

Council Agenda

July 11, 2011 6:30 p.m. Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE

ROLL CALL

CORRECTION AND APPROVAL OF MINUTES OF PRECEDING SESSIONS:

June 20, 2011 regular Council meeting

ANNOUNCEMENTS:

1. Proclamation recognizing 25 years of service for Diane Snowden, Executive Assistant City Manager's Office.

PUBLIC HEARINGS:

1. Amending the Official City Map by vacating a portion of N. Water Street bounded by Tuscola Street and East Genesee Avenue.
2. Amending the Official City Map by vacating the Northerly portion of North Water Street bounded by Johnson Street and Tuscola Street.
3. Amending the Official City Map by vacating the Northerly portion of Tuscola Street bounded by North Washington Avenue and North Water Street.
4. Request for an Obsolete Property Rehabilitation Certificate at 625 Owen, Saginaw, Michigan.

PERSONAL APPEARANCES:

(A list will be provided on Monday after 1:00 p.m.)

REMARKS OF COUNCIL:

PETITIONS:

- 11-11 From Charles McNair, 2824 Perkins, Saginaw, requesting approval to erect banners located at the 200 Block of West Genesee & 1000 Block of East Genesee Avenue for the purpose of promoting the Saginaw African Festival. Time period requested is from July 15, 2011 through August 14, 2011.

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REPORTS FROM BOARDS AND COMMISSIONS AND COMMITTEES AND APPOINTMENT OF BOARD AND COMMISSION MEMBERS:

From the Council Boards and Commission Committee:

1. Consideration of reappointing Elizabeth Ann Hanson to the Human Planning Committee with a term to expire February 7, 2012.
2. Consideration of appointing William Ostash to fill a vacancy on the Historic District Commission with a term to expire June 20, 2014.

From the Planning Commission:

1. Explaining ordinance no. 1 listed under the regular order of business which amends the official City map by vacating a 145' portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the Northerly 145' of the center alley of block 160, City of Saginaw in Division South of Cass Street.

REPORTS FROM MANAGER:

Management Update:

1. Phil Ludos, Assistant City Manager of Public Safety, will discuss the enforcement plans of the Dangerous Dog Ordinance.
2. Fire Chief E. Dean Holland, will discuss ordinance no. 2 listed under the regular order of business.
3. Tim Morales, Deputy City Manager/CFO, will discuss the Certificate of Achievement for Excellence in Financial Reporting awarded to the City of Saginaw.

Recommended Actions:

1. Recommending approval of the service agreement with Malott Coin to provide cold beverage vending equipment and services at Frank N. Andersen Celebration Park. Malott Coin agrees to pay the City of Saginaw 25% of the gross vending sales that will go directly to the Celebration Park for maintenance and operations. This agreement has been approved by the City Manager as to substance and the City Attorney as to form.
2. Recommending approval of the agreement with Great Lakes Crossings LLC for the rental of its facility for the Strategic Planning Session to be held on Jul 23, 2011 and authorizing the City Manager to sign the agreement. This agreement has been approved by the City Manager as to substance and the City Attorney as to form.

The amount of the agreement is \$300.00 for the use of two conference rooms and one break out room. Funds are available in the City Council Other Services/Training and Development Account No. 101 0101 701 8090.

3. Recommending approval of the contract amendment with First Congregational Church (FCC) and authorizing the Director of Development and/or his designee to sign the Amendment. This agreement has been approved by the City Manager as to substance and the City Attorney as to form. The contract amendment states that the City will reimburse FCC for long distance phone bills incurred from August 2010 through the present. The total amount of the outstanding phone bills is \$104.75. In addition, the City agrees to pay for all future long distance phone bills. Funds are available in the Neighborhood Stabilization Program Professional Services Account No. 279 6551 761 8001.
4. Recommending approval of the exchange agreement for several parcels of land to be transferred between the City of Saginaw and Saginaw Rock Products Co. and that the City Manager or his designee be authorized to execute this agreement, the relevant deeds and all related documents. This agreement has been approved by the City Manager as to substance and the City Attorney as to form.
5. Recommending approval of the Claims Service Contract with Alternative Service Concepts as the City's third party administrator for insurance claims for the period July 1, 2011 through June 30, 2012, with an estimated cost of \$46,100, plus additional fees incurred per the contract. This agreement has been approved by the City Manager as to substance and the City Attorney as to form. Funds are available in the Self-Insurance Fund – insurance Expense Account No. 677 1762 711 8006.
6. Recommending approval of the Interlocal Agreement with Saginaw County for administration of the 2011 Byrne Justice Assistance Grant and for the distribution of the proceeds. Also recommending that the City Manager or his designee be authorized to execute the agreement. This agreement has been approved by the City Manager as to substance and the City Attorney as to form. The County will serve a facilitator and fiduciary of the \$161,561.00 grant and provide the City \$80,780.00 (50% of the total award). The City shall allocate its portion to support the purchase/replacement of three (3) police patrol vehicles.
7. Recommending that a purchase order be approved and issued to Berger Chevrolet in the amount of \$57,256.00 for the purchase of two (2) fully equipped 2011 Chevrolet Impala 1WS19 police package patrol vehicles. Additionally, the 2011/2012 Approved Budget for the local Law Enforcement Grant Fund – 2010 Regular JAG Grant Revenue Account No. 263-0000-513 5809 should be increased from \$0.00 to \$213,743.00. The increase in revenues will be offset by an increase to the Local Law Enforcement Grant Fund – 2010 Regular JAG Division's Vehicle Account No. 263 3329 741 9770 by the same amount. Funds are budgeted in the Local Law Enforcement Grant Fund – 2010 Regular JAG Division's Vehicles, Account No. 263 3329 741 9770.

8. Recommending approval of the Michigan Department of Transportation (MDOT) Agreement, Number 11-5291 for the purpose of setting forth the rights and obligations of the parties for acceptance and maintenance of infrastructure improvements located within the City of Saginaw public right-of-way including the installation of Americans with Disabilities Act (ADA) compliant ramps, cross walk improvements, pavement markings, school zone signing, bicycle racks and planting, and turf establishment along various streets in the vicinity of Jerome, Kempton and Stone Elementary Schools. Also recommending that the City Manager be authorized to execute this Agreement. This agreement has been approved by the City Manager as to substance and the City Attorney as to form.
9. Recommending 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, 2011 through June 30, 2012. Carrier & Gable, Inc. is the only authorized repairer in the region. Funds are available in the Local Streets Fund – Traffic Engineering Division’s Parts and Supplies Account No. 203 4621 791 7330 (\$3,000.00) and Major Streets Fund – Traffic Engineering Division’s Parts and Supplies Account No. 202 4621 791 7330 (\$3,000.00).
10. Recommending blanket purchase orders be approved and issued to AirGas in the amount of \$2,800.00 and Larry’s Auto in the amount of \$3,500.00 for tool allowance and tank rentals for welding & cutting parts within the City’s Municipal fleet from July 1, 2011 through June 30, 2012. Funds are available in the Motor Pool Operation Fund’s – Parts & Supplies Account No. 661 4480 841 7330.
11. Recommending blanket purchase orders be approved and issued to Marshall E. Campbell Co. in the amount of \$3,000.00, Standard Electric Company in the amount of \$3,000.00 and to Kendall Electric in the amount of \$3,000.00 for electrical parts and supplies from July 1, 2011 through June 30, 2012. Funds are available in the Local Streets Fund – Traffic Engineering Division’s Parts and Supplies Account No. 203 4621 791 7330 (\$4,500) and in Major Streets Fund – Traffic Engineering Division’s Parts and Supplies Account No. 202 4621 791 7330 (\$4,500).
12. Recommending that purchase orders be approved and issued to each local vendors for the amounts listed, totaling \$47,700.00 for the various repairs of fleet vehicles from July 2, 2011 through June 30, 2012: Bushey Radiator - \$3,000, Bushey’s Radiator & Glass - \$3,300, Diesel Truck Sales - \$5,000, Discount Transmissions - \$7,000, Graff Truck Center - \$5,000, Martin Chevrolet - \$5,000, Mike’s Wrecker - \$2,600, Northwest Tire & Service - \$4,800, Tire Centers LLC - \$7,000, Tuffy Muffler - \$5,000, Garage personnel will price quote each repair and determine the lowest and best vendor. The purchases will then be made and billed to the appropriate purchase order. Funds are available in the Motor Pool Operation Fund’s – Motor Vehicle Repairs Account No. 661 4480 841 8042.

