

Council Agenda

August 24, 2009, 6:30 p.m., Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE

ROLL CALL

CORRECTION AND APPROVAL OF MINUTES OF PRECEDING SESSIONS:

ANNOUNCEMENTS:

PUBLIC HEARINGS:

1. Intent to vacate a 284.91' portion of the 16' alley located west of Superior Street between Joslin and West Michigan Avenue.
2. Intent to vacate a 70' portion of the alley bounded by West Remington Street, North Harrison Street, West Holland Avenue, and North Fayette Street, abutting the properties known as 609 West Remington Street, 1016 North Harrison Street and a portion of 1012 North Harrison Street.
3. Intent to vacate the alley located west of Grout Street between Joslin Street and West Michigan.

PERSONAL APPEARANCES:

REMARKS OF COUNCIL:

PETITIONS:

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

From the Boards and Commissions and Committees:

1. Consideration of reappointing Trisha Anne Burns, Wallace (Jim) Hill, Odail Thorns, and Richard Powell to the Local Development Finance Authority with a term to expire June 1, 2013.
2. Consideration of appointing Bregitte Braddock to the MBS Airport Board to fill a vacancy with a term to expire December 31, 2011.
3. Consideration of appointing Jeffrey R. Schell to the Riverfront Development Commission to fill a vacancy with a term to expire April 1, 2011.

REPORTS FROM MANAGER:

Management Update:

Recommended Actions:

1. Recommending approval of the Lease Agreement with Junior Achievement of Northeast Michigan. The City of Saginaw entered into the original agreement with Junior Achievement to lease the property located at 1781 Fordney on April 29, 1974. The term of the lease was for 35 years and the amount of the annual rent was \$1.00. Furthermore, Junior Achievement agreed to build a one-story office and activities building on the property. The parties have agreed to enter into a second Agreement for a period of 30 years, and Junior Achievement agrees to pay the City \$1.00 for annual rent. The Agreement has been approved by the City Manager as to substance and the City Attorney as to form.
2. Recommending that the Cooperation Agreement with First Ward Community Center be approved. Further recommend that the City Manager be authorized to sign the Agreement on behalf of the City.
3. Recommending approval of the MERS Health Care Savings Program Participation Agreement with the International Association of Firefighters. The agreement has been approved by the City Manager as to substance and the City Attorney as to form. Further recommend that the City Manager or his designee be authorized to sign all documents.
4. Recommending that a purchase order be approved and issued to Douglass Safety Systems in the amount of \$8,870.00 for the purchase of ten (10) ISI Self-Contained Breathing Apparatus air cylinders and two (2) ISI Viking digital air switch face masks for the fire department. Funds are available in the Fire Operations Parts and Supplies Account No. 101 3751 751 7330.
5. Recommending approval of the Acom Solutions Hardware and Software Maintenance Agreement. The terms for both agreements are four (4) years. The Hardware Maintenance Agreement is \$10,532.00 (\$2,633.00 paid annually) and the Software Maintenance Agreement is \$8,464.00 (\$2,116.00 paid annually). The total annual cost is \$4,749.00. Funds are budgeted in the Information Services Operating Services Account No. 658 1720 711 8005.
6. Recommending approval and issuance of a purchase order to Computer Management Technologies, Inc. as our designated Lotus Notes Development Corporation reseller, in the amount of \$14,858.50, as an annual payment for the renewal of the City's Lotus Notes software subscription for maintenance coverage and license fees to operate the City of Saginaw's email and calendar system. Funds are budgeted in the Information Services Operating Services Account No. 658 1720 711 8005.
7. Recommending that a purchase order be approved and issued to Novell, Inc. in the amount of \$14,700.00 as payment for license fees and annual software maintenance. Funds are budgeted in the Information Services Operating Services Account No. 658 1720 711 8005.
8. Recommending that a Memorandum of Understanding between the City of Saginaw and Public Libraries of Saginaw be approved. The Memorandum has been approved by the City Manager as to substance and the City Attorney as to form.
9. Recommending that a Cost Approval of for the renovation of the Frank N. Andersen Celebration Park Building Renovation Project be approved. Funds for this project are

made available in the Celebration Park Other Services/Construction Project Account No. 508 7580 831 8047. All funds being used for this phase of the project are donations from local Saginaw foundations.

