

REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, HELD MONDAY, SEPTEMBER 22, 2008, AT 6:30 P.M. IN THE COUNCIL CHAMBER OF CITY HALL.

PRAYER AND PLEDGE OF ALLEGIANCE

Police Chaplain Richard Popard 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, Amanda Kitterman-Miller, Bill Scharffe, Paul Virciglio, Andrew Wendt and Mayor Joyce Seals-8.

Absent: Councilman Amos O'Neal-1.

PUBLIC HEARINGS

City Clerk Diane Herman announced the public hearing on the request from CMI-Schneible Company, for an Industrial Facilities Tax Exemption Certificate at 2220 Veterans Memorial Parkway. Steve Jonas, Saginaw Future, spoke in favor of the application and requested Council's support. Mayor Seals called for additional comments three times. No one else was heard.

Councilman Coulouris moved to declare the hearing closed.

Adopted unanimously.

City Clerk Diane Herman announced the public hearing on the request from Mistequay Group, Ltd., for an Industrial Facilities Tax Exemption Certificate at 1212 N. Niagara. Alan Ziegler, Controller of Mistequay Group, Ltd. and Steve Jonas, Saginaw Future, spoke in favor of the application and requested Council's support. Mayor Seals called for additional comments three times. No one else was heard.

Councilman Scharffe moved to declare the hearing closed.

Adopted unanimously.

City Clerk Diane Herman announced the public hearing on the request from TRW Integrated Chassis Systems, LLC to transfer the Industrial Facilities Tax Exemption Certificate at 2328 E. Genesee granted to Delphi Automotive Systems LLC. JoAnn Crary, Saginaw Future, and Mathew Michaels, TRW Plant Manager, spoke in favor of the transfer and requested Council's support. Mayor Seals called for additional comments three times. No one else was heard.

Councilman Virciglio moved to declare the hearing closed.

Adopted unanimously.

PERSONAL APPEARANCES

Earl Jesse, 310 S. Harrison, spoke on the halfway house and how the issue has been bounced from Federal to State Court. Said he discovered 2 million dollars worth of property was sold in that area to build houses on. Believes the citizens will get the short end of the stick.

(At 6:45 p.m., during Mr. Jesse's comments, Councilman O'Neal arrived and took

his seat.)

Johnny Sanders, 3420 Grant, believes every other City in Michigan is doing better than Saginaw. Said Saginaw is going down and Council doesn't care. Mentioned the City turning away citizens who live in Section 8 housing.

Sydney Johnson, Balfur Drive, Freedom Foreclosure LLC, spoke on a program offered by his company which offers assistance to homeowners facing foreclosure. Said Saginaw currently has 565 homes in foreclosure status. His company provides assistance by giving homeowners an effective alternative through a "Save My Home" plan offered by the lender.

Bishop Alvernis L. Johnson, Senior Pastor, Kingdom Life Ministries, 2915 S. Washington, expressed concerns on behalf of his parishioners about a store opening within 500 feet of the church which may be applying for liquor, beer and wine licenses. Said they are opposed to such an establishment. Believes such places open the doors for crime and disintegrating communities.

Linda Hamacher, 1600 N. Michigan, spoke on the health care services millage placed on the November ballot. Explained the purpose of the millage and how it provides basic health care services for Saginaw County residents who have no private health insurance and are not eligible for state or federal medical coverage. She explained the various medical services the millage would provide.

Cherrie Benchley, 100 S. Jefferson, spoke on behalf of the annual United Way Campaign. The theme for this year is "Live United," which means to live, advocate and volunteer right where you are. The Campaign supports over 50 programs in the community. Thanked Council for all that they do for the City of Saginaw.

Vicki Jones, (*no address given*), explained how the health care services plan has assisted her, as a diabetic, with prescriptions and referrals. Noted the plan needs more because it does not cover hospital visits. Encouraged all to vote "yes" for the millage proposal.

Debra Melkonian, 2116 Adams Blvd., requested a status on the traffic study she had requested on behalf of the Adams Blvd. residents. Mentioned there were over 900 students enrolled in the new Thompson Middle School and how dangerous the boulevard had become with the additional traffic, particularly with the open intersections.

Larry Campbell, #4 Milan Ct., praised Council members who attended and supported the 1st Annual Fitness Festival at Unity Park sponsored by the Northeast Side Neighborhood Association. Said it was a huge success.

REMARKS OF COUNCIL

Councilman Branch addressed Pastor Johnson and advised that State law dictates that an establishment that sells beer, wine and liquor cannot be located within 500 feet of a church or school without the permission of the church or school. Advised him to contact the Liquor Control Commission to state the church's objections. Said it is a difficult line to walk with regard to businesses and the type of clientele some businesses draw.

Councilman O'Neal thanked the Bishop and his congregation for attending the Council meeting and taking a position. Noted that Council has concerns about the number of liquor stores in concentrated areas in the City. Thanked them for their contributions to the Southside. Said Council will assist them with their concern and suggested the City's

ordinance be reviewed. Thanked Mr. Johnson for his company's interest in helping those with foreclosure issues. Commended the United Way for their contributions to Saginaw County. Thanked Mr. Campbell and the Northeast Saginaw Neighborhood Association for their organized efforts in that area of the City. Mentioned an upcoming event sponsored by Parishioners on Patrol to show public appreciation for those in public safety.

Councilman Fitzpatrick echoed the comments of his fellow Councilmen. Suggested a Committee be formed to review what can be done Citywide to tighten up the City's zoning ordinances given the recent issues. Extended his thanks to Ms. Benchley and United Way for all it does for the community. Apologized to Mr. Campbell for not making the Fitness Festival but thanked him for all his community work. Thanked Dr. Thorns for following up on his inquiries regarding some dangerous buildings on W. Genesee. Hoped the buildings could be demolished in October if funds are available.

Councilwoman Kitterman-Miller thanked all the speakers who had brought their issues to Council. Echoed the thoughts of the previous Councilmen. Mentioned how students from MSU's School of Planning Design are working with the E. Genesee business group to determine a design and vision for the E. Genesee corridor. They would present their findings at a meeting to be held in November. Urged neighborhoods to get their groups organized for the upcoming Arson Watch. Announced the next meeting would be October 23rd. Said there were great things planned for youth at the Dow Center, Saginaw High School and Arthur Hill High School. Thanked all who help organize the event.

Councilman Coulouris said Arson Watch was in need of volunteers and urged those interested to call (989) 928-4751. Spoke on the SCENIC Code Enforcement Team. (*Showed the bright orange notice that is being posted by the team.*) Said he has witnessed this team at work and praised them for their professionalism. Said both groups are a success due to cooperation, dedication and communication. Different offices are speaking to each other and becoming part of the solution.

Councilman Scharffe mentioned attending the Ezekiel Project Annual Meeting. Said it was a wonderful day and he left with renewed hope for the good that can happen in Saginaw. Said the group has an ambitious agenda for the upcoming year. Commended Mayor Seals for her leadership. Congratulated Audio Central Alarm for 35 years of business in the City.

Councilman Virciglio thanked Dr. Thorns and his staff for the success of the SCENIC team. Mentioned how the group gave immediate response to a complaint he had brought forth. Requested Council be updated on the success of the group.

