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REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, HELD MONDAY, APRIL 21, 2008, AT 6:30 P.M. IN THE COUNCIL CHAMBER OF CITY HALL.

PRAYER AND PLEDGE OF ALLEGIANCE

Mayor Joyce Seals offered a prayer and led the pledge of allegiance.

ROLL CALL

Mayor Joyce Seals called the meeting to order. The following Councilpersons were present: Larry Coulouris, Daniel Fitzpatrick, Amanda Kitterman-Miller, Bill Scharffe, Paul Virciglio, Andrew Wendt and Mayor Joyce Seals-7.

Absent: Councilpersons Gregory Branch and Amos O'Neal-2.

ANNOUNCEMENTS

Coach Lou Dawkins and the Saginaw High School Boys Varsity Basketball Team accepted a Certificate of Recognition read by Mayor Seals for first place finish at the Michigan High School Athletic Association Boys Basketball Tournament.

*(At 6:35 p.m. during the presentation, Councilman O'Neal arrived and took his seat.)*

PERSONAL APPEARANCES

Earl Jesse, 310 S. Harrison, spoke on the decline in population in the City of Saginaw. Believes the City is losing about 800 people each year.

Johnny Sanders, 3420 Grant, commented on personal speakers being allowed 3 minutes and Council members getting 5. Also said the hat rule was inconsistent. Said the City needs to start tearing down houses.

*(At 6:45 p.m., during Mr. Sanders' comments, Councilman Branch arrived and took his seat.)*

Timothy Marker, 217 Alice, said he supports companies being given tax breaks to bring their business to the City, however, believes residents are being charged more on taxes and/or fees to make up the loss. Expressed his concerns about drivers using Alice as a cut-through because there is no left turn on Wheeler Street. Questioned the 3-6 a.m. parking ordinance since street cleaners now clean during the day.

David Ortega, 1330 N. Washington, gave the history of Cinco de Mayo. Said it is not a United States holiday but it should be. Invited Council and citizens to attend the parade and festivities on Saturday, May 3<sup>rd</sup>.

Annie Runsford, 231 Golfview Drive, Caro, spoke on behalf of the Friends of Theodore Roethke. Told Council of the group's mission and plans to honor the poet. Invited all to attend the poetry readings on May 25<sup>th</sup> at the poet's boyhood home, 1805 Gratiot.

Anderson Johnson, *(address not given)*, representing the SEIU City employees, continued to advise Council of the difficulties the union has had in settling their issues with management. Said the Labor Relations Administrator does not have the authority to resolve grievances, which will lead to arbitrations and cost thousands of tax dollars. Said management is ruling with an iron fist and defying the SEIU contract.

REMARKS OF COUNCIL

Councilwoman Kitterman-Miller confirmed with Dr. Thorns that through the end of March, 26 homes had been demolished. (*Dr. Thorns said the goal was 220 for the calendar year and there were 210 torn down in 2007.*) Told Mr. Marker that homeowners do not make up the difference in property tax breaks given to businesses due to the tax cap. Said water rates are raised due to upgrades and sewer mains. (*Mayor Seals interjected that tax breaks are given on new construction so it was not something the City was getting before. Said the City does receive income tax from the employees of the business.*) Councilwoman Kitterman-Miller reminded all of some upcoming events to celebrate Arbor Day.

Councilman Coulouris commended the Saginaw High School basketball team. Said these boys are an example that all kids aren't bad. Sympathized with Mr. Marker about Alice Street and agreed drivers should not be routed from a state highway into a residential area. Questioned whether a green arrow could be installed at Wheeler Street. Commended the police chief for the great job he's doing.

Councilman Scharffe echoed congratulations to the Saginaw High team for their accomplishment. Mentioned an Arthur Hill High School graduate who had plans to build condos in the Hamilton Street area. Thanked him and said Council would support him anyway it could. Requested the City Manager and Public Services Director study the possibility of placing convex mirrors at the Remington/Jefferson and Holland/Jefferson intersections to assist pedestrians in crossing the street. Referenced and discussed a memo he had prepared for Council on Michigan receiving an unfair share of federal dollars.

Councilman Virciglio commented on Anderson Johnson's concerns. Said the City has a grievance procedure in place and all union matters are addressed and answered. Doesn't believe City administrators are refusing to deal with issues that arise.

