

COUNCIL AGENDA

For

June 26, 2006, 6:30 p.m., Council Chamber

ROLL CALL:

CORRECTION AND APPROVAL OF MINUTES OF PRECEDING SESSIONS:

ANNOUNCEMENTS:

PUBLIC HEARINGS:

PERSONAL APPEARANCES:

(A list will be provided on Monday after 1:30 p.m.)

REMARKS OF COUNCIL:

PETITIONS:

06-18 from Gary Shepherd, 4638 Shattuck, requesting permission for fireworks display on July 4, 2006 at the north end of Ojibway Island.

REPORTS FROM BOARDS AND COMMISSIONS AND COMMITTEES:

1. Explaining the Ordinance listed under the regular order of business that amends the zoning map to show the rezoned parcels identified on Michigan Avenue from RO-1, Restricted Office, to B-1, Local Business.

APPOINTMENT OF BOARDS AND COMMISSIONS MEMBERS:

1. Consideration of reappointing Ms. Tina Gutierrez to the Public Libraries of Saginaw Board with a term to expire June 30, 2010.

REPORTS FROM MANAGER:

A. Management Update

1. Actuarial Evaluation Study per GASB 43 and 45
2. Presentation from Saginaw Bay Underwriters

B. Recommended Actions

1. Recommending approval of the request from Fast Track Two, Inc. for a new SDM License to be located at 2379 S. Michigan Avenue.
2. Recommending approval of the Franchise Extension Agreement with Charter Communications that will extend the present franchise agreement through December 31, 2007.
3. Recommending approval of the insurance proposal with Genesis Insurance Company for the City's Commercial General Liability, Law Enforcement Liability, Public Officials Liability and Commercial Automobile Liability; with Amerisure Insurance Company for Commercial Automobile Physical Damage; with Princeton Excess and Surplus Lines Insurance and Lexington Insurance Company for Excess Liability Policies; and Safety National Casualty Corporation for Excess Workers' Compensation & Employers Liability, effective July 1, 2006 through July 1, 2007, and that the City Manager and/or his designee, be authorized to execute any and all necessary insurance documents under the plan. Funds are budgeted and spread over all departmental budgets.
4. Recommending that a purchase order be approved and issued to The Stable in the amount of \$4,468.00 for the purchase of four (4) Trek Police Bicycles. This vendor meets all requirements of the contract compliance provisions. Funds are available in the Community Police, Equipment Rental/Purchase Account No. 260 3320 741 9705.
5. Recommending approval of the lease agreements and issuance of purchase orders to Martin Chevrolet for the lease of two (2) vehicles for the Saginaw Police Department, and that the City Attorney be authorized to execute the leases on behalf of the City. The new 39-month lease includes one (1) Chrysler Pacifica at \$305.00/month for a total amount of \$11,895.00, and one (1) Chevrolet Impala at \$249.00/month for a total of \$9,711.00. This vendor meets all requirements of the contract compliance provisions. Funds are available in the Building and Maintenance Fund Account No. 101 3014 721 8050.

6. Recommending that blanket purchase orders be approved and issued to the City's primary suppliers of electrical parts and supplies in the following amounts from July 1, 2006 through June 30, 2007: Marshall E. Campbell Company, \$3,000.00; Standard Electric Company, \$3,000.00 and Kendall Electric, \$3,000.00. Funds are budgeted in the Traffic Engineering Account Nos. 101 4620 791 7330 (\$4,500.00) and 101 4621 791 7330 (\$4,500.00).
7. Recommending that a blanket purchase order be approved and issued to Carrier & Gable, Inc. in the amount of \$6,000.00 to cover repair costs of traffic signal equipment from July 1, 2006 through June 30, 2007. This vendor meets all requirements of the contract compliance provisions. Funds are budgeted in the Traffic Engineering Account No. 101 4621 791 7330 (\$3,000.00) and in Major Streets Traffic Engineering Account No. 202 4621 791 7330 (\$3,000.00).
8. Recommending acceptance of the bids and issuance of purchase orders to Saginaw Asphalt in the amount of \$6,000.00 for mason sand and to Saginaw Rock in the amount of \$6,620.00 for 60/40 gravel for fiscal years 2006-07 and 2007-08. These vendors meet all requirements of the contract compliance provisions. Funds are budgeted in the Water and Sewer Operation and Maintenance Account Nos. 590 4821 861 7330 and 591 4721 861 7330 for fiscal year 2006-07 and will be budgeted in the same accounts for fiscal year 2007-08.
9. Recommending acceptance of the quote and issuance of a purchase order to Consumers Energy in the amount of \$8,011.00 to provide electrical service and install additional poles as required as part of the traffic signal improvements at four intersections within the City of Saginaw. This vendor meets all requirements of the contract compliance provisions. Funds are budgeted in the FY 2006 Major Streets Fund Account No. 202 4614 781 8046.
10. Recommending acceptance of the bid from Billy's Contracting and issuance of a purchase order to Billy's Contracting in the amount of \$22,440.00 for fiscal year 2006-07 and \$23,550.00 for fiscal year 2007-08 for hauling and disposal of sewer debris. This vendor meets all requirements of the contract compliance provisions. Funds are budgeted in the Sewer Maintenance Account No. 590 4821 861 8005 for fiscal year 2006-07 and will be budgeted in the same account for fiscal year 2007-08.
11. Recommending that the City of Saginaw enter into a contract with Waste Management of Michigan, Inc. for the collection of solid waste from commercial establishments in the City of Saginaw. The total cost of the service for the 12-month period is \$39,168, however, the cost could change based on the number of businesses served under this program. This vendor meets all requirements of the contract compliance provisions. Funds are budgeted in the Rubbish Collection Account No. 226 4582 841 8005.

