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REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, HELD MONDAY, AUGUST 11, 2008, AT 6:30 P.M. IN THE COUNCIL CHAMBER OF CITY HALL.

PRAYER AND PLEDGE OF ALLEGIANCE

Police Chaplain Darlene Hodgins offered a prayer and led the pledge of allegiance.

ROLL CALL

Mayor Joyce Seals called the meeting to order. The following Councilpersons were present: Gregory Branch, Larry Coulouris, Daniel Fitzpatrick, Amos O'Neal, Bill Scharffe, Paul Virciglio and Mayor Joyce Seals-7.

Absent: Councilpersons Amanda Kitterman-Miller and Andrew Wendt-2.

PUBLIC HEARINGS

City Clerk Diane Herman announced a public hearing scheduled for August 25, 2008, at 6:30 p.m. in Council Chamber on the Rifkin Brownfield Plan.

PERSONAL APPEARANCES

Earl Jesse, 310 S. Harrison, said he was investigating the halfway house case and advised Council to stay out of it. Said Council should be reduced to 7 members due to the decrease in population.

Kathleen Chaltraw, 714 Congress, expressed her disapproval of Habitat working in her area fixing rental homes and leaving a mess behind. Has lived in her home for 40 years and kept it up. All she was only offered was 7 light bulbs for her house. Believes the less you do, the more you get out of the City.

Brian Pruitt, 4685 Century Drive, spoke on behalf of the Lawrence McKinney Scholarship Committee. Gave some history on Mr. McKinney's life and what he contributed to Saginaw's youth. Gave up a good GM job to work with young people. Dedicated his time maintaining and planning activities at Veterans Memorial Park. Requested Council's consideration in honoring him by renaming the park in his name.

Anthony Lagalo, 10741 Canadaway Road, Birch Run, spoke on his proposal to use Ojibway Island in May 2009 for an arts and music festival. Said he would provide liability insurance and pay for all costs. Explained some details on the event.

Wardiene Joiner, 3256 Prescott, spoke on behalf of her neighbors who are unhappy with City services. She proceeded to itemize the problems with blight homes, tall grass, rodents, dead tree limbs and lack of plowing services in the winter. Said the services are decreasing but her taxes are not.

REMARKS OF COUNCIL

Councilman Scharffe shared the experience of his ride-a-long with Officer Vasquez and police dog, Patriot. Was an interesting experience and visited many areas of Saginaw. Thanked and commended the officer. Also told of his touring three of the fire stations with Wes Kaster and was impressed with the capable and competent personnel.

Councilman Virciglio stressed to Ms. Joiner to call the City Clerk, particularly with what appeared to be safety issues in her neighborhood. Addressed Mr. Jesse's comments

and said his research revealed Saginaw County's population in 1930 was 120,717, of which 80,000 were City residents. Five years later, the County's population was 86,717 which was down 28% due to the depression. 66% of that would make the City's population in 1935 58,100, approximately the same as it is today. In 1936, the City's fathers changed the form of government from 42 aldermen to 9 at-large Councilmen, the same amount of Councilpersons and same population the City presently has.

Councilman Branch thanked organizers of the African Cultural Festival and Friday Night Live. Doesn't believe people realize the magnitude of the effort and energy it takes to put on such events. Thanked Mr. Lagalo for his proposal and belief in the City. Said he supports honoring people who have made such a positive impact, but would like to get some more history on how Vets Park was originally named.

Councilman O'Neal expressed his support for renaming Vets Park in honor of Mr. McKinney. Knew him personally and said he really poured his life out to the City of Saginaw. Mentioned a store selling outdated products. Thanked Officer Rabideau for mowing a lot on the Southeast side of Saginaw. Briefly discussed an Adopt a Lot program he would like to see initiated. Assured Ms. Joiner someone would look into her issues. Announced an upcoming food giveaway sponsored by Parishioners on Patrol.

Councilman Fitzpatrick thanked Mr. Pruitt and Mr. Lagalo for bringing forth their proposals. Sympathized with Ms. Joiner and suggested the City look into using Round Up to address the City's weed and tall grass issue. On behalf of the Friends of Hoyt Park Committee, thanked all the organizations, volunteers and City staff for their time and resources in refurbishing the park and ball diamonds. Invited all to attend the upcoming YMCA Church Softball League All Star Game.