Councilman Wendt also congratulated Saginaw High School's basketball team. Assured citizens the City is using its resources to address blight houses. Urged citizens to provide the City with an address of a house of concern, however the City cannot make promises. Agreed the City needs to lobby for additional funds. Urged all to attend the Cinco de Mayo parade and Ojibway Island festivities on May 3<sup>rd</sup>. Expressed his concerns with statements made by Mr. Johnson. Said he does not like the tone that was set and said he would follow up with the City Manager. Said it was important that things work for employees, but the number one concern is the citizens. Also commended the police chief for the fine job he is doing.

Councilman Branch also congratulated the Saginaw High School basketball team. Mentioned the Hamilton Street development and said one of the deciding factors for the investor was the availability of historic preservation tax credits. Noted there are several types of tax abatements and Industrial Facilities Tax abatements make money for the City because they establish a separate district where taxes can be collected above the tax cap. Thanked Dr. Scharffe for the information on federal tax dollars and agreed something needed to be done.

Councilman O'Neal also thanked Dr. Scharffe and congratulated the Saginaw High School basketball team and commended the organizers of the parade in their honor. Requested the City Attorney provide Council with some information on the City's dog ordinances, particularly with regard to confinement. Mentioned an upcoming event at St. Paul's Townhouses and noted that Parishioners on Patrol would begin conducting GED

classes on Mondays and Fridays. Advised a group of approximately 40 citizens from the Southside were forming a Neighborhood Association.

Councilman Fitzpatrick responded to Mr. Jesse stating the City is well aware it is losing its population, jobs and taxpayers. Said the same thing is happening across the State of Michigan and in other states in the Midwest where citizens are leaving due to retirement or job opportunities. Said Council is doing what it can to turn things around. Spoke on the scrap metal ordinance and noted there are 9 bills currently in Lansing on the issue. Said Consumers Energy and AT&T have advised him the issue is a major problem for them. Urged Chief Cliff to contact Saginaw Township as to how they are addressing the issue. Requested Council pass a resolution requesting the Governor to intervene with the DEQ on the river issue with the Army Core of Engineers and its request for a slurry wall.

Councilwoman Kitterman-Miller announced an upcoming Bike Ride of Silence event to be held May 21<sup>st</sup>. Said the event was to mourn cyclists who are killed or injured during the year and share information on bicycle safety.

Mayor Seals mentioned a meeting she attended on the proposed medical school sponsored by Central Michigan University. Said she told Dr. Rau City Council was in full support of his efforts for the school. Requested the City Attorney prepare a resolution to that effect. Dr. Rau also requested the City work with him on getting cooperative agreements with local hospitals and other agencies. Expressed her desire to be a part of the Cinco de Mayo parade and urged Council to take part in the Theodore Roethke celebration. Noted the City has 900 homes to be torn down and every day more are added to the list. Said it may not appear the City is putting a dent in the problem, however it was due to the fact there were so many. Mentioned meetings she has attended with the City Manager and the Housing Commission on use of the fairgrounds and the Housing Commission giving the City assistance in the revitalization area.

#### PETITIONS

- 08-11 from Carol Selby, President, Saginaw Public Libraries Foundation, requesting that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming licenses.  
Councilman Wendt moved to receive and file the Petition. Adopted unanimously.

#### REPORTS FROM BOARDS AND COMMISSIONS AND COMMITTEES AND APPOINTMENT OF BOARDS AND COMMISSIONS MEMBERS

Councilman Scharffe reported the Saginaw Economic Development Corporation met April 10, 2008. Said next month the Committee would review a pending application for a new business utilizing an existing building near Forest Lawn Cemetery. Suggested the language for the medical school resolution state the location be "within the City limits" if possible.

Councilwoman Kitterman-Miller reported on the Keep Saginaw Beautiful Committee and the upcoming Great American Clean Up and Beautification Blitz scheduled for May 16, 17 and 18, 2008. Mentioned some of the many projects including the Flower Power Project in downtown Saginaw, riverfront and Morley Plaza cleanup by The Spicer Group, and various projects by youth groups and neighborhood associations. Said Firestone would be receiving old tires and the City and Waste Management would

coordinate a drop off area for building supplies, scrap metal and recyclables across from City Hall. Thanked all who have volunteered.

