

Council Agenda

December 19, 2011 6:30 p.m.
Council Chamber

PLEASE NOTE: There will be a Committee of the Whole meeting today beginning at 5:00 p.m., Jerry Deslover, Principal, Rehmann Robson, to present the Annual Financial Report.

PRAYER AND PLEDGE OF ALLEGIANCE

ROLL CALL

CORRECTION AND APPROVAL OF MINUTES OF PRECEDING SESSIONS:

Correction and amending October 10, 2011 Council meeting minutes.
Approval of November 28 and December 5, 2011 regular Council meeting minutes.

ANNOUNCEMENTS:

PUBLIC HEARINGS:

PERSONAL APPEARANCES:

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

REMARKS OF COUNCIL:

PETITIONS:

11.16 from Wendi Lloyd, Controller, Rifkin Scrap Iron & Metal Company, requesting 32 parcels, designating an Industrial Development District.

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

REPORTS FROM MANAGER:

Management Update:

1. Carl Johnson, Partner, Plante & Moran – City Controller's Office, to review Public Safety Fund (205).
2. Update on Automated Meter Reading System and Contract with ETNA Supply.

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Recommended Actions:

1. Recommending approval of the Grant Agreement and Work Plan with the State of Michigan, Department of State (MDS) for Polling Place Accessibility under the Help America Vote Act (HAVA) in the amount of \$1,919. Further recommending that the City Clerk be authorized to execute this Grant and any related agreements necessary to complete the Work Plan.
2. Recommending acceptance of the analysis conducted by Public Employee Benefits Solutions (PEBS) of the City's contributions toward employees' health insurance coverage for Fiscal Year 2012.
3. Recommending approval of the conveyance of a Quit Claim Deed from the City of Saginaw to Jimmie J. Moultrie, as Trustee, or his successor of the Jimmie J. Moultrie Trust.
4. Recommending approval of the Memorandum of Understanding Contract Amendment between the City of Saginaw and the Saginaw County Land Bank Authority. Further recommending that the Director of Development and/or his designee be authorized to sign the Amendment.
5. Recommending approval of the Dave Kolat, PLC Professional Legal Services Agreement for the term of five years and that the City Manager be authorized to sign the Agreement.
6. Recommending approval of the Plante & Moran, PLLC (P&M) Professional Services Contract, to provide controller services, specifically, P&M will perform the duties of the controller, deputy controller, and accountants. Further recommending the City Manager and/or his designee be authorized to sign the contract.
7. Recommending that the Agreement from I.T.I, Inc., be approved and a purchase order issued to them in the amount of \$2,150.16 for phone equipment maintenance for the City Maintenance & Service, Water & Sewer Division and the Water Treatment Plant. Further recommending that the City Manager and/or his designee be authorized to execute the Agreements.
8. Recommending issuance of a purchase order to Dell Inc., a sole source provider, in the amount of \$2,731, for a Dell internet streaming media server for the Technical Services Department.
9. Recommending issuance of a purchase order to Computer Management Technologies in the amount of \$11,091 for the renewal of IBM hardware

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maintenance and software license fees for the City of Saginaw's AS400 system and backup device.

10. Recommending that the easement agreement with Kochville Township be approved to install underground electric lines and conduits to service a new street lighting system within the City's easement.
11. Recommending that the easement agreement with Consumers Energy be approved to install underground electric lines, cables, conduits, and other equipment for transmitting and distributing electrical energy and communications signals located in the City owned parking lot at 117 S. Hamilton Street.
12. Recommending issuance of a purchase order to Gary's Auto Body, the low bidder, be accepted and that a purchase order be approved and issued in the amount of \$2,365.94 for collision repairs of a Police vehicle.
13. Recommending issuance of a purchase order to Ferguson Enterprises Inc., the low bidder, in the amount of \$7,433.71 for an annual supply of 1,600 feet of copper tubing for the Right of Way Division.
14. Recommending issuance of a purchase order to MHL Systems, the low bidder, in the amount of \$9,922 for fifty Kennametal snow plow blades for the Streets Section of the Right of Way Division.
15. Recommending issuance of a purchase order to P K Contracting, Inc., the only qualified bidder, in the amount of \$20,600 for the application of long line thermoplastic pavement markings to city streets and bridges.
16. Recommending that the ETNA Supply Company Agreement be approved and issuance of a purchase order in the amount of \$2,238,265 for all labor, equipment, software and materials required for the installation of an automated water meter reading system that includes all Wholesale, Commercial, Industrial and Residential customers that utilize water metering equipment throughout the City's transmission and distribution systems.
17. Recommending issuance of a purchase order to Martin Control Services, a sole source provider, in the amount of \$3,000, for the repair of the Accusonics flow meter for the Water and Wastewater Treatment Plant.

INTRODUCTION OF ORDINANCES:

1. An Ordinance to amend Exhibit A of Ordinance O-130, for Low Income Housing Tax Exemption for Westbrook Housing Development Limited Liability Corporation (Westbrook).