Mayor Seals commended Council members and residents for being so active in the community. Expressed her support for the Adopt a Lot program and the renaming of Vets Park in honor of Lawrence McKinney. Said there are some citizens who have already unofficially adopted a lot. Advised Ms. Chaltraw that the City was not in the planning or decision-making of the Habitat blitz. Thanked Mr. Lagalo for his proposal and directed him to contact the Public Services Department. Also assured Ms. Joiner that her issues would be reviewed. Explained to her the snow plowing procedure.

Councilman Coulouris advised Mrs. Chaltraw to contact Habitat to be enlightened on their recent joint venture with Dow Chemical. Also thanked Mr. Lagalo for his presentation and said he hopes City staff will receive him with open arms.

#### PETITIONS

- 08-23 from Marsha Braun, 120 Ezra Rust Drive, requesting permission to erect a banner in the 500 block of Court St. from November 6, 2008 - December 5, 2008 for the purpose of promoting the annual Hollyday Fair.  
Councilman O'Neal moved to approve the petition. Adopted unanimously.
- 08-24 from Brian Pruitt, 4685 Century Dr., requesting that the park presently known as Vets Memorial be changed or have added in addition to its present title "The Lawrence H. McKinney Recreational Commons."  
*(Councilman Coulouris requested the public be notified and Councilman Scharffe requested the Veterans group be made aware of the proposal. Mayor Seals noted*

*the Planning Commission would do the research and make a recommendation to Council.)*

Councilman Virciglio moved to receive and file the request. Adopted unanimously.  
Mayor Seals referred the matter to the Planning Commission.

- 08-25 from Jennifer McDonand, Pit & Balcony Community Theatre, requesting that their organization be recognized as nonprofit, operating in the Saginaw community.  
Councilman O'Neal moved to approve the request. Adopted unanimously.

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

From the Boards & Commissions Committee:

Councilman Scharffe moved for consideration of reappointing Carlos Ramet and Leslie Tincknell to the Saginaw Arts and Enrichment Commission with a term to expire 6/30/2011.

Adopted unanimously.

Councilman Branch moved for consideration of reappointing Herb Spence to the Saginaw Riverfront Development Commission with a term to expire 4/01/2013.

Adopted unanimously.

Councilman Virciglio moved for consideration of reappointing Robert VanDeVenter to the Hospital Finance Authority with a term to expire 6/30/2013.

Adopted unanimously.

Councilman Fitzpatrick moved for consideration of reappointing Marvin D. Hare to the Local Development Finance Authority with a term to expire 6/01/2012.

Adopted unanimously.

Mayor Seals announced the Charter Review Committee would meet August 12<sup>th</sup> at 4:00 p.m. She noted she would not be able to attend due to a prior commitment.

Councilman O'Neal reminded the City Manager that City staff would need to attend the upcoming City/County/School Liaison Committee to provide a status report on demolitions. The Safe Routes to School and Job Fair would also be discussed at that time.

REPORTS FROM CITY MANAGER

Management Update

City Manager Darnell Earley and Budget Officer Yolanda Jones reviewed the Fourth Quarter Budget-to-Actual Report, which revealed a deficiency in Income Tax collections and the City finding it harder to provide the same services with less money. Karl Johnson from Plante Moran spoke on the past problems in the Fiscal Services Department and how procedures were being put into place so Council would be able to make sound financial decisions.

Recommended ActionsSubject: Municipal Employees Retirement 62<sup>ND</sup> Annual Meeting

Manager's Recommendation: I recommend Grace DeLeon be appointed as officer delegate, and Beth Church be appointed as alternate officer delegate, and Wittye Wilson, as employee delegate, and Rick Massey as alternate employee delegate, to attend the Municipal Employees Retirement System's 62<sup>nd</sup> Annual Meeting to be held September 30 - October 2, 2008, in Acme, Michigan.