10. Recommending that a budget adjustment be completed to increase the Andersen Enrichment Center Local Grants Account No. 236 0000 514 6001 from \$185,745 to \$187,245, which amounts to a \$1,500.00 increase. This increase will be offset by a deposit of the same amount from various grantors who have designated monies to the Andersen Enrichment Center. This increase in revenue will also increase the Andersen Enrichment Center Operating Services Account No. 236 7540 811 8005 from \$10,000.00 to \$11,500.00.
11. Recommending approval of the Agreement with AKT Peerless Environmental and Energy Services for professional services. The term of the Agreement will expire upon completion of the requested services. Further recommend that a budget adjustment be completed to increase the General Fund Revenues Energy Efficiency Conservation Block Grant Account No. 101 0000 513 5840 from \$0 to \$54,000.00, as well as increase the Department of Public Services – Energy Efficiency Block Grant Division’s Professional Services Account No. 101 1790 701 8001 by the same amount.
12. Recommending that payment be made to Fecon, Inc. in the amount of \$3,168.34 for the emergency purchase of parts for the Fecon grinder. This specialty piece of equipment is used at the City’s compost site to grind yard waste dropped off by city residents and other members of the Mid Michigan Waste Authority. Fecon, Inc. is a sole source for these parts. Funds are budgeted in the Motor Pool Operations Fund Motor Vehicle Supplies Account No. 661 4480 841 7312.
13. Recommending that a purchase order be approved and issued to Michigan Cat in the amount of \$3,400.00 for the purchase of OEM parts and supplies for the maintenance of the City’s Caterpillar excavating equipment. Funds are budgeted in the Motor Pool Operation Motor Vehicle Supplies Account No. 661 4480 841 7312.
14. Recommending acceptance of the quote and issuance of a purchase order to Spirac, Inc. in the amount of \$6,565.00 for the purchase of a 20 ft. section of spiral conveyor for the grit system. Spirac is the sole source for replacement parts. Funds are available in the Sewer Operation and Maintenance Parts and Supplies Account No. 590 4830 861 7330.
15. Recommending that Purchase Order #38554 issued to System Specialties Co. and approved by council on June 15, 2009 in the amount of \$3,493.00 be increased to \$7,085.00 for the purchase of an actuator for the Madison gate operator. System Specialties Co. is the sole source for this replacement. Funds are available in the Sewer Operation and Maintenance Capital Outlay Less than \$5,000.00, Account No. 590 4835 861 9705.
16. Recommending acceptance of the quote and issuance of a purchase order to Cobblestone Pavers, LLC in the amount of \$8,875.00 for services and materials required to make repairs to the decorative stone column, stone wall and limestone caps on Johnson Street caused by damage on November 14, 2008. Cobblestone Pavers, LLC was the contractor that installed the wall as part of the overall construction project in 2007. Funds are available in the Major Streets Operating Services Account No. 202 4651 841 8005.
17. Recommending acceptance of the low quote and issuance of a purchase order to R. C. Hendrick & Son, Inc. in the amount of \$10,200.00 for the garage door and opening repair to be made at the Public Services Building. This condition is such that the garage door

- and opening are unusable and have been closed until repairs can be made. Funds are available in the Public Works Building General Repairs Account No. 661 4439 811 8040.
18. Recommending acceptance of the sole bid and issuance of a blanket purchase order to Michigan Pipe and Valve in the amount of \$25,610.00 for an annual supply of ductile iron and fittings that will be used in the construction and repair of the Water Distribution and Transmission System(s). Funds are budgeted in the Water Maintenance and Service Parts and Supplies Account No. 591 4721 861 7330 and will be accounted for in Water Inventory Account No. 591 0000 171 1130.
 19. Recommending that Purchase Order #39201 issued to Waste Management in the amount of \$28,000.00 be increased by \$70,000.00 for a total of \$98,340.00 for street sweeping services. Funds are available in the Sewer Catch Basin Operating Services Account No. 590 4822 861 8005.

INTRODUCTION OF ORDINANCES:

CONSIDERATION AND PASSING OF ORDINANCES:

1. An Ordinance to vacate a 284.91' portion of the 16' alley located west of Superior Street between Joslin Street and West Michigan Avenue, 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 II of the Saginaw Code of Ordinances.
2. An Ordinance to vacate a 70' portion of an alley bounded by West Remington Street, North Harrison Street, West Holland Avenue and North Fayette Street, abutting the properties known as 609 West Remington Street, 1016 North Harrison Street and a portion of 1012 North Harrison 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 II of the Saginaw Code of Ordinances.
3. An Ordinance to vacate the alley located west of Grout Street between Joslin Street and West Michigan Avenue, 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 II, of the Saginaw Code of Ordinances.