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2. An Ordinance to repeal § 36.03 "Publication of Rules and Regulations," of Chapter 36, "Administrative Policy and Procedure," of Title III, "Administration," of the City of Saginaw Code of Ordinances, O-1.
3. An Ordinance to amend paragraph (B), "Meetings; Compensation," of § 12.10 "Board of Examiners of Stationary Boiler Operators and Stationary Engineers," of Chapter 12, "Boards and Commissions," of Title I, "Administrative Code," of the City of Saginaw Code of Ordinances, O-1.

CONSIDERATION AND PASSING OF ORDINANCES:

RESOLUTIONS:

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

1. Receive & File 2011 Annual Audit.
2. Closed Session: To discuss pending litigation regarding tort claims.

Darnell Earley
City Manager

From: Darnell Earley, City Manager

Subject: Grant from State of Michigan for Polling Place Accessibility Improvements

Prepared by: Diane M. Herman, City Clerk

Manager's Recommendation:

I recommend approval of the Grant Agreement and Work Plan with the State of Michigan, Department of State (MDS) for Polling Place Accessibility under the Help America Vote Act (HAVA) in the amount of \$1,919.00. Further recommend that the City Clerk be authorized to execute this Grant and any related agreements necessary to complete the Work Plan. The Grant Agreement and Work Plan have been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

In September 2006, the City's polling locations were evaluated with regard to accessibility for persons with disabilities according to the American with Disabilities Act (ADA) guidelines. At that time, the City applied for and received a grant from the Michigan Department of State under the Help America Vote Act (HAVA) to make the necessary improvements required under HAVA to certain polling locations.

In 2010, the City Clerk was notified by the Michigan Protection & Advocacy Service, Inc. that certain additional improvements were necessary at three (3) of the polling locations, i.e. Precinct 5, Ruben Daniels Middle School, Precinct 10, New Mount Calvary Missionary Baptist Church and Precinct 11, Thompson Middle School. In addition, it was determined that a new door and hardware and repairs to the door approach were necessary to comply with the act at Precinct 4A, Central Fire Station.

Given the foregoing, on or about October 14, 2010, the City Clerk applied to the Michigan Department of State for additional grant monies in the amount of \$1,919.00 to make these necessary improvements and was notified on December 6, 2011 of a grant award in the amount of \$1,919.00.

With regard to the grant funds awarded, any changes or modifications to the Work Plan must have the prior written approval from the MDS. The City must comply with all directives, guidelines and policy statements related to the Polling Place Accessibility Improvement Program issued by the MDS.

The grant program is by reimbursement only and will be issued per polling place for the lesser of the actual expenditures of each individual improvement or the amount awarded for each individual improvement. Upon receiving the grant award for

improvements, the City must agree to use the polling location(s) for a minimum of three even-year November general election cycles.

The grant applicant must also certify compliance with all regulations, policies, guidelines and requirements imposed by the United States Department of Health and Human Services; and all legal and administrative requirements as they relate to the agreement. The City shall indemnify, defend and hold harmless the Department, the State of Michigan, and their agents, officers and employees from and against any and all lawsuits, liabilities, damages, and claims or other proceedings brought by any third party (including but not limited to employees of the Department, the State of Michigan and the City) and any and all related costs and expenses (including reasonable attorneys' fees and disbursements and the costs of investigation, settlement, judgments, interest and penalties) arising from or in connection with any of the activities to be carried out by the City in the performance of the Grant.

The City Clerk has received permission from the Saginaw Public School District to make the necessary improvements at Ruben Daniels Middle School and Thompson Middle School.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Analysis of Employer Health Care Contributions under Act 152
Prepared by: Dennis Jordan, Director of Employee Services

Manager’s Recommendation:

Recommending acceptance of the analysis conducted by Public Employee Benefits Solutions (PEBS) of the City’s contributions toward employees’ health insurance coverage for Fiscal Year 2012. The analysis concludes that the City is within the public employer contribution limitations imposed by Public Act 152 of 2011 (PA 152). As a result, no action is necessary to be taken under the Act.

Justification:

PA 152 imposes limitations on the amount public employers may contribute to employee health care benefits. If a public employer contributes more than is prescribed under Act 152, certain options and/or penalties may apply.

Under the provisions of PA 152, PEBS provided an analysis to the City dated November 1, 2011. PEBS’ analysis concludes that for annual rates effective July 1, 2011, the City is under the PA 152 limitations by \$474,127.

Total Cap under PA 152:	\$4,691,000
Total Current Cost:	\$4,216,873

Difference:	-\$474,127

Because the amount the City contributes is less than the “hard cap” imposed by PA 152, no action by City Council is necessary at this time.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Quit Claim Conveyance
Prepared by: André R. Borrello, City Attorney

Manager’s Recommendation:

Recommending approval of the conveyance of a Quit Claim Deed from the City of Saginaw to Jimmie J. Moultrie, as Trustee, or his successor of the Jimmie J. Moultrie Trust, the following premises (commonly known as 819 Athens Street, Saginaw, Michigan 48601):

Lot 399, Eddy Urban Renewal Replat No. 3, according to the plat thereof recorded in Liber 18, of plats Page 42, Saginaw County Records. Subject to easements, restrictions and mineral rights of record or in common use.