Justification: The Municipal Employees Retirement Act provides that an annual meeting shall be held for representatives of participating municipalities for the purpose of selecting nominees for membership on the retirement board and to transact such business as may be required for the proper operation of the retirement system. The annual meeting for 2008 has been scheduled for September 30 - October 2, 2008, in Acme, Michigan.

The officer delegate and alternate officer delegate are recommended based on appointing criteria. The employee delegate and employee alternate delegate are elected in accordance with the Act that requires the City Clerk to hold a secret ballot election for all eligible MERS members. Such an election was held. Upon conclusion, votes were counted and tallied resulting in Wittye Wilson receiving the highest number of votes and Rick Massey the second highest.

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

Adopted unanimously.

Subject: Annual Creditron Corporation Software and Hardware maintenance renewal payment

Manager's Recommendation: I recommend that payment be made to Creditron Corporation in the amount of \$7,993.00 for the renewal of annual software maintenance and \$2,768.00 for the renewal of annual hardware maintenance for a total payment of \$10,761.00. The maintenance covers the Creditron system which processes and images payments and checks received by the Fiscal Services Department, Treasurer's 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 for this payment are budgeted and available in the Information Services Operating Services Account No. 658-1720-711.80-05.

Justification: The City annually renews our maintenance fees for the Creditron system. This annual renewal of maintenance fees is for a 12-month period.

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

Adopted unanimously.

Subject: Renewal of Lotus Notes Software Subscription

Manager's Recommendation: I recommend approval and issuance of a purchase order to Netsource One, Inc., as our designated Lotus Notes Development Corporation reseller, in the amount of \$14,408.20, as an annual payment for the renewal of the City's Lotus Notes software subscription for maintenance coverage and license fees to operate the City of Saginaw's e-mail and calendar system.

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 and available in the Information Services Operating Services Account No. 658-1720-711.80-05.

Justification: Lotus Notes is the e-mail and calendar software used by the City of Saginaw. The annual subscription provides support, upgrades and license coverage for Lotus Notes.

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

Adopted unanimously.

Subject: Monitor Purchase

Manager's Recommendation: I recommend approval of payment to Lenovo Inc. (IBM's personal computing division), in an amount not to exceed \$33,000.00, for the purchase of personal computer monitors to replace monitors that are at end-of-lease.

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 and available in the Information Services Capital Outlay Account No. 658-1720-711.97-05.

Justification: The City of Saginaw currently leases the majority of its personal computing assets from IBM. Monitors, laptops and personal computers are leased for three years. After three years, up-to-date hardware is ordered and swapped with the end-of-lease hardware, which is then returned to IBM. As a cost saving measure, all end-of-lease monitors will be replaced with purchased monitors. Currently, the price for monitors is low and there is little advancement in technology. Useful life expectancy for the monitors should extend beyond five years. Conservatively, total City savings for purchased monitors over five years should be \$30,000 when compared to leasing.

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

Adopted unanimously.

Subject: Increase in Lee Street Boat Launch Fees

Manager's Recommendation: I recommend approval to increase the service fees for the Lee Street Boat Launch Operations. The additional revenue will be placed in the Charges for Services/Boat Launch Fees Account No. 239-0000-531.60-25.

Justification: Daily boat launch passes currently cost \$6.00 and we propose increasing them to \$7.00. Seasonal (yearly) boat launch passes currently cost \$30.00 and we propose increasing them to \$35.00. Vehicle parking currently costs \$1.00 and we propose increasing it to \$2.00. Boat launch fees were last increased on January 1, 2006. Facilities with the same type of service in other locations have increased their boat launch fees by 20 to 30 percent over the past few years. It is recommended that the proposed increase in rates become effective January 1, 2009. The rise in fees will increase revenue and offset the rising cost of maintaining the boat launch. The revenue will also help pay for staffing and maintenance of the facility.

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

Adopted unanimously.

Subject: Brady's Business Systems/TCOM Agreement

Manager's Recommendation: I recommend approval of the Agreement with Brady's Business Systems/TCOM ("Brady") for the maintenance of the copier in the Engineering Division. The term of the Agreement is for one year. The Agreement has been approved by me as to substance and the City Attorney as to form.

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 Engineering Operating Services Account No. 101-4611-781-8005.