RESOLUTIONS:

1. Appointing Jeanette Best, Superintendent of Wastewater Treatment and Thomas Darnell, Director of Public Utilities as the designated representatives to conduct transactions, including the signing of any and all documents related to securing funds for the grants administered by the United States Environmental Protection Agency.
2. Authorizing Bethel AME Church to use amplifying equipment for a special event on its property located at 535 Cathay Street on August 29, 2009.
3. Approving a Tool and Renaissance Recovery Zone for Mistequay Group, Ltd. and Universal/DLIEG LLC.

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

Darnell Earley
City Manager

COUNCIL COMMUNICATION

From: The City Manager

Subject: SCBA Air Cylinders & Face Masks

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Douglass Safety Systems in the amount of \$8,870.00 for the purchase of ten (10) ISI Self-Contained Breathing Apparatus air cylinders and two (2) ISI Viking digital airswitch face masks for the fire department.

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 Saginaw Code of Ordinances O-1.

Funds for this purchase are available in the Fire Operations Parts and Supplies Account No. 101-3751-751.73-30.

Justification:

Self-Contained Breathing Apparatus are used as personal protective equipment that is worn in hazardous environments. These new ISI air cylinders are part of a replacement plan that will replace those that have reached the manufacturer's recommended service life. The facemasks will provide us with the necessary amount of masks to ensure that we are able to provide individual masks for all personnel. Douglass Safety Systems is the sole supplier of these ISI air cylinders and masks.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Spiral Conveyor Replacement

Manager's Recommendation:

I recommend that the quote from Spirac, Inc. be accepted and that a purchase order be issued to them in the amount of \$6,565.00 for the purchase of a 20' section of spiral conveyor for the grit system.

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 Operation and Maintenance Parts and Supplies Account No. 590-4830-861.73-30.

Justification:

The grit conveyor spiral carries grit from the grit snail to the roll off container for disposal at the landfill. The spiral is worn to the extent that replacement is required. Spirac is the manufacturer of the grit conveyor and is the sole source for replacement parts.

Council Action

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Acom Solutions Hardware and Software Maintenance Agreements

Manager's Recommendation:

I recommend approval of the Acom Solutions ("Acom") Hardware and Software Maintenance Agreement. It is further recommended that the City Manager or his designee be authorized to execute the Agreements. The Agreements were approved by me as to substance and the City Attorney as to form.

The terms for both Agreements are four years. The amount of the Hardware Maintenance Agreement is \$10,532.00 (\$2,633.00 paid annually) and the amount of the Software Maintenance Agreement is \$8,464.00 (\$2,116.00 paid annually). The total annual cost will be \$4,749.00.

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

Funds for this payment are budgeted and available in the Information Services Operating Services Account No. 658-1720-711-8005.

Justification:

Acom software and printers are currently utilized by the Fiscal Services Department to create and print forms and checks. Pursuant to the terms of the Software Agreement and Addendum, the City is licensed to use the Acom software and obtain periodic software enhancements and use Acom resources for problem support. Furthermore, per the terms of the Hardware Agreement and Addendum, Acom will provide maintenance on the equipment and provide the City with on call support. The terms for both agreements and addenda are four years.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Renewal of Lotus Notes Software Subscription

Manager's Recommendation:

I recommend approval and issuance of a purchase order to Computer Management Technologies Inc., as our designated Lotus Notes Development Corporation reseller, in the amount of \$14,858.50, as an annual payment for the renewal of the City's Lotus Notes software subscription for maintenance coverage and license fees to operate the City of Saginaw's e-mail and calendar system.

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

Funds are budgeted and available in the Information Services Operating Services Account No. 658-1720-711.80-05 for this purchase.

Justification:

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

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Novell Licenses and Annual Maintenance payment

Manager's Recommendation:

I recommend that a purchase order be issued to Novell, Inc. in the amount of \$14,700.00 as payment for license fees and annual software maintenance.

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

Funds for this purchase are budgeted and available in the Information Services Operating Services Account No. 658-1720-711.80-05.