12. Recommending approval of the Personal Services Agreement with Beth London from July 1, 2006 through June 30, 2007 to provide technical support to the Engineering Division. Services shall be paid at a rate of \$29.00 per hour and will not exceed \$42,000.00 for the fiscal year. Funds are budgeted in the General Fund Public Improvements Account No. 101 4611 781 8001 (\$12,000) and Major Streets Engineering Administration Account No. 202 4612 781 8001 (\$30,000).

INTRODUCTION OF ORDINANCES:

1. An Ordinance to amend the zoning classification of certain properties described as lots 1, 2,3,4,5 and nw'ly 20 ft of lot 6, blk 100, H L Miller's 3rd addition, lots 1,2,3,4 & nw'ly 35 ft of lot 5, blk 107, H L miller's 3rd addition, lots 1,2,3,4, blk 108 Adeline Miller's addition, Blk A, and adjacent vacated Adeline St, Adeline Miller's 2nd addition, frl lot 5 s of rr, frl lot 6 s of rr, blk 2, Harry Miller's addition, also a parcel of land in ne1/4 of ne 1/4 of sec 34, t12n, r4e, viz; comg at intersection of nw'ly ln of Michigan Ave with s'ly line of Vermont St, rung th nw'ly alg s'ly ln Vermont st 162.7 ft, th sw'ly parl with S. Michigan Ave 239 ft, th nw parl with Vermont St 12.3', th sw'ly parl with S Michigan Ave to the ctr ln of Stewart St as extended, th se'ly alg ctr line extended Stewart St to nw'ly li of S Michigan Ave, th ne'ly alg nw'ly ln S Michigan Ave to pob. from RO-1 restricted office to B-1 local business.

CONSIDERATION AND PASSING OF ORDINANCES:

RESOLUTIONS:

1. Approving the transfer of ownership of the 2005 Class C Licensed Business with Dance-Entertainment Permit for 108 N. Niagara, contingent upon final inspections and approval by the County Health Department, Police Department, Fire Department and Inspections Division.
2. Approving the application on behalf of the Pit & Balcony Community Theatre to the Michigan Council for Arts & Cultural Affairs in the amount of \$50,000.
3. Supporting the No Boundaries Public Safety Plan.

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

Darnell Earley
City Manager

COUNCIL COMMUNICATION

From: The City Manager

Subject: Liquor License for 108 N. Niagara

Manager's Recommendation:

I recommend transfer of ownership of the 2005 Class C Licensed Business with Dance-Entertainment Permit for 108 N. Niagara, contingent upon final inspections and approval by the County Health Department, Police Department, Fire Department and Inspections Division.

Justification:

On or about November 30, 2005, the City received notice from the State of Michigan Liquor Control Commission that Samuel J. Shaheen requests a transfer of ownership of the 2005 Class C Licensed Business with Dance-Entertainment Permit in escrow from Onstage Night Club, Inc, LLC (Step 1) and; Old Town, L.L.C. request a transfer of ownership of the 2005 Class C License Business with Dance-Entertainment Permit in escrow from Samuel J. Shaheen (Step 2). The business is located at 108 N. Niagara, Saginaw, MI, 48602, in the County of Saginaw.

The Saginaw County Health Department, City of Saginaw Fire Prevention and the City Building Inspections Division have approved 108 N. Niagara for this transfer contingent upon final inspections and approval prior to 108 N Niagara being open to the public. Such contingent approval is being granted to expedite the approval process through the State of Michigan Liquor Control Commission.

Council Action:

This Council Communication is for informational purposes only to explain the Resolution in the subsequent part of the agenda.

COUNCIL COMMUNICATION

Manager's Recommendation: Approval of the resolution as follows:

RESOLUTION TRANSFERRING LIQUOR LICENSE FOR 108 N. NIAGARA

Council _____ offered and moved adoption of the following resolution:

WHEREAS, on or about November 30, 2005, the City Clerk's Office received a Local Approval Notice from the State of Michigan Liquor Control Commission; and

WHEREAS, said notice advised that Samuel J. Shaheen requests to transfer ownership of a 2005 Class C Licensed Business with Dance-Entertainment Permit, located in escrow at 108 N. Niagara, Saginaw, Michigan, 48602, Saginaw County, from Onstage Night Club, Inc. (Step 1). And; A request from Old Town, L.L.C. to transfer ownership of a 2005 Class C Licensed Business with Dance-Entertainment Permit, located in escrow at 108 N. Niagara, Saginaw, MI 48602, from Samuel J. Shaheen (Step 2); and

WHEREAS, the Saginaw County Health Department, City of Saginaw Fire Prevention and the City Building Inspections Division have approved 108 N. Niagara contingent upon final inspections for this transfer.