Justification:

On or about June 20, 2011, the Jimmie J. Moultrie Trust filed a Complaint to Quiet Title to Real Property. A quiet title action is filed in a court having jurisdiction over land disputes in order to establish a party’s title to real property against everyone. Mr. Moultrie had purchased the properties at issue through a state tax foreclosure sale and filed suit in order to “quiet” any challenges or claims to the title.

The City of Saginaw was named as a Defendant to the lawsuit because it previously had a mortgage on one of the properties in question. The mortgage was for the administration of a home rehabilitation program. However, any interest the City had in the property was extinguished by the state tax foreclosure process. The foreclosure process extinguishes the rights of former owners of interest, including taxpayers, mortgage companies, and banks. The only liens that survive foreclosure are those filed by governmental agencies in relation to the Environmental Protection Act.

An Answer to the Complaint was not filed and a Default was entered against the City on September 15, 2011. It was later determined by the City’s Law and Legal Affairs Team to be in the best interest of the City to have the Default set aside. Mr. Moultrie has agreed to set aside the default if the City quit claims a deed transferring any interest it may have in the property to the Moultrie Trust.

Council Action:

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

From: Darnell Earley, City Manager

Subject: Memorandum of Understanding Contract Amendment between the City of Saginaw and the Saginaw County Land Bank Authority

Prepared by: Bill Ernat, Department of Development

Manager's Recommendation:

I recommend approval of the Memorandum of Understanding Contract Amendment ("Amendment") between the City of Saginaw ("City") and the Saginaw County Land Bank Authority ("Land Bank Authority"). I have approved the Amendment as to substance and the City Attorney as to form. It is further recommended that the Director of Development and/or his designee be authorized to sign the Amendment.

Justification:

On September 26, 2011, City Council approved the original Memorandum of Understanding ("MOU") between the City and Land Bank Authority. The MOU established the parties' responsibilities with regard to property acquisition and rehabilitation. Subsequently, the parties agreed to assume additional duties. In addition, the Michigan State Housing Development Authority ("MSHDA") requested that all consortium partners include information in their MOU's regarding the allocation of program income. As a result, MSHDA requested that the City and Land Bank Authority amend the MOU to include their additional responsibilities and information related to the allocation of program income.

Specifically, the Amendment states:

1. All properties acquired for infill housing will be located in either the Cathedral District or Covenant District;
2. The Land Bank Authority will assist with funding a portion of new construction and rehabilitation activities. Furthermore, the City is solely responsible for administering the process;
3. The Land Bank Authority will maintain ownership of all NSP 2 properties purchased for rehabilitation and/or new construction from acquisition, during rehabilitation and at the time of closing, except for 505 Millard, which is owned by the City;

4. The Land Bank will maintain property insurance on all NSP 2 properties designated for rehabilitation and/or new construction;
5. The Land Bank Authority will assist with funding a portion of demolition activities. Furthermore, the City is solely responsible for administering the process;
6. The designated City liaison is the Director of Development and the Land Bank Authority liaison is the Chairperson;
7. All notices to the City must be sent to the Director of Development and to the Chairperson for the Land Bank Authority; and
8. All program income from rehabilitated and/or new construction property sales will be allocated to the City's NSP 2 grant and all program income from vacant side lot sales will be allocated to the Land Bank Authority NSP 2 grant.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Dave Kolat, PLC Professional Legal Services Agreement
Prepared by: Bill Ernat, Department of Development

Manager’s Recommendation:

I recommend approval of the Dave Kolat, PLC Professional Legal Services Agreement (“Agreement”). The term of the Agreement is for five years. The Agreement has been approved by the City Manager as to substance and the City Attorney as to form. Further recommending that the City Manager be authorized to sign the Agreement.

Justification:

In the past, the City has entered into agreements with various law firms to provide legal services to the organization. The services are necessary to avoid conflicts of interest, provide specialized legal services and assist with work overflow. The Department of Development needs the assistance of the Dave Kolat, PLC law firm to provide legal services in areas not associated with federally funded programs, on an as needed basis.

Pursuant to the terms of the Agreement, the City will pay an hourly rate, not to exceed One Hundred and Twenty-Five Dollars and 00/100 (\$125.00). The hourly rate includes normal postage and local telephone call expenses. However, it does not include actual long distance charges, copy expenses or usage charges associated with computerized legal research. In addition, the City does not guarantee a minimum amount of work. Furthermore, either party can terminate the Agreement upon sixty (60) days notice.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Controller Services – Plante & Moran, PLLC
Prepared by: Tim Morales, Deputy City Manager/CFO

Manager’s Recommendation:

I recommend approval of the professional services contract between the City of Saginaw (“City”) and Plante & Moran, PLLC (P&M), to provide controller services. Specifically, P&M will perform the duties of the controller, deputy controller, and accountants. It is also recommended that the Council authorize the City Manager or his designee to sign the contract with P&M. The agreement has been approved by the City Manager as to substance and the City Attorney as to form.

This contract will provide for controller services to be performed during calendar years 2012, 2013, and 2014. The total cost per year is \$230,000 (\$690,000 for the entire term of the contract).

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.

Funding for this agreement is available in the General Fund Department of Fiscal Services Controller’s Office Professional Services Account No.101-1741-711.80-01.