Justification:

The City received a proposal for the renewal of licenses and annual maintenance of the citywide network and PC management software. The State of Michigan Master License Agreement determines pricing for this quote. By participating in the State of Michigan Master License Agreement with Novell, which is renewable on an annual basis, the City realizes a 50% savings over standard pricing of the software and maintenance. The total price for 10/01/2009 thru 9/30/2010 is \$14,700.00.

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 adoption of the following resolution:

WHEREAS, the City of Saginaw has been appropriated grants from the United States Environmental Protection Agency in the amount of \$720,000.00 for sewer infrastructure improvements and sewer plant improvements; and

WHEREAS, the City of Saginaw is in the process of completing the required paperwork that must be submitted to obtain the grant monies; and

WHEREAS, the grant documents require that the City appoint representatives to conduct transactions, including the signing of any and all documents related to securing the funds for the grants administered by the United States Environmental Protection Agency; now

THEREFORE, BE IT RESOLVED, that the City of Saginaw hereby appoints Jeanette Best, Superintendent of Wastewater Treatment and Thomas Darnell, Director of Public Utilities as the designated representatives.

BE IT FURTHER RESOLVED, that City Council authorizes Jeanette Best and Thomas Darnell to sign documents related to securing the grants on behalf of the City.

COUNCIL COMMUNICATION

From: The City Manager

Subject: Frank N. Andersen Celebration Park Building Renovation Project Cost Approval

Manager's Recommendation:

I recommend that a Cost Approval for the renovation of the Frank N. Andersen Celebration Park Building Renovation Project be approved.

Funds for this project are made available in the Celebration Park Other Services/Construction Project Account No. 508-7580-831.80-47. All funds being used for this phase of the project are donations from local Saginaw foundations.

Justification:

The City of Saginaw is in the process of renovating the existing buildings at the Frank N. Andersen Celebration Park to accommodate their new uses. City staff members are overseeing the building renovation and project management to ensure cost savings. The total cost for all services and materials will not exceed \$195,000.00.

The project has been divided into tasks and materials. The tasks included in the renovation project are general construction, heating and cooling, electrical, masonry and plumbing. The contractors that will be providing these services and materials are Zervan Masonry, GW Heating, Standard Electric, Henne Electric, DKR Plumbing, Allen Supply, Bailey Construction, Pro Build, Ron Schmidt and Audio Central Alarm.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Public Libraries of Saginaw Web Application Memorandum of Understanding

Manager's Recommendation:

I recommend that a Memorandum of Understanding ("Memorandum") between the City of Saginaw ("City") and Public Libraries of Saginaw ("Public Libraries") be approved. The Memorandum has been approved by me as to substance the City Attorney as to form.

Justification:

The City desires to enter into a Memorandum of Understanding with the Public Libraries. Specifically, the City's GIS Department and Cemetery Division recently partnered with the Public Libraries to produce a comprehensive web application including web-viewing interface, GIS mapping program and database of the three City cemeteries. The City currently hosts the web application and the Cemetery Division provides monthly updates of recent burials. In the future, if the City decides that it cannot continue to host or update the web application, a copy of all information pertaining to the web application including the web-viewing interface, GIS mapping program and database, will be given at no cost to the Public Libraries to host and update.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Andersen Enrichment Center - Budget Adjustment

Manager's Recommendation:

It is recommended that a budget adjustment be completed to increase the Andersen Enrichment Center Local Grants Account No. 236-0000-514.60-01 from \$185,745.00 to \$187,245.00, which amounts to a \$1,500.00 increase. This increase will be offset by a deposit of the same amount from various grantors who have designated monies to the Andersen Enrichment Center. This increase in revenue will also increase the Andersen Enrichment Center Operating Services Account No. 236-7540-811.80-05 from \$10,000.00 to \$11,500.00.

Justification:

The Andersen Enrichment Center received checks totaling \$1,500.00 from local businesses to help with general operation and repairs to the building. This money will be used to make necessary repairs and updates to the Andersen Enrichment Center.

Council Action:

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

COUNCIL COMMUNICATION

From: City Manager

Subject: Ductile Iron Water Main and Fittings

Manager's Recommendation:

I recommend that the sole bid received from Michigan Pipe and Valve be accepted and that a blanket order be approved and issued to them in the amount of \$25,610.00 for an annual supply of ductile iron and fittings.

This vendor 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 this purchase are budgeted in Water Maintenance and Service Parts and Supplies Account No. 591-4721-861.73-30 and will be accounted for in Water Inventory Account No. 591-0000-171-11-30.