NOW, THEREFORE, BE IT RESOLVED, that the request from Samuel J. Shaheen to transfer ownership of 2005 Class C Licensed Business with Dance-Entertainment Permit, located in escrow at 108 N Niagara Street, Saginaw, Michigan, 48602, Saginaw County, from Onstage Night Club, Inc. (Step 1) be considered for approval. It is the consensus of this legislative body that the application be recommended for approval contingent upon final inspections and approval prior to 108 N. Niagara being open to the public.

BE IT FURTHER RESOLVED, that the request from Old Town, L.L.C. to transfer ownership of 2005 Class C Licensed Business with Dance-Entertainment Permit, located in escrow at 108 N. Niagara, Saginaw, MI, Saginaw County, from Samuel J. Shaheen (Step 2) be considered for approval. It is the consensus of this legislative body that the application be recommended for issuance, contingent upon final inspections and approval prior to 108 N. Niagara being open to the public.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Personal Services Agreement With Beth London

Manager's Recommendation:

I recommend that the Personal Services Agreement with Beth London be approved from July 1, 2006 through June 30, 2007 for an amount not to exceed \$42,000.00. Services shall be paid at a rate of \$29.00 per hour. Either party with 30 days advance notice can cancel the agreement. This Agreement shall commence on July 1, 2006 and terminate on June 30, 2007, with (2) one-year renewal options.

The Agreement has been approved by me as to substance and by the City Attorney as to form.

Funds for this contract are budgeted in the General Fund Public Improvements Account No. 101-4611-781-8001(\$12,000) and Major Streets Engineering Administration Account No. 202-4612-781-8001(\$30,000).

Justification:

The City of Saginaw has need of experienced personnel in its Engineering Division due to elimination of engineering job positions in the past several years and the recent elimination of the Engineering Administrator position. Mrs. London has worked as a contracted engineer for the City since January 2, 2002. Mrs. London is an experienced professional engineer and offers more than 15 years of municipal engineering experience to Saginaw, providing technical support to the Engineering Division. The current contract with Mrs. London expires June 30, 2006.

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Blanket Purchase Order For Electric Parts

Manager's Recommendation:

I recommend that blanket purchase orders be approved and issued to the City's primary suppliers of electrical parts and supplies in the following amounts from July 1, 2006 through June 30, 2007.

*Marshall E Campbell Company Saginaw (in-city)	\$3,000.00
*Standard Electric Company Saginaw (out-city)	\$3,000.00
*Kendall Electric Saginaw (in-city)	\$3,000.00

Funds for these parts and supplies are budgeted in General Fund Traffic Engineering Account Nos. 101-4620-791-7330 (\$4,500.00) and 101-4621-791-7330 (\$4,500.00).

Justification:

Since June 26, 2000, City Council has approved a procedure for purchasing electrical parts for the Traffic Engineering section. The section requires the purchase of a vast array of electrical parts and supplies for maintaining the City's electrical devices such as traffic signals and streetlights. Because these are random repairs, there is no feasible means to predetermine quantities and type of parts that will be needed in any given time period. Issuing individual purchase orders for the many items purchased is costly and administratively time consuming. Traffic section personnel will price quote items and award purchases to the lowest and best vendor for each item. The parts and supplies will be ordered from the successful bidder and billed to the respective purchase order. Therefore, it is clearly in the best interest of the City to continue this procedure from July 1, 2006 through June 30, 2007.

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Blanket Purchase Order With Carrier & Gable

Manager's Recommendation:

I recommend that a blanket purchase order be approved and issued to Carrier & Gable, Inc., Farmington Hills, MI., in the amount of \$6,000 to cover repair costs of traffic signal equipment from July 1, 2006 through June 30, 2007.

Funds for these services are budgeted in the following parts and supplies accounts, General Fund Traffic Engineering Account No. 101-4621-791-7330 (\$3,000.00) and in Major Streets Traffic Engineering Account No. 202-4621-791-7330 (\$3,000.00).

Justification:

On February 6, 1996, City Council approved a procedure for repairing traffic signal controller equipment. City staff does routine repair and maintenance of these solid-state devices. Sometimes complex repairs must be done by the manufacture's authorized service representative. Carrier & Gable, Inc., is Michigan's authorized service representative and offers standard pricing for each type of repair. After sufficient experience with repairing these devices, City Staff estimates annual cost for such services is \$6,000.00. Since this service is necessary to properly maintain the city's traffic signal system and because Carrier & Gable, Inc. is the only authorized repairer in the region, it is clearly in the best interest of the City to continue this procedure from July 1, 2006 through June 30, 2007.

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Consumers Energy to install poles and provide electrical service.

Manager's Recommendation:

I recommend that the quote received from Consumers Energy, Saginaw, MI be accepted and that a purchase order be approved and issued to them in the amount of \$8,011.00 to install poles and provide electrical service.

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

Funds for these services are budgeted in the FY 2006 Major Streets Fund Account No. 202-4614-781-8046 (\$8,011.00 - Project No. TS0601).

