
REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, HELD MONDAY, FEBRUARY 23, 2009, AT 6:30 P.M. IN THE COUNCIL CHAMBER OF CITY HALL.

PRAYER AND PLEDGE OF ALLEGIANCE

Councilman Scharffe 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, Amos O'Neal, Bill Scharffe, Paul Virciglio and Mayor Joyce Seals-8.

Absent: Councilman Andrew Wendt -1.

ANNOUNCEMENTS

Mr. Paul Chaffee, Publisher and Editor of the Saginaw News accepted a proclamation read by Councilman Branch in recognition of the 150th Anniversary of the Saginaw News.

Mayor Joyce Seals announced that Student Government Day is March 23, 2009, and the Council meeting would start at 12:00 noon in the Council Chamber that day.

Deputy City Clerk Lynnette Hagen announced the deadline for personal appearances for the March 23, 2009 meeting would be 4:00 p.m. on Friday, March 20, 2009.

PUBLIC HEARING

Deputy City Clerk Lynnette Hagen announced the public hearing on the Single Lot Special Assessments.

Alyse Morris Watson on behalf of Mark Morris of 2621 Lowell St. had an assessment for \$79.12. Said the Engineering Dept. provided before and after pictures of the property which showed the grass was not cut on that day. Asked that the bill be dismissed.

Ruth Kemper, 277 Wylie St., regarding property at 1352 Myrtle. Said there were 6 trash removal and 2 weed cutting fees for this property but she never received any bills. Said when visiting she never saw a need for trash to be removed. Further, the day before one of the cuttings she took pictures of the property and they didn't show a need for the grass to be cut.

Belinda Bullock, regarding 1607 Whittier, received a letter saying she owes \$55.00 for trash removal. She purchased the property October 29, 2008, and never received any notices.

Justin Castell, 617 N. 11th St., received two charges for weed cutting for \$79.12 each. He was never notified the grass was too high, but is certain it wasn't over the limit. Never received any notification saying it needed to be cut. Asked for pictures showing it was too high. Also was charged \$89.50 for trash removal and is not sure what trash was removed.

Larry Campbell regarding 909 N. 4th, said it was the first letter he received on the matter. Spoke with City staff and their pictures showed they cut adjacent properties but

had no pictures for this address. Said he regularly cuts it himself. *(Filed a written objection with the City Clerk.)*

Lavonne Bixler, 1542 Clydesdale, said she submitted a written objection to the City Clerk and wanted to know if it would be taken care of.

(Mayor Seals noted that all would be notified by the City Clerk of the results.)

Mayor Seals called for additional comments three times. No one else was heard. Councilman Scharffe moved to declare the hearing closed, seconded by Councilwoman Kitterman-Miller

Adopted unanimously.

PERSONAL APPEARANCES

Earl G. Jesse, 310 S. Harrison, asked all to speak into their microphones so they could be heard. Said the Tax Cap had been turned down four times and he worked hard at it and the last time he was harassed by the police. Said he only asked people to vote, trying to stay within the law, but police have harassed him. Asked that all parties involved follow the law.

Kenneth Shapley, 3677 White Trillium Dr., realtor for the sale of the hotel at 400 Johnson said he was concerned about the 310 Club next door where there had been 3 shootings since the hotel was put up for sale. Owners feel the two are not compatible (hotel and 310 Club). Views 310 Club as a public nuisance and wants a permanent closure. Second issue is the hotel parking lot, which is being used by the Centre patrons. Wants a resolution where if parked on hotel property, cars can be towed.

(City Manager noted Police Chief Cliff has been working on the problem.)

Louis Vescio, 5924 Foxboro Rd., on behalf of the Saginaw Valley Amateur Radio Association where he serves as Vice-President and Public Information Officer, said their group supports restrictions on using cell phones while driving as long as the restrictions don't restrict the use of amateur radio operations.

Janice McLeod, 1684 Ashwood Dr., talked of an accident in which her daughter suffered a traumatic closed-head injury when hit by a driver who was distracted while using a cell phone. Also told of an accident involving her pregnant niece in which a driver distracted while using a cell phone, killed both her and the unborn child. Said all three are now statistics. Asked Council to strongly consider a ban on cell phone use while driving in our community.