13. Recommending that purchase orders be approved and issued to each local vendor for the amounts listed, totaling \$286,100.00 for the purchase of a vast array of original equipment manufacturer vehicle parts and supplies for the maintenance of the fleet vehicles from July 1, 2011 through June 30, 2012: AirGas - \$4,300, AIS - \$10,000, Alro Steel - \$4,400, Bell Equipment - \$19,000, Bridgeport Equipment - \$11,500, Bushey's Radiator & Glass - \$3,200, Consumer Auto Parts - \$11,400, Diesel Truck Sales - \$5,000, Draper Chevrolet - \$8,300, Fecon - \$5,000, Flint New Holland - \$10,000, Garber Chrysler Dodge Jeep Ram - \$2,200, Graff Truck Center - \$5,000, Interstate Battery - \$3,500, Larry's Auto - \$56,000, Martin Chevrolet \$15,000, McDonald Ford - \$2,500, McDonald Pontiac/GMC - \$7,000, Meekhof Tire Sales - \$10,000, Michigan CAT - \$6,400, Michigan Truck Spring - \$4,500, Mid State Bolt & Screw Co.- \$2,900, Northwest Tire - \$40,000, Ritter - Tech \$5,000, Scientific Brake & Equipment (truck) - \$13,500, Spartan Distributors - \$4,000, Tri-County Equipment - \$3,400. Vic Canever Chevrolet - \$3,500, Weiland Truck Center \$4,500, Weller's Truck Parts \$5,000. Garage personnel will price quote each repair and determine the lowest and best vendor. The purchases will then be made and billed to the appropriate purchase order. Funds are available in the Motor Pool Operation Fund's – Motor Vehicle Supplies Account No. 661 4480 841 7312.
14. Recommending approval of the three year Planned Maintenance Agreement with Cummins Bridgeway LLC to provide maintenance for the diesel generator at the Birch Run Pumping Station. Further authorize the City Manager or his designee to execute all related documents. The City will pay Cummins the amount of \$681.60 during each fiscal year in 2012, 2013 and 2014. This agreement has been approved by the City Manager as to substance and the City Attorney as to form. Funds are available in the Water Operations and Maintenance Fund – Treatment and Pumping Division's Service Fees Account No. 591 4730 861 8063 for fiscal year 2012 and will be budgeted in the same account number for fiscal year 2013 & 2014.
15. Recommending payment be made to Delta Controls Corporation of Shreveport, LA in the amount of \$2,635.50 for the emergency purchase of two level transmitters for the 14th Street Retention Treatment Basin (RTB). Funds are available in the Sewer Operation and Maintenance Fund – Remote Facilities Division's Parts and Supplies Account No. 590 4835 861 7330.
16. Recommending that the low bid from Paragon Laboratories, Inc. be accepted and a purchase order be issued to them in the amount of \$4,690.00 for fiscal year 2012 and \$4,690.00 for fiscal year 2013 for the purchase of Whole Effluent Toxicity Testing for the Wastewater Treatment Division. Funds for this purchase are available in the Sewer Operation and Maintenance Fund, Treatment and Pumping Division's Operating Services Account No. 590 4830 861 8005 and will be budgeted in the same account number for fiscal year 2013.
17. Recommending that purchase orders to approved and issued to Charter Communications of Bay City, MI in the amount of \$4,961.29 and to Pro-Tech Cabling Systems Inc. of Clare, MI in the amount of \$4,861.00 for the emergency

relocation of City of Saginaw fiber optic cable at 5th Avenue between Fitzhugh Street and Wadsworth Street beneath I-675. Funds are available in the Sewer Operation and Maintenance Fund – Treatment and Pumping Division’s General Repairs account No. 590 4830 861 8040.

18. Recommending acceptance of the quote and issuance of a purchase order to Borger LLC in the amount of \$16,903.16 for the purchase of five rotary lobes used for sludge pumping. Borger LLC is the manufacturer of the pumps and the sole source for spare parts. Funds are available in the Sewer Operations and Maintenance Fund – Treatment and Pumping Division’s Parts and Supplies Account No. 590 4830 861 7330.
19. Recommending that the sole bid from Carmeuse Natural Chemicals be accepted and purchase orders be approved in the amount of \$54,418.00 for the Water Treatment Plant and \$248,768.00 for the Wastewater Treatment Plant totaling \$303,186.00 for fiscal year 2012 and that purchase orders be issued to them in the amount of \$56,595.00 for the Water Treatment Plant and \$258,720.00 for the Wastewater Treatment Plant totaling \$315,315.00 for fiscal year 2013 for the purchase of pebble quicklime. Funds are available in the Water Operations and Maintenance Fund – Treatment and Pumping Division’s Chemicals Account No. 591 4730 861 7302 (\$54,418) and the Sewer Operation and Maintenance Fund – Treatment and Pumping Division’s Chemicals Account No. 590 4830 861 7302 (\$248,768) for fiscal year 2012 and will be budgeted in the same accounts for fiscal year 2013.
20. Recommending that the low bid from Synagro Central, LLC be accepted and that a purchase order be approved and issued to them in an amount not to exceed \$537,100.00 for fiscal year 2012, not to exceed \$549,400.00 for fiscal year 2013, and not to exceed \$563,750.00 for fiscal year 2014 for the removal and land application of the Wastewater Treatment Plant’s biosolids for the next three years. Funds are available in the Sewer Operation and Maintenance Fund – Treatment and Pumping Division’s Operating Services Account No. 590 4830 861 8005 for fiscal year 2012 and will be budgeted in the same account number for fiscal year 2013 and fiscal year 2014.

INTRODUCTION OF ORDINANCES:

1. An ordinance to amend the official City map by vacating a 145’ portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the Northerly 145’ of the center alley of block 160, City of Saginaw in Division South of Cass Street, located in the City of Saginaw and to retain therein an easement for public utilities, cable TV and Telecommunications to be added to the table of Special ordinances, section II, alley vacations of the Saginaw Code of Ordinances.

2. An ordinance to add § 92.15 Fire Cost Reimbursement to Chapter 92 “Fire Protection and Public Safety” of Title IX “General Regulations” of the Saginaw Code of Ordinances 0-1.

CONSIDERATION AND PASSING OF ORDINANCES:

1. An ordinance to amend the official City map by vacating a portion of North Water Street bounded by Tuscola Street and East Genesee Avenue in the plat of Hoyt’s plat, Saginaw, between blocks 5 and 18, located in the City of Saginaw and to retain therein an easement for public utilities, cable TV, and telecommunications, to be added to the table of special ordinances, Section II, of the Saginaw Code of Ordinances.
2. An ordinance to amend the official City map by vacating a northerly portion of North Water Street bounded by Johnson Street and Tuscola Street, in the plat of Hoyt’s plat, Saginaw, between blocks 5 and 17, located in the City of Saginaw and to retain therein an easement for public utilities, cable TV and telecommunications, to be added to the table of special ordinances, section II, of the Saginaw Code of Ordinances.
3. An ordinance to amend the official city map by vacating the northerly half of Tuscola Street lying between North Washington Avenue and North Water Street, in the plat of Hoyt’s plat, Saginaw, between blocks 17 and 18, located in the City of Saginaw and to retain therein an easement for public utilities cable TV, and telecommunications, to be added to the table of special ordinances, Section II, of the Saginaw Code of Ordinances.

RESOLUTIONS:

1. Declaring the City’s intent to vacate a 145’ portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the Northerly 145’ of the center alley of block 160, City of Saginaw in Division South of Cass Street.
2. Approving the MDOT Agreement Number 11-5291 for Jerome, Stone & Kempton Elementary Schools, Safe Routes to School Project.
3. Authorizing the ownership transfer for the 2010 Class C licensed business, located at 417 S. Michigan, Saginaw, MI 48602, Saginaw County, from the Lockerroom Sports Pub, LLC to James Kokas.
4. Authorizing the ownership transfer of an escrowed 2010 Class C license with Dance-Entertainment Permit located at 118 N. Michigan, Saginaw, MI 48602, Saginaw County from Citizens Bank to Kaur Bar, Inc.

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5. Authorizing the use of sound amplifying equipment for the 43rd Annual African Cultural Festival at Morley Park, 2601 Lapeer. The event will take place August 12, 2011 through August 14, 2011, during the hours of 9:00 a.m. to 10:00 p.m.
6. Authorizing the use of sound amplifying equipment for the Old Town Motorfest Car Show on North Hamilton Street and Niagara Street from Hancock to Madison Streets. The festival will take place on July 17, 2011 during the hours of 10:00 a.m. to 4:00 p.m.
7. Authorizing the use of sound amplifying equipment for the Lawn Chair Film Festival on the corner of North Hamilton Street and Ames Street. The festival will take place on the following dates, July 10, 17, 31, August 7, and 14, 2011 during the evening hours of 6:00 p.m. to 12:00 a.m.
8. Authorizing an Obsolete Property Rehabilitation Certificate for property at 625 Owen Street.