Councilman O'Neal reminded all that the City/County/School Liaison Committee would meet Thursday, April 24, 2008 at 5:30 p.m. at the County Courthouse. Noted the Committee had requested an update on the recreation plan and Safe Routes to School initiative.

Mayor Seals announced the Charter Review Ad Hoc Committee meeting was rescheduled for Tuesday, June 3, 2008 at 4:00 p.m. in the Council Chambers. She also reported on the MBS International Airport Committee. Said the Committee did not know how the Delta/Northwest merger would affect the airport but nonetheless the airport would continue with its proposed expansion. Reminded all that Council would hold its first quarterly meeting with elected officials on Monday, April 28, 2008 from 9:00-1:00 p.m. at the Andersen Enrichment Center. Said this would be conducted as a Special Council Meeting and advised citizens who wanted to speak to sign up with the City Clerk by Friday, April 25, 2008.

#### REPORTS FROM CITY MANAGER

##### Management Update

Acting City Manager Beth Church updated Council on the police and fire recruitment issue and the difficulty the City is having in placing females and minorities into these positions. Reported she was working with City Manager Darnell Earley, Chief Cliff and Chief Holland in forming a task force of 12-15 individuals to address the issue. Said a tentative list of members had been established and she would be contacting perspective members to secure their support. Said she hoped the first meeting would be in mid-May.

##### Recommended Actions:

Subject: Sale of 3800 East St.

Manager's Recommendation: I recommend that the agreement with Mr. Ralph Leach or his designee be approved and that the City Manager or his designee be authorized to execute the agreement, the deed and all documents related to the purchase of 3800 East St. This agreement is subject to approval by the City Manager as to substance and the City Attorney as to form.

Justification: The Department of Development has negotiated the sale of 3800 East St., a 63.85 acre parcel of agricultural property located in the southeast side of the City. Mr. Leach has leased this farm property from the City of Saginaw for many years. It is located in the 100 year floodplain and is zoned R1-A (Agricultural Residential District). The property has become less valuable as farmland because the drainage ditches have not been maintained. In order to effectively farm this land, it must be tilled at a cost exceeding \$20,000. Mr. Leach is reluctant to make this investment unless he owns the property. The property has a State Equalized Value (SEV) of \$42,298.00 or true cash value of \$84,596.00. Mr. Leach has offered to purchase the property for \$85,000.00. The City of Saginaw Department of Development has reviewed this request to purchase the property, and because the City has no short or long term plans for it, the department recommends its sale. Competitive bidding was sought in the case, and Mr. Leach was the only bidder.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Approval of Water Service Agreement with Spaulding Township

Manager's Recommendation: I recommend Council approve a water service agreement between the City of Saginaw and Spaulding Township for the provision of treated water to Spaulding Township and for revenue sharing between the two communities. The Agreement has been approved by me as to substance and the City Attorney as to form.

Justification: The City of Saginaw has water treatment and transmission facilities which it uses to supply potable water services to various wholesale customers, including Spaulding Township. Spaulding Township requires a secure source of water service into the future to assist development in its municipality. The City of Saginaw and Spaulding Township have negotiated an agreement to provide water services and share in the revenue produced by the economic development created by those water services.

The additional revenue to be paid the City for additional water services in economic development projects includes the following:

1. A one-time payment of \$2,000 for additional water extensions to residential units requiring a permit.
2. A one-time fee, between \$5,000 and \$40,000, for additional water extensions to commercial or industrial units that require a permit.
3. Payment of Income Tax by employees within the economic development projects, with the revenue shared by the City of Saginaw and Spaulding Township on a 90% to 10% basis.
4. The Agreement is for thirty-(30) years.

The Agreement has already been approved by Spaulding Township.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Urban Cooperation Agreement with Spaulding Township

Manager's Recommendation: I recommend approval of the Urban Cooperation Agreement with Spaulding Township. This Agreement is a revenue sharing component of the Water Service Agreement between the two communities, which is concurrently proposed for approval. This Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification: The Water Service Agreement requires Spaulding Township to make payments to the City resulting from new residential, commercial, industrial and manufacturing developments within the Township. These requirements are set forth in an Urban Cooperation Agreement, which will result in payments to the City of \$2,000 per new connection for each residential unit and from \$5,000 to \$40,000 for connections resulting from new non-residential developments. The Spaulding Township Board of Trustees approved the Agreement on March 17, 2008.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Burton Police Department Mutual Aid Agreement

Manager's Recommendation: I recommend that the Mutual Aid Agreement between the Burton Police Department and the Saginaw Police Department be approved. This Agreement has been approved by me as to substance and by the City Attorney as to form.