James Owens, 3551 Tatham Rd., said some City employees don't give him a fair deal. Made four attempts to see the City Manager and still hasn't seen him and it takes 2-3 weeks to see Odail Thorns. Asked about procedures for demolition bidding and said last year it wasn't fair and if he didn't get work this year he would have to close. Talked of the increase in fees on demolitions having gone up over the last few years. Said that inspection fees are getting ridiculous and it doesn't pay to be a landlord. Houses are being broken into for the copper and nobody does anything about it and he couldn't meet with the Police Chief.

REMARKS OF COUNCIL

Councilman O'Neal stressed the importance of keeping our momentum going.

Said we've shown the community we are worthy of their support, that we've done what we have with less, if the tax cap were lifted more could be done. Congratulated Parishioners on Patrol for The Next Generation of Leaders, a youth program.

Councilman Fitzpatrick congratulated Bob Maul for being named one of the Saginawian's of the Year. Regarding cell phone use while traveling, it would continue to plague our highways and streets. Said 2009 is a centennial year for the founding of organized sports at Hoyt Park.

Councilwoman Kitterman-Miller talked about the kickoff event for Keep Saginaw Beautiful, May 9-16, 2009. Said it's the time to get started but not the only time to work on beautification. Keep America Beautiful has awarded Saginaw a \$5,000 partnership grant and the group would apply for a Waste Management grant in the fall.

Councilman Scharffe said it was clear that cell phone misuse was a danger but unsure whether a City ordinance or supporting a statewide ban would be best.

Mayor Seals discussed the Promise Zone, where local funds are used to support the first two years of a student's college tuition and the Promise Zone picks up after that. Said only 10 communities in the State would be allowed to have this zone, and the City hopes to be the second one. Said she met with national experts and gave a presentation in Philadelphia. She will be part of a reauthorization discussion on the transportation bill in Washington in March, at no cost to the City.

(Council members congratulated Paul Chaffee and the Saginaw News, and expressed their condolences to the family of Dave Kessel, noting the community would miss him.)

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

From the Boards and Commissions Committee:

Councilman O'Neal moved for consideration of appointing Suzanne Wight Skrelunas to the Saginaw Arts and Enrichment Commission with a term to expire June 30, 2012, seconded by Councilman Fitzpatrick.

Adopted unanimously.

(At 7:33 p.m., during the Boards and Commissions Committee recommendation, Councilman Wendt arrived and took his seat.)

Councilman O'Neal said the City, County, School Liaison Committee would talk about the Job Fair and get an update on the repurposing of Andersen Water Park at the March 26, 2009 meeting. Reported on DART (Domestic Assault Response Team) which is comprised of State and local law enforcement personnel, courts, service agencies and concerned citizens, and its purpose is to reduce domestic violence in the community, primarily by increasing victim safety. Said the MML offers classes for elected officials regularly and that he attended classes the previous weekend in Frankenmuth. Urged all Council members to obtain further education.

Councilman Scharffe reported the Saginaw Economic Development Corporation on January 8, 2009, approved a loan in the amount of \$125,000, for Hall Commercial Properties LLC, to assume progenies debt for Jake's Old City Grill, 100 S. Hamilton and

311-313 and 315 Court St. Jake's Old City Grill will lease equipment and space from Hall Commercial Properties, who paid \$36,296.40 to cover outstanding past due principal and interest on an earlier loan, resulting in scheduled payments of \$1,249 per month at 3.72% per annum to maturity, commencing 03/01/2009. SEDC also approved a loan in the amount of \$100,000 for Germania Town and Country Club, Inc., 1 Germania Platz., pending assignment of a Class C liquor license. Said loan will be for marketing and advertising to the public on activities available and to provide additional inventory, resulting in deferred payments commencing June 1, 2009, for \$1,776.94 per month at 2.55% per annum to maturity. Noted the Germania will become primarily a public facility.

Mayor Seals reminded all that the City-wide Neighborhood Watch meeting would take place on Thursday, March 26, 2009 at 5:30 p.m. at the F.O.P. Hall. Invited all groups and individuals to attend.

REPORTS FROM CITY MANAGER

Management Update

City Manager Darnell Earley addressed cell phone use saying he would convene a task force of himself, the City Attorney and Police Chief to look at the issue and report back on findings from the local and state levels. Agreed there was merit in some type of regulation but not sure what or how far it should extend.

Reported on stimulus projects. Said he had been in Flint and the transportation portion of stimulus projects was rolled out, and included a plea to get projects into the Governor's Office to be considered. Said Saginaw continues to be on the cutting edge of new initiatives at both state and federal levels and would be following up with projects, that the City is up to speed in regard to stimulus packages.