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

Darnell Earley
City Manager

COUNCIL COMMUNICATION

From: The City Manager

Subject: Great Lakes Crossings LLC Agreement

Manager's Recommendation:

I recommend that the Agreement with Great Lakes Crossings LLC ("Great Lakes Crossing") be approved. The amount of the Agreement is Three Hundred Dollars and 00/100 (\$300.00). Furthermore, it is recommended that City Council authorize the City Manager to sign the Agreement. The Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

This vendor meets all requirements of §14.23, "Vendors", of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing, of "Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

The funds are available in the City Council Other Services/Training and Development Account No. 101-0101-701-8090.

Justification:

Recently, Great Lakes Crossing submitted an Agreement to the City for rental of its facility for the Strategic Planning Session on July 23, 2011. Terms of the Agreement include the use of several rooms including two conference rooms and a break out room. The Agreement contains a term that is not favorable to the City. Specifically, it contains a one-sided hold harmless and indemnification clause. However, staff has determined that it is in the best interest of the City to utilize the services of Great Lakes Crossing.

Council Action:

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

COUNCIL COMMUNICATION

Council _____ moved that an ordinance introduced July 11, 2011, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO VACATE A 145' PORTION OF THE ALLEY BETWEEN 1121 LYON STREET, 603, 607 AND 611 SOUTH BOND STREET, AND 608 AND 612 SOUTH OAKLEY STREET, MORE PARTICULARLY DESCRIBED AS THE NORTHERLY 145' OF THE CENTER ALLEY OF BLOCK 160, CITY OF SAGINAW IN DIVISION SOUTH OF CASS STREET, LOCATED IN THE CITY OF SAGINAW AND TO RETAIN THEREIN AN EASEMENT FOR PUBLIC UTILITIES, CABLE TV AND TELECOMMUNICATIONS TO BE ADDED TO THE TABLE OF SPECIAL ORDINANCES, SECTION II, ALLEY VACATIONS OF THE SAGINAW CODE OF ORDINANCES.

The City of Saginaw Ordains:

Section 1. That a 145' portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, Block 160, more particularly described as the northerly 145' of the center alley of block 160, City of Saginaw in Division South of Cass Street, located in the City of Saginaw, be and same is hereby vacated.

Section 2. That there is hereby reserved in the alley vacated, an easement for public utilities, cable TV and telecommunications to the same extent as though said alley had not been vacated and no structure shall hereafter be erected thereon without the prior written consent of the City of Saginaw.

Section 3. The official map of the City of Saginaw is hereby amended accordingly.

Section 4. This ordinance shall take effect on August 18, 2011.

Enacted: August 8, 2011.

COUNCIL COMMUNICATION

From: The City Planning Commission

Subject: Amend the Official City Map by Vacating a 145' Portion of the Alley Between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, More Particularly Described as the Northerly 145' of the Center Alley of Block 160, City of Saginaw in Division South of Cass Street

Planning Commission Recommendation:

It is recommended that the official City map be amended by vacating a 145' portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the northerly 145' of the center alley of block 160, City of Saginaw in Division South of Cass Street, subject to a standard easement for public utilities, cable TV and telecommunications.

Justification:

Ms. Irene Mosqueda requested that a 145' portion of alley between 1121 Lyon Street, 603, 607, and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the northerly 145' of the center alley of block 160, City of Saginaw in Division South of Cass Street, be vacated to deter unnecessary and unwanted traffic through the alley. The petition was referred to the City Planning Commission ("Commission") for investigation and a report with recommendations. The Commission held a public hearing on the request on January 25, 2011, and all interested persons were heard. The Commission found in favor of the petition to vacate a 145' portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the northerly 145' of the center alley of block 160, City of Saginaw in Division South of Cass Street.

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 OFFICAL CITY MAP BY VACATING A 145' PORTION OF THE ALLEY LOCATED BETWEEN 1121 LYON STREET, 603, 607 AND 611 SOUTH BOND STREET, AND 608 AND 612 SOUTH OAKLEY STREET, MORE PARTICULARLY DESCRIBED AS THE NORTHERLY 145' OF THE CENTER ALLEY OF BLOCK 160, CITY OF SAGINAW IN DIVISION SOUTH OF CASS STREET, LOCATED IN THE CITY OF SAGINAW. AND TO RETAIN THEREIN AN EASEMENT FOR PUBLIC UTILITIES, CABLE TV, AND TELECOMMUNICATIONS, TO BE ADDED TO THE TABLE OF SPECIAL ORDINANCES, SECTION II, ALLEY VACTIONS, OF THE SAGINAW CODE OF ORDINANCES.

Laid over under the charter provision.

COUNCIL COMMUNICATION

Planning Commission Recommendation: Approval of the resolution as follows:

**RESOLUTION OF INTENT TO VACATE A PORTION OF THE ALLEY BETWEEN
1121 LYON STREET, 603, 607 AND 611 SOUTH BOND STREET, AND 608 AND 612
SOUTH OAKLEY STREET, MORE PARTICULARLY DESCRIBED AS THE
NORTHERLY 145' OF THE CENTER ALLEY OF BLOCK 160, CITY OF SAGINAW IN
DIVISION SOUTH OF CASS STREET**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, the City Planning Commission ("Commission") held a public hearing on January 25, 2011, on a proposal to vacate a 145' portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the northerly 145' of the center alley of block 160, City of Saginaw in Division South of Cass Street, in the City of Saginaw; and

WHEREAS, after a duly advertised public hearing, the Commission found that the public and private interest would best be served by the requested vacation of a 145' portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the northerly 145' of the center alley of block 160, City of Saginaw in Division South of Cass Street, in the City of Saginaw; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby declares its intent to vacate a 145' portion of the alley between 1121 Lyon Street, 603, 607 and 611 South Bond Street, and 608 and 612 South Oakley Street, more particularly described as the northerly 145' of the center alley of block 160, City of Saginaw in Division South of Cass Street, in the City of Saginaw.

BE IT FURTHER RESOLVED, that the City Council will meet on August 8, 2011, at 6:30 p.m., in the Council Chambers, at City Hall to hear any objections to the proposed alley vacation.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Fiber Optic Relocation

Manager's Recommendation:

I recommend that purchase orders be issued to Charter Communications of Bay City, MI in the amount of \$4,961.29 and to Pro-Tech Cabling Systems Inc. of Clare, MI in the amount of \$4,861.00 for emergency relocation of City of Saginaw fiber optic cable at 5th Avenue between Fitzhugh Street and Wadsworth Street beneath I-675.

These vendors meet all requirements of §14.23, "Vendors", of "Purchasing, Contracting, and Selling Procedure", of Chapter 14, "Finance and Purchasing", of Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for these services are budgeted in the Sewer Operation and Maintenance Fund –Treatment and Pumping Division's, General Repairs Account Number 590-4830-861.80-40.

Justification:

This relocation was required as part of the current I-675 and Warren Avenue interchange project. During construction, it was determined that the existing City of Saginaw fiber optic cable to the Wastewater Treatment Plant, was installed directly on top of the concrete footings for the existing I-675 Bridge over 5th Avenue. In an effort to keep construction proceeding and allow for the removal and demolition of the existing bridge, the City's fiber cable had to be relocated. Charter Communications also had to relocate their buried cable; therefore the City of Saginaw contracted with Charter Communications to install the City's conduit at the same time. The city also contracted with Pro-Tech Cabling Systems, Incorporated to splice the fiber optic cable and install the new fiber.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Emergency Purchase Level Transmitters

Manager's Recommendation:

I recommend that payment be made to Delta Controls Corporation of Shreveport, LA in the amount of \$2,635.50 for Fiscal Year 2011.

This vendor meets all requirements of §14.23, "Vendors", Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing", of Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for this purchase are available in the Sewer Operation and Maintenance Fund – Remote Facilities Division's Parts and Supplies Account No. 590-4835-861.73-30.

Justification:

On June 13, 2011, emergency purchase order 43523 was issued per a quote received from Delta Controls Corporation for two level transmitters for the 14th Street Retention Treatment Basin (RTB). These level transmitters indicate the level of water in the 14th Street and 16th Street sewers that fill the RTB when there are high flows. Operation of the RTB and opening and closing of gate valves is computer controlled by the indication of the sewer level from these level transmitters. An emergency purchase order was requested because the current level transmitters have failed and cannot be repaired. Delta Controls Corporation is the sole source for these transmitters.

Council Action

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Services of Local Vendors

Manager's Recommendation:

I recommend that a purchase order be issued to each local vendor below for the amounts listed, totaling \$47,700.00.

These vendors meet all requirements, of §14.23, "Vendors", of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing, of "Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for these services are budgeted in Motor Pool Operation Fund's – Motor Vehicle Repairs Account No. 661-4480-841.80-42.

