Contractor shall provide insurance, bid, and performance bonds as follows:

PROPERTY DAMAGE LIABILITY

Each Accident	Aggregate
\$1,000,000	\$1,000,000

BODILY INJURY LIABILITY

Each Person	Each Accident
\$1,000,000	\$1,000,000

AUTOMOBILE LIABILITY

Each Occurrence	Aggregate
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and

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Statutory Amount

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Nuisance or Hazardous Abatement
Proposal Form
Page 3 of 3

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