Justification:

The Right of Way Division, Maintenance and Service Section, received one bid for an annual supply of ductile iron pipe and fittings that will be used in the construction and repair of the Water Distribution and Transmission System(s). Following is a tabulation of the bids received:

Michigan Pipe and Valve Saginaw, MI	
Group #1 Class 52 Ductile Pipe	\$20,255.00
Group #2 Ductile Iron Crosses and Tees	425.00
Group #3 M. J. Reducers	2,710.00
Group #4 M. J. Bends	<u>2,220.00</u>
Total	\$25,610.00

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Waste Management Purchase Order Increase

Manager's Recommendation:

I recommend increasing Purchase Order #39201 with Waste Management by \$70,000.00 for a total of \$98,340.00 for street sweeping services.

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 increase are available in the Sewer Catch Basin Operating Services Account No. 590-4822-861.80-05.

Justification:

We are in the second year of a two-year bid with Waste Management for this service. When the original bid was advertised, the quantity of material that would be generated was unknown; therefore previously documented material amounts were used to determine the dollar amount of the purchase order. During the past two years, the street sweeper fleet has been updated for more efficiency and sweeping has been made a priority, generating a greater amount of material and requiring an adjustment to the purchase order.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Authorization to Allow Bethel AME Church to Use Amplifying Equipment

Manager's Recommendation:

I recommend approval of a Resolution authorizing the use of the amplifying equipment for a special event sponsored by Bethel AME Church, on its property located at 535 Cathay Street, on August 29, 2009.

Justification:

On August 29, 2009, Bethel AME Church will sponsor a car show on its property located at 535 Cathay Street. Bethel AME Church has requested pursuant to a Block Party Permit that the City allow it to use amplifying equipment during the event. Furthermore, per the Block Party Permit, the event sponsor obtained neighbors' signatures granting permission to close the street on August 29, 2009.

Council Action:

Council _____ moved the recommendation of the City Manager be approved and that a Resolution be adopted.

COUNCIL COMMUNICATION

RESOLUTION TO AUTHORIZE BETHEL AME CHURCH TO USE AMPLIFYING EQUIPMENT ON ITS PROPERTY LOCATED AT 535 CATHAY STREET

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

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Bethel AME Church plans to host a car show on its property located at 535 Cathay Street on August 29, 2009; and

WHEREAS, Bethel AME Church has requested that it be allowed to use amplifying equipment during the car show; and

WHEREAS, Bethel AME Church obtained the signatures of residents; and

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

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the use of amplifying equipment on private property during the car show to be held on August 29, 2009, at 535 Cathay Street.

COUNCIL COMMUNICATION

From: The City Manager

Subject: International Association of Firefighters MERS Health Care Savings Program Participation Agreement

Manager's Recommendation:

I recommend approval of the MERS Health Care Savings Program (HCSP) Participation Agreement with the International Association of Firefighters ("IAFF"). I have approved the Agreement as to substance and the City Attorney has approved it as to form. It is also recommended that City Council authorize the City Manager or his designee to sign all documents.

Justification:

On August 10, 2009, City Council approved new negotiated contract benefits for the IAFF bargaining unit. The tentative Agreement contained language that provided an HCSP for all new hires, instead of the City providing future retiree health care benefits. This new program will reduce future retiree health care liability cost for the City. The HCSP will be administered by MERS. On April 4, 2009, Council approved the HSCP Agreements for Service Employees International Union (SEIU) Hourly, Salaried and Regular Part-Time, Police Officers Association of Michigan (POAM) and American Federation of State, County and Municipality Employees (AFSCME) bargaining units. At that time, Council approved a Uniform Resolution that is applicable to all of the bargaining units.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Rotork Actuator and Motor Replacement

Manager's Recommendation:

I recommend that Purchase Order #38554 issued to System Specialties Co., and approved by council on June 15, 2009 in the amount of \$3,493.00, be increased to \$7,085.00 for the purchase of an actuator.

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 Operation and Maintenance Capital Outlay Less than \$5,000 Account No. 590-4835-861.97-05.

Justification:

The Madison gate operator, which dewateres the collector sewer, has failed and needs to be replaced. The gate is currently being operated using a chain fall suspended from an "I" beam. The original council communication was for a motor only; we have subsequently discovered that due to the age of the actuator it must also be replaced. Rotork is the manufacturer of the actuator and motor. System Specialties Co., the manufacturers representative, is the sole source for this replacement.