Justification:

The City's Municipal Garage requires the services of local vendors for the various repairs of fleet vehicles from July 1, 2011 to June 30, 2012. A yearly contract proposal is not feasible because there is no easy way to determine the quantities and types of repairs that will be required in any given time period. Issuing individual purchase orders is costly and administratively time consuming; therefore, as in past years, we are requesting authorization to issue blanket purchase orders as follows:

Bushey Radiator Midland, MI	\$ 3,000.00
Bushey's Radiator & Glass Saginaw, MI (in-city)	\$ 3,300.00
Diesel Truck Sales Saginaw, MI (in-city)	\$ 5,000.00

COUNCIL COMMUNICATION

Discount Transmissions Saginaw, MI (in-city)	\$ 7,000.00
Graff Truck Center Saginaw, MI (out-city)	\$ 5,000.00
Martin Chevrolet Saginaw, MI (out-city)	\$ 5,000.00
Mike's Wrecker Saginaw, MI (in-city)	\$ 2,600.00
Northwest Tire & Service Saginaw, MI (in-city)	\$ 4,800.00
Tire Centers LLC Buena Vista, MI	\$ 7,000.00
Tuffy Muffler Saginaw, MI (in-city)	\$ 5,000.00

Garage personnel will price quote each repair and determine the lowest and best vendor. The purchases will then be made and billed to the appropriate purchase order.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Tank Rentals & Tool Allowance

Manager's Recommendation:

I recommend that purchase orders be approved and issued to AirGas in the amount of \$2,800.00 and to Larry's Auto in the amount of \$3,500.00 totaling \$6,300.00 for tool allowance and tank rentals for welding & cutting parts within the City's municipal fleet from July 1, 2011 through June 30, 2012.

These vendors meet all requirements of §14.23, "Vendors", of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing, of "Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds are budgeted in the Motor Pool Operation Fund's – Parts & Supplies Account No. 661-4480-841.73-30.

Justification:

The City's Municipal Garage requires the services of local vendors for supplying the mechanics' tool allowance and tank rentals for welding & cutting parts in the city's municipal fleet from July 1, 2011 to June 30, 2012. Issuing individual purchase orders is costly and administratively time consuming. Therefore, as in past years, we are requesting authorization to issue blanket purchase orders.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Original Equipment Manufacturer Vehicle Parts & Supplies

Manager's Recommendation:

I recommend that a purchase order be issued to each local vendor listed below for the amounts listed, totaling \$286,100.00.

These vendors meet all requirements of §14.23, "Vendors", of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing", of Title 1, "General Provisions" of the Saginaw Code of Ordinances 0-1

Funds for these purchases are budgeted in the Motor Pool Operation Fund's – Motor Vehicle Supplies Account No. 661-4480-841.73-12.

Justification:

The City's Municipal Garage requires the purchase of a vast array of original equipment manufacturer vehicle parts and supplies for the maintenance of the fleet vehicles from July 1, 2011 to June 30, 2012. A yearly contract proposal is not feasible because there is no easy way to determine the quantities and parts that will be required in any given time period. Issuing individual purchase orders is costly and administratively time consuming; therefore, as in past years, we are requesting authorization to issue blanket purchase orders as follows:

AirGas Saginaw, MI (out-city)	\$ 4,300.00
AIS Bridgeport, MI	\$10,000.00
Alro Steel Bay City, MI	\$ 4,400.00
Bell Equipment Lake Orion, MI	\$19,000.00
Bridgeport Equipment Bridgeport, MI	\$11,500.00

COUNCIL COMMUNICATION

Bushey's Radiator & Glass Saginaw, MI (in-city)	\$ 3,300.00
Consumer Auto Parts Saginaw, MI (in-city)	\$11,400.00
Diesel Truck Sales Saginaw, MI (in-city)	\$ 5,000.00
Draper Chevrolet Saginaw, MI (out-city)	\$ 8,300.00
Fecon (Screener) Cincinnati, OH	\$ 5,000.00
Flint New Holland Burton, MI	\$10,000.00
Garber Chrysler Dodge Jeep Ram Saginaw, MI (out-city)	\$ 2,200.00
Graff Truck Center Saginaw, MI (out-city)	\$ 5,000.00
Interstate Battery Saginaw, MI (in-city)	\$ 3,500.00
Larry's Auto Saginaw, MI (in-city)	\$56,000.00
Martin Chevrolet Saginaw, MI (out-city)	\$15,000.00
McDonald Ford Saginaw, MI (out-city)	\$ 2,500.00
McDonald Pontiac/GMC Saginaw, MI (out-city)	\$ 7,000.00
Meekhof Tire Sales Saginaw, MI	\$10,000.00
Michigan Cat Saginaw, MI (out-city)	\$ 6,400.00

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Michigan Truck Spring Saginaw, MI (out-city)	\$ 4,500.00
Mid State Bolt & Screw Company Saginaw, MI (out-city)	\$ 2,900.00
Northwest Tire Saginaw, MI (in-city)	\$40,000.00
Ritter Tech Saginaw, MI (in-city)	\$ 5,000.00
Scientific Brake & Equipment (truck) Saginaw, MI (in-city)	\$13,500.00
Spartan Distributors Detroit, MI	\$ 4,000.00
Tri-County Equipment Saginaw, MI (out-city)	\$ 3,400.00
Vic Canever Chevrolet Flint, MI	\$ 3,500.00
Weiland Truck Center Saginaw, MI (out-city)	\$ 4,500.00
Weller's Truck Parts Grand Rapids, MI	\$ 5,000.00

Garage personnel will price quote each item and determine the lowest and best vendor. The purchases will then be made and billed to individual purchase order.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Water & Wastewater Treatment Pebble Quicklime Purchase

Manager's Recommendation:

I recommend that the sole bid from Carmeuse Natural Chemicals be accepted and purchase orders issued to them in the amount of \$54,418.00 for the Water Treatment Plant and \$248,768.00 for the Wastewater Treatment Plant totaling \$303,186.00 for fiscal year 2012 and that purchase orders be issued to them in the amount of \$56,595.00 for the Water Treatment Plant and \$258,720.00 for the Wastewater Treatment Plant totaling \$315,315.00 for fiscal year 2013.

This vendor meets all requirements of §14.23, "Vendors", of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing, of "Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for this purchase are budgeted in the Water Operations and Maintenance Fund, Treatment and Pumping Division's Chemicals Account No. 591-4730-861.73-02 (\$54,418.00) and the Sewer Operation and Maintenance Fund, Treatment and Pumping Division's Chemicals Account No. 590-4830-861.73-02 (\$248,768.00) for fiscal year 2012 and will be budgeted in the same accounts for fiscal year 2013.

Justification:

On June 14, 2011, we received and opened sealed bids for High Calcium Small Pebble Quicklime. Carmeuse Natural Chemicals was the sole bidder. Quicklime is used in the treatment of both water and wastewater for pH control and for biosolids stabilization. These cost represent a 3.8% increase for fiscal year 2012 and a 4.0% increase for fiscal year 2013.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Whole Effluent Toxicity Testing

Manager's Recommendation:

I recommend that the bid received from Paragon Laboratories Inc. be accepted and that a purchase order be issued to them in the amount of \$4,690.00 for fiscal year 2012 and \$4,690.00 for fiscal year 2013.

This vendor meets all requirements of §14.23, "Vendors," of "Purchasing, Contracting, and Selling Procedures," of Chapter 14, "Finance and Purchasing," of Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for this purchase are budgeted in the Sewer Operation and Maintenance Fund, Treatment and Pumping Division's Operating Services Account No. 590-4830-861.80-05 and will be budgeted in the same account number for fiscal year 2013.

Justification:

On June 14, 2011, the City received bids for the purchase of Whole Effluent Toxicity Testing for the Wastewater Treatment Division. This testing is a requirement of the plant's National Pollutant Discharge Elimination System (NPDES) Permit. The cost for fiscal years' 2012 and 2013 represents a 2.9% decrease over fiscal year 2011.

Following is a tabulation of the bids received:

	<u>FY2012</u>	<u>FY2013</u>
Paragon Laboratories Inc. Livonia, MI	\$4,690.00	\$4,690.00
ERM Holland, MI	\$6,930.00	\$6,930.00

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Brighton Analytical Brighton, MI	\$7,700.00	\$7,700.00
Environ International Corp. Ann Arbor, MI	\$14,000.00	\$14,000.00
Pace Analytical Services Inc. Lake Orion, MI	\$17,360.00	\$17,360.00

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Biosolids Land Application

Manager's Recommendation:

I recommend that the three-year bid for biosolids land application services with Synagro Central, LLC be approved and a purchase order issued to them in an amount not to exceed \$537,100.00 for fiscal year 2012, not to exceed \$549,400.00 for fiscal year 2013, and not to exceed \$563,750.00 for Fiscal Year 2014.

This vendor meets all requirements of §14.23, "Vendors," of "Purchasing, Contracting, and Selling Procedures," of Chapter 14, "Finance and Purchasing," of Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for this purchase are budgeted in the Sewer Operation and Maintenance Fund, Treatment and Pumping Division's Operating Services Account No. 590-4830-861.80-05 for FY 2012 and will be budgeted in the same account number for FY 2013 and FY 2014.