Justification: Pursuant to the Mutual Police Assistance Agreements Act, municipalities may request assistance from other local units of government if there is an emergency. The general purpose of the act is for local law enforcement agencies to render mutual aid and protection to communities where an emergency exists and/or aid is requested. Communities may participate in such an agreement by submitting an application to the Police Chief's Association of Saginaw County.

An emergency constitutes a combination of circumstances requiring immediate action, which requires additional manpower or equipment to that available to the requesting community at the time of the emergency. The terms of the Agreement state that upon determination and declaring that an emergency exists, the highest ranking police officer on duty at the time of the emergency request, may make available to the requesting community, police officers, unsworn employees and equipment as are available to meet the needs of the emergency. Cost of equipment used while giving assistance will be borne by the community owning the equipment.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Andersen Enrichment Center Linen Service

Manager's Recommendation: I recommend that the purchase order from Continental Linen, Inc. be increased from \$2,519 to \$4,000 for the remainder of this fiscal year ending June 30, 2008. In addition, increase the amount for \$2,519 to \$4,000 for the second year of the two-year agreement from fiscal year July 1, 2008 to June 30, 2009.

Funds for this purchase are available in the Operating Services Account No. 236-7540-811-8005 for FY 2008 and will be budgeted in the same account number for FY 2009.

Justification: This increase is necessary to continue to meet the needs of the Andersen Enrichment Center customers and to pay Continental Linen, Inc. on a continual basis as needed for the two-year agreement until the end of this fiscal year June 30, 2008, and the next fiscal year ending June 30, 2009. The customer pays linen costs at the time of building rental.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: ANSI Mag Pump Parts Purchase

Manager's Recommendation: I recommend acceptance of the only bid received from Detroit Pump and Manufacturing Company, Ferndale, MI and that a purchase order be issued to them in the amount of \$2,732.00 for the purchase of pump parts.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1,

Chapter 14, §14.35-14.44, of the Saginaw Code of Ordinances.

Funds for this purchase are available in the Sewer Operation and Maintenance Fund Account No. 590 4835 861 7330

Justification: On April 8, 2008, the City received a bid for the purchase of a replacement impeller assembly and containment shells for an ANSI Mag pump. This pump delivers the chlorine solution to the treated water at the Weiss Street Retention Treatment Basin (RTB). The pump is currently out of service and waiting for repair parts. The Wastewater Treatment Plant's N.P.D.E.S. Permit requires chlorination of the water, which may be discharged from the RTBs. Only one supplier bid on these replacement parts.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Dehumidifier Purchase

Manager's Recommendation: I recommend acceptance of the low bid and issuance of a purchase order to Evans Equipment in the amount of \$ 2,925.00 for the purchase of a portable dehumidifier to be used by the Water Treatment Plant.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14 §14.35-14.44, of the Saginaw Code of Ordinances.

Funds are budgeted in the Water Operation and Maintenance (Less than \$5,000) Account No. 591-4730-861-9705.

Justification: On March 11, 2008, the City received two bids for the purchase and delivery of one HI-E Dry Model 195 Portable Dehumidifier. Portable dehumidifiers are used to dry the air in critical areas of the Water Treatment Plant. Dry air helps control corrosion and reduce equipment failure in these areas. A similar model was purchased in 2007 and the price reflects a 19.7% increase since the last purchase. Following is a tabulation of the bids received and reviewed by the Purchasing Committee:

Evans Equipment Flint, MI	\$ 2,925.00
Therma Stor LLC Madison, WI	\$ 3,050.00

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Sump Pump Purchase

Manager's Recommendation: I recommend acceptance of the low bid received from E & R Industrial Sales and that a purchase order be issued to them in the amount of \$4,187.80 for the purchase of two replacement sump pumps.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14, §14.35-14.44, of the Saginaw Code of Ordinances.

Funds for this purchase are available in the Sewer Operation and Maintenance

Account No. 590-4830-861.73-30.