Councilman Wendt shared his support for CMI, Mistequay and TRW and thanked them for continuing to grow and operate in the City. Requested a copy of the videotape and transcript of the May 5th Council Meeting. Spoke on the recent passing of Maestro Patrick Flynn. Mentioned all he had contributed to the City and all the lives touched through his music. Gave his condolences to the family and to the Saginaw Bay Symphony Orchestra. Agreed with Councilman Fitzpatrick that a committee should be formed to look at the City's zoning ordinances and expressed his desire to the Mayor to be appointed to that committee. Thanked Mr. Johnson for offering his assistance to homeowners in foreclosure. Suggested Bishop Johnson call the Liquor Control Commission so he understands the process and deadlines. Said he believes in a transparent government.

Councilwoman Kitterman-Miller added that residents need to call the Railroad

Public Affairs Office at (202) 493-6024 to lodge a complaint about trains holding up traffic.

Mayor Seals said she had recently attended an Urban Core Mayors meeting and Saginaw is in a much better position than other cities, Pontiac, in particular. Believes Saginaw is turning the corner. Mentioned she attended recent events at Bliss Park and Saint Mary's and commended all the parents who attended with their children. Said parents attending events with their children, instead of dropping them off, will make a difference. Believes the City needs to go on record with the State that the City is tired of having liquor stores every 2 blocks. Said it would be added to the next quarterly agenda with State officials. Said she will find out if other cities are having the same problem. Thanked United Way for the work they do, particularly in these hard times. Expressed her support for the health plan millage proposal as a means to help those who cannot afford insurance. Advised Mrs. Melkonian there would be a presentation on the traffic study at the next Council meeting. Welcomed the gardeners from Tokushima and commended them for the work they are doing at the Japanese Tea House.

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Councilman O'Neal moved that Council send forth a Resolution to the Liquor Control Commission stating Council's concern with the increased concentration of liquor establishments being put in the community. (He requested the City Attorney put the Resolution in legalese format).

Councilman Virciglio moved to amend the motion to add that a GIS map be added to the Resolution depicting where liquor licenses are located in the City of Saginaw.

Councilman Branch moved the amendment be amended to have the GIS map cross-referenced with some crime incident statistics.

(During some discussion it was agreed that the map would include any type of establishment licensed to sell alcohol.)

The amendment to the amendment was adopted unanimously.

Council then voted on Councilman Virciglio's amendment.
Adopted unanimously.

Council then voted on the main motion made by Councilman O'Neal.
Adopted unanimously.

PETITIONS

08-32 from Dave Rifkin, Rifkin Scrap Iron and Metal, requesting that the parcels identified in a map and accompanying property list on file in the City Clerk's Office, be designated as an Industrial Development District; and requesting a 50% 12-year real and personal property tax abatement for new equipment purchases and construction costs.

Councilman Virciglio moved to receive and file the request.
Adopted unanimously.

Mayor Seals referred the matter to the City Manager and announced a public hearing on the petition would be held October 6, 2008 at 6:30 p.m. in City Hall Council Chamber.

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

Mayor Seals reported on attending the Japanese Tea House Board Meeting. Said she commended them on the great job they had done and encouraged them to keep up the good work they are doing.

From the Boards & Commissions Committee:

Councilman Scharffe moved for consideration of appointing Patrick Williams to the Human Planning Commission to fill a vacancy in the Central Middle School precinct with a term to expire September 22, 2010.

Adopted unanimously.

Mayor Seals noted that appointments made to the Saginaw Housing Commission Board are made by the Mayor. There were only two applicants, Charles Connor and Al Holliday, and two vacancies. She requested Council's support for her recommendation.

Councilman Scharffe moved to support the Mayor's recommendation to appoint Charles Connor and Al Holliday to the Saginaw Housing Commission Board.

After some discussion, Councilman Wendt moved to divide the question.

Adopted unanimously.

City Clerk Diane Herman called for the vote on the appointment of Charles Connor to the Saginaw Housing Commission.

Adopted unanimously.

City Clerk Diane Herman called for vote on the appointment of Al Holliday to the Saginaw Housing Commission.

Defeated by the following vote:

Ayes: Councilpersons Fitzpatrick, O'Neal and Mayor Seals-3.

Nays: Councilpersons Virciglio, Wendt, Branch, Coulouris, Kitterman-Miller, and Scharffe-6.

Councilman Fitzpatrick mentioned the E9-1-1 Board would be meeting September 25, 2008 at 4:00 p.m. Noted he and the City Manager would be unable to attend and requested another Council member attend to represent the City.

Councilman Scharffe reported the Saginaw Economic Development Board met and approved a loan in the amount of \$220,000 for the Saginaw Supermarket on Sheridan Avenue. The new store would replace one that had burned down and bring a much-needed business to that area. Also advised that on the advice of the City Attorney, SEDC would be reviewing its bylaws. Said he would chair that committee.

Councilman Coulouris reported the Planning Commission had approved a compounding pharmacy at 1320 N. Michigan Avenue. The facility takes prescriptions and compounds them to a lesser dose for children. No over-the-counter drugs will be sold.

Councilman Wendt reported from the Precinct Committee that October 6, 2008 was the last day to register to vote. He gave the qualifications for voting by absentee ballot and urged those who qualify to do so to avoid long lines. Recommended voters find out if they

are registered and where they vote prior to Election Day.

Mayor Seals reported the MBS Airport Board held the unveiling of the design for the proposed airport expansion. Said no tax dollars would be spent on the expansion.

REPORTS FROM CITY MANAGER

Management Update

Yoko Mossner, introduced guests from Sister-City Tokushima, Japan, Ms. Masako Bando, Chief Administrator of the General Affairs Office, Tokushima City Hall, and Kiyoshi Matsumura and Koichi Kuki, Master Landscape Architects who have been working at the Japanese Tea House repairing the bamboo fence, installing a bamboo door and refurbishing the garden area. The cost for the visit and services was funded through a grant applied for by Ms. Bando. *(Mayor Seals read a letter from the Mayor of Tokushima.)*

Information Services Director, Jay Beelman, introduced Trish Burns, Saginaw Public Library Director, who reviewed the implementation of the WEB Cemetery Application. Ms. Burns gave a brief history of the data base project and provided a demonstration of the web-based product, which includes maps of the cemeteries, plots and markers. Said currently Forest Lawn Cemetery records are available and the other cemetery records will become available once completed.

Odail Thorns, Development Director, reviewed a Resolution on the agenda with regard to the acceptance of a grant from HUD in the amount of \$656,600.00. Said the funds were provided under the Consolidation Appropriations Act of 2008 and are not Community Development Block Grant funds. The funds were to be applied specifically to the riverfront corridor (from Washington Avenue to Michigan Avenue, north and south, with a focus on the Riverfront Overlay). Said 155 properties were identified which are candidates for demolition and the appropriation will cover about one-half of those. *(There were some concerns expressed by Council members on Council's input as to how monies would be spent.)*

Acting City Manager Yolanda Jones noted that at the October 6th meeting there would be a presentation from the Department of Public Works on leaf collection and the Adams Boulevard traffic study.