Justification:

On June 14, 2011, the City received bids for the removal and land application of the Wastewater Treatment Plant's biosolids for the next three years. Synagro Central, LLC submitted the lowest bid to provide all agronomic services and land apply the biosolids generated by the Wastewater Treatment Plant.

Biosolids are the residual materials removed from the wastewater during the treatment process. This material, after treatment and stabilization, is recycled as farm fertilizer. It is estimated that the process of land application will recycle 20.5 million gallons of biosolids each year. The FY 2012 bid represents a 15.7% decrease over the

COUNCIL COMMUNICATION

FY 2011 annual cost. Increases in FY 2013 and FY 2014 are 2.3% and 2.6% respectively. Following is a tabulation of the bids received:

Synagro Central, LLC Baltimore, MD	FY2012	\$537,100.00 (\$0.0262/gallon)
	FY2013	\$549,400.00 (\$0.0268/gallon)
	FY2014	\$563,750.00 (\$0.0275/gallon)
Biotech Agronomics, Inc. Beulah, MI	FY2012	\$582,000.00 (\$0.0291/gallon)
	FY2013	\$582,000.00 (\$0.0291/gallon)
	FY2014	\$582,000.00 (\$0.0291/gallon)
Gro America, Inc. Grand Rapids, MI	FY2012	\$612,950.00 (\$0.0299/gallon)
	FY2013	\$625,045.00 (\$0.03049/gallon)
	FY2014	\$631,400.00 (\$0.0308/gallon)

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Pump Parts

Manager's Recommendation:

I recommend that the quote from Borger LLC be accepted and a purchase order be issued to them in the amount of \$16,903.16 for the purchase of five rotary lobes used for sludge pumping.

This vendor meets all requirements of §14.23, "Vendors", of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing, of "Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for this purchase are available in the Sewer Operations and Maintenance Fund, Treatment and Pumping Division's Parts and Supplies Account No. 590-4830-861.73-30.

Justification:

The Wastewater Treatment Plant has five rotary lobe pumps used for sludge pumping. These pumps have been failing and requiring extensive maintenance. Borger Pump has developed a new type of lobe which they feel would work better in our application and are offering us a one time offer of a 55% cost reduction to convert all of our pumps to the new style of lobe. On May 3rd we received a quote from Borger Pump. They have agreed to honor the quote through July to accommodate our new fiscal year. Borger LLC is the manufacturer of the pumps and the sole source for spare parts.

Council Action

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Claims Service Contract with Alternative Service Concepts

Manager’s Recommendation:

I recommend approval of the Claims Service Contract with Alternative Service Concepts as the City’s third party administrator for insurance claims for the period July 1, 2011 through June 30, 2012.

The contract is approved by the City Manager as to substance and by the City Attorney as to form. Funds are available in the Self-Insurance Fund, Insurance Expense Account No. 677-1762-711-8006.

Justification:

Alternative Services Concepts, LLC (ASC) has been the City’s third party administrator since the City first switched insurance carriers in 1995. The third party administrator reviews all claims and loss reports arising under the City’s insurance policy and investigates, adjusts, settles, or resists all losses and/or claims with specific prior approval of the City. The contract is for one year from July 1, 2011 to June 30, 2012. The change in fees from last year to this year is outlined below:

Service	Per-Claimant Fee		Estimated Total Fee	
	2010-2011	2010-2011	2011-2012	2011-2012
Automobile & General Liability				
Physical Damage	\$485		\$485	
Bodily Injury	\$510		\$510	
E & O	\$660		\$660	
Police Professional	\$660		\$660	
Litigated Fee	Base fee + \$400		Base fee + \$400	
Catastrophic Claims	Time & Expense	\$75 per hour	Time & Expense	\$75 per hour
Total Minimum Claims Fee		\$38,000		\$38,000
MMSEA – Annual Transmission Fees (Includes query & submission)		\$1,920		\$2,100
Administration Fees		\$3,500		\$3,500
Systems Fees		\$2,500		\$2,500
Total Fees		\$45,920		\$46,100

COUNCIL COMMUNICATION

The MMSEA fee was increased by \$180 and this is the only increase in cost from last year's contract. The MMSEA fee is an additional fee imposed last year due to mandatory reporting requirements by the federal government for liability insurance (including self-insured) to identify claimants entitled to Medicare, Medicaid and State Children's Health Insurance programs to notify Centers for Medicare and Medicaid Services of such entitlement. The increase is a pass through charge from the vendor who handles the reporting for ASC.

The contract contains the same provisions as last year wherein at the end of the contract year, ASC will multiply the actual number of claims by the fee per claimant (approximately \$650 per claim depending on the type of claim) and if the actual number of claims is more than \$38,000, ASC will invoice the City for the difference between the actual fee and \$38,000. To date, the City has never been billed for additional claims.

ASC will continue to indemnify and hold the City harmless for any claims asserted as a result of any errors, omissions, torts, intentional torts or other negligence on the part of ASC or its employees, unless the complained of actions of ASC were taken at the specific direction of the City.

Council Action:

Council_____ moved that the recommendation from the City Manager be approved.

COUNCIL COMMUNICATION

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

**OBSOLETE PROPERTY REHABILITATION CERTIFICATE
FOR ROBERT DENHA FOR PROPERTY AT 625 OWEN STREET**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, under P.A. 146 of 2000, as amended, the City of Saginaw is a Qualified Local Government Unit eligible to establish one or more Obsolete Property Rehabilitation (OPRA) Districts and approve applications for Obsolete Property Rehabilitation Exemption Certificates; and

WHEREAS, the Saginaw City Council approved the formation of an OPRA District at 625 Owen, TAX ID 07 0455 00100, "the facility", on February 7, 2011, following a public hearing regarding district formation; and

WHEREAS, the taxable value of this exemption plus the aggregate taxable value of property already exempt does not exceed 5% of the total taxable value of the City of Saginaw; and

WHEREAS, the applicant, Robert Denha, is not delinquent in any taxes related to the facility; and

WHEREAS, the applicant has provided all required items listed under the application instructions to the City of Saginaw; and

WHEREAS, the facility has been deemed obsolete by the City of Saginaw pursuant to Section 2(h) of P.A. 146 of 2000, as amended; and

COUNCIL COMMUNICATION

WHEREAS, the application relates to a rehabilitation program that, when completed, constitutes a rehabilitated facility within the meaning of P.A. 146 of 2000, as amended, situated within an OPRA District; and

WHEREAS, the commencement of the rehabilitation of the facility did not occur before establishment of the Obsolete Property Rehabilitation District; and

WHEREAS, the facility is located within an Obsolete Property Rehabilitation District and its rehabilitation will constitute a rehabilitated facility pursuant to P.A. 146 of 2000, as amended; and

WHEREAS, the completion of the rehabilitated facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to revitalize an urban area; and

WHEREAS, the rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at commencement of the rehabilitation as provided by Section 2(1) of P.A. 146 of 2000, as amended; and

WHEREAS, the Council has on this date and earlier in this meeting afforded the applicant, the Assessor of the City of Saginaw, a representative of each affected taxing unit and the general public, an opportunity to be heard on the above-mentioned application for an OPRA Certificate at 625 Owen, as provided by Section 4(2) of P.A. 146 of 2000, as amended, and the Council has given due consideration to all information presented at said hearing; and

WHEREAS, the City of Saginaw is stipulating that the applicant complete the rehabilitation by December 1, 2011; and

WHEREAS, the certificate shall be in effect for a period of twelve (12) years.

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NOW, THEREFORE, BE IT RESOLVED that the City of Saginaw hereby grants an Obsolete Property Rehabilitation Act Exemption Certificate, pursuant to Public Act 146 of 2000, as amended, for the eligible property legally described below and commonly known as 625 Owen, Saginaw, Michigan, for a period of twelve (12) years.

ASSESSOR'S FILE #: 07 0455 00100

E 90 FT OF LOT 11 & E 90 FT OF THAT PART OF LOT 12, BLK 72, HOYT'S PLAT OF THE CITY OF EAST SAGINAW, NOW A PART OF THE CITY OF SAGINAW, LYING N OF A LINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 48.91 FT N FROM S LINE OF LOT 12, ALONG E LINE OF SAID LOT & RUNNING THENCE WLY & NEARLY PARALLEL WITH THE S LINE OF SAID LOT, 90 FT TO A POINT 51.7 FT NLY OF & AT RIGHT ANGLES TO THE S LINE OF SAID LOT

COUNCIL COMMUNICATION

From: The City Manager

Subject: Authorization to Allow the Old Town Motorfest Car Show to Use Amplifying Equipment on North Hamilton Street and Niagara Street from Hancock to Madison Streets

Manager's Recommendation:

I recommend approval of the Resolution authorizing the use of amplifying equipment for the Old Town Motorfest Car Show on July 17, 2011. The event is being sponsored by the West Saginaw Civic Association (Association) and will be held on North Hamilton Street and Niagara Street from Hancock to Madison Streets. The event will take place during the hours of 10:00 a.m. and 4:00 p.m.