Justification: On April 8, 2008, the City received bids for the purchase of two replacement sump pumps for the Return Activated Sludge building. These pumps will replace pumps which have out-lived their expected service time and can no longer be repaired economically. Following is a tabulation of the bids that were received:

E & R Industrial Sales Bay City, MI	\$4,187.80
Kerr Pump & Supply Oak Park, MI	\$5,680.00
Kennedy Industries Inc. Milford, MI	\$7,190.00
Thompson Pump Midwest Troy, MI	\$7,208.00

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Transfer for Purchase of Auxiliary Motor Parts

Manager's Recommendation: I recommend decreasing purchase order #34569 with Bell Equipment by \$6,952.63 and that a purchase order be issued to Jack Doheny Supplies, Inc. in the amount of \$6,952.63 for auxiliary motor parts.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14, §14.35 – 14.44, of the Saginaw Code of Ordinances.

Funds for these parts are available in the Right of Way Division's Motor Equipment Account No. 661-4480-841.73-12.

Justification: On April 2, 2008, the clutch, bell housing, and fan assembly on truck 57-0838 failed catastrophically. The truck is inoperable without the replacement parts requested. The truck is a combination vacuum and jet truck that is used for daily maintenance and repairs of the City's sewage collection infrastructure. This truck requires immediate repair in order to keep up with the Maintenance and Service section's daily operations.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Level Control Assemblies

Manager's Recommendation: I recommend that the only bid received from Jett Pump & Valve be accepted and a purchase order be approved and issued to them in the amount of \$7,144.00 for the purchase of level control assemblies to be used at the Water Treatment Plant.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14, §14.35-14.44, of the Saginaw Code of Ordinances.

Funds for this purchase are budgeted in the Water Operation and Maintenance Account No. 591-4730-861-9741.

Justification: On March 11, 2008, the City received one bid for the purchase of new level control assemblies for use at the Water Treatment Plant. These assemblies are used to control the water level inside the High Service pumps. The level control assemblies will be used to replace the existing assemblies that have Mercury switches, the new assemblies do not have Mercury switches. This is part of an overall process to remove Mercury containing products used at the plant. There is no cost comparison available for this item.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: State Contract for City Wide Light Bulb & Ballast Supplies

Manager's Recommendation: I recommend that the State of Michigan bid from Voss Lighting of Kentwood Michigan, be accepted for City Wide Light Bulb & Ballast Supplies and an annual purchase order be issued to them for our various departmental needs through February 5, 2010. Although the total cost will vary depending on actual usage the estimated cost through fiscal year 2007-2008 is \$25,000.00. This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14, §14.35-14.44, of the Saginaw Code of Ordinances.

Funds for these purchases are available in various departmental budgets for 2007/2008 budgets. Major Streets Fund 202-4651-841-7330 (\$4,500.00), Sewer Operation & Maintenance Funds 590-4830-861-7330 (\$2,500.00), 590-4835-861-7330 (\$2,500.00), Water Operation & Maintenance Fund 591-4730-861-7330 (\$2,500.00), General Fund Street Lighting Accounts 101-4620-791-7330 (\$10,000.00), General Fund Building & Maintenance 101-7575-821-7330 (\$1,500.00), and the Public Works Building Operation Fund 641-4439-811-7330 (\$1,500.00)

Justification:

On February 6, 2007, the State of Michigan awarded the bid for Light Bulb and Ballast supplies to Voss Lighting of Kentwood, Mi, per contract #071B7200184. The agreement is set to run through February 5, 2010. The bid includes the purchase of most standard lamps (incandescent, fluorescent and street lighting), sealed beams, miniatures and photo lamps.

Council Action: Councilman Branch moved that the recommendation of the City Manager be approved.

Adopted unanimously.

All City Manager recommendations to this point were adopted by general consent. The following was considered after discussion.

Subject: Liquor License for 1313 Cumberland

Manager's Recommendation: I recommend approval of the request from Joseph D. Al-Bazzi for a new SDM license and request for transfer of ownership and location of

SDD license from Rite Aid of Michigan, Inc., 1310-1340 Gratiot, Saginaw, MI 48602, Saginaw County to 1313 Cumberland, Saginaw, MI 48601.

Justification: On or about March 12, 2008, the City received notice from the Michigan Liquor Control Commission reinstating the request from Joseph D. Al-Bazzi for a new SDM license and request for transfer of ownership and location of SDD license from Rite Aid of Michigan, Inc., 1310-1340 Gratiot, Saginaw, MI 48602, Saginaw County to 1313 Cumberland, Saginaw, MI 48601.