Justification:

Since July 1, 2008 the P&M Governmental Accounting Professionals Team has provided accounting assistance to the City as the contractual controller’s office. Three years ago the decision to outsource the Controller’s Office was made, and that decision has yielded substantial positive results for the City. Over the past three years, the City has saved approximately \$100,000 per year by contracting with Plante & Moran, for a minimum savings of \$300,000 over the contracting period. Prior to contracting for accounting services, the City was not only incurring employee related expenses, but was also spending thousands of dollars on contracting costs related to additional audit expenses, temporary personnel to close the City’s fiscal year, and accounting assistance throughout the year. It is important to note that the costs were necessary at the time so that the City could submit the annual audit by the state’s deadline, however it is not efficient or cost effective to function in that manner.

Since P&M was retained, the City has not experienced additional audit expenses and the audits have been submitted on time each year. With each audit the number of material weaknesses and/or significant deficiencies has decreased and all accounting services are performed on time and meet all required deadlines. Of particular note, the

bank reconciliation is now timely each month. Previous to outsourcing, bank reconciliation procedures were a significant problem for the City and were typically not performed on schedule.

For fiscal years ending June 30, 2009 and June 30, 2010 the City earned the Certificate for Achievement in Financial Reporting from the Government Finance Officer's Association, something the City had not earned for several years. These accomplishments illustrate that the City has not only saved money, but that the City has received value from the reorganization and outsourcing. Significant operational changes were made in Fiscal Services and not only were the accounting issues resolved, but the City was able to save taxpayer dollars in the process.

The City issued a request for proposals to provide Controller Services to several firms (Yeo & Yeo, Plante & Moran, Deloitte, Price Waterhouse, and KPMG) and received one proposal from P&M.

Council Action:

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

From: Darnell Earley, City Manager
Subject: I.T.I., Inc. Maintenance Agreements
Prepared by: Chris Seager, Technical Services

Manager’s Recommendation:

It is recommended that the phone equipment maintenance Agreements with I.T.I., Inc. (“I.T.I.”) be approved and that a purchase order be issued in the amount of \$2,150.16. The Agreements have been approved by the City Manager as to substance and the City Attorney as to form. It is further recommended that the City Manager and/or his designee be authorized to execute the Agreements.

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 Technical Services – IS Operating Services Account No. 658-1720-711-8005.

Justification:

The I.T.I. Agreements cover the telephone equipment located at the City Maintenance & Service, Water & Sewer Division and the Water Treatment Plant for a one-year period from December 1, 2011 to November 30, 2012. The Agreements cover all service under normal wear and tear including parts, labor and travel time. It also includes free user training, no charge for service related software updates, free loaner equipment and 24 hour, 7 day service without paying any after hour premium.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Streaming Media Server
Prepared by: Jeff Kloplic, Technical Services

Manager’s Recommendation:

I recommend that a purchase order be approved and issued to Dell Inc. in the amount of \$2,731.00 for a Dell internet streaming media server.

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 Technical Services, GIS, Repair & Replacement Account No. 650-1738-781.97-20.

Justification:

The Dell internet streaming server will be utilized to host and serve digital media files of City Council meetings, public service announcements and departmental informative programming aired on SGTv. The recent initiative to integrate digital media from SGTv to the internet has put a burden on existing web servers that host and serve these large media files. The new streaming server will be dedicated to serving just web media files which will allow for larger storage capacity and quicker web viewing ability.

This is a sole source purchase through Dell Inc. The Technical Services Department uses Dell web servers exclusively, due to their performance, dependability and our staff’s knowledge and expertise of the servers.

Council Action:

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

From: Darnell Earley, City Manager

Subject: IBM Software/Hardware Maintenance agreement annual renewal payment

Prepared by: Chris Seager, Technical Services

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Computer Management Technologies, (in city business), as our designated IBM reseller, in the amount of \$11,091.00, for the renewal of IBM hardware maintenance and software license fees for the City of Saginaw's AS400 system and backup device. The cost for renewal of the software and hardware maintenance coverage and license fees was approved as part of the FY 2011-2012 budget process.

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 service are budgeted and available in the Department of Technical Services - Information Services Operating Services Account No. 658-1720-711.80-05.

Justification:

This renewal covers annual software and hardware maintenance for the IBM AS400 computer operating system software, license programs, licensing, support and upgrades as well as hardware repairs.

Model 520 AS400 Hardware Maintenance	\$6,723.00
Model 520 AS400 Software Maintenance	\$3,585.00
TS3100 Tape unit	<u>\$783.00</u>
Total	\$11,091.00

This is an on-going agreement with IBM, renewable upon annual payment budgeted in the appropriate account each fiscal year.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Easement Agreement with Kochville Township
Prepared by: Phillip Karwat, Director of Public Services Department

Manager’s Recommendation:

I recommend that the easement agreement with Kochville Township be approved. The easement agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The City received a request from Kochville Township (“Twp”) for permission to install underground electric lines and conduits to service a new street lighting system within the City’s Easement. No structures will be allowed within the City’s Easement. Kochville Township will indemnify, defend and hold harmless the City from liability claims. In addition, Kochville Township will repair blacktop and/or concrete and grade and reseed the areas that it disturbs in exercising its rights under the Right of Way agreement.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Easement Agreement with Consumers Energy
Prepared by: Phillip Karwat, Director of Public Services

Manager’s Recommendation:

I recommend that the easement agreement with Consumers Energy be approved. The easement agreement has been approved by the City Manager as to substance and the City Attorney as to form. Further, I recommend that City Council grant authority for the Mayor and City Clerk to execute the Easement on behalf of the City.