Justification:

On July 17, 2011, the Association will host the Old Town Motorfest, in the City of Saginaw. They have requested permission to use amplifying equipment during the event. Furthermore, per the Block Party Permit process they have obtained the signatures of neighboring businesses granting permission to close the streets only on July 17, 2011, between the hours of 10:00 a.m. and 4:00 p.m.

Council Action:

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

COUNCIL COMMUNICATION

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

RESOLUTION TO AUTHORIZE OLD TOWN MOTORFEST TO USE AMPLIFYING EQUIPMENT ON JULY 17, 2011 ON NORTH HAMILTON STREET AND NIAGARA STREET FROM HANCOCK TO MADISON STREETS

Council _____ offered and moved adoption of the following resolution:

WHEREAS, West Saginaw Civic Association (Association) plans to hold the Old Town Motorfest Car Show on July 17, 2011; and

WHEREAS, the Association has requested permission to use amplifying equipment during the hours of 10:00 a.m. and 4:00 p.m., on July 17, 2011; and

WHEREAS, the Association has also asked for North Hamilton Street and Niagara Street from Hancock to Madison Streets to be closed for the event; and

WHEREAS, the Association has obtained the signatures of the local businesses to have the car show and have the streets blocked for the event; and

WHEREAS, City Council can provide authorization for the use of amplifying equipment on public property; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the use of amplifying equipment during the Old Town Motorfest Car Show to be held on July 17, 2011, between the hours of 10:00 a.m. and 4:00 p.m., to be held on North Hamilton Street and Niagara Street from Hancock to Madison Streets.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Authorization to Allow the 43rd Annual Saginaw African Cultural Festival to Use Amplifying Equipment on Morley Park/2601 Lapeer

Manager's Recommendation:

I recommend approval of the Resolution authorizing the use of the amplifying equipment for the 43rd Annual African Cultural Festival on August 12, 2011 through August 14, 2011. The Festival will take place during the hours of 9:00 a.m. and 10:00 p.m.

Justification:

Commencing on August 12, 2011, the Saginaw African Cultural Festival Committee (Committee) will host the 43rd Annual Saginaw African Cultural Festival at Morley Park/2601 Lapeer, which is a publicly owned property. The Committee has requested permission to use amplifying equipment during the three-day event.

Council Action:

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

COUNCIL COMMUNICATION

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

RESOLUTION TO AUTHORIZE THE 43RD ANNUAL AFRICAN CULTURAL FESTIVAL TO USE AMPLIFYING EQUIPMENT ON AUGUST 12, 2011 THROUGH AUGUST 14, 2011 ON MORLEY PARK/2601 LAPEER

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Saginaw African Cultural Committee (Committee) plans to hold a festival on Morley Park/2601 Lapeer on August 12, 2011 through August 14, 2011; and

WHEREAS, the Committee has requested permission to use amplifying equipment during the hours of 9:00 a.m. and 10:00 p.m., on August 12th, August 13th, and August 14th; and

WHEREAS, City Council can provide authorization for the use of sound amplifying equipment on public property; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the use of amplifying equipment during the 43rd Annual African Cultural Festival to be held on August 12, 13 and 14, 2011 between the hours of 9:00 a.m. and 10:00 p.m., to be held on Morley Park/2601 Lapeer.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Authorization to Allow the Lawn Chair Film Festival to Use Amplifying Equipment on the corner of North Hamilton Street and Ames Street

Manager's Recommendation:

I recommend approval of the Resolution authorizing the use of the amplifying equipment for the Lawn Chair Film Festival for the following dates, July 10th, 17th, 31st, August 7th, and 14th, 2011. The event is being sponsored by the Lawn Chair Film Festival and the West Saginaw Civic Association (Sponsors) and will be held on the corner of North Hamilton Street and Ames Street. The event will take place during the evening hours of 6:00 p.m. and 12:00 a.m.

Justification:

The sponsors of the Lawn Chair Film Festival have requested permission to use amplifying equipment during the scheduled events. Furthermore, per the Block Party Permit process they have obtained the signatures of neighboring businesses granting permission to close the streets on July 10th, 17th, 31st, August 7th, and 14th, 2011 between the hours of 6:00 p.m. and 12:00 a.m.

Council Action:

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

COUNCIL COMMUNICATION

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

**RESOLUTION TO AUTHORIZE LAWN CHAIR FILM FESTIVAL TO USE
AMPLIFYING EQUIPMENT ON JULY 10th, 17th, 31st, AUGUST 7th, and 14th of 2011
ON THE CORNER OF NORTH HAMILTON STREET AND AMES STREET**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Lawn Chair Film Festival and the West Saginaw Civic Association (Sponsors) plan to hold the Lawn Chair Film Festival on July 10th, 17th, 31st, August 7th, and 14th, 2011; and

WHEREAS, the Sponsors have requested permission to use amplifying equipment during the hours of 6:00 p.m. and 12:00 a.m. on on July 10th, 17th, 31st, August 7th, and 14th, 2011; and

WHEREAS, the Sponsors has asked for North Hamilton Street between Ames and Hancock Streets and Ames between Michigan Avenue and Niagara Street to be closed for the scheduled events; and

WHEREAS, the Sponsors have obtained the signatures of the local businesses to have the Lawn Chair Film Festival and have the streets blocked for the events; and

WHEREAS, City Council can provide authorization for the use of amplifying equipment on public property; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the use of amplifying equipment during the Lawn Chair Film Festival to be held on July 10th, 17th, 31st, August 7th, and 14th, 2011 between the hours of 6:00 p.m. and 12:00 a.m.

NOW, THEREFORE, BE IT FURTHER RESOLVED, North Hamilton Street between Ames and Hancock Streets and Ames between Michigan Avenue and Niagara Street to be closed for the scheduled events between the hours of 6:00 p.m. and 12:00 a.m.

COUNCIL COMMUNICATION

From: The City Manager

Subject: 2010 JAG Grant Budget Adjustment and Purchase of Two (2) Police
Patrol Vehicles

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Berger Chevrolet ("Berger") of Grand Rapids, Michigan, in the amount of \$57,256.00 for the purchase of two (2) fully equipped 2011 Chevrolet Impala 1WS19 police package patrol vehicles. Berger was awarded the State bid to provide vehicles for all police agencies in the State of Michigan.

Additionally, the 2011/2012 Approved Budget for the Local Law Enforcement Grant Fund – 2010 Regular JAG Grant Revenue Account No 263-0000-513.58.09 should be increased from \$0.00 to \$213,743.00. The increase in revenues will be offset by an increase to the Local Law Enforcement Grant Fund - 2010 Regular JAG Division's Vehicle Account No. 263-3329-741.97-70 by the same amount.

This vendor meets all requirements of §14.23, " Vendors", of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing, of "Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for these vehicles will be budgeted in Local Law Enforcement Grant Fund - 2010 Regular JAG Division's Vehicles, Account No. 263-3329-741.97-70.

Justification:

The Saginaw Police Department's fleet of patrol vehicles has an average of 80,000 miles. Due to high mileage, maintenance costs have risen dramatically for the vehicles. It has been determined that due to the excessive maintenance cost of the

COUNCIL COMMUNICATION

vehicles, it is in the best interest of the department to purchase new vehicles. The two (2) new vehicles will be purchased outright at the cost of \$28,628.00 per vehicle from Berger Chevrolet, pursuant to the State bid.

Berger Chevrolet will contract with Alert Emergency Group, Inc. of Portland, MI to completely outfit the two (2) vehicles with the necessary emergency equipment.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: First Congregational Church Contract Amendment

Manager's Recommendation:

I recommend approval of the Contract Amendment ("Amendment") with First Congregational Church ("FCC"). The Amendment is approved by the City Manager as to substance and the City Attorney as to form. It is further recommended that City Council authorize the Director of Development and/or his designee to sign the Amendment.

This vendor meets all requirements of §14.23, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds are budgeted in the Neighborhood Stabilization Program Professional Services Account No. 279-6551-761-8001.

Justification:

On July 12, 2010, City Council approved the original agreement with FCC to lease office space for the NSP 2 office. The original contract approved by City Council was in the amount of Fifty-Four Thousand Dollars and 00/100 (\$54,000.00). The original agreement stated that the cost for utilities was included in the agreement. However, it did not contain language regarding which party was responsible for paying long distance phone bills. The contract amendment states that the City will reimburse FCC for long distance phone bills incurred from August 2010 through the present. The total amount of the outstanding phone bills is One Hundred and Four Dollars and 75/100 (\$104.75). In addition, the City agrees to pay for all future long distance phone bills.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Liquor License for 118 N. Michigan Avenue

Manager's Recommendation:

I recommend approval of the request to transfer ownership of an escrowed 2010 Class C license with Dance-Entertainment Permit located at 118 N. Michigan, Saginaw, MI 48602, Saginaw County from Citizens Bank to Kaur Bar, Inc.