Responded regarding individuals who want to meet with him about issues regarding the administration of the City's business. Said his door is always open, but it doesn't mean an immediate audience when requested, there's a chain of command and the place to start is with the people that do the work. Bidding procedures have remained consistent, and although sympathetic in these economic times to those needing work, our responsibility is not to give them work, but to make the best use of the scarce resources we have to provide the goods and services the City requires in order to maintain a quality of life.

Prior to presentations on the Water and Sewer rate studies, City Manager Darnell Earley noted that the City's water and sewer infrastructures were aging and required due diligence and planning to remain operational, and Public Services Director Tom Darnell noted they need to comply with federal and state regulations as well. Further stated that all the issues were taken into consideration in the water and sewer rate studies to be presented.

Jonathan Wheatley, Bendzinski & Co., presented the Wastewater Rate Study.

Bill Stannard, Raftelis Financial Consultants, Inc., presented the Financial Plan and Proposed Water Rates.

City Manager Darnell Earley noted the following presentation was a working document and that this was not the time to debate the pros and cons of it. It is one of the factions the Charter Committee would be looking at as part of its review of the City Charter. This Ad Hoc Committee, which came out of a discussion of the 2008 Strategic Planning

Session, consisted of the City Attorney, City Assessor, Assistant City Manager for Fiscal Services, Assistant to City Manager for Budget, Income Tax Manager and Councilman Greg Branch, looked at alternatives for the Charter Committee to review. The proposal reduces property taxes paid, stabilizes the City's finances, provides a long-term solution to public safety and examines all City tax revenue sources thereby shifting flexibility to meet inflation and increasing costs.

City Attorney discussed the Charter Committee vs. Charter Commission, capping taxes and Proposal A.

City Assessor Lori Brown gave a presentation on Property Tax Information as prepared by the Ad Hoc Committee on City Tax Structure.

Recommendation Actions

Subject: Budget Adjustment – Police Vehicle

Manager's Recommendation: It is recommended that a budget adjustment be completed for the purchase of one Police vehicle.

The General Fund's - Operating Transfer to the Motor Pool Operation Fund (101-9660-771.87-12) will be increased by \$16,275.00 from \$43,922.00 to \$60,197.00. To offset the increase in expenditures, the General Fund's Insurance Proceed line item (101-0000-602.68-04) will be increased by the same amount.

Likewise, this transfer will increase the Motor Pool Operation Fund's revenue line item – Transfers From Other Funds (661-0000-691.69-01) from \$43,922.00 to \$60,197.00. The revenue account will be offset by an increase to expenditures, Capital Outlay - Vehicle (661-4480-841.97-70) by \$16,275.00.

Justification: This adjustment reflects receipt of a reimbursement check from the City's Insurance Company for the payoff of one totaled police vehicle.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.

Adopted unanimously.

Subject: Lease for Weed and Seed Site – Sedona Building

Manager's Recommendation: I recommend approval of the lease between the City of Saginaw and The Sedona Building LLC for the site for the Weed and Seed program activities.

Justification: Ronald O'Brien was selected by the Steering Committee of the Weed and Seed Grant program to serve as its Site Coordinator, and he entered into a contract with the City of Saginaw to serve in that capacity. He has negotiated a proposed lease with The Sedona Building LLC to rent commercial space at 310 South Washington Avenue (the Sedona Building) to serve as the site location for Weed and Seed activities. This decision has been reviewed and approved by the Steering Committee and the City Attorney has approved the format of the lease. The site consists of approximately 1,400 square feet and the cost will be \$900.00 per month. The City will provide necessary insurance to make the initial monthly payments for this lease and obtain reimbursement through the federal grant.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.

Adopted unanimously.

Subject: Saginaw Habitat for Humanity Deconstruction Agreement

Manager's Recommendation: It is recommended that the Agreement with Saginaw Habitat for Humanity (SHFH) be approved and that the City Manager be authorized to sign the document. The Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification: As part of its Blight Elimination Program, the Michigan State Housing and Development Authority (MSHDA) requires the City of Saginaw (City) to develop and implement a "Deconstruction Program." The City submitted a proposed program to MSHDA that was looked upon very favorably. Due to the City's limited resources, it requested that MSHDA fund a full-time employee to manage the deconstruction program for a period of two years. MSHDA recently approved a grant in the amount of \$135,000.00 to fund the program.