Justification:

The City received a request from Consumers Energy (“Consumers”) for an easement for installing underground electric lines, cables, conduits, wires, conductors, subsurface junction vaults, surface mounted transformers and enclosures and other equipment for transmitting and distributing electrical energy and communications signals located in the City owned parking lot at 117 S. Hamilton Street. This work will provide electrical service to the street lighting panel that powers the street lights located in the 400 block of Court Street and at the four corners of the Court Street and Hamilton Street intersection. Consumers will indemnify, defend and hold harmless the City from liability claims. In addition, Consumers will repair blacktop and/or concrete and grade and reseed the areas that it disturbs in exercising its rights under the agreement.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Police Vehicle Collision Repair
Prepared by: Philip Karwat, Director of Public Services

Manager's Recommendation:

I recommend that the low quote from Gary's Auto Body be accepted and that a purchase order be approved and issued to them in the amount of \$2,365.94.

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 Motor Pool Operation Fund Motor Vehicle Repairs Account No. 661-4480-841.80-42.

Justification:

On October 6, 2011, Vehicle 90-1132, a Police Department patrol vehicle was involved in an accident at Williamson & South Washington Avenue sustaining damage to the left front fender and bumper area. Quotes were received 10/7/11 for vehicle repairs. The repairs are necessary in order to maintain this vehicle in a safe and acceptable condition. Quotes were obtained from two reputable companies that have repaired vehicles for the City in the past. Following is a tabulation of the quotes received:

Gary's Auto Body Saginaw, MI	\$2,365.94
Engel's Auto Body Saginaw, MI (out city)	\$2,530.73

Council Action:

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

From: Darnell Earley, City Manager
Subject: Copper Tubing – ROW Division
Prepared by: Phillip Karwat – Public Services Department

Manager’s Recommendation:

I recommend that the low bid from Ferguson Enterprises, Inc. be accepted and that a purchase order be approved and issued to them in the amount of \$7,433.71 for FY 2012.

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 the Water Operations and Maintenance Fund - Maintenance and Service Division’s Parts and Supplies Account No. 591-4721-861.73-30, and will be accounted for in Water Operations and Maintenance Fund – Inventory/Water Shop Account No. 591-0000-171-11-30.

Justification:

On November 1, 2011, bids were received for an annual supply of 1600 feet of copper tubing to be used for the repair and installation of private water connections in the Right of Way Division of the Maintenance and Service Section. Following is a tabulation of the bids received:

Ferguson Enterprises Saginaw, MI (out city)	\$7,433.71
Etna Supply Grand Rapids, MI	\$8,056.00
Michigan Pipe & Valve Saginaw, MI (out city)	\$8,212.00
T&N Services Detroit, Mi (out city)	\$11,521.12

Council Action:

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

From: Darnell Earley, City Manager
Subject: Snow Plow Blades
Prepared by: Phillip Karwat, Director of Public Services

Manager’s Recommendation:

I recommend that the low bid from MHL Systems be approved and a purchase order issued in the amount of \$9,922 for fifty (50) Kennametal snow plow blades.

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 Major Streets Fund – Winter Maintenance Division’s Parts and Supplies Account No. 202-4655-841.73-30 for Fiscal Year 2012.

Justification:

On November 15, 2011, sealed bids were received for fifty (50) Kennametal snowplow blades in the Streets Section of the Right of Way Division. This represents the same number of snow plow blades the City purchased last year. The snowplow blades will be kept in stock and used to replace worn blades when needed for snow and ice removal. MHL Systems is able to provide the Kennametal snow plow blades at a substantially lower price because they are supplying blades from their stock and do not have to purchase from the manufacturer.

Following is a tabulation of the bids received:

MHL Systems Salt Lake, UT	\$9,922.00
Shults Equipment, Inc. Ithaca, MI	\$18,511.50
Central Parts Warehouse Tinley Park, IL	\$35,355.05

Council Action:

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

From: Darnell Earley, City Manager
Subject: Pavement Markings
Prepared by: Philip Karwat, Director of Public Services

Manager’s Recommendation:

I recommend that the sole qualified bid from P K Contracting, Inc. be approved and a purchase order issued to them in the amount of \$20,600 for the application of long line thermoplastic pavement markings for city streets and bridges.

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 purchases are budgeted in Local Streets Fund - Street Projects Division’s, Construction Projects Account No. 203-4614-781.80-47 for Fiscal Year 2012 and will be budgeted in the same account number for Fiscal Year 2013, Fiscal Year 2014 and Fiscal Year 2015.