Justification:

On or about March 7, 2011, the City received notice from the Michigan Liquor Control Commission of the request to transfer ownership of an escrowed 2010 Class C license with Dance-Entertainment Permit located at 118 N. Michigan, Saginaw, MI 48602, Saginaw County from Citizens Bank to Kaur Bar, Inc.

The Saginaw County Health Department, City of Saginaw Fire Prevention and the City Building Inspections Division have completed the necessary inspections at 118 N. Michigan Avenue and the City Police Department has completed its review process and has approved 118 N. 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," §111.11, "Application for License," the City Manager is to review all applications and departmental reports and give his recommendation to City Council of his approval or disapproval of the license. Since the necessary requirements have been met by Kaur Bar, Inc., I hereby recommend approval of the transfer of an escrowed 2010 Class C license with Dance-Entertainment Permit located at 118 N. Michigan, Saginaw, MI 48602, Saginaw County from Citizens Bank to Kaur Bar, Inc.

Council Action:

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

COUNCIL COMMUNICATION

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

**RESOLUTION TRANSFERRING 2010 CLASS C LIQUOR LICENSE WITH DANCE
ENTERTAINMENT PERMIT AT 118 N. MICHIGAN AVENUE**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, on or about March 7, 2011 the City Clerk's Office received a Local Approval Notice from the State of Michigan Liquor Control Commission; and

WHEREAS, said notice was to transfer ownership of an escrowed 2010 Class C license with Dance-Entertainment Permit located at 118 N. Michigan, Saginaw, MI 48602, Saginaw County from Citizens Bank to Kaur Bar, Inc.; and

WHEREAS, the Saginaw County Health Department, City of Saginaw Fire Prevention, City Police Department and the City Building Inspections Division have approved 118 N. Michigan Avenue.

NOW, THEREFORE, BE IT RESOLVED, that the request to transfer ownership of an escrowed 2010 Class C license with Dance-Entertainment Permit located at 118 N. Michigan, Saginaw, MI 48602, Saginaw County from Citizens Bank to Kaur Bar, Inc. be considered for approval.

It is the consensus of this legislative body that the application be recommended for issuance.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Liquor License for 417 S. Michigan Avenue

Manager's Recommendation:

I recommend approval of the request to transfer ownership 2010 Class C licensed business, located at 417 S. Michigan, Saginaw, MI 48602, Saginaw County, from the Lockerroom Sports Pub, LLC to James Kokas.

Justification:

On or about February 25, 2011, the City received notice from the Michigan Liquor Control Commission of the request to transfer ownership 2010 Class C licensed business, located at 417 S. Michigan, Saginaw, MI 48602, Saginaw County, from the Lockerroom Sports Pub, LLC to James Kokas.

The Saginaw County Health Department, City of Saginaw Fire Prevention and the City Building Inspections Division have completed the necessary inspections at 417 S. Michigan Avenue and the City Police Department has completed its review process and has approved 417 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," §111.11, "Application for License," the City Manager is to review all applications and departmental reports and give his recommendation to City Council of his approval or disapproval of the license. Since the necessary requirements have been met by James Kokas, I hereby recommend approval of the ownership transfer for the 2010 Class C licensed business, located at 417 S. Michigan, Saginaw, MI 48602, Saginaw County, from the Lockerroom Sports Pub, LLC to James Kokas.

Council Action:

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

COUNCIL COMMUNICATION

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

**RESOLUTION TRANSFERRING 2010 CLASS C LIQUOR LICENSE AT
417 S. MICHIGAN AVENUE**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, on or about February 25, 2011 the City Clerk's Office received a Local Approval Notice from the State of Michigan Liquor Control Commission; and

WHEREAS, said notice was to transfer ownership 2010 Class C licensed business, located at 417 S. Michigan, Saginaw, MI 48602, Saginaw County, from the Lockerroom Sports Pub, LLC to James Kokas; and

WHEREAS, the Saginaw County Health Department, City of Saginaw Fire Prevention, City Police Department and the City Building Inspections Division have approved 417 S. Michigan Avenue.

NOW, THEREFORE, BE IT RESOLVED, that the request to transfer ownership 2010 Class C licensed business, located at 417 S. Michigan, Saginaw, MI 48602, Saginaw County, from the Lockerroom Sports Pub, LLC to James Kokas be considered for approval.

It is the consensus of this legislative body that the application be recommended for issuance.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Malott Coin Machine Vending Services Agreement

Manager's Recommendation:

I recommend the approval of the Agreement between the City and Malott Coin Machine ("Malott") to provide vending equipment and services at Frank N. Andersen Celebration Park ("Celebration Park"). The Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

This vendor meets all requirements of §14.23, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Justification:

Celebration Park attracts a large and diverse population of people each day. Its' location within Celebration Square does not offer convenient access to local business that sell refreshments. A main concern of patrons is why the City does not provide a vending area for refreshments. As a result, staff reviewed the matter and determined that the City should enter into an agreement with a vendor to provide cold beverage vending services at Celebration Park.

On two separate occasions, the City issued RFP's for vending services and did not receive any qualified bids. Afterwards, the City's Purchasing Department contacted local vending businesses to determine if any were interested in providing vending services at Celebration Park. Malott, which is a local City business and a long time vending partner of the City, responded to the Purchasing Department's inquiry to provide vending services to Celebration Park.

COUNCIL COMMUNICATION

Pursuant to the terms of the Agreement, Malott agrees to pay the City 25% of the gross vending sales that will go directly to Celebration Park for maintenance and operations. In addition, the term of the Agreement is for three years. Malott shall obtain payment exclusively from the revenues generated by the vending services provided. Moreover, the parties agree to indemnify and hold each other harmless from any liability, loss, costs, expenses, or damages, including attorney fees caused by reason of any injury sustained by any person or property.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: 2011 Interlocal Agreement for Distribution of Byrne Grant

Manager's Recommendation:

I recommend approval of the Interlocal Agreement with Saginaw County for administration of the 2011 Byrne Justice Assistance Grant and for the distribution of the proceeds. It is also recommended that the City Manager or his designee be authorized to execute the agreement. This contract has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The City of Saginaw and the County of Saginaw have negotiated the division of the proceeds of the 2011 Byrne Justice Assistance Grant. The County will serve as facilitator and fiduciary of the \$161,561.00 grant and provide the City \$80,780.00 (50% of the total award). The County's portion will be used to support the maintenance of a sworn Deputy's position; and the City shall allocate its portion to support the purchase/replacement of three (3) police patrol vehicles.

This interlocal Agreement sets forth the rights and obligations of the parties and is a requirement before the grant may be awarded.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Cummins Bridgeway LLC Planned Maintenance Agreement

Manager's Recommendation:

It is recommended that the three year Planned Maintenance Agreement ("Agreement") with Cummins Bridgeway LLC ("Cummins") be approved. The total amount of the Agreement is Two Thousand and Forty-Four Dollars and 80/100 (\$2,044.80). The City will be pay Cummins the amount of Six Hundred and Eighty-One Dollars and 60/100 (\$681.60) during each individual Fiscal Year in 2012, 2013 and 2014. The Agreement has been approved by the City Manager as to substance and the City Attorney as to form. It is further recommended that City Council authorize the City Manager or his designee to execute all related documents.

This vendor meets all requirements of §14.23, "Vendors", Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing", of Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for this purchase are budgeted in the Water Operations and Maintenance Fund – Treatment and Pumping Division's Service Fees Account Number 591-4730-861.80-63 for fiscal year 2012 and will be budgeted in the same account number for fiscal year 2013 and 2014.

Justification:

On May 11, 2011, the City received an Agreement from Cummins to provide planned maintenance for the diesel generator at the Birch Run Pumping Station. The station has one generator that provides emergency power to the station in the event of a power outage. Proper operation is critical for the station, which boosts and supplies water to the communities of Birch Run Township and Village of Birch Run. The annual cost is a 29% decrease from the cost for the same service offered last year. The reason for the decrease is that the old agreement was a one year agreement and was a semiannual inspection. This is annual inspection (once per year) and a three year agreement.

Council Action:

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

COUNCIL COMMUNICATION

Council _____ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO ADD § 92.15 "FIRE COST REIMBURSEMENT" TO CHAPTER 92 "FIRE PROTECTION AND PUBLIC SAFETY" OF TITLE IX "GENERAL REGULATIONS" OF THE SAGINAW CODE OF ORDINANCES O-1.

Laid over under the Charter provision.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Fire Cost Reimbursement Ordinance.