Justification: In 2005, the Engineering Division bought a copier from Brady. The current Service Agreement is expiring at the end of the month. Under the terms of the current agreement, the City pays .00690 cents for copies. Pursuant to the terms of the new agreement, the City will pay .00790 cents for copies. In addition, the term of the Agreement is for one year and it will automatically renew at the end of the term, unless the City provides 30 days written notification.

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

Adopted unanimously.

Subject: Lab Gases for WWTP

Manager's Recommendation: I recommend acceptance of the low bid and issuance of purchase orders to Airgas Great Lakes in the amount of \$1,261.32 for fiscal year 2009 and \$1,430.40 for fiscal year 2010 for the purchase of lab gases.

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 Sewer Operation and Maintenance Fund Account No. 590-4830-861.73-09 for fiscal year 2009 and will be budgeted in the same account for fiscal year 2010.

Justification: Lab gases are used as carrier gases for metals analysis by the wastewater treatment plant laboratory. Two bids were received for lab gases. Following is a tabulation of the bids received:

Airgas Great Lakes	Total Cost Year 1	\$1,261.32
Saginaw, MI	Total Cost Year 2	<u>\$1,430.40</u>
	Total	\$2,691.72
Purity Cylinder Gas Inc.	Total Cost Year 1	\$1,411.68
Saginaw, MI	Total Cost Year 2	<u>\$1,459.80</u>
	Total	\$2,871.48

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

Adopted unanimously.

Subject: Repair Raw Sewage Pumps

Manager's Recommendation: I recommend that the low bid from Applied Industrial be accepted and that a purchase order be issued to them in the amount of \$2,112.38 for carrier bearings to be used in the repair of the raw sewage 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 service are budgeted in the Sewer Operation and Maintenance Parts and Supplies Account No. 590-4830-861.73-30.

Justification: The raw sewage pumps are required to pump raw wastewater into the treatment plant. Two of the six pumps are in need of a rebuild. New impellers and shafts were ordered and are on site. The final items needed are new carrier bearings. Quotes for these bearings were requested because this is a critical piece of equipment and immediate repairs are necessary. Following is a tabulation of the three quotes received for the replacement bearings:

Applied Industrial Saginaw, MI	\$2,112.38
Motion Industries Saginaw, MI	\$2,415.58
Binkleman, Corp. Saginaw, MI	\$2,481.24

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

Subject: Annual Supply of Vehicle Filters

Manager's Recommendation: I recommend acceptance of the low bid and issuance of a blanket purchase order to George Electric in the amount of \$12,954.47 for an annual supply of vehicle filters to be used by the Municipal Garage.

This vendor meets all the 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 Motor Pool Operations Vehicle Supplies Account No. 661-4480-841.73-12.

Justification: On July 15, 2008, the City of Saginaw received bids for the purchase of various vehicle filters. The oil filters, fuel filters and transmission filters will be used in the Municipal Garage for the period of July 1, 2008 through June 30, 2009. These are replacement filters for the Right of Way Motor Equipment section of the Public Services Department. Listed below are the bids received and reviewed by the Purchasing Department:

George Electric Saginaw, MI	\$12,954.47
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Larry's Auto Supply  
Saginaw, MI

\$15,003.32

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

Adopted unanimously.

Subject: Personnel Training

Manager's Recommendation: I recommend that payments be made to the various vendors respectively, in the appropriate amounts, to pay for training related invoices that will not exceed \$22,000.00.

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

Funds for this training are budgeted in the Sewer Operation and Maintenance Account No. 590-4830-861.80-01.

Justification: The Wastewater Treatment Division is required by MIOSHA and other regulatory agencies to provide safety training and refresher courses for its employees who must work with hazardous materials and chemicals and enter confined spaces in the course of their work. Several classes are taught at the plant throughout the year using services provided by professional trainers and instructors. Quotes for these professional services are requested from several trainers who have been recommended by other utilities, professional training organizations, or state regulatory agencies. These quotes are compared and the most cost effective quote is taken.

To insure the safety of our staff, all plant employees are required to take these classes.

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

Adopted unanimously.

All City Manager recommendations were adopted by general consent.