Justification:

Sealed bids were opened on September 13, 2011 and P K Contracting, Inc. was the sole qualified bidder. Bids were received from other vendors; however, they did not meet the requested specifications. New pavement markings are applied annually to improve visibility and reflectivity of worn pavement markings on City streets and bridges. Following is a tabulation of the bid received:

P K Contracting, Inc.	FY 2012	West Side	\$20,600.00
Troy, MI	FY 2013	East Side	\$22,974.00
	FY 2014	West Side	\$22,917.50
	FY 2015	East Side	\$24,615.00

Council Action:

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

From: Darnell Earley, City Manager
Subject: Automated Metering Infrastructure System
Prepared by: Phillip Karwat, Director of Public Services

Manager's Recommendation:

I recommend that the Agreement between ETNA Supply Company ("ETNA") and the City of Saginaw ("CITY") be approved and a purchase order issued to them in the amount of \$2,238,265, for all labor, equipment, software and materials required for the installation of an automated water meter reading system that includes all Wholesale, Commercial, Industrial and Residential customers that utilize water metering equipment throughout the CITY'S transmission and distribution systems. The Agreement has been approved by me as to substance and the City Attorney as to form. It is also 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," 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.

The project is scheduled to be completed over a period of five fiscal years, from fiscal year 2012 through fiscal year 2016. For FY 2012, funds are budgeted in the Water Operation and Maintenance Fund - Water Refunding Bond Division's, Repairs and Replacements Account No. 591-4741-881.97-20 in the amount of \$500,000. Funds for the remainder of the project will be budgeted in fiscal years 2013 through 2016, in the following accounts: Water Operation and Maintenance Fund - Water Refunding Bond Division's, Repairs and Replacements Account No. 591-4741-881.97-20 in the amount of \$652,000 and in the Sewer Operation and Maintenance Fund - Surplus Division's Repairs and Replacements Account No. 590-4840-881.97-20 in the amount of \$1,086,265.

Justification:

On June 30, 2011, the City of Saginaw received proposals for the purpose of establishing a contract with a qualified Contractor to implement an Automated Metering Infrastructure System ("AMI"). The current wholesale and residential meter reading system is aging and components of the system are no longer being produced. The City realizing replacement of the current meter reading system is required began researching what types of meter reading systems are available. There are three basic types of systems currently being used in the industry that includes Touch Read, which offers one read a month; Drive By Read, which offers a read every time a reader drives around the City; Radio Read, which can offer a read every hour. A Radio Read system is the only one that offers the amount of data needed to maintain our current level of information and provide additional information that is relevant to completing more

detailed cost of service analysis without adding man hours. The City determined that a radio read, Fixed Based AMI System should be recommended.

The current system for Wholesale customers is a monthly read system that was modified to give daily reads. Reads come in once a day. This gives an accurate read, but not always a true 24-hour picture, which is used to determine maximum daily flow and also used to establish fair and equitable rates amongst customer classes. The Fixed Based or Flex Net System that is proposed will give hourly reads and a true 24-hour picture every day. Analog phone lines are currently used to transmit information into the City's billing system. The lines have decreased in reliability and during inclement weather they are prone to not working and we sometimes lose days worth of data. The Flex Net System uses radios over a licensed frequency band to transmit information to one of the two fixed base towers and over the network into the City's billing system, thus virtually eliminating any data loss.

The current system for residential customers is a Touch Read system, which requires three meter reading employees to manually read all meters within a one months time frame. The proposed Flex Net system would eliminate the need for meter readers to read meters in unsafe areas and in inclement weather.

A cost benefit analysis was completed for the proposed AMI system, which has a 20-year warranty on the meter interface units. With the elimination of three meter readers including vehicles and fuel and the elimination of phone lines used for wholesale reads, it is anticipated that the payback period will be nine years, and an annual costs savings is estimated to be \$324,000 per year for every year after the system is completely installed.

Three Companies submitted proposals. A committee composed of the Director of Public Services, the Director of Water and Wastewater Treatment Services, the Right of Way Administrator, the Chief Right of Way Foreman Utilities, and the Instrument and Controls Administrator reviewed and scored the proposals. The committee used a structured qualification based selection process to evaluate all proposals. Proposals were scored on a combination of technical components and costs. The overall score is a sum of 80 percent of the technical score plus 20 percent of the cost score. Technical proposals were scored and the envelopes containing the costs were opened and weighed into the overall score. Etna Supply Company had the highest score and is the recommended Company. Following is a tabulation of the scoring firms:

<u>Company</u>	<u>Scoring (100 possible)</u>	<u>Cost</u>
Etna Supply Company Grand Rapids, MI	85.8	\$2,238,265.00
Ferguson Waterworks Cleveland, OH	57.9	\$1,986,221.61
Mueller Systems Cleveland, NC	51.3	\$2,996,620.00

Council Action:

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

From: Darnell Earley, City Manager
Subject: Accusonics Flow Meter Repair
Prepared by: Brian Baldwin, Water and Wastewater

Manager's Recommendation:

I recommend that the quote from Martin Control Services be accepted and that a purchase order be issued to them in the amount of \$3,000 for the repair of the Accusonics flow meter.

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 Sewer Operations and Maintenance Fund Remote Facilities Division's General Repairs Account No. 590-4835-861.80-40.