Manager's Recommendation:

I recommend approval of the ordinance introduced under the regular order of business, that adds §92.15, "Fire Cost Reimbursement," to Chapter 92, "Fire Protection and Public Safety", of Title IX "General Regulations" of the City of Saginaw Code of Ordinances O-1.

Justification:

For many years the fire department has been considered by citizens to be the "go to" agency when utility interruptions occur, especially those related to electrical power lines down or arcing. The proximity of uncontrolled electrical power conjures in the minds of many people the potential for fire and/or explosion, hence the call to the fire department for assistance. Community Public Safety, Fire ("CPS-Fire") is tasked with securing the immediate area to prevent injuries, extinguishing any existing fire, and being watchful until the utility company arrives to prevent expansion of the incident site. CPS-Fire will also define and tape off a safety perimeter to prevent someone from walking or driving into a hazardous situation. In many cases the utility company does not have personnel readily available to respond and it is necessary for CPS-Fire to "stand by" awaiting arrival of utility personnel that can mitigate the circumstance. While CPS-Fire is waiting for utility personnel the unit(s) on standby cannot be made available for subsequent emergencies, thereby placing the community at further risk due to the lack of emergency response personnel availability.

COUNCIL COMMUNICATION

The proposed ordinance would require the responsible party, normally the utility company, to reimburse the City for the cost of the emergency response. The amount would be determined by a schedule for time and equipment used, and established in advance. The amount would initially be based on the existing formula for emergency responses for hazardous materials (“hazmat”). The schedule can also be modified as more information is available and to reflect change in services necessary.

Council Action:

This Council Communication is for explanation purposes only of the ordinances to be introduced.

COUNCIL COMMUNICATION

Council _____ moved that an ordinance introduced, July 11, 2011, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO ADD § 92.15 “FIRE COST REIMBURSEMENT” TO CHAPTER 92 “FIRE PROTECTION AND PUBLIC SAFETY” OF TITLE IX “GENERAL REGULATIONS” OF THE SAGINAW CODE OF ORDINANCES O-1.

The City of Saginaw Ordains:

Section 1. § 92.15, “Fire Cost Reimbursement” is hereby added to Chapter 92, “Fire Protection and Public Safety”, of Title IX, “General Regulations” of the City of Saginaw Code of Ordinances, O-1, and shall read as follows:

§ 92.15. FIRE COST REIMBURSEMENT.

(A) *Authority.* This section is authorized pursuant to MCL 41.806a and MCL 117.4j.

(B) *Purpose.* The purpose of this section is to authorize the City to seek reimbursement for the reasonable costs of Emergency Response Services for utility interruptions, either directly or through a third party provider, and to recover the costs of such services.

(C) *Definitions.* The following words, terms and phrases, when used in this section shall have these meanings ascribed to them:

Emergency Response Services shall include all services and equipment which are used by the City, or by a private individual or corporation operating at the request of the City or state, including, but not limited to, services provided by another governmental entity in response to a utility interruption.

COUNCIL COMMUNICATION

Responsible Party shall mean any individual, firm, corporation, association, partnership, government entity or other legal entity which is either (1) responsible for a utility interruption, (2) is an owner, tenant, occupant or party in control of property in which there has been a utility interruption, or (3) receives, requires or otherwise necessitates or causes the use of Emergency Response Services.

Utility Interruption shall mean a downed power line, a broken gas line, a downed electronic or telephone cable or any other similar condition to which an Emergency Response Service is needed.

(D) *Recovery of Costs.* The City is entitled to recover the costs of Emergency Response Services from a Responsible Party. These costs shall include, but are not limited to, use of any emergency fire and/or rescue personnel hours, tools, equipment, materials and vehicles.

(E) *Determination of Costs.* The reimbursement rates for the recoverable costs shall be established by the City.

Section 2. That this Ordinance shall take effect on August 4, 2011.

Enacted: July 25, 2011.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Approval of Exchange Agreement with Saginaw Rock Products Co.

Manager's Recommendation:

I recommend approval of the exchange agreement for several parcels of land to be transferred between the City of Saginaw and Saginaw Rock Products Co. and that the City Manager or his designee be authorized to execute this agreement, the relevant deeds and all related documents. The agreement has been approved by the City Manager as to substance and by the City Attorney as to form.

Justification:

Saginaw Rock Products Co. ("Saginaw Rock") operates a redi-mix concrete business in Saginaw and processes frac sand for the oil and gas industry and transfers and warehouses products from rail, lake vessels and trucks. It wishes to acquire land owned by the City on 1st Street in order to add additional equipment and expand its business in this area. The City has no current need for this property. Conveying it would return it to the tax rolls.

Saginaw Rock Products owns four lots in the City, in the 600 block of South Water and South Washington. The City wishes to acquire these properties for development opportunities, especially those related to the expansion or relocation of the Farmer's Market. Saginaw Rock is willing to exchange these properties to obtain the land near its industrial facilities. The City property has a current State Equalized Value ("SEV") of \$17,998. The combined SEV's of the four lots is \$28,827. For purposes of this agreement, it will be considered an exchange of equal valued parcels.

This proposal was part of a Council Communication approved by Council in 2010. However, the written agreement had not yet been drafted. Because of the delay since that original approval, the matter has been brought back to Council to reconfirm that action.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Michigan Department of Transportation Agreement Number 11-5291

Manager's Recommendation:

I recommend that Michigan Department of Transportation ("MDOT") Agreement ("Agreement"), Number 11-5291, be approved and that the City Manager be authorized to execute this Agreement. The Agreement has been approved by the City Manager as to substance and the City Attorney as to form. A resolution to approve the Agreement appears under the regular order of business.

Justification:

Transmitted herewith is a proposed Agreement (City Clerk's File No. _____) with MDOT for the purpose of setting forth the rights and obligations of the parties for acceptance and maintenance of infrastructure improvements located within the City of Saginaw public right-of-way including the installation of Americans with Disabilities Act (ADA) compliant ramps, cross walk improvements, pavement markings, school zone signing, bicycle racks and planting, and turf establishment along various streets in the vicinity of Jerome, Stone and Kempton Elementary Schools; together with necessary related work. The project is being paid for by 100 percent Federal Funds under the National Safe Routes to Schools (SR2S) program, and will require no financial participation from the City. All of the project work will be performed by the Michigan Department of Transportation at no cost to the City. Funding for schools was established by Congress under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users of 2005 (SAFETEA-LU), which is part of the surface transportation bill and was signed into law on August 10, 2005. Safe Routes to School (SR2S) is an international movement—and now a federal program—to make it safe, convenient and fun for children to bicycle and walk to school.

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 TO APPROVE MDOT AGREEMENT
NUMBER 11-5291 FOR JEROME, STONE & KEMPTON ELEMENTARY SCHOOLS,
SAFE ROUTES TO SCHOOL PROJECT**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Agreement, Number 11-5291, has been submitted by the Michigan Department of Transportation, which requires the City of Saginaw to adopt a resolution indicating its willingness to accept and maintain the infrastructure improvements located within the City of Saginaw public right-of-way including the installation of Americans with Disabilities Act (ADA) compliant ramps, cross walk improvements, pavement markings, school zone signing, bicycle racks and planting, and turf establishment along various streets in the vicinity of Jerome, Stone and Kempton Elementary Schools; together with necessary related work; and

WHEREAS, there is no cost to the City for these improvements; and

WHEREAS, the Agreement has been approved by the City Manager as to substance and by the City Attorney as to form; now

THEREFORE, BE IT RESOLVED, that the City Manager be authorized to execute this agreement on behalf of the City of Saginaw.

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 Marshall E Campbell Company in the amount of \$3,000.00; Standard Electric Company in the amount of \$3,000.00, and Kendall Electric in the amount of \$3,000.00 for electrical parts and supplies from July 1, 2011 through June 30, 2012.

This vendor meets all requirements of §14.23, "Vendors", of "Purchasing, Contracting and Selling Procedure," of Chapter 14, "Finance and Purchasing, of "Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for these services are budgeted in the following accounts, Local Streets Fund - Traffic Engineering Division's Parts and Supplies Account No. 203-4621-791-73.30 (\$4,500.00) and in Major Streets Fund - Traffic Engineering Division's Parts and Supplies Account No. 202-4621-791-73.30 (\$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 City to continue this procedure from July 1, 2011 through June 30, 2012.

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, 2011 through June 30, 2012.

This vendor meets all requirements of §14.23, "Vendors", of "Purchasing, Contracting and Selling Procedure," of Chapter 14, "Finance and Purchasing, of "Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for these services are budgeted in the following accounts, Local Streets Fund - Traffic Engineering Division's Parts and Supplies Account No. 203-4621-791-73.30 (\$3,000.00) and in Major Streets Fund - Traffic Engineering Division's Parts and Supplies Account Number 202-4621-791-73.30 (\$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 manufacturer'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, 2011 through June 30, 2012.

Council Action:

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