Council Action

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: First Ward Community Services a/k/a First Ward Community Center Cooperation Agreement

Manager's Recommendation:

It is recommended that the Cooperation Agreement ("Agreement") with First Ward Community Services a/k/a First Ward Community Center ("FWCC") be approved. The Agreement is approved by the City Manager as to substance and the City Attorney as to form. In addition, it is recommended that the City Manager be authorized to sign the Agreement on behalf of the City.

Justification:

FWCC submitted an Agreement to the City. Pursuant to the terms of the Agreement, the City in cooperation with FWCC will do the following:

1. Provide appropriate referrals for clients in need of services not provided by the referring agency such as food assistance, prevention education, academic enrichment, recreation, transportation, advocacy and referrals;
2. Cooperate in the dissemination and/or display of brochures, flyers and other information between agencies, providing that literature is made available;
3. Assist wherever possible, in upgrading the quality of the life of clients served; and
4. Attend and participate in meetings to resolve problems between agencies and/or mutual clients.

The term of the Agreement is for one year.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Junior Achievement of Northeast Michigan Lease Agreement

Manager's Recommendation:

I recommend approval of the Lease Agreement ("Agreement") with Junior Achievement of Northeast Michigan ("Junior Achievement"). The Agreement has been approved by me as to substance and by the City Attorney as to form.

Justification:

On April 29, 1974, the City entered into the original Agreement with Junior Achievement to lease the property located at 1781 Fordney. The term of the lease was for thirty-five (35) years and the amount of the annual rent was One Dollar and 00/100 (\$1.00). Furthermore, Junior Achievement agreed to build a one-story office and activities building on the property.

Junior Achievement approached the City requesting that the parties enter into another Agreement. The parties have agreed to enter into a second Agreement for a period of thirty (30) years. In addition, Junior Achievement agrees to pay the City, One Dollar and 00/100 (\$1.00) annual rent.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Purchase Order with R. C. Hendrick & Son, Inc.

Manager's Recommendation:

I recommend acceptance of the low quote and issuance of a purchase order to R. C. Hendrick & Son, Inc. in the amount of \$10,200.00 for the garage door and opening repair to be made at the Public Services Building.

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 repair is available in the Public Works Building General Repairs Account No. 641-4439-811.80-40.

Justification:

On July 14 and 15, 2009, the City received quotes for repair to a damaged garage door and block opening located at the Public Services Building. This condition is such that the garage door and opening are unusable and have been closed until repairs can be made. Following is a tabulation of the quotes received:

R.C. Hendrick Saginaw (out-City)	\$10,200.00
Wobig Construction Saginaw (in-City)	\$17,193.00

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Cobblestone Pavers, LLC

Manager's Recommendation:

I recommend acceptance of the quote and issuance of a purchase order to Cobblestone Pavers, LLC in the amount of \$8,875.00 for services and materials required to make repairs to the decorative stone column, stone wall and limestone caps on Johnson Street.

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 these repairs are available in the Major Streets Operating Services, Account No. 202-4651-841.80-05.

Justification:

On August 3, 2009, the City received a quote from Cobblestone Pavers, LLC, for the repair to a section of decorative stonewall, column and limestone caps located on Johnson Street. This section of wall was damaged on November 14, 2008, due to being struck by a vehicle traveling at excessive speeds and losing control. The decorative wall was installed in 2007 as part of a multi-million dollar streetscape and reconstruction project on Johnson Street from Washington to Second Avenue. Bids were not taken as Cobblestone Pavers, LLC was the contractor that installed the wall as part of the overall construction project in 2007. They are most familiar with the specifications and construction of the wall and have some materials remaining from installing the wall as part of the original construction. This will save the City of Saginaw time and money in not having to order materials and match the existing stonewall. Cobblestone Pavers, LLC is a qualified contractor able to perform this work. The City Engineer has reviewed the prices, and it has been deemed to be in the City's best interest to accept the quote and issue a purchase order.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: AKT Peerless Environmental and Energy Services Professional Services Agreements and Budget Adjustment

Manager's Recommendation:

I recommend approval of the Agreement with AKT Peerless Environmental and Energy Services for professional services. Specifically, it is recommended that Council approve the Agreement with AKT Peerless Environmental and Energy Services. The term of the Agreement will expire upon completion of the requested services. The Agreement is subject to approval by me as to substance and the City Attorney as to form.

The 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.