Justification:

On June 13, 2006, the City received a quote from Consumers Energy to provide electrical service and install additional poles as required as part of the traffic signal improvements at four intersections within the City of Saginaw. These services are necessary for traffic signal improvements and modernization at the intersections of Brockway Street and Elm Street, Bay Street and Cooper Avenue, East Genesee Avenue and Walnut Street and Grout Street and West Michigan Avenue. Michigan Department of Transportation (MDOT) agrees to reimburse the City of Saginaw for costs of these services as per cost agreement (No. 05-5434), approved by City Council on November 7, 2005.

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

COUNCIL COMMUNICATION

From: The City Planning Commission

Subject: Michigan Ave. Rezoning

Manager's Recommendation:

It is recommended that the zoning map be amended to show the rezoned parcels, consistent with the recommendation of the Planning Commission. An ordinance has been prepared and appears under the regular order of business

Justification:

On June 20, 2006 the City Planning Commission met to review a city initiated proposal to amend the zoning map by rezoning the properties described as LOTS 1, 2,3,4,5 AND NW'LY 20 FT OF LOT 6, BLK 100, HL MILLER'S 3RD ADDITION, LOTS 1,2,3,4 & NW'LY 35 FT OF LOT 5, BLK 107, H L MILLER'S 3RD ADDITION, LOTS 1,2,3,4, BLK 108 ADELINE MILLER'S ADDITION, BLK A, AND ADJACENT VACATED ADELINE ST, ADELINE MILLER'S 2ND ADDITION, FRL LOT 5 S OF RR, FRL LOT 6 S OF RR, BLK 2, HARRY MILLER'S ADDITION, ALSO A PARCEL OF LAND IN NE1/4 OF NE 1/4 OF SEC 34, T12N, R4E, VIZ; COMG AT INTERSECTION OF NW'LY LN OF MICHIGAN AVE WITH S'LY LINE OF VERMONT ST, RUNG TH NW'LY ALG S'LY LN VERMONT ST 162.7 FT, TH SW'LY PARL WITH S MICHIGAN AVE 239 FT, TH NW PARL WITH VERMONT ST 12.3', TH SW'LY PARL WITH S MICHIGAN AVE TO THE CTR LN OF STEWART ST AS EXTENDED, TH SE'LY ALG CTR LINE EXTENDED STEWART ST TO NW'LY LI OF S MICHIGAN AVE, TH NE'LY ALG NW'LY LN S MICHIGAN AVE TO POB. from RO-1, Restricted Office, to B-1, Local Business. The Commission held a public hearing on this request on June 20, 2006 at 6:00 p.m. in the Council Chambers at City Hall and all interested persons were heard.

From investigation and review of evidence presented at the hearing, at a Planning Commission meeting held June 20, 2006 the Commission found that, by rezoning the parcels identified, the public's interest would be best served by rezoning the properties to the B-1 Local Business District.

Council Action:

Council _____ moved that the report from the Planning Commission be received and filed.

COUNCIL COMMUNICATION

Council _____ introduced an ordinance entitled and reading as

follows:

AN ORDINANCE TO AMEND THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES DESCRIBED AS LOTS 1, 2,3,4,5 AND NW'LY 20 FT OF LOT 6, BLK 100, HL MILLER'S 3RD ADDITION, LOTS 1,2,3,4 & NW'LY 35 FT OF LOT 5, BLK 107, H L MILLER'S 3RD ADDITION, LOTS 1,2,3,4, BLK 108 ADELINE MILLER'S ADDITION, BLK A, AND ADJACENT VACATED ADELINE ST, ADELINE MILLER'S 2ND ADDITION, FRL LOT 5 S OF RR, FRL LOT 6 S OF RR, BLK 2, HARRY MILLER'S ADDITION, ALSO A PARCEL OF LAND IN NE1/4 OF NE 1/4 OF SEC 34, T12N, R4E, VIZ; COMG AT INTERSECTION OF NW'LY LN OF MICHIGAN AVE WITH S'LY LINE OF VERMONT ST, RUNG TH NW'LY ALG S'LY LN VERMONT ST 162.7 FT, TH SW'LY PARL WITH S MICHIGAN AVE 239 FT, TH NW PARL WITH VERMONT ST 12.3', TH SW'LY PARL WITH S MICHIGAN AVE TO THE CTR LN OF STEWART ST AS EXTENDED, TH SE'LY ALG CTR LINE EXTENDED STEWART ST TO NW'LY LI OF S MICHIGAN AVE, TH NE'LY ALG NW'LY LN S MICHIGAN AVE TO POB. FROM RO-1 RESTRICTED OFFICE TO B-1 LOCAL BUSINESS.

Laid over under the Charter Provision.