#### INTRODUCTION OF ORDINANCES

Subject: Amendment to Alcoholic Beverages Ordinance

Manager's Recommendation: It is recommended that Paragraph (E) be added to §111.11, "Application for License," of Chapter 111, "Alcoholic Beverages" of Title XI, "Business Regulations" of the Saginaw Code of Ordinances O-1. An Ordinance has been prepared and appears under the regular order of business.

Justification: The City's current ordinance to license Alcoholic Beverage establishments states under Paragraph (C) that "The City Manager will review the application and departmental reports and submit them to the City Council with a recommendation as to approval/disapproval of the license." The City Clerk was recently advised by the State of Michigan Liquor Control Commission that local approval is not required for SDD and SDM licensed businesses (namely, party stores). These licenses are strictly regulated and approved by the State of Michigan Liquor Control Commission in conjunction with the City Police Department, County Department of Health or Michigan

Department of Agriculture.

City Council, or its designee, only has the right to notify the Liquor Control Commission if the building location of the license does not comply with all appropriate state and local building, plumbing, zoning, fire, sanitation and health laws and ordinances, or if the applicant is considered ineligible due to other factors, which must be outlined in detail. As such, the ordinance is being amended accordingly. City Council does have the authority to recommend revocation or denial of renewal of an application for an SDD or SDM licenses for the reasons set forth in §111.13, of Chapter 111.

Council Action: This Council Communication is for explanation purposes only of the ordinance to be introduced.

Councilman O'Neal moved to introduce an ordinance entitled and reading as follows:

AN ORDINANCE TO ADD PARAGRAPH (E) TO §111.11, "APPLICATION FOR LICENSE" OF CHAPTER 111, "ALCOHOLIC BEVERAGES" OF TITLE XI, "BUSINESS REGULATION," OF THE SAGINAW CODE OF ORDINANCES O-1.

Adopted unanimously. Mayor Seals announced the ordinance would be laid over under the Charter provision.

#### RESOLUTIONS

Subject: Saginaw Depot Preservation Corporation

Manager's Recommendation: I recommend approval of the attached resolution authorizing acceptance of the Grant for the Saginaw Depot Preservation Corporation from the Michigan Council for Arts & Cultural Affairs (MCACA) for Capital Improvements.

Justification: Council approved this grant application on June 4, 2007. The administration of the grant must be maintained by the City of Saginaw in compliance with State regulations. The Saginaw Depot Preservation Corporation was granted \$50,000 from the MCACA for Capital Improvements. An equal match is required and will be provided by the Saginaw Depot Preservation Corporation.

Council Action: This Council Communication is for explanation purposes only of the Resolution to be adopted.

#### RESOLUTION ACCEPTING THE MICHIGAN COUNCIL FOR ARTS & CULTURAL AFFAIRS ALLOCATION ON BEHALF OF THE SAGINAW DEPOT PRESERVATION CORPORATION

Councilman O'Neal offered and moved adoption of the following resolution:

WHEREAS, the City of Saginaw was granted funding from the Michigan Council for Arts & Cultural Affairs Capital Improvement Program as requested by the Saginaw Depot Preservation Corporation; and

WHEREAS, the City of Saginaw must be the recipient of the grant in compliance with rules governed by the State of Michigan; and

WHEREAS, the City of Saginaw via the Saginaw Depot Preservation Corporation was granted \$50,000 from the Michigan Council for Arts & Cultural Affairs Capital

Improvement Program and an equal match is required; and

WHEREAS, the Saginaw Depot Preservation Corporation will provide the entire match; and

WHEREAS, the Saginaw Depot Preservation Corporation project will be an exceptional addition to the City of Saginaw; and

WHEREAS, no matching funds are required by the City of Saginaw.

NOW, THEREFORE, BE IT RESOLVED that the City Council for the City of Saginaw by this Resolution does hereby approve the acceptance of the allocation on behalf of the Saginaw Depot Preservation Corporation to the Michigan Council for Arts & Cultural Affairs in the amount of \$50,000.