Recommended Actions

Subject: Contract with Saginaw Housing Commission for Conducting Elections

Manager's Recommendation: I recommend approval of the contract between the City of Saginaw and the Saginaw Housing Commission for purposes of conducting General and Local Elections in the City of Saginaw.

The agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification: Following the November 2004 General Election, the Precinct Consolidation Committee recommended the City enter into Contracts with all precincts so the obligations, responsibilities and understandings of the parties in conducting general and local elections were clearly defined. To date, City Council has approved contracts with the Public Libraries of Saginaw, St. Stephen Parish, St. Joseph Parish, Saginaw Art Museum, YMCA of Saginaw, New Mt. Calvary Missionary Baptist Church and the School District for the City of Saginaw for this purpose. The only remaining contract to be approved is with the Saginaw Housing Commission for the use of Maplewood Manor, 535 S. Warren (Precinct 4B) and

Rosien Towers, 310 S. Harrison (Precinct 18A).

As with the prior contracts, the parties (hereinafter referred to as "City" and "SHC") have agreed as follows:

(1) SHC will provide the use of a room or space of adequate size and accessibility and the parties will review the designated area prior to each election. Precinct will attempt to make the designated area as close as possible to the entrance of the polling location.

(2) SHC will provide ample handicap and regular parking spaces, store election equipment and supplies, have the buildings accessible at 6:00 a.m. the morning of the election, heat the buildings, remove snow from parking lots and walkways and have tables and chairs for precinct workers available.

(3) SHC will attempt to avoid scheduling major activities in the buildings on Election Days such as luncheons, socials, parties, etc.

(4) The parties further agreed to coordinate efforts with regard to emergencies, signage, handicap accessibility and will discuss any concerns and issues subsequent to each election, if any.

(5) SHC and City have agreed to each indemnify the other with regard to any possible claims.

(6) The term of the contract will commence upon execution and will terminate on December 31, 2013, with an option to renew. The parties will review the terms and conditions six months prior to the termination and make any necessary modifications, if needed, prior to renewal. In all other events, each party has agreed to give the other 12-months written notice to terminate the contract.

(7) City agrees to reimburse SHC for any necessary overtime for its maintenance staff to conduct elections in its buildings. Funds for this reimbursement are budgeted annually in the Election Division Account No. 101-1731-701-8012.

Given the foregoing, I recommend approval of the contract between the City of Saginaw and the Saginaw Housing Commission for purposes of conducting General and Local Elections in the City of Saginaw.

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

Adopted unanimously.

Subject: Waiving a Potential Conflict of Interest

Manager's Recommendation: I recommend that Council waive the potential conflict of interest present and allow the law firm of Dickenson Wright, PLLC to serve as underwriters' counsel for the proposed bond refinancing of the Saginaw-Midland Municipal Water Supply Corporation.

Justification: The City of Saginaw, City of Midland and Counties of Saginaw, Bay and Midland are members of the Saginaw-Midland Municipal Water Supply Corporation, a public corporation formed pursuant to Act 233 of the Public Acts of 1955. That corporation has elected to refund its 1998 revenue bonds with an issue of refunding bonds in order to achieve interest expense savings. That decision was supported by a resolution of the Saginaw City Council on August 25, 2008.

In furtherance of that action, Terence M. Donnelly of the law firm of Dickenson Wright, PLLC has been asked to serve as counsel to the underwriters in this bond reissue.

Mr. Donnelly frequently acts as bond counsel to the City of Saginaw in its various bond issues. Dickenson Wright, PLLC and the City do not expect any adverse effect to the City if Mr. Donnelly acts in this capacity. However, Dickenson Wright, PLLC is obligated by ethical considerations to obtain the City's authorization prior to proceeding.

Dickenson Wright, PLLC requests that City Council confirm the City of Saginaw's waiver of the potential conflict of interest in this matter.

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

Adopted unanimously.

Subject: Ikon Office Solutions Agreements

Manager's Recommendation: I recommend that the bid from the State of Michigan for the lease of Copy Machines be accepted and that the following Agreements be approved: Master Maintenance & Sale Agreement, State & Local Government Master Agreement, Product Schedule Agreement, One Dollar Purchase Option Agreement, Work Order Agreements and the Addendum. Also, I request that payment be made to Ikon Office Solutions in the amount of \$14,544.00 for the balance of fiscal year 2009 and \$19,392.00 for fiscal years 2010 through 2013.

The Agreements are approved by me as to substance and the City Attorney as to form. It is further recommended that the City Manager and/or his designee be authorized by City Council to sign all lease agreement documents on behalf of the City.

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 following accounts: Employee Services #101-1725-701-8005(\$1296.00) Streets #226-4581-841-8005(\$1611.00), Purchasing #101-1742-711-8005(\$1296.00), Garage #661-4481-841-8005(\$360.00), City Attorney #101-1734-701-8005(\$1296.00), Police 101-3012-721-8005(\$8,685.00).

Justification: The State of Michigan solicited bids for copy machines of which Ikon Office Solutions was the successful bidder. To ease the impact to departmental budgets, a sixty (60) month lease was negotiated by the parties. All governmental agencies that accept this bid must approve the following Agreements:

- Master Maintenance & Sale Agreement;
- State & Local Government Master Agreement;
- Product Schedule Agreement;
- One Dollar Purchase Option Agreement;
- Work Order Agreements; and
- Addendum.

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

Adopted unanimously.

Subject: Andersen Enrichment Center - Budget Adjustment

Manager's Recommendation: It is recommended that a budget adjustment be completed to increase Andersen Enrichment Center Revenue Account No. 236-0000-514.60-01 from \$77,800.00 to \$81,961.00. The increase in revenue will be offset by a

deposit in the amount of \$4,161.00 from the Frank N. Andersen Foundation. This increase in revenue will also increase the Andersen Enrichment Center General Repairs Account No. 236-7540-811.80-40 from \$1,000.00 to \$5,161.00.

Justification: The City will receive a check from the Frank N. Andersen Foundation to cover the cost of roof repairs at the Andersen Enrichment Center.

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

Adopted unanimously.

Subject: Laboratory Supplies Purchase

Manager's Recommendation: I recommend acceptance of the low bid from Jade Scientific and issuance of a purchase order to them in the amount of \$8,799.24 for the purchase of various laboratory supplies.

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. 590-4830-861.73-09.

Justification: On September 2, 2008 the City received bids for the purchase of various supplies for the Wastewater Treatment Plant Laboratory. These supplies include chemicals, pipets, glass fiber and sterilized filters, and other equipment necessary for testing the treated water before it is discharged to the river. This testing is required by the Wastewater Treatment Plant's National Pollutant Discharge Elimination System Permit. Two bidders were disqualified because they were unable to supply all of the items required. Following is a tabulation of the remaining bids received:

Jade Scientific Canton, MI	\$ 8,799.24
Thermo Fisher Scientific Pittsburg, PA	\$ 9,193.08
Utech Products Schenectady, NY	\$ 9,727.00
Data Support Co. Panorama City, CA	\$11,178.06
Government Scientific Reston, VA	\$11,501.00

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

Adopted unanimously.