COUNCIL COMMUNICATION

Council_____ moved that an ordinance introduced, June 26, 2006, entitled
and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES DESCRIBED AS LOTS 1, 2,3,4,5 AND NW'LY 20 FT OF LOT 6, BLK 100, HL MILLER'S 3RD ADDITION, LOTS 1,2,3,4 & NW'LY 35 FT OF LOT 5, BLK 107, H L MILLER'S 3RD ADDITION, LOTS 1,2,3,4, BLK 108 ADELINE MILLER'S ADDITION, BLK A, AND ADJACENT VACATED ADELINE ST, ADELINE MILLER'S 2ND ADDITION, FRL LOT 5 S OF RR, FRL LOT 6 S OF RR, BLK 2, HARRY MILLER'S ADDITION, ALSO A PARCEL OF LAND IN NE1/4 OF NE 1/4 OF SEC 34, T12N, R4E, VIZ; COMG AT INTERSECTION OF NW'LY LN OF MICHIGAN AVE WITH S'LY LINE OF VERMONT ST, RUNG TH NW'LY ALG S'LY LN VERMONT ST 162.7 FT, TH SW'LY PARL WITH S MICHIGAN AVE 239 FT, TH NW PARL WITH VERMONT ST 12.3', TH SW'LY PARL WITH S MICHIGAN AVE TO THE CTR LN OF STEWART ST AS EXTENDED, TH SE'LY ALG CTR LINE EXTENDED STEWART ST TO NW'LY LI OF S MICHIGAN AVE, TH NE'LY ALG NW'LY LN S MICHIGAN AVE TO POB. FROM RO-1 RESTRICTED OFFICE TO B-1 LOCAL BUSINESS.

The City of Saginaw Ordains:

Section 1. That the property described as LOTS 1, 2,3,4,5 AND NW'LY 20 FT OF LOT 6, BLK 100, HL MILLER'S 3RD ADDITION, LOTS 1,2,3,4 & NW'LY 35 FT OF LOT 5, BLK 107, H L MILLER'S 3RD ADDITION, LOTS 1,2,3,4, BLK 108 ADELINE MILLER'S ADDITION, BLK A, AND ADJACENT VACATED ADELINE ST, ADELINE MILLER'S 2ND ADDITION, FRL LOT 5 S OF RR, FRL LOT 6 S OF RR, BLK 2, HARRY MILLER'S ADDITION, ALSO A PARCEL OF LAND IN NE1/4 OF NE 1/4 OF SEC 34, T12N, R4E, VIZ; COMG AT INTERSECTION OF NW'LY LN OF MICHIGAN AVE WITH S'LY LINE OF VERMONT ST, RUNG TH NW'LY ALG S'LY LN VERMONT ST 162.7 FT, TH SW'LY PARL WITH S MICHIGAN AVE 239 FT, TH NW PARL WITH VERMONT ST 12.3', TH SW'LY PARL WITH S MICHIGAN AVE TO THE CTR LN OF STEWART ST AS

COUNCIL COMMUNICATION

EXTENDED, TH SE'LY ALG CTR LINE EXTENDED STEWART ST TO NW'LY LI OF S MICHIGAN AVE, TH NE'LY ALG NW'LY LN S MICHIGAN AVE TO POB. is hereby changed from RO-1 Restricted Office to B-1 Local Business.

Section 2. That the Zoning Map of the City of Saginaw is hereby amended accordingly.

Section 3. That this ordinance shall take effect on July 20, 2006.

Enacted: July 10, 2006

COUNCIL COMMUNICATION

From: The City Manager

Subject: Liquor License for 2379 S. Michigan Avenue

Manager's Recommendation:

I recommend approval of the request from Fast Track Two, Inc. for a new SDM License to be located at 2379 S. Michigan Avenue.

Justification:

On or about March 22, 2006, the City received notice from the Michigan Liquor Control Commission of the request from Fast Track Two, Inc. for a new SDM License to be located at 2379 S. Michigan Avenue, Saginaw, MI 48602, in the County of Saginaw.

The Saginaw County Health Department, City of Saginaw Fire Prevention and the City Building Inspections Division completed the necessary inspections and have approved 2379 S. Michigan Avenue for the license transfer as required by Chapter 110, "General Provisions," of Title XI, "Business Regulations" of the Saginaw Code of Ordinances. Under Chapter 111, "Alcoholic Beverages," §111.12, "Application for License," the City Manager is to review all applications and departmental reports and give his recommendation to City Council of his approval or disapproval of the license. Since the necessary requirements have been met by Fast Track Two, Inc., I hereby recommend approval of the SDM License for 2379 S. Michigan Avenue.

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Cable Franchise Extension Agreement

Manager's Recommendation:

I recommend approval of the Franchise Extension Agreement with Charter Communications that will extend the present franchise agreement through December 31, 2007. This Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The City of Saginaw and Charter Communications (successor of Cox Cable Saginaw) are currently in a cable franchise agreement that expires on June 30, 2006. The parties have been involved in negotiations for a new franchise agreement, but require additional time to conclude negotiations and allow for public review. Therefore, they have proposed continuing the present franchise agreement up to eighteen months beyond its natural termination date until the new agreement is ready to execute.

Council Action:

Council _____ moved that the recommendation from the City Manager be approved.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Michigan Council for Arts & Cultural Affairs

Manager's Recommendation:

I recommend approval of the attached resolution authorizing the application from the Pit and Balcony Community Theatre to the Michigan Council for Arts & Cultural Affairs (MCACA) for Capital Improvements.

Justification:

This grant must be administered by the City of Saginaw in compliance with State regulations. Pit and Balcony Community Theatre is requesting \$50,000 from the MCACA for Capital Improvements. An equal match is required and will be provided by the Pit and Balcony Community Theatre. No funds will be required from the City.

Council Action:

Council_____ moved that this communication be received and filed.