Justification:

The Salt/Fraser retention basin has an Accusonics flow meter inside the influent pipe. The meter has stopped working and the problem has been determined to be the transducers, which measure the velocity of the water through the pipe. Flow measurement for the retention basins is an NPDES permit requirement. The installation and calibration of these transducers requires specialized equipment and certification that our maintenance personnel do not have. On November 29, 2011 we received a quote from Martin Control Services for the repair of this meter. Martin Control Services is the manufacturer's representative for Accusonics flow meters and is sole source for repair services.

Council Action:

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

Council _____ introduced an amended Ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND EXHIBIT A OF ORDINANCE O-130
"LOW INCOME HOUSING TAX EXEMPTION FOR THE
WESTBROOK HOUSING DEVELOPMENT LIMITED LIABILITY
CORPORATION," TO THE TABLE OF SPECIAL ORDINANCES,
VIII.

Laid over under the Charter Provisions

From: Darnell Earley, City Manager
Subject: Amendment of Ordinance O-130 for Housing Tax Exemption
Prepared by: Bill Ernat, Department of Development

Manager's Recommendation:

I recommend that the Ordinance O-130, for Low Income Housing Tax Exemption for Westbrook Housing Development Limited Liability Corporation ("Westbrook") be amended.

Justification:

Westbrook has developed a plan to build the Bliss Park Senior Housing Development ("Bliss Park"), which will be located in the Covenant District. Bliss Park will be funded with Low Income Housing Tax Credits from the Michigan State Housing Authority and the City will provide a Neighborhood Stabilization Program 2 Mortgage Loan to the developer in the amount of Three Million Dollars and 00/100 (\$3,000,000.00).

On September 26, 2011, City Council introduced the original PILOT. It was enacted on October 10, 2011 and became effective on October 20, 2011. Recently, it was discovered that the original PILOT did not list one of the parcels for the project and that there was an incorrect number for another parcel. The amended language contained in Exhibit A provides that Westbrook will use an additional parcel, 721 Almira, as part of the project and it lists the correct Parcel Number for one of the parcels, 1114 North Webster. No other provisions of the ordinance will be amended.

Council Action:

This Council Communication is for explanation of the ordinance and requires no separate approval.

Council _____ moved that an ordinance amendment introduced December 19, 2011, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND EXHIBIT A OF ORDINANCE O-130
"LOW INCOME HOUSING TAX EXEMPTION FOR WESTBROOK
HOUSING DEVELOPMENT LIMITED LIABILITY CORPORATION,"
TO THE TABLE OF SPECIAL ORDINANCES, VIII.

The City of Saginaw ordains:

Section 1. The Exhibit A of Ordinance O-130, "Low Income Housing Tax Exemption," for Westbrook Housing Development Limited Liability Corporation," of the City of Saginaw Code of Ordinances, O-1, is amended and shall read as follows:

1. 1109 North Harrison
Parcel ID Number: 14-0145-00200
Legal Description:
PART OF LOTS 9 & 10, BLK. 113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG. AT A POINT ON THE N.WLY. LINE OF HARRISON ST. 80 FT. N. ELY. FROM N. ELY. LINE OF W. REMINGTON ST., THENCE N. ELY. ON N.WLY. LINE OF HARRISON ST. 38.3 FT. TO ANGLE POINT ON SAID STREET LINE, THENCE NLY. ON WLY. LINE OF HARRISON ST. 2.1 FT., THENCE N. WLY. PARL. WITH W. REMINGTON ST. 110.6 FT., THENCE S.WLY. PARL. WITH WEBSTER ST 39.65 FT, THENCE S. ELY PARL. WITH W. REMINGTON ST. 111.95 FT. TO PLACE OF BEG.
2. 1203 North Harrison Street
Parcel ID Number: 14-0144-00000
Legal Description:
NE'LY 30 FT OF LOT 3 EXC NW'LY 73 FT, SW'LY 8.5 FT OF LOT 4 EXC NW'LY 73 FT, NE'LY 30 FT OF LOT 10, BLK 113, NEWELL BARNARD'S ADDITION, ALSO A PARCEL OF LAND LYING BETWEEN NE'LY & SW'LY LINES OF ABOVE DESCRIBED PARCEL OF LAND EXTENDED SE'LY TO W LN OF HARRISON ST AS NOW ESTABLISHED.
3. 1207 North Harrison Street
Parcel ID Number: 14-0143-00000
Legal Description:
LOT 4 EXC NW'LY 73 1/2 FT & EXC SW'LY 8 1/2 FT, LOT 5 EXC NW'LY 73 1/2 FT & EXC NE'LY 17 FT, BLK 113, NEWELL BARNARD'S ADDITION EXC PART TAKEN FOR HARRISON ST, ALSO AN ADJACENT TRIANGULAR PARCEL OF LAND LYING BETWEEN NE'LY & SW'LY LINES OF ABOVE DESCRIBED

PARCEL OF LAND EXTENDED SE'LY TO W LN OF HARRISON ST AS NOW EST.