It is also recommended that a budget adjustment be completed to increase the General Fund Revenues - Energy Efficiency Conservation Block Grant Account No. 101-0000-513.58-40 from \$0 to \$54,000.00, as well as increase the Department of Public Services - Energy Efficiency Block Grant Division's Professional Services Account No. 101-1790-701.80-01 by the same amount.

Justification:

The United States Department of Energy's (DOE) Energy Efficiency Conservation Block Grant (EECBG) program is providing local communities throughout the United States an opportunity to develop energy efficiency and renewable energy programs that will reduce energy use, save costs and create jobs. Funding was made

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available in April 2009 through formula grants to a set of “entitlement” communities, municipalities with populations greater than 35,000.00.

The City of Saginaw, as an entitlement community, was allocated \$566,200.00 in EECBG funding through the DOE. Additional funds may be available from the DOE in competitive grants through the EECBG program. In order for the City of Saginaw to receive the allocated funding and potential future competitive grant funding, the DOE requires that the City of Saginaw prepare and submit to the DOE an Energy Efficiency Conservation Strategy (EECS). An eligible activity within the requirements of the DOE for EECBG funding is for municipalities to retain consultant services to assist in the development of the EECS.

The City of Saginaw, in accordance with the City of Saginaw Administrative Regulation No. 4-7, dated November 1, 2002, recently requested proposals from consultants for services to assist with preparing the EECS. AKT Peerless Environmental was the firm selected at an estimated cost of \$32,040.00. Payment for these services will come from the \$566,200.00 that the City has been allocated.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Original Equipment Manufacturer (OEM) Parts & Supplies

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Michigan Cat, Saginaw, MI in the amount of \$3,400.00 for the purchase of OEM parts and supplies for the maintenance of the City's Caterpillar excavating equipment.

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 Motor Pool Operation Motor Vehicle Supplies Account No. 661-4480-841.73-12.

Justification:

The City's Municipal Garage requires the purchase of Original Equipment Manufacturer parts and supplies for the maintenance of the City's Caterpillar excavating equipment. Michigan Cat is a sole source for these parts and supplies.

Council Action:

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Emergency Purchase of parts for the Fecon Grinder

Manager's Recommendation:

I recommend payment be made to Fecon, Inc. in the amount of \$3,168.34 for the emergency purchase of parts for the Fecon Grinder.

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 Motor Pool Operations Fund – Motor Vehicle Supplies, Account No. 661-4480-841-73-12.

Justification:

On July 14, 2009, emergency purchase order #39032 was issued to purchase hammers and the associated pins and hangers to attach the hammers for the Fecon Grinder. This specialty piece of equipment is used at the City's compost site to grind yard waste dropped off by City residents and other members of the Mid Michigan Waste Authority. Fecon is a sole source for these parts.

Council Action

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

COUNCIL COMMUNICATION

From: The City Manager

Subject: Mistequay Group, LTD and Universal/DeVlieg LLC. Tool & Die Renaissance Recovery Zone

Manager's Recommendation:

I recommend approval of the proposed Tool & Die Renaissance Recovery Zone for Mistequay Group, LTD ("Mistequay") and Universal/DeVlieg LLC ("Universal/DeVlieg"). Furthermore, it is recommended that Council approve the resolution to create a Tool & Die Renaissance Recovery Zone for Mistequay and Universal/DeVlieg.

Justification:

The tool & die industry has suffered severe losses in the past few years. The losses have resulted in 65% of tool and die business closures and the loss of 34,000 jobs in the state of Michigan. In an attempt to help a distressed industry, the Michigan Legislature amended the Renaissance Zone Act to allow for the designation of 35 Tool & Die Renaissance Recovery Zones. To qualify for a zone, tool & die businesses must form a collaborative and have a written agreement with other tool & die companies to address such areas as joint sales & marketing, development of standardized processes, tooling and project management. The goal is to enhance the economic effectiveness of each company by creating and retaining jobs, increasing revenues and new investments at each company.