COUNCIL COMMUNICATION

Manager's Recommendation: Approval of the resolution as follows:

Council _____ offered and moved adoption of the following resolution:

WHEREAS, the City of Saginaw received from the Pit and Balcony Community Theatre, an application for the Michigan Council for Arts & Cultural Affairs Capital Improvement Program; and

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

WHEREAS, the Pit and Balcony Community Theatre is requesting \$50,000 from the Michigan Council for Arts & Cultural Affairs Capital Improvement Program and an equal match is required; and

WHEREAS, the Pit and Balcony Community Theatre will provide the entire match; and

WHEREAS, the Pit and Balcony Community Theatre will be an exceptional improvement 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 application on behalf of the Pit and Balcony Community Theatre to the Michigan Council for Arts & Cultural Affairs in the amount of \$50,000.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Leased Vehicles for Saginaw Police Dept.

Manager's Recommendation:

I recommend the approval of the lease agreements and issuance of purchase orders to Martin Chevrolet for the lease of two (2) vehicles for the Saginaw Police Department, and that the City Attorney be authorized to execute the leases on behalf of the City.

The lease agreements are subject to approval by the City Manager as to substance and the City Attorney as to form.

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

Funds for this lease are available in the Building and Maintenance Fund Account No. 101-3014-721-80.50.

Justification:

The lease period has reached maturity for three (3) vehicles from the Saginaw Police Department's motor vehicle fleet and the vehicles have been returned to Martin Chevrolet. During the past six months, we have transferred two additional vehicles to other departments. The City Hall Administration is using one (1) vehicle, and the Saginaw County Automobile Theft Team (SCATT) is using a second vehicle. This reduces our fleet by five vehicles. In order for our department's administration to operate sufficiently, we must replace two (2) vehicles; therefore requesting that new leases be initiated. The two vehicles will be used by the Police Administration and the Detective Bureau.

COUNCIL COMMUNICATION

The new 39-month leases include one (1) Chrysler Pacifica at \$305.00 per month for a total amount of \$11,895.00, and also one (1) Chevrolet Impala at \$249.00 per month for a total amount of \$9,711.00. Documentation fees and title costs amount to \$350.00, which is included in the first month's payment. The total cost each year is as follows:

FY 2005/06	\$1,229.00 (includes security deposit, documentation fee, title)
FY 2006/07	\$6,648.00
FY 2007/08	\$6,648.00
FY 2008/09	\$7,756.00

Although there is no competitive bidding needed because lease prices are set by the manufacturer and not the dealership, comparison pricing was done with Ford Motor Company, DaimlerChrysler Motors Company and Chevrolet, with Martin Chevrolet coming in with the lowest pricing, meeting required department standards and consistency with other vehicles that are on the department's fleet.

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Annual Supplies of Mason Sand and 60/40 Gravel

Manager's Recommendation:

I recommend that the bids from Saginaw Asphalt and Saginaw Rock be accepted and that blanket purchase orders be approved and issued to them in the amount of \$6,000.00 to Saginaw Asphalt for mason sand and to Saginaw Rock in the amount of \$6,620.00 for 60/40 gravel for Fiscal Year 2006/2007 and Fiscal Year 2007/2008, respectively.

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

Funds for these purchases are budgeted in Water and Sewer Operation and Maintenance Account Nos. 590-4821-861-73-30 and 591-4721-861-73-30 for fiscal year 2006/2007 and will be budgeted in the same accounts for fiscal year 2007/2008.

Justification:

On March 28, 2006, the Public Services Department, Maintenance and Service Division, received bids from six vendors for two-year supplies of mason sand and 60/40 gravel, which will be used in the construction and maintenance of the water distribution and transmission system and the sewage collection systems. A cost comparison shows increases of 43% for mason sand and 20% for 60/40 gravel. This is attributed to the rising cost of river shipping. Following is a tabulation of the bids received:

<u>Vendor</u>	2006/2007	2007/2008
Saginaw Asphalt (Mason Sand) Carrollton, MI	\$6,000.00	\$6,000.00

COUNCIL COMMUNICATION

Bourdow Trucking (Mason Sand) Saginaw, MI		\$6,180.00	\$6,540.00
Saginaw Rock (60/40 Gravel) Saginaw, MI		\$6,620.00	\$6,620.00
Doc Heinz (Mason Sand) Saginaw, MI	(60/40 Gravel)	\$7,374.00 \$7,340.00	\$7,374.00 \$7,340.00
Bourdow (Mason Sand) Saginaw, MI	(60/40 Gravel)	\$7,920.00 \$8,375.00	\$8,100.00 \$8,500.00
Saginaw Asphalt (Mason Sand) Saginaw, MI	(60/40 Gravel)	\$12,000.00 \$10,000.00	\$12,000.00 \$10,000.00

Council Action:

Council _____ moved that the recommendation of the
City Manager be accepted.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Hauling and Disposal of Sewer Debris

Manager's Recommendation:

I recommend that the bid from Billy's be accepted and a purchase order be approved and issued to them in the amount of \$22,440.00 for FY 2006/2007 and \$23,550.00 for FY 2007/2008 for a total of \$45,990.00 for hauling and disposal of sewer debris.

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 Maintenance Account No. 590-4821-861-80-05 for fiscal year 2006/2007 and will be budgeted in the same account for fiscal year 2007/2008.