4. 1213 North Harrison Street
Parcel ID Number: 14-0141-00000
Legal Description:
NE'LY 17 FT OF LOT 5, LOT 6, BLK 113, NEWELL BARNARD'S ADDITION EXC VIZ; COMG AT NW'LY CR OF LOT 6, RUNG TH SW'LY ALONG NW'LY LN 20 FT, TH SE'LY ON A LN PARL WITH NE'LY LN OF SD LOT, 47 FT, TH NE'LY PARL WITH NW'LY LN OF LOT, 15 FT, TH SE'LY ON A LN PARL WITH NE'LY LN OF SD LOT, TO E LN THEREOF, TH N ALONG SD E LN TO NE CR OF SD LOT, TH NW'LY ALONG NE'LY LN OF LOT TO POB, ALSO EXC PART TAKEN FOR HARRISON ST.

5. 702 West Remington
Parcel ID Number: 14-0145-00000
Legal Description:
PART OF LOTS 8 & 9, BLK. 113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG. AT A POINT ON THE N. ELY. LINE OF W. REMINGTON ST. 173 FT. S. ELY. FROM S. ELY. LINE OF WEBSTER ST., THENCE S. ELY. ON N. ELY. LINE OF W. REMINGTON ST. 66.95 FT. TO N. WLY. LINE OF HARRISON ST., THENCE N. ELY. ON SAID LINE 80 FT., THENCE N. WLY. PARL. WITH W. REMINGTON ST. 66.95 FT., THENCE S. WLY. PARL. WITH WEBSTER ST. 80 FT. TO PLACE OF BEG.

6. 708 West Remington
Parcel ID Number: 14-0145-00100
Legal Description:
PART OF LOTS 8 & 9, BLK. 113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG. AT A POINT ON THE N. ELY. LINE OF W. REMINGTON ST. 128 FT. S. ELY. FROM S. ELY. LINE OF WEBSTER ST., THENCE S. ELY. ON N. ELY. LINE OF W. REMINGTON ST. 45 FT. THENCE N. ELY. PARL. WITH WEBSTER ST. 80 FT., THENCE N. WLY. PARL. WITH W. REMINGTON ST. 45 FT., THENCE S. WLY. PARL. WITH WEBSTER ST. 80 FT. TO PLACE OF BEG.

7. 712 West Remington
Parcel ID Number: 14-0138-00100
Legal Description:
PART OF LOTS 2, 3, 8, 9 & 10, BLK. 113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG. AT A POINT ON THE N. ELY. LINE OF W. REMINGTON ST. 87 FT. S. ELY. FROM S. ELY. LINE OF WEBSTER ST., THENCE S. ELY. ON N. ELY. LINE OF W. REMINGTON ST. 41 FT. THENCE N. ELY. PARL. WITH WEBSTER ST. 119.65 FT., THENCE N. WLY. PARL. WITH

W.REMINGTON ST.41 FT., THENCE S.WLY.PARL.WITH WEBSTER ST.119.65 FT.TO PLACE OF BEG.

8. 718 West Remington
Parcel ID Number: 14-0138-00000
Legal Description:
PART OF LOTS 1,2 & 3,BLK.113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS.COMG.AT A POINT ON THE N.ELY.LINE OF W. REMINGTON ST.42.5 FT.S.ELY. FROM S.ELY.LINE OF WEBSTER ST., THENCE S.ELY.ON N.ELY.LINE OF W.REMINGTON ST.44.5 FT.,THENCE N.ELY.PARL.WITH WEBSTER ST. 119.65 FT.,THENCE N.WLY. PARL.WITH W.REMINGTON ST.44.5 FT.,THENCE S.WLY.PARL.WITH WEBSTER ST.119.65 FT.TO PLACEOF BEG.
9. 720 West Remington
Parcel ID Number: 14-0137-00000
Legal Description:
N.WLY.42 1/2 FT.OF LOT 1,N.WLY. 42 1/2 FT.OF S.WLY.20 FT.OF LOT 3,BLK.113 NEWELL BARNARDS ADDITION.
10. 1114 North Webster
Parcel ID Number: 14-0139-00000
Legal Description:
NW'LY 73 FT OF NE'LY 30 FT OF LOT 3, NW'LY 73 FT OF SW'LY 10 FT OF LOT 4, BLK 113, NEWELL BARNARD'S ADDITION.
11. 721 Almira
Parcel ID Number: 14-0142-00000
Legal Description:
LOT 7,BLK.113,NEWELL BARNARDS ADDITION EXC.PART TAKEN FOR HARRISON ST.THAT PART OF LOT 6,BLK.113,NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG.AT THE N.WLY.CORNER OF LOT 6 & RUNG.THENCE S.WLY.ALONG THE N.WLY.LINE THEREOF 20 FT, THENCE S.ELY. ON A LINE PARL.WITH THE N.ELY.LINE IF SAID LOT,47 FT., THENCE N.ELY.PARL.WITH THE N.WLY.LINE OF LOT,15 FT.,THENCE S.ELY.ON A LINE PARL. WITH THE N.ELY.LINE OF SAID LOT,TO THE E.LINE THEREOF,THENCE N.ALONG SAID E. LINE TO THE N.E.CORNER OF SAID LOT,THENCE N.WLY.ALONG THE N.ELY