Subject: Zero Turn Radius Mower

Manager's Recommendation: I recommend acceptance of the low bid from Hoffman's Power Equipment and issuance of a purchase order to them in the amount of \$23,374.00 for two Toro Z Master #590 Zero Turn Radius Mowers to be used by the Water Treatment Plant and the Wastewater 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 is budgeted in the Sewer and Water Operation and Maintenance Fund Account Nos. 590-4835-861-9741 and 591-4730-861-9720.

Justification: On September 2, 2008, the city received bids for the purchase of a zero turn radius mower. The remote facilities personnel maintain the grounds at the City's seven retention basins. The mower used for this work is twenty years old and is worn out and frequently out of service for repairs. One bidder was disqualified for failure to meet several requirements in the specification. A unit for the Water Treatment Plant is also included in the total requested above.

Following is a tabulation of the remaining bids that were received:

Hoffman's Power Equipment Saginaw, MI	Toro Z Master	\$11,687.00 each
Bader Brothers Inc. Union City, PA	John Deere	\$12,448.04 each
Wohlfeils Hardware Saginaw, MI	Gravely	\$13,653.25 each
Wohlfeils Hardware Saginaw, MI	Scag Turf Tiger	\$14,702.13 each
Grainger Inc. Linconshire, IL	Toro Z Master	\$15,958.80 each

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

Adopted unanimously.

Subject: Dixon Engineering Proposal and Contract Agreement

Manager's Recommendation: I recommend acceptance of the Proposals and Contract Agreements from Dixon Engineering, Inc., and issuance of a purchase order to them in the amount of \$63,590.00 for professional services to be provided at the Water Treatment Plant. The Proposals and Contract Agreements have been approved by me as to substance and by 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 are available in the Water Bond Construction Engineering Account No. 598-

4741-881.80-02.

Justification: On August 1, 2008, the City received Proposals and Contract Agreements for professional services to be performed by Dixon Engineering. The scope of work includes preparation of technical specifications, consulting and on-site inspection services for exterior painting of a 2,500,000 gallon treated water storage reservoir at the Gratiot Pump Station (\$19,270.00) and Water Treatment Plant Piping Phase 2 projects (\$44,320.00) for the Water Treatment Division. The total amount for the two projects is \$63,590.00. The painting projects were planned and budgeted in response to recommendations made after routine inspections were performed on these components of critical infrastructure. The painting projects, when completed, will limit and control corrosion of these metallic components and extend their service life.

Council Action: Councilman Coulouris 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 were considered after discussion.

Subject: Thomas Roofing Agreement

Manager's Recommendation: I recommend that the Agreement from Thomas Roofing be accepted and a purchase order be issued to them in the amount of \$4,161.00 for the repair of the roof at the Andersen Enrichment Center. 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 are available in the Andersen Enrichment Center General Repairs, Account No. 236-7540-811-8040.

Justification: Customers rent the east section of the building on a regular basis. The existing flat rubber roof is 17 years old. When there is significant rainfall, it leaks into the building. On the east section of the building there is damage to pipes on the ceiling, ceiling tiles, carpet, and office equipment. On the northwest side of the building there is damage to the ceiling plaster, wall paint, piping in the ceiling, ceiling tiles, carpet, office equipment and building materials along the ledge on the wall. In the center of the building there is damage to the ceiling plaster and paint, as well as mold growth.

Thomas Roofing will make roof repairs to the east, west, center, circle, and canopy portions of the Andersen Enrichment Center and the City will be receiving a check from the Frank N. Andersen Foundation in the amount of \$4,161.00 to cover the costs. The following is a tabulation of bids received:

Thomas Roofing Cass, MI (out-city)	\$4,161.00
Herbert Roofing & Insulation Saginaw, MI	\$5,028.00

Absolute Building & Remodeling Saginaw, MI (out-city)	\$1,500.00 (east section only)
Mid Michigan Roofing Saginaw, MI (out-city)	\$3,624.00 (east section only)

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

Adopted unanimously.

Subject: Revision to Cemetery Rates and Charges

Manager's Recommendation: I recommend that the revision to the Cemetery Rules and Regulations Fixing Schedule of Rates and Charges for the Operation and Use of Municipal Cemeteries be approved.

Justification: The attached and revised copy of Cemeteries Series Bulletin No. 9-40/9-41 shows the current and proposed new rates. The proposed changes are highlighted on the attached Bulletin and affect the following:

- Grave prices for lots permitting upright markers and monuments (increase 6%).
- Grave prices for lots permitting flush markers:
 - Single Grave (increase 8%)
 - Child Grave (increase 8%)
 - Infant Grave (increase 12.5%)
 - Creains Grave (increase 17%)
- Grave opening and closing prices:
 - Adult, indigent and veteran (increase 14%)
 - Child w/o vault (increase 11%)
 - Child w/ vault (increase 8%)
 - Vault setting only (increase 25%)
- Disinterment w/ Reinterment at a City of Saginaw Cemetery:
 - Adult (increase 17%)
 - Child (increase 16%)
 - Infant (increase 25%)
 - Creains (increase (17%)
- Disinterment Only – for removal to another Cemetery:
 - Adult (increase 25%)
 - Child (increase 18%)
 - Infant (increase 13%)
 - Creains (increase (20%)
- Marker and Monument Foundation Installation Charges:
 - Marker and Monument Installation (increase 10%)
 - Minimum Charge (2'X1' or less) (increase 10%)
- Marker and Monument Resetting Minimum Charge:
 - Flush Marker (increase 20%)
 - Upright Marker (increase 13%)
 - Monument (increase 15%)
- Marker and Monument Cleaning Charges:
 - Single Flush Granite (increase 12.5%)
 - Double Upright Granite (increase 17%)

It is recommended that the proposed revisions in the Rules and Regulations Fixing Schedules of Rates and Charges for the Operation and Use of Municipal Cemeteries, to become effective October 6, 2008, be approved.

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

Adopted unanimously.

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RULES AND REGULATIONS

SCHEDULE OF RATES AND CHARGES FOR OPERATION AND USE OF MUNICIPAL CEMETERIES

SECTION 1: Lot and Grave Price. The schedule of prices for operation and use of lots and single graves in municipal cemeteries shall be as follows:

	<u>EXISTING</u>	<u>PROPOSED</u>
• Lots Permitting Upright Markers and Monuments	\$800.00 per space	\$850.00
Flush Marker Sections		
• Single Grave.....	\$650.00 per space	\$700.00
• Child Grave.....	\$300.00 per space	\$325.00
• Infant Grave.....	\$200.00 per space	\$225.00
• Cremains Grave.....	\$300.00 per space	\$350.00
• Veterans Grave (Resident of Saginaw County)....	\$ 00.00 per space	\$ 00.00
• Indigent Grave (Resident of Saginaw County)...	\$ 25.00 per space	\$ 25.00
• Right of Second Burial.....	\$300.00 per space	\$300.00
• Cremains Grave Section 18.....	\$400.00	\$400.00

SECTION 2: Interment Charges.