Mistequay located at 1156 North Niagara Street and 1212 North Niagara Street and Universal/DeVlieg located at 1156 North Niagara Street have met all the eligibility requirements and plan to join a 17-member company collaborative of southeast Michigan tool & die firms to apply to the Michigan Economic Development Corporation for a Tool and Die Renaissance Recovery Zone. Legal description as follows:

Part of the S 1/2 of the SW FRL ¼ of Sec 24, T12N, R4E & Smith & Hayden's Addition commencing at the intersection of the centerline of W Remington St & the centerline of N Niagara St, thence NE'LY along said centerline 277.68 feet to the point of beginning, thence continuing NE'LY

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along said centerline 110.62 feet to the point of deflection, thence continuing NE'LY along said centerline of Niagara St 791.2 feet. Thence S43DEG25MINE to the west bank of the Saginaw River, thence SW'LY along said river bank to a line 6 feet SW'LY of and parallel to S'LY line of Block 69, Smith & Hayden's Addition extended SE'LY, thence NW'LY along said parallel line to the point of beginning, except the SW'LY 190 feet, also except the NW'LY 33 feet taken for N Niagara St.

Mistequay employs approximately 59 employees at its City locations. In addition, Mistequay and its employees support local retailers/suppliers in the City of Saginaw and throughout the County. To date, employees have paid \$30,599.00 in City withholding taxes, which is expected to continue given current employment levels. While certain real and personal property taxes would be abated under the Tool and Die Renaissance Recovery Zone, other voted millages (including City of Saginaw Police & Fire (assessment), school debt, Community Hospital debt and Juvenile Home debt would continue to be paid by the companies. In addition, the state will reimburse school operating, Saginaw ISD special education and operating, Delta College, Saginaw Public Library and the State Education Tax.

Council Action:

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

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RESOLUTION TO APPROVE A TOOL AND DIE RENAISSANCE RECOVERY ZONE FOR MISTEQUAY GROUP, LTD. AND UNIVERSAL/DLIEG LLC

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

Council _____ offered and moved adoption of the following resolution:

WHEREAS, the City of Saginaw desires to promote economic activity and maintain and increase the number of jobs available to residents of the area; and

WHEREAS, certain industries in the state are facing difficult times and the tool and die industry, in particular, has sustained losses due to foreign competition; and

WHEREAS, the State of Michigan has enacted a law that offers the establishment of 35 Tool and Die Renaissance Recovery Zones; and

WHEREAS, the designation of a Tool and Die Renaissance Recovery Zone will temporarily reduce the tax burden paid by businesses enabling them to reposition themselves to compete globally; and

WHEREAS, two City of Saginaw businesses, Mistequay Group, LTD ("Mistequay") and Universal/DeVlieg ("Universal/DeVlieg") have entered into a collaborative agreement with other business entities having the appropriate North American industrial classification; and

WHEREAS, both Mistequay and Universal/DeVlieg are qualified tool and die operations that either own or lease property in the City of Saginaw; and

WHEREAS, should the area owned by Mistequay and Universal/DeVlieg be designated a Tool and Die Renaissance Recovery Zone, property within that zone will

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be exempt from taxes levied by the City, County, and other units of government as provided under this Act; and

WHEREAS, certain millage rates (City of Saginaw Police & Fire assessment, school debt, Community Hospital debt and Juvenile Home debt) would not be exempt, while others (school operating, Saginaw ISD special education & operating, Delta College, Saginaw Public Library and the State Education Tax) would be held harmless; and

WHEREAS, the City estimates that the foregone tax revenue, which is estimated on the attached schedules, would be a small portion of the benefits the designation of a Tool and Die Renaissance Recovery Zone will bring the community.

NOW THEREFORE BE IT RESOLVED, that the City of Saginaw requests that the State of Michigan designate a Tool and Die Renaissance Recovery Zone under Public Act 376 of 1996 for a duration of up to ten (10) years, for Mistequay Group, LTD, 1156 and 1212 North Niagara Street and Universal/DeVlieg LLC, 1156 North Niagara Street, described as follows:

Part of the S 1/2 of the SW FRL ¼ of Sec 24, T12N, R4E & Smith & Hayden's Addition commencing at the intersection of the centerline of W Remington St & the centerline of N Niagara St, thence NE'LY along said centerline 277.68 feet to the point of beginning, thence continuing NE'LY along said centerline 110.62 feet to the point of deflection, thence continuing NE'LY along said centerline of Niagara St 791.2 feet. Thence S43DEG25MINE to the west bank of the Saginaw River, thence SW'LY along said river bank to a line 6 feet SW'LY of and parallel to S'LY line of Block 69, Smith & Hayden's Addition extended SE'LY, thence NW'LY along said parallel line to the point of beginning, except the SW'LY 190 feet, also except the NW'LY 33 feet taken for N Niagara St.