BE IT FURTHER RESOLVED that the Grants Coordinator will monitor the disbursements via the terms of the grant and provide oversight of documentation as required by the funding source, as to ensure compliance with the grantor on the City's behalf, since the City is ultimately responsible for requirements via the grantor. The disbursements will be entered into the City of Saginaw account number 101 0000 511 5109 (State grants) and will be disbursed to the Saginaw Depot Preservation Corporation from account number 101 3863 761 8001 (professional service fees).

Adopted unanimously.

Subject: Authorization to Allow the Consumption of Alcoholic Beverages on Morley Plaza Manager's Recommendation: I recommend approval of the attached Resolution authorizing the consumption of alcoholic beverages at a Chamber of Commerce event sponsored by Spence Brothers on Morley Plaza, a publicly owned property, on August 14, 2008.

Justification: On August 14, 2008, Spence Brothers will be hosting an event for the Chamber of Commerce, on Morley Plaza, which is publicly owned property. Spence Brothers has requested that the City allow it to serve beverages to participants for consumption during this special event. Title XIII, Section 132.01(C) of the Saginaw Code of Ordinances states that City Council can authorize the consumption of alcoholic beverages on public property if the vendor provides the following to the City:

- (1) The precise location where said beverages are to be sold and consumed;
- (2) The dates and times for said activities;
- (3) A proper state license for the sale and consumption of alcoholic beverages at the place and times listed in subsection (1) and (2) above;
- (4) Adequate public liability and property damage insurance for the benefit of the City with a company licensed to sell insurance in the state;
- (5) Such other insurance as the City Council deems adequate for the benefit of the City;
- (6) Adequate personnel to control the premises where the alcoholic beverages are to be sold and consumed; and
- (7) Such other reasonable requirements as said City Council deems appropriate.

Spence Brothers will provide the proper documents to the City by August 12, 2008. If Spence Brothers fails to provide the documentation, it will not be allowed to serve

alcoholic beverages for consumption on Morley Plaza on August 14, 2008. The City will set insurance requirements and all insurance certificates must be reviewed and approved by the City Attorney.

Council Action: This Council Communication is for explanation purposes only of the Resolution to be adopted.

RESOLUTION TO PERMIT THE CONSUMPTION OF ALCOHOLIC  
BEVERAGES ON PUBLIC PROPERTY

Councilman Branch offered and moved adoption of the following resolution:

WHEREAS, Spence Brothers plans to host an event for the Chamber of Commerce on Morley Plaza, on August 14, 2008; and

WHEREAS, Spence Brothers has requested that it be allowed to serve alcoholic beverages to participants for consumption on Morley Plaza; and

WHEREAS, City Council can provide authorization for consumption of alcoholic beverages on public property; and

WHEREAS, Spence Brothers must provide certain documents prior to the event.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the consumption of alcoholic beverages on publicly owned property during the one day event to be held on August 14, 2008, on Morley Plaza, provided that Spence Brothers provides the mandatory information listed in Title XIII, Section 132.01(C) of the Saginaw Code of Ordinances no later than August 12, 2008 to the proper City officials.

BE IT FURTHER RESOLVED, if Spence Brothers does not provide the documents by the stated date, it will not be allowed to serve alcoholic beverages to participants for consumption during the event.

BE IT FURTHER RESOLVED that all insurance requirements will be set by the City and all insurance certificates must be reviewed and approved by the City Attorney.

Adopted unanimously.

MOTIONS AND MISCELLANEOUS

Councilman Fitzpatrick inquired about the City's Dangerous Animal Ordinance and whether the City allows homes to be dog kennels.

Mayor Seals stressed dog owners to take responsibility for their pets and put the animal on a leash.

*(City Manager Darnell Earley said he would look into the City's animal ordinance and advise Council on the issues the ordinance addresses.)*

Councilman Scharffe said he has been approached by several neighbors on the use of fire pits in the City. Believes they are illegal in the City and questioned whether it would be feasible to legalize those that meet certain specifications. *(The City Manager said he would refer this to the Fire Marshal.)*

Mayor Seals requested the City Manager also have the Fire Marshal include barbeque grills on front porches as part of his report.

ADJOURNMENT

At 7:57 p.m. Councilman Scharffe moved to adjourn the meeting.  
Adopted unanimously.

Diane M. Herman  
City Clerk