The City met with SHFH to discuss the feasibility of a partnership. Staff determined that SHFH's experience and current operations would put the City at an advantage in the development and implementation of the deconstruction program. Specifically, SHFH has experience in deconstruction, a broad base of experience with volunteers and currently operates a retail outlet for salvaged building materials. SHFH has agreed to hire a full-time employee to develop and implement a deconstruction program on behalf of the City. However, the City will maintain oversight of the program and be involved in making decisions related to the development of the program.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.

Adopted unanimously.

Subject: Apparatus Repairs/Diesel Truck Sales, Inc.

Manager's Recommendation: I recommend that the purchase order issued to Diesel Truck Sales, Inc. for the Saginaw Fire Department Apparatus repairs for fiscal year 2009 be increased by \$14,000 for a purchase order total of \$39,000.

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 Fire Apparatus Motor Vehicle Repairs Account No. 101-3754-751.80-42.

Justification: Council approved a purchase order for \$25,000 to this vendor at the beginning of the fiscal year for apparatus repairs. Due to extensive repairs and preventative maintenance, these funds have been used. An increase is needed to cover anticipated costs for the remaining months of this fiscal budget year to maintain our fire apparatus in a state of readiness.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.

Adopted unanimously.

Subject: Diagnostic Software

Manager's Recommendation: I recommend the emergency purchase of updated diagnostic software be approved and that purchase orders #37973 in the amount of

\$1,520.35 and #37975 in the amount of \$1,295.00 be paid to Snap On Tools.

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 for this purchase are available in the Motor Pool Equipment Account Nos. 661-4480-841-9705 (\$1,520.35) and 661-4480-841-7325 (\$1,295.00).

Justification: The existing software is obsolete, forcing city vehicles to be sent out for diagnostics, rather than performing them in house. Two software packages are being purchased, one for diesel powered engines and one for gasoline powered engines. These diagnostic updates will allow us to read the codes on all our new diesel and gas trucks, as well as the older vehicles, enabling us to trouble shoot and repair city equipment in a more timely manner. Snap on Tools is the sole source for this purchase as we utilize their diagnostic equipment.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.

Adopted unanimously.

Subject: Digital Ignition Module for Caterpillar Engine

Manager's Recommendation: I recommend that the quote from Michigan CAT be accepted and a purchase order be issued to them in the amount of \$3,198.17 for the purchase of a digital ignition module for one of the pumps at the Hancock Retention Basin. Michigan CAT is the sole source for parts for a caterpillar engine.

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

Funds for this purchase are budgeted in the Sewer Operation and Maintenance Fund Parts and Supplies Account No. 590-4835-861.73-30.

Justification: One of the two Caterpillar diesel pumps at the Hancock Retention Basin is inoperable because of a burnt out ignition module. We received a quote from Michigan CAT for a digital ignition module to repair the pump. We opted not to pay the costs associated with having an alternate electrical feed supplied to the Hancock retention basin because in the event of a power failure, these diesel pumps can be used, making them critical in the event of a power failure.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.

Adopted unanimously.

Subject: Butterfly Valve

Manager's Recommendation: I recommend that the low bid from Kennedy Industries be accepted and a purchase order be approved and issued to them in the amount of \$3,604.00 for the purchase of a butterfly valve.

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

Funds for this purchase are budgeted in the Water Treatment Operations Capital Outlay Account No. 591-4730-861.97-05.

Justification: On February 10, 2009, the City received two bids for the purchase of a butterfly valve. The valve is needed to replace the discharge valve on one of our low

service pumps. The current valve does not fully seal and is leaking when not in use. The service pumps are used to pump raw water from the Lake Linton reservoir to supplement the flow received from the pipeline. There is no cost comparison available for this item. Following is a tabulation of the bids received:

Kennedy Industries Milford, MI	\$ 3,604.00
Etna Supply Grand Rapids, MI	\$4,100.00

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.
Adopted unanimously.

Subject: Riser Grating Replacement

Manager's Recommendation: I recommend acceptance of the low bids and issuance of purchase orders to Alro Steel in the amount of \$6,435.61 (\$3,398.11) for aluminum materials and (\$3,037.50) for aluminum grating; and to Delta Composites in the amount of \$3,954.82 for the purchase of plastic grating.

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

Funds for this purchase are budgeted in the Water Surplus Repairs and Replacements Account No. 577-4740-881.97-20.

Justification: On February 10, 2009, the City received bids for material necessary to replace the grating and supports in the riser area of the Water Treatment Plant. During the painting project in 2008, the grating was removed to allow for painting of the piping in the riser. During the removal of the grating, the support beams were found to be rusted and very weak. Because of this, the grating was not reinstalled after the painting project was complete, so access to the area is restricted. The Water Plant maintenance staff will perform all the work necessary to replace the grating and supports. There is no cost comparison available for this item. Following is a tabulation of the bids received:

	<u>Total Bid</u>
Aluminum Materials:	
Alro Steel	\$3,398.11
Bay City, MI	
Mandel Metals	\$4,144.77
Franklin Park, IL	
Aluminum Grating:	
Alro Steel	\$3,037.50
Bay City, MI	

Brown-Campbell Co. Shelby Twp, MI	\$4,675.00
Plastic Grating:	
Delta Composites Spring, TX	\$3,954.82
A.M.D., Inc. Elk Grove Village, IL	\$4,897.50
Alro Plastics Jackson, MI	\$5,604.22
Brown-Campbell Co. Shelby Twp, MI	\$8,125.00

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.
Adopted unanimously.

Subject: Repair Muffin Monster Grinder

Manager's Recommendation: I recommend that the quote from JWC Environmental be accepted and a purchase order be issued to them in an amount not to exceed \$6,914.00 for the repair of a sludge grinder used at the Wastewater Treatment Plant. JWC Environmental is the sole source for this repair.

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 Fund Account No. 590-4830-861.73-30.

Justification: The Muffin Monster grinder is used to shred material in the primary sludge before it is pumped. The grinder protects the pump from large objects and keeps it from plugging up. JWC Environmental, the manufacturer, will rebuild and replace the cutter mechanism and bearings that failed and issue a full one-year warranty for the refurbished grinder.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.
Adopted unanimously.

Subject: Replacement In-ground Hoist

Manager's Recommendation: I recommend acceptance of the low bid and issuance of a purchase order to American Hoist Air and Lube in the amount of \$10,800.00 for the replacement of an in-ground hoist to be used by the Motor Pool section of the Right of Way Division.

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 for this purchase are available in the Motor Pool Capital Outlay Shop

Equipment Account No. 661-4480-841.97-45.

Justification: The Motor Pool section of the Right of Way Division needs to replace an in-ground hoist that is beyond repair. This hoist will allow staff to work on light to medium duty vehicles. Following is a tabulation of the bids received:

American Hoist Air & Lube Caledonia, MI	\$10,800.00
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Kesslers Saginaw (out-City)	\$14,282.00
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Equipment Distributors Shelby Twp, MI	\$15,319.23
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Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.
Adopted unanimously.

Subject: Replacement Mower

Manager's Recommendation: I recommend that a purchase order be approved and issued to Spartan Distributors in the amount of \$16,898.15 for a replacement mower to be used by the Motor Pool section of the Right of Way Division.

This vendor meets all requirements of State of Michigan Contract Compliance Policy, which supersedes the City of Saginaw's Contract Compliance Provisions, Title 1, Chapter 14, §14.35 – 14.44, of the Saginaw Code of Ordinances.

Funds for this purchase are budgeted in the Motor Equipment Capital Outlay Maintenance Equipment Account No. 661-4480-841.97.41.

Justification: On April 18, 1977, City Council approved a cooperative purchasing agreement with the State of Michigan, which allows the City to purchase material and equipment at State-Bid pricing. This mower is replacing a 20-year old model that no longer can be repaired. Spartan Distributors is the low bidder for this type of equipment.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.
Adopted unanimously.

Subject: Road Salt for City Streets FY09

Manager's Recommendation: I recommend that the bid from North American Salt Company, Inc. be accepted at the State-bid price and that a purchase order be approved and issued to them in the amount of \$65,250.67 for 1,569.28 tons of road salt.

This vendor meets all requirements of the State of Michigan Contract Compliance Policy, which supersedes the City of Saginaw's 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 Major and Local Streets Fund Account Nos. 202-4655-841.73-40 (\$45,675.47), 202-4692-841.73-40 (\$1,957.52) & 203-4655-841.73-40 (\$17,617.68) and will be accounted for through the Municipal Streets Fund Account No. 204-4615-781.73-40.

Justification: On April 18, 1977, City Council approved a cooperative purchasing agreement with the State of Michigan, which allows the City to purchase material and equipment at State-Bid pricing. The City has used this agreement to purchase road salt for ice control.

In addition to the 2,500 tons of salt purchased by the City to fill the salt storage facility, the City has contracted for an additional 1,500 tons of salt. This salt is necessary to ensure that enough salt is available for City crews to de-ice the City streets while allowing enough salt to be left over for possible ice storms in the spring and the following fall.

North American Salt Company of Overland Park, Kansas was the low bidder at \$41.58 per ton. This price per ton includes the salt, weighing and loading, handling and the truck freight charges. This compares to a price of \$39.72 per ton for the bulk shipment of 2,500 tons received in October 2008.

Council Action: Councilman Virciglio moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.
Adopted unanimously.

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

Subject: C-1578 Andersen Water Park Demolition

Manager's Recommendation: I recommend that the low bid from H & M Demolition in the amount of \$64,000.00 be accepted and a contract awarded to them in that amount be approved for site demolition located at 1830 Fordney Street for the Andersen Water Park Repurposing project. Contract documents (City Clerk's File A-7930) have been signed by the contractor. The contract is subject to approval by me as to substance and the City Attorney as to form.

Funds for this contract are available in the Celebration Park Demolition Account No. 508-7580-831.80-25.

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

Justification: On February 10, 2009, the City received bids for site demolition located at 1830 Fordney Street for the Andersen Water Park Repurposing project. The work includes the demolition, removal and disposal of the existing water park including the wave pool; pump houses, sidewalks, etc. The work also includes leveling, restoration and seeding of disturbed areas. Demolition and restoration of the site is being done to make it available for the future repurposing of the Andersen Water Park and development of the Splash and Skate Park. Following is a tabulation of the bids received and reviewed by the Purchasing Committee:

H & M Demolition Holland, MI	\$ 64,000.00
JMB Demolition Zeeland, MI	\$ 78,800.00

Mead & Sons Contracting Saginaw, MI	\$ 99,889.00
Bierlein Company Midland, MI	\$133,555.00
Rohde Brothers Saginaw, MI	\$135,200.00
American Excavating Saginaw, MI	\$149,400.00
Homrich, Inc. Carleton, MI	\$178,000.00

Council Action: Councilman Fitzpatrick moved that the recommendation of the City Manager be approved, seconded by Councilwoman Kitterman-Miller.
Adopted unanimously.

INTRODUCTION OF ORDINANCES

Subject: Amendment to Title I, Administrative Code, Chapter 16, Police Officers and Firefighters Retirement System, §16.02(B), Definitions, of the Saginaw Code of Ordinances, O-1

Manager's Recommendation: It is recommended that Title I, Administrative Code, Chapter 16, Police Officers and Firefighters Retirement System, §16.02(B), Definitions, of the Saginaw Code of Ordinances, O-1 be amended.

Justification: A police officer member of the retirement system was able to purchase additional prior law enforcement service time, pursuant to §16.08(A)(3), provided such member pay the total cost of those benefits. The Police and Fire Pension Board of Trustees elected to use an actuarial method of calculating the total cost to the pension fund, and the ordinance was amended on August 17, 2006 and the term: "total cost" was changed to: "total actuarial cost". This proposed amendment would add the definition of: "total actuarial cost" to the definition section of §16.02(B). The definition explains in detail the actuarial calculation process with examples. It should assist potential retirees in estimating such potential costs when they consider their purchase. It should also avoid disputes about how such total actuarial cost should be calculated.

Council Action: This Council Communication is being submitted to explain the attached ordinance to be introduced.

Councilman O'Neal moved to introduce an ordinance, seconded by Councilwoman Kitterman-Miller, entitled and reading as follows:

AN ORDINANCE TO AMEND PARAGRAPH (B) OF §16.02, "DEFINITIONS," OF CHAPTER 16, "POLICE OFFICERS AND FIREFIGHTERS RETIREMENT SYSTEM," OF

TITLE I, "ADMINISTRATIVE CODE," OF THE SAGINAW CODE OF ORDINANCES, O-1.

Adopted unanimously.

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

ADJOURNMENT

At 9:45 p.m. Councilman O'Neal moved to adjourn the meeting, seconded by Councilwoman Kitterman-Miller.

Adopted unanimously.

Lynnette A. Hagen
Deputy City Clerk