The City of Saginaw Fire Prevention, City Building Inspections Division and the Michigan Department of Agriculture have completed the necessary inspections and have approved 1313 Cumberland for the license as required by Chapter 110, "General Provisions," of Title XI, "Business Regulations" of the Saginaw Code of Ordinances. Under Chapter 111, "Alcoholic Beverages," §111.11, "Application for License," the City Manager is to review all applications and departmental reports and give his recommendation to City Council of his approval or disapproval of the license. Since the necessary requirements have been met by Joseph D. Al-Bazzi, I hereby recommend approval of Joseph D. Al-Bazzi for a new SDM license and request for transfer of ownership and location of SDD license from Rite Aid of Michigan, Inc., 1310-1340 Gratiot, Saginaw, MI 48602, Saginaw County to 1313 Cumberland, Saginaw, MI 48601.

Council Action: Councilman Wendt moved that the recommendation of the City Manager be postponed until further investigation by the City Attorney.

Adopted unanimously.

Subject: Telecommunications Permit with AT&T

Manager's Recommendation: I recommend approval of the Right-of-Way Telecommunications Permit with AT&T Michigan and authorization for the City Manager to execute it and the related documents. This Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification: Michigan Bell Telephone Company, D/B/A AT&T Michigan, has applied for a Right-of-Way Telecommunications Permit pursuant to the Metropolitan Extension Telecommunications Right of Way Oversight Act ("METRO Act"); Act No. 48 of the Public Acts of 2002, as amended. The METRO Act determines all aspects of the permit and creates the METRO Authority that collects all fees paid by telecommunications providers and makes payments to municipalities.

AT&T is not a new provider and had its lines in place before the METRO Act was implemented. AT&T has already been paying, and the City has been receiving, for many years the fees and revenues pursuant to the schedule set forth by the METRO Act. Now, however, this incumbent provider is required to apply for a METRO Act permit and the City is required to approve this permit if AT&T meets the appropriate criteria, which it does.

The grant of this permit will not change the relationship between the parties, the requirements for constructing or maintaining lines in the public right-of-way or the payments of fees for their use.

Council Action: Councilman Fitzpatrick moved that the recommendation from the City Manager be approved.

Adopted unanimously.

Subject: Installation of New Twin Post Garage Vehicle Hoist

Manager's Recommendation: I recommend that the quote from Rowleys Brothers, Inc., Bay City, MI in the amount of \$3,689.11 be accepted and a purchase order be issued to them for the emergency purchase and installation of one rotary 10,000 lb. twin post Asymmetrical Vehicle Hoist for the police department garage.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14, §14.35-14.44, of the Saginaw Code of Ordinances.

Funds are available in the Police Department Other Services / General Repairs Account No. 101-3014-721-8040.

Justification: The Saginaw Police Department garage hydraulic vehicle hoist, which is used on a daily basis for vehicle repairs and maintenance, has been in service for 30 years and is presently inoperable and in need of replacing due to underground line and hoist cylinder leaking. Repairs to the existing hydraulic vehicle hoist would exceed the cost of a new electric above ground hoist. The maintenance and garage personnel will remove the existing hydraulic hoist and perform electrical installation on the new hoist to keep costs down.

Council Action: Councilman Coulouris moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Purchase Hotsy Power Washer

Manager's Recommendation: I recommend acceptance of the low bid and issuance of a purchase order to Hotsy of Mid Michigan in the amount of \$8,300.00 for the purchase of a power washer for the Cemeteries Division.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14 §14.35-14.44, of the Saginaw Code of Ordinances.

Funds are available in the Cemeteries Capital Outlay-Maintenance Equipment Account No. 101-1747-821.97-41.

Justification: On March 11, 2008, the City received bids for the purchase of a Hotsy Power Washer to replace a similar power washer stolen from the Cemeteries Division in an April 2007 break-in. The City received a check from Chubb Group of Insurance Companies in settlement of this insurance claim and a portion of that amount will be used for this purchase. The bids are as follows:

Hotsy of Mid Michigan Saginaw, MI	\$8,300.00
Hotsy Mid West Livonia, MI	\$8,595.00

Council Action: Councilman Scharffe moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Purchase of Toro Mower

Manager's Recommendation: I recommend that a purchase order be issued to Spartan Distributors in the amount of \$9,978.98 for the purchase of a Toro Z-Master 580 mower and recycler kit for use in the Cemeteries Division.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14 §14.35-14.44, of the Saginaw Code of Ordinances.