Justification:

On March 28, 2006, the Public Service Department, Maintenance and Service Division, received two-year bids for hauling and disposal of catch basin and sewer debris that results from preventative and everyday maintenance. A cost comparison shows a 17.5% increase over the previous purchase. Following is a tabulation of the bids received:

<u>Vendor</u>	<u>FY 2006/2007</u>	<u>FY 2007/2008</u>
Billy's Contracting Inc. Saginaw, MI	\$22,440.00	\$23,550.00
RWS Saginaw, MI	\$27,600.00	\$27,600.00

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Waste Management of Saginaw Saginaw, MI	\$30,000.00	\$31,500.00
Waterford Stone Supply Freeland, MI	\$34,800.00	\$37,200.00
Allied Waste Services of Flint Flint, MI	\$46,200.00	\$48,000.00

Council Action:

Council_____ moved that the recommendation
of the City Manager be accepted.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Community Policing Bicycles

Manager's Recommendation:

I recommend that a purchase order be approved and issued to The Stable in the amount of \$4,468.00 for the purchase of four (4) Trek Police Bicycles.

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

Funds are available in the Community Police, Equipment Rental / Purchase Account No. 260-3320-741-9705.

Justification:

The Saginaw Police Department obtained comparison-pricing quotes for the purchase of police bicycles, for more effective and barrier free officer to citizen contact within Community Policing districts. A tabulation of the quotes obtained is as follows:

The Stable Saginaw (in-city)	\$1,117.00 each
Bicycle Headquarters, Inc. Saginaw (out-city)	\$1,117.00 each
Assenmacher Lightweight Cycles Saginaw (out-city)	\$1,131.96 each

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

COUNCIL COMMUNICATION

Manager's Recommendation: Approval of the resolution as follows:

Council _____ offered and moved the adoption of the following resolution:

WHEREAS, the Saginaw Police Department requests purchase of Community Policing bicycles for more effective and barrier free communication with citizens within those districts; and

WHEREAS, the funds for this purchase are available in the Community Police Equipment Rental / Purchase Account No. 260-3320-741-9705.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Insurance proposals for the City's Commercial General Liability, Law Enforcement Liability, Automobile Liability, Commercial Automobile Physical Damage and Excess Liability Policies and Workers' Compensation.

Manager's Recommendation:

I recommend approval of the insurance proposal with Genesis Insurance Company for the City's Commercial General Liability, Law Enforcement Liability, Public Officials Liability and Commercial Automobile Liability; with Amerisure Insurance Company for Commercial Automobile Physical Damage; with Princeton Excess and Surplus Lines Insurance and Lexington Insurance Company for Excess Liability Policies; and Safety National Casualty Corporation for Excess Workers' Compensation & Employers Liability, effective July 1, 2006 through July 1, 2007, and that I, and/or my designee, be authorized to execute any and all necessary insurance documents under the plan.

Coverage documents, policy changes and contracts to implement the new insurance are approved subject to the City Manager's approval as to substance and the City Attorney's approval as to form.

Funds for the insurance premiums are budgeted and spread over all departmental budgets. General and excess liability policies are charged against the division and/or department's budget pursuant to its size. Auto physical damage is charged to each division and/or department based on the number of vehicles assigned.

Justification:

Recently, Saginaw Bay Underwriters obtained quotes from the City's current insurance providers for Commercial General Liability, Law Enforcement Liability, Public Officials Liability, Commercial Automobile Liability, Excess Liability and Excess Workers' Compensation & Employers Liability. The City has established a good working relationship with these carriers in handling claims and lawsuits and the quotes received were comparable to those of the industry standards. The overall quotes will be

COUNCIL COMMUNICATION

a decrease in insurance premiums from the prior fiscal year. A further explanation of the quotes received is as follows:

Genesis Insurance Company: The coverage for the City's Commercial General Liability, Law Enforcement Liability, Public Officials Liability and Commercial Automobile Liability \$350,000 remains unchanged from the prior year. The self-insured retention for these policies (\$200,000) also remains unchanged. I recommend approval of the policies with Genesis.

Princeton Excess and Surplus Lines Insurance Company: This is the first "umbrella" policy, providing \$5,000,000 in liability coverage after the first \$1,000,000 provided by Genesis. Coverage is the same as in the prior year and the premium has slightly increased from \$139,323.13 to \$139,581.25. (This amount includes 2.5% surplus lines tax.) I recommend that this policy be renewed.

Lexington Insurance Company. This is the second "umbrella" policy, providing an additional \$15,000,000 in liability coverage. Coverage and premiums are the same as the prior year (\$165,537.50). (This amount includes 2.5% surplus lines tax.) I recommend that this policy be renewed.

Safety National Casualty Corporation. This is the carrier for the Excess Workers' Compensation and Employer Liability coverage. The quote received was \$34,998.00, which is a decrease from the \$38,950.00 premium paid last year, with all coverage remaining the same. I recommend that this policy be renewed.