Opening and Closing (Vault Setting Included) with Optional Use of Chapel

• Adult (Grave opening in excess of 60 inches)...	\$700.00	\$800.00
• Indigent (Adults buried at public expense).....	\$700.00	\$800.00
• Veteran (Grave opening in excess of 60 inches)	\$700.00	\$800.00
• Child (Grave opening less than 36 inches).....	\$225.00 w/o vault	\$250.00 w/o vault
• Child (Grave opening less than 36 inches).....	\$300.00	\$325.00
• Infant (Grave opening less than 36 inches)...	\$150.00	\$150.00
• Complete Interment Services at a Private Vault...	\$500.00 (Min)	\$500.00 (Min)
• Interment or Entombment of Cremains.....	\$200.00	\$200.00
• Vault Setting Only.....	\$100.00	\$125.00
• Opening and Closing Only will be the proposed price(s) above minus the vault setting only fee.		

Graveside Services (Additional Charge):

• Use of Tent and Full Graveside Trim.....	\$300.00	\$300.00
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Weekday and Saturday Burials (Additional Charge):

• Mon-Fri Burial after 3:30 PM.....	\$200.00	\$200.00
• Saturday Burial before 12:00 Noon.....	\$400.00	\$400.00
• Saturday Additional Fee after 12:00 Noon.....	\$100.00 per Hr	\$100.00 per Hr

Holiday Burials (Additional Charge):

- Holiday Burials before 12:00 Noon.....\$500.00 \$500.00
- Holiday Additional Fee after 12:00 Noon.....\$100.00 per Hr

Holiday Burials (Additional Charge):

- Holidays Include Only the Following Listed:

<i>Dr. Martin Luther King's Birthday</i>	<i>Good Friday</i>	<i>Veteran's Day</i>
<i>Friday Following Thanksgiving Day</i>	<i>Christmas Eve</i>	
- No Burials are Performed on the Following Holidays:

<i>New Year's Day</i>	<i>Memorial Day</i>	<i>Fourth of July</i>
<i>Labor Day</i>	<i>Thanksgiving Day</i>	<i>Christmas Day</i>

EXISTING PROPOSED

Late Funeral Orders (Additional Charge):

- Less than 24 hours notice..... \$ 50.00 \$ 50.00

SECTION 3: Disinterment Charges.

Disinterment w/ Reinterment in a City of Saginaw Cemetery:

- Adult..... \$1,500.00 \$1,750.00
- Child..... \$ 605.00 \$ 700.00
- Infant..... \$ 400.00 \$ 500.00
- Cremains..... \$ 300.00 \$ 350.00

Disinterment ONLY – For Removal to Another Cemetery:

- Adult..... \$1,000.00 \$1,250.00
- Child..... \$ 550.00 \$ 650.00
- Infant..... \$ 375.00 \$ 425.00
- Cremains..... \$ 250.00 \$ 300.00

SECTION 4: Miscellaneous Service Charges.

Marker and Monument Installation Charges:

- Marker and Monument Installation..... \$.50 sq. in. \$.55 sq. in.
- Minimum Charge (2'x1' or less)..... \$ 150.00 \$ 165.00

Marker and Monument Resetting Charges:

- Flush Marker (Minimum Charge)..... \$ 50.00 \$ 60.00
- Upright Markers (Minimum Charge)..... \$ 75.00 \$ 85.00
- Monuments (Minimum Charge)..... \$ 100.00 \$ 115.00
- Burial Rights Transfer Fee..... \$ 50.00 \$ 50.00
- Work Permit..... \$ 10.00 \$ 10.00
- Install Vase..... \$ 10.00 \$ 10.00

Marker and Monument Cleaning Charges:

- Marker Cleaning (Single Flush Granite)..... \$ 40.00 \$ 45.00
- Marker Cleaning (Double Upright Granite)..... \$ 60.00 \$ 70.00
- Monuments (Minimum Charge)..... \$ 100.00 \$ 100.00

SECTION 5: Effective Date.

The effective date of this regulation shall be October 6, 2008.
This regulation supersedes Cemeteries Series Bulletin No. 9-40.

INTRODUCTION OF ORDINANCES

Subject: Ordinance Repealing Low Income Housing Tax Exemption for Tabernacle Missionary Baptist Church

Manager's Recommendation: I recommended that Ordinance O-32, "Low Income Housing Tax Exemption for Tabernacle Missionary Baptist Church" and Ordinance O-46, Amending Paragraph "H" of Ordinance O-32 "Low Income Housing Tax Exemption For Tabernacle Missionary Baptist Church" of the Table of Special Ordinances VIII, of the City of Saginaw Code of Ordinances, O-1, be repealed. An Ordinance has been prepared and appears under the regular order of business.

Justification: On March 21, 2005, City Council adopted Ordinance O-32 giving a Low Income Housing Tax Exemption (Payment in Lieu of Taxes, "PILOT") for Tabernacle Missionary Baptist Church. This was a result of the Church's development plan to construct twenty-four (24) single-family homes on property owned by the Church and located on the Northwest corner of N. 23rd and McGill Street. On March 20, 2006, City Council adopted an Ordinance amending Paragraph (H) of Ordinance O-32, extending the PILOT from fifteen (15) years from the commencement of construction to fifteen (15) years from the issuance of a certificate of occupancy.

The Church has advised the City it no longer plans on developing this property. As such, it is being recommended that these ordinances be repealed. If the Church decides to develop the property in the future, a new ordinance could be considered.

Council Action: This Council Communication is being submitted to explain the ordinance to be introduced in a subsequent portion of the agenda.

Councilman Branch moved to introduce an ordinance entitled and reading as follows:

AN ORDINANCE TO REPEAL ORDINANCE O-32, "LOW INCOME HOUSING TAX EXEMPTION FOR TABERNACLE MISSIONARY BAPTIST CHURCH" AND ORDINANCE O-46, AMENDING PARAGRAPH "H" OF ORDINANCE O-32 "LOW INCOME HOUSING TAX EXEMPTION FOR TABERNACLE MISSIONARY BAPTIST CHURCH" OF THE TABLE OF SPECIAL ORDINANCES VIII, OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

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

RESOLUTIONS

Subject: U.S. Department of Housing and Urban Development Community Planning and Development Congressional Grants- Economic Development Initiative-Special Project (EDI-SP)

Manager's Recommendation: I recommend approval of the attached resolution-authorizing acceptance of the Grant from the U.S. Department of Housing and Urban Development – Economic Development Initiative – Special Project (EDI-SP) for Demolition and Land Acquisition in the Riverfront geographical area.

Justification: Council approved this grant application, as the administration of the grant must be by the City of Saginaw in compliance with State and Federal Regulations. The City of Saginaw was granted \$656,600 from the U.S. Department of Housing and Urban Development – Economic Development Initiative – Special Project (EDI-SP).

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

RESOLUTION ACCEPTING FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT–ECONOMIC DEVELOPMENT INITIATIVE–SPECIAL PROJECT

Councilman Virciglio offered and moved adoption of the following resolution:

WHEREAS, the City of Saginaw was granted funding from the U.S. Department of Housing and Urban Development – Economic Development Initiative – Special Project (EDI-SP); and

WHEREAS, the City of Saginaw must be the recipient of the grant in compliance with rules governed by the United States Federal Government; and

WHEREAS, the City of Saginaw was granted \$656,600 from the U.S. Department of Housing and Urban Development – Economic Development Initiative – Special Project (EDI-SP); and

WHEREAS, the acquisition of land and demolition 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 City of Saginaw to the U.S. Department of Housing and Urban Development – Economic Development Initiative – Special Project (EDI-SP) in the amount of \$656,600.

BE IT FURTHER RESOLVED, that the City of Saginaw's Economic Development Director will monitor the grant and provide oversight of documentation as required by the funding source, as to ensure compliance with the grantor. The disbursements will be entered into City of Saginaw's Revenue Federal Grants Account No. 101-0000-513.58 –35 and will be disbursed utilizing from Demolitions Account No. 101 3865-761.80-25 (Demolitions).

Adopted unanimously.

INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE
FOR CMI-SCHNEIBLE COMPANY, 2220 VETERANS MEMORIAL PARKWAY

Councilman Scharffe offered and moved adoption of the following resolution:

WHEREAS, CMI-Schneible Company on September 2, 2008, filed its application for an Industrial Facilities Tax Exemption Certificate as provided by Act 198, P.A. of 1974, as amended, hereinafter referred to as the Act, receipt of said application having been reported to City Council on September 8, 2008, and said application being on file in City Clerk's File 08-31; and

WHEREAS, the Council has carefully considered said application and all information pertinent thereto.

NOW, THEREFORE, BE IT RESOLVED, that the Council hereby finds and determines as follows:

1. The Council of the City of Saginaw on August 1, 1977, on the petition of Chevrolet Motor Division, General Motors Corporation did lawfully establish in the City of Saginaw, an Industrial Development District pursuant to the Act, said district comprising that certain piece or parcel of land in the State of Michigan, County of Saginaw and City of Saginaw under the City of Saginaw Tax Roll No. 21 4333 00400 commonly known as 2220 Veterans Memorial Parkway, Saginaw, Michigan.

2. Upon receipt of the above-mentioned application for an Industrial Facilities Tax Exemption Certificate from CMI-Schneible Company the City Clerk did notify in writing the Assessor of the City of Saginaw and the legislative body of each taxing unit which levies ad valorem property taxes in the City of Saginaw, this being the governmental unit in which the facility for an Industrial Facilities Tax Exemption Certificate is sought to be located, said taxing units being the Intermediate School District, the School District of the City of Saginaw, the County of Saginaw, Saginaw Public Libraries, Delta College and Saginaw Transit Authority Regional Services, enclosing a copy of the above-described application for Industrial Facilities Tax Exemption Certificate and notifying each that it would be given an opportunity to be heard on this matter by the Council at its regular meeting on Monday, September 22, 2008.

3. The Council has on this date and earlier in this meeting afforded CMI-Schneible Company, the Assessor of the City of Saginaw, and a representative of each affected taxing unit an opportunity for a hearing on the above-mentioned application for Industrial Facilities Tax Exemption Certificate, and the Council has given due consideration to all information presented at said hearing.

4. The City Assessor has heretofore determined and furnished to the Council the value of the property to which the above-mentioned application pertains, the aggregate state equalized valuation of real and personal property which would be exempt from ad valorem taxes under the Act in the City of Saginaw after granting the above-petitioned Industrial Facilities Tax Exemption Certificate and the sum of the state equalized valuation of the City of Saginaw and the aggregate state equalized valuation of real and personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

5. Construction of the facility or installation of machine and equipment, which is the subject of the above-mentioned application, was not begun earlier than six (6) months before the filing of the application for the Industrial Facilities Tax Exemption Certificate.

6. The application filed for the certificate indicates eighteen (18) new jobs will be

created and thirty-five (35) current jobs will be retained, in the City of Saginaw, this being the community in which the facility is situated.

7. The aggregate state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw after granting the Industrial Facilities Tax Exemption Certificate applied for will not exceed 5 percent of an amount equal to the sum of the state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

8. Irrespective of the findings in paragraph 7 above, granting of the Industrial Facilities Tax Exemption Certificate considered with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act. No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of local government or impairing the financial soundness of any unit of local government.

9. The aforementioned application complies in all respects with the applicable provisions of the Act, and all actions and proceedings necessary for the approval of said application by the Council of the City of Saginaw have been accomplished as required by said public act.

BE IT FURTHER RESOLVED, that the Council of the City of Saginaw does hereby approve the above-described application of CMI-Schneible Company for an Industrial Facilities Tax Exemption Certificate for a period of 12 years.

Adopted unanimously.

INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE
FOR PRINTS PLUS, INC., 2301 N. MICHIGAN

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

WHEREAS, Prints Plus, Inc. did on January 4, 2008, submit a written request for an Industrial Facilities Tax Exemption Certificate to the City Clerk for the City of Saginaw; and

WHEREAS, on July 11, 2008, Prints Plus, Inc. filed the completed application for an Industrial Facilities Tax Exemption Certificate as provided by Act 198, P.A. of 1974, as amended, hereinafter referred to as the Act, receipt of said application having been reported to City Council on July 28, 2008, and said application being on file in City Clerk's File 08-21; and

WHEREAS, the Council has carefully considered said application and all information pertinent thereto.

NOW, THEREFORE, BE IT RESOLVED, that the Council hereby finds and determines as follows:

1. The Council of the City of Saginaw on May 1, 2006, on the petition of Prints Plus, Inc. did lawfully establish in the City of Saginaw, an Industrial Development District pursuant to the Act, said district comprising that certain piece or parcel of land in the State of Michigan, County of Saginaw and City of Saginaw under the City of Saginaw Tax Roll No. 13 0391 00000, commonly known as 2301 N. Michigan Avenue, Saginaw, Michigan.

2. Upon receipt of the above-mentioned application for an Industrial Facilities Tax Exemption Certificate from Prints Plus, Inc., the City Clerk did notify in writing the Assessor of the City of Saginaw and the legislative body of each taxing unit which levies ad valorem property taxes in the City of Saginaw, this being the governmental unit in which the facility for

an Industrial Facilities Tax Exemption Certificate is sought to be located, said taxing units being the Saginaw City Assessor, Saginaw Intermediate School District, the School District of the City of Saginaw, the County of Saginaw, Saginaw Public Libraries, Delta College and Saginaw Transit Authority Regional Services, enclosing a copy of the above-described application for Industrial Facilities Tax Exemption Certificate and notifying each that it would be given an opportunity to be heard on this matter by the Council at its regular meeting on Monday, September 8, 2008.

3. The Council has on Monday, September 8, 2008, afforded Prints Plus, Inc., the Assessor of the City of Saginaw, and a representative of each affected taxing unit an opportunity for a hearing on the above-mentioned application for Industrial Facilities Tax Exemption Certificate, and the Council has given due consideration to all information presented at said hearing.

4. The City Assessor has heretofore determined and furnished to the Council the value of the property to which the above-mentioned application pertains, the aggregate state equalized valuation of real and personal property which would be exempt from ad valorem taxes under the Act in the City of Saginaw after granting the above-petitioned Industrial Facilities Tax Exemption Certificate and the sum of the state equalized valuation of the City of Saginaw and the aggregate state equalized valuation of real and personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

5. Construction of the facility or installation of machine and equipment, which is the subject of the above-mentioned application, was not begun earlier than six (6) months before the filing of the application for the Industrial Facilities Tax Exemption Certificate.

6. The application filed for the certificate indicates two (2) new jobs will be created and five (5) current jobs will be retained, in the City of Saginaw, this being the community in which the facility is situated.

7. The aggregate state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw after granting the Industrial Facilities Tax Exemption Certificate applied for will not exceed 5% of an amount equal to the sum of the state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

8. Irrespective of the findings in paragraph 7 above, granting of the Industrial Facilities Tax Exemption Certificate considered with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act. No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of local government or impairing the financial soundness of any unit of local government.

9. The aforementioned application complies in all respects with the applicable provisions of the Act, and all actions and proceedings necessary for the approval of said application by the Council of the City of Saginaw have been accomplished as required by said public act.

BE IT FURTHER RESOLVED, that the Council of the City of Saginaw does hereby approve the above-described application of Prints, Plus, Inc. for an Industrial Facilities Tax Exemption Certificate for a period of 12 years.

Adopted unanimously.

INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE
FOR MISTEQUAY GROUP, LTD

Councilman Scharffe offered and moved adoption of the following resolution:

WHEREAS, Mistequay Group, Ltd., did on August 14, 2008, file its application for an Industrial Facilities Tax Exemption Certificate as provided by Act 198, P.A. of 1974, as amended, hereinafter referred to as the Act, receipt of said application having been reported to City Council on September 8, 2008, and said application being on file in City Clerk's File 080-27; and

WHEREAS, the Council has carefully considered said application and all information pertinent thereto.

NOW, THEREFORE, BE IT RESOLVED, that the Council hereby finds and determines as follows:

1. The Council of the City of Saginaw on November 8, 1993, on the petition of Saginaw Tool & Die and Precision Machining, Inc., did lawfully establish in the City of Saginaw, an Industrial Development District pursuant to the Act, said district comprising that certain piece or parcel of land in the State of Michigan, County of Saginaw and City of Saginaw under the City of Saginaw Tax Roll No. 14 1848 00000 commonly known as 1212 N. Niagara, Saginaw, Michigan.

2. Upon receipt of the above-mentioned application for an Industrial Facilities Tax Exemption Certificate from Mistequay Group, Ltd., the City Clerk did notify in writing the Assessor of the City of Saginaw and the legislative body of each taxing unit which levies ad valorem property taxes in the City of Saginaw, this being the governmental unit in which the facility for an Industrial Facilities Tax Exemption Certificate is sought to be located, said taxing units being the Intermediate School District, the School District of the City of Saginaw, the County of Saginaw, Saginaw Public Libraries, Delta College and Saginaw Transit Authority Regional Services, enclosing a copy of the above-described application for Industrial Facilities Tax Exemption Certificate and notifying each that it would be given an opportunity to be heard on this matter by the Council at its regular meeting on Monday, September 22, 2008.

3. The Council has on this date and earlier in this meeting afforded Mistequay Group, Ltd., the Assessor of the City of Saginaw, and a representative of each affected taxing unit an opportunity for a hearing on the above-mentioned application for Industrial Facilities Tax Exemption Certificate, and the Council has given due consideration to all information presented at said hearing.

4. The City Assessor has heretofore determined and furnished to the Council the value of the property to which the above-mentioned application pertains, the aggregate state equalized valuation of real and personal property which would be exempt from ad valorem taxes under the Act in the City of Saginaw after granting the above-petitioned Industrial Facilities Tax Exemption Certificate and the sum of the state equalized valuation of the City of Saginaw and the aggregate state equalized valuation of real and personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

5. Construction of the facility or installation of machine and equipment, which is the subject of the above-mentioned application, was not begun earlier than six (6) months before the filing of the application for the Industrial Facilities Tax Exemption Certificate.

6. The application filed for the certificate indicates two (2) new jobs will be created

and one (1) current job will be retained, in the City of Saginaw, this being the community in which the facility is situated.

7. The aggregate state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw after granting the Industrial Facilities Tax Exemption Certificate applied for will not exceed 5 percent of an amount equal to the sum of the state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

8. Irrespective of the findings in paragraph 7 above, granting of the Industrial Facilities Tax Exemption Certificate considered with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act. No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of local government or impairing the financial soundness of any unit of local government.

9. The aforementioned application complies in all respects with the applicable provisions of the Act, and all actions and proceedings necessary for the approval of said application by the Council of the City of Saginaw have been accomplished as required by said public act.

BE IT FURTHER RESOLVED, that the Council of the City of Saginaw does hereby approve the above-described application of Mistequay Group, Ltd., for an Industrial Facilities Tax Exemption Certificate for a period of 12 years.

Adopted unanimously.

RESOLUTION APPROVING THE APPLICATION OF TRW INTEGRATED CHASSIS
SYSTEMS, LLC FOR A TRANSFER OF THE EXEMPTION OF NEW PERSONAL
PROPERTY FROM DELPHI AUTOMOTIVE SYSTEMS LLC PURSUANT
TO PUBLIC ACT 328 OF 1998, AS AMENDED

Councilman Branch offered and moved adoption of the following resolution:

WHEREAS, the Council for the City of Saginaw on December 19, 1977, on the petition of General Motors Corporation did lawfully establish an Industrial Development District pursuant to PA 198 of 1974, as amended, said district comprising that certain piece or parcel of land in the State of Michigan, County of Saginaw, under the tax roll number 10 1408 0000; and

WHEREAS, the Council for the City of Saginaw did on August 9, 1999, on the Petition of Delphi Automotive Systems LLC approve an Exemption of New Personal Property pursuant to Public Act 328 of 1998, as amended ("Public Act 328"), on Tax Roll No. 10 1408 00000 commonly known as 2328 E. Genesee, Saginaw, Michigan, for a period of 20 years; and

WHEREAS, the City of Saginaw received from TRW Integrated Chassis Systems, LLC ("TRW") an application on July 31, 2008, requesting a transfer of the Exemption of New Personal Property from Delphi Automotive Systems LLC pursuant to Public Act 328, receipt of said application having been reported to City Council on September 8, 2008, and said application being on file in City Clerk's File #08-30; and

WHEREAS, the City of Saginaw is an eligible, distressed community under Public Act 328; and

WHEREAS, TRW meets the acquiring eligible business requirements of Public Act

328 by purchasing assets of an existing eligible business, and will conduct business operations similar to those of the existing eligible business within the eligible district established on December 19, 1977; and

WHEREAS, the Act allows for an Exemption of New Personal Property to continue in effect for an acquiring eligible business only if the continuation of the exemption is approved in a resolution adopted by the governing body of an eligible local assessing district.

NOW THEREFORE, BE IT RESOLVED that the City of Saginaw hereby approves the application of TRW for the transfer of the Exemption of New Personal Property pursuant to Public Act 328, from Delphi Automotive Systems LLC for the eligible Industrial Development District property legally described as follows:

LEGAL DESCRIPTION OF PROPERTY:

A PARCEL OF LAND IN S.E. ¼ OF SEC. 30 & S.W. ¼ OF SEC. 29, T. 12N., R. 5 E. VIZ. COMG. AT W. ¼ SEC. CORNER OF SEC. 29. THENCE S. ALONG W. LINE OF SAID SC. 891.1 FT. TO A POINT WHICH IS 33 FT S. OF P.M.R.R. RIGHT OF WAY, & TAKEN AS PLACE OF BEG., THENCE ELY. ALONG A LINE WITH IS PARL. TO & 33 FT. S. OF P.M.R.R. RIGHT OF WAY, 2121.54 FT. TO A POINT ON W. LINE OF CUMBERLAND ST., THENCE SLY. ALONG SAID ST. LINE, TO N. LINE OF CRANKSHAFT GARDENS, THENCE WLY. ALONG SAID N. LINE TO W. LINE OF CRANKSHAFT GARDENS, THENCE SLY. ALONG SAID W. LINE, 673.38 FT. THENCE N. 86 DEG. 5 MIN. 30 SEC. W., 748.75 FT., THENCE CONTG. W. ON N. LINE OF HAROLD ST. TO ELY. LINE OF GENESEE AVE., THENCE NLY. ALONG SAID ST. LINE. 1146.01 FT., THENCE ELY. ALONG A LINE THAT IS PARL. TO & 33 FT. SLY, OF P.M.R.R. RIGHT OF WAY, 635.63 FT. TO POINT OF BEG. ALSO, LOTS 55,82,83,110 & 111, CRANKSHAFT GARDENS ALSO THAT PART OF VACATED PEMBERTON ST. & VACATED LETCHER ST. LYING ADJACENT, THERETO.

BE IT FURTHER RESOLVED that the general property exemption under Public Act 328 shall be for the remainder of the 20 years granted to Delphi Automotive Systems LLC on August 9, 1999, that being December 20, 2019.

BE IT FURTHER RESOLVED that the Clerk of the City of Saginaw shall cause the application for Exemption of New Personal Property to be completed and shall cause the completed application and a copy of this resolution to be filed with the State Tax Commission.

Adopted unanimously.

INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE
FOR TRW INTEGRATED CHASSIS SYSTEMS LLC

Councilman Branch offered and moved adoption of the following resolution:

WHEREAS, TRW Integrated Chassis Systems, LLC. ("TRW") is the new owner of an industrial facility located in the City of Saginaw, which is subject to an Industrial Facilities Tax Exemption Certificate ("IFEC"), originally issued to General Motors Corporation ("GM"), pursuant to P.A. 198 of 1974, as amended, ("Act") and transferred to Delphi Automotive Systems, LLC ("Delphi") by Council action on August 9, 1999, being IFEC #1997-386; and

WHEREAS, TRW did on July 31, 2008, file its application for the transfer of the

above IFEC from Delphi to TRW, as required by Section 21 of the Act, receipt of said application having been reported to City Council on September 8, 2008, and said application being on file with the City Clerk, File No. 08-30; and

WHEREAS, as to IFEC #1997-386, in connection with a written agreement which was entered into originally between GM and the City of Saginaw, and later transferred to Delphi and the City of Saginaw, pursuant to Section 22 of the Act, Delphi has assigned to TRW and TRW agrees to assume the obligations and liabilities of Delphi, as stated in the written agreement; and

WHEREAS, it is in the best interest of the City of Saginaw to encourage TRW, as the transferee of the facilities of Delphi, to continue to operate the facilities and maintain employment at the facilities within the City of Saginaw, and the approval of the transfer will not impede the operation of the City or impair the financial soundness of the City.

NOW, THEREFORE, BE IT RESOLVED, that the Council hereby finds and determines as follows:

1. The Council of the City of Saginaw on December 19, 1977, on the petition of Chevrolet Motors Division, General Motors Corporation, did lawfully establish in the City of Saginaw, an Industrial Development District pursuant to the Act, said district comprising that certain piece or parcel of land in the State of Michigan, County of Saginaw and City of Saginaw under the City of Saginaw Tax Roll No. 10 9660 00000 commonly known as 2328 E. Genesee, Saginaw, Michigan.

2. Upon receipt of the above-mentioned application for the transfer of an Industrial Facilities Tax Exemption Certificate from Delphi to TRW Integrated Chassis Systems, LLC, the City Clerk did notify in writing the Assessor of the City of Saginaw and the legislative body of each taxing unit which levies ad valorem property taxes in the City of Saginaw, this being the governmental unit in which the facility for an Industrial Facilities Tax Exemption Certificate is sought to be located, said taxing units being the Intermediate School District, the School District of the City of Saginaw, the County of Saginaw, Saginaw Public Libraries, Delta College and Saginaw Transit Authority Regional Services, enclosing a copy of the above-described application for Industrial Facilities Tax Exemption Certificate and notifying each that it would be given an opportunity to be heard on this matter by the Council at its regular meeting on Monday, September 22, 2008.

3. The Council has on this date and earlier in this meeting afforded TRW, the Assessor of the City of Saginaw, and a representative of each affected taxing unit an opportunity for a hearing on the above-mentioned application for an Industrial Facilities Tax Exemption Certificate, and the Council has given due consideration to all information presented at said hearing.

4. Prior to approving the initial Industrial Facilities Tax Exemption Certificate for GM, the City Assessor determined and furnished to the then Council for the City of Saginaw the value of the property to which the initial application pertains, the aggregate state equalized valuation of real and personal property which would be exempt from ad valorem taxes under the Act in the City of Saginaw after granting GM's application for an Industrial Facilities Tax Exemption Certificate and the sum of the state equalized valuation of the City of Saginaw and the aggregate state equalized valuation of real and personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

5. The application filed by TRW for transfer of the certificate indicates seven

hundred fifty (750) current jobs will be retained, in the City of Saginaw, this being the community in which the facility is situated.

6. The aforementioned application for transfer complies in all respects with the applicable provisions of the Act, and all actions and proceedings necessary for the approval of said application by the Council of the City of Saginaw have been accomplished as required by said Act.

BE IT FURTHER RESOLVED, that the Council of the City of Saginaw does hereby approve the above-described application of TRW, under Section 21 of the Act, to transfer IFEC No. 1997-386 from Delphi to TRW, which certificate will expire on December 30, 2009.

Adopted unanimously.

MOTIONS AND MISCELLANEOUS

Councilman Wendt inquired about the City's use of FBI vehicles. Said he understood the City had an October 1st deadline to respond to the FBI. City Attorney Tom Fancher advised a report would be provided at the next Council meeting. He said the City has been in daily contact with them to resolve the matter. If a Council vote is needed on the issue, a special meeting would have to be called.

Mayor Seals mentioned citizens have often approached her about the cameras not focusing on Council members or speakers when televised.

Jay Beelman, Information Services Director, said the City used to have a part-time camera operator who was cut out of the budget.

Mayor Seals suggested Mr. Beelman contact one of the local colleges to utilize students for this purpose.

Councilman Scharffe suggested the City partner with Saginaw Educational TV (Channel 3). Recommended Jesse Gonzales be contacted and/or the City/County/School Liaison Committee discuss the issue.

ADJOURNMENT

At 9:03 p.m. Councilman Scharffe moved to adjourn the meeting.
Adopted unanimously.

Diane M. Herman
City Clerk