Funds are available in the General Fund Cemeteries Capital Outlay-Maintenance Equipment Account No. 101-1747-821.97-41.

Justification: The Cemeteries Division is replacing a mower that was stolen in an April 2007 break-in. The mower was recovered but had been damaged beyond repair. The mower being purchased, a Toro Z-Master 580 and a 60" Recycler Kit, is being purchased using State Bid pricing, so competitive bidding has been waived. The City received a check from Chubb Group of Insurance Companies in settlement of this insurance claim and a portion of that amount will be used for this purchase.

Council Action: Councilman Scharffe moved that the recommendation of the City Manager be approved.

Adopted unanimously.

Subject: Purchase Order Transfers

Manager's Recommendation: I recommend that the balances on the following purchase orders be adjusted for the Right of Way Division's Motor Equipment Section in order to allow uninterrupted purchase of items needed for the operation.

Reduce purchase orders 34468 (Weller Truck Parts) and 34425 (McDonald Pontiac-GMC-Cadillac) by \$1,000.00 each and increase purchase order 34463 (Scientific Brake) by \$2,000.00. Reduce purchase order 34175 (Binkelman Corporation) by \$1,000.00 and increase purchase order 34157 (Ritter Technology) by \$1,000.00. Further reduce purchase order 34468 (Weller Truck Parts) by \$1,000.00 and 34382 (Draper Chevrolet) by \$1,500.00 and increase purchase order 34383 (Larry's Auto Supply) by \$2,500.00. Reduce purchase order 34424 (Martin Chevrolet) by \$1,000.00 and increase purchase order 34171 (Mid States Bolt & Screw) by \$1,000.00.

These vendors meet all requirements of the Contract Compliance Provisions, Title 1, Chapter 14, §14.35 – 14.44, of the Saginaw Code of Ordinances.

Funds for these parts are available in the Right of Way Divisions Motor Equipment Account No. 661-4480-841.73-12 and 661-4480-841.73-30.

Justification: The Right of Way Division's Motor Equipment Section uses numerous purchase orders in the repair and maintenance of the City's fleet. In order to continue purchasing the needed parts, adjustments are needed to place the monies where it is needed.

Council Action: Councilman O'Neal moved that the recommendation of the City Manager be approved.

Adopted by the following vote:

Ayes: Councilpersons Fitzpatrick, Kitterman-Miller, O'Neal, Scharffe, Viriciglio, Wendt, Coulouris and Mayor Seals-8.

Nays: 0.

Abstain: Councilman Branch-1.

RESOLUTIONS

LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE  
GAMING LICENSES FOR SAGINAW VALLEY ZOOLOGICAL SOCIETY

Councilman Branch offered and moved adoption of the following resolution:

WHEREAS, the Saginaw Public Libraries Foundation is hosting its 5<sup>th</sup> Annual Fundraising Event on Friday, May 3, 2008; and

WHEREAS, as part of this event, the Saginaw Public Libraries Foundation has submitted a request (Petition No. 08-03) to be recognized as a nonprofit organization for purposes of obtaining a charitable gaming license; and

WHEREAS, the Michigan Bureau of State Lottery, pursuant to MCL 432.103(9), requires a Resolution be adopted by the local governing body approving this recognition.

NOW, THEREFORE, BE IT RESOLVED that the request from the Saginaw Public Libraries Foundation of the City of Saginaw and County of Saginaw, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming licenses, be considered for approval.

Adopted unanimously.

MOTIONS AND MISCELLANEOUS BUSINESS

Mayor Seals urged veterans who need support to contact the VA Hospital.

Councilwoman Kitterman-Miller thanked Joyce Harvin for inviting her to attend her radio show to promote the Keep Saginaw Beautiful beautification weekend.

Councilman Wendt requested information on when Council would receive the budget and the schedule for presentations.

ADJOURNMENT

At 8:27 p.m., Councilman Coulouris moved to adjourn the meeting.

Adopted unanimously.

Diane M. Herman  
City Clerk