Due to problems experienced with the City's current Commercial Automobile Physical Damage carrier (Lexington Insurance Company), Saginaw Bay Underwriters, requested, received and reviewed several proposals for this coverage and is recommending the best proposal received from Amerisure Insurance Company for the City's Commercial Automobile Physical Damage coverage. In working with Lexington's third party administrator in the past year, the City has had to fax information on auto accidents, which claims were assigned to various out-of-state adjusters. Claims were not timely processed with these adjusters and communication was poor. Under the

COUNCIL COMMUNICATION

Amerisure policy, the City will deal directly with Saginaw Bay Underwriters in handling these claims. The City has had a long working relationship with SBU and is confident claims will be processed expeditiously. In addition, having a local administrator for claims will provide for better communication. Amerisure's quote of \$138,998.00 is a decrease from the \$140,438.33 paid to Lexington last year. I recommend the policy with Amerisure Insurance Company be approved.

All insurance carriers have excellent ratings according to the Best Guide, which determines the financial stability of insurance companies.

As in the past, the City has opted to exclude coverage for terrorism losses under the Terrorism Risk Insurance Act of 2002.

Council Action:

Council _____ moved that the recommendation from the City Manager be approved.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Commercial Rubbish Collection Agreement

Manager's Recommendation:

I recommend that the City of Saginaw enter into a contract with Waste Management of Michigan, Inc. for the collection of solid waste from commercial establishments in the City of Saginaw. The total cost of the service for the 12 month period is \$39,168, however, the cost could change based on the number of businesses served under this program. This agreement is subject to the approval of the City Manager as to substance and the City Manager as to form.

This vendor meets all requirements of the Contract Compliance Provisions, Title 1, Chapter 14, §14.35-14.44 of the Saginaw Code of Ordinances. Funds for this service are budgeted in Rubbish Collection Account No. 226-4582-841-80-05.

Justification:

The City of Saginaw General Code states that "The collection of refuse by the City's collection service will be limited to residential properties and business premises located within residential collection districts, provided the business produces no more refuse than the average residence in weight, volume, or kind, and the refuse is placed in approved containers." The City's refuse collection program picked up from businesses that met these requirements for many years. The contract with the Mid Michigan Waste Authority does not address commercial refuse collection. Additionally, changes in regulations governing the collection and disposal of solid waste have made the collection of residential and on the same truck problematic, possibly leading to fines by the Michigan Department of Environmental Quality.

COUNCIL COMMUNICATION

In order to continue rubbish service to businesses that are currently being serviced by the City, it is recommended that the City enter into a 12-month agreement with Waste Management. Following is a summary of services provided:

Quantity	Service	Price/month	Annual Cost	Total
64	2 yd. Container	\$46.00	\$552	\$35,328
4	4 yd. Container	\$53.00	\$636	\$ 2,544
8	Hand Pick	\$18.00	\$216	\$ 1,296
Total Cost				\$39,168

Commercial rubbish fees will be set to pay for the majority of the difference in price between the residential service of approximately \$78.71 per customer including estimated landfill cost and the new cost of service resulting in \$9,758 additional cost to rubbish fund. Those cost will be:

2 yd. Container \$470/year
4 yd. Container \$555/year
Hand Pick \$135/year

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

COUNCIL COMMUNICATION

Manager's Recommendation: Approval of the resolution as follows:

Resolution Supporting the Saginaw County No Boundaries Public Safety Plan

WHEREAS, the Mayor and the Saginaw City Council, as part of a formal strategic planning process have identified public safety as the number one priority in the ongoing efforts to enhance quality of life for all citizens; and

WHEREAS, the Saginaw County Board of Commissioners has also identified maintaining and improving public safety throughout the entire county as its most important goal; and

WHEREAS, a joint effort of shared resources generated through and deployed within every jurisdiction in Saginaw County would strengthen and provide a collaborative approach to addressing a common ill, which knows no boundaries in its permeation; and

WHEREAS, the Saginaw County No Boundaries Public Safety Plan offers a rational, manageable, fair, and equitable mechanism which draws together those shared resources and provides public safety services throughout Saginaw County in the form of increased personnel obtained through a 1.6 mill public safety millage which will replace the current 0.34 mill county-wide levy; and

WHEREAS, the plan would provide the Saginaw Police Department with eight additional officers, three of which would be dedicated to criminal investigations where there currently exists a tremendous backlog of cases that in many ways touch or otherwise impact families and citizens in the city, as well as in many other areas of Saginaw County; and

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WHEREAS, it is well understood that the overall success of the plan is contingent upon the City of Saginaw being a partner in this process, since the city is the largest jurisdiction in the county and documents a higher crime rate which when properly identified, attacked, solved and prevented will result in a significantly positive impact on all of Saginaw County; now

THEREFORE, BE IT RESOLVED THAT, the Mayor and the Saginaw City Council hereby affirm support for the Saginaw County No Boundaries Public Safety Plan.

BE IT FURTHER RESOLVED, that the City of Saginaw wishes to be an involved participant in any efforts which have the effect of eradicating the plague of high crime rates, thereby improving attractiveness for living, working, educating and recreating in the Saginaw Valley.

BE IT FURTHER RESOLVED, that every reasonable effort is encouraged to inform and otherwise educate the citizens of the City of Saginaw on the crucial need to *not* be relegated to the role of spectator in this initiative, for the value of its impact is in the enhancement of our efforts and what it adds to a collective benefit so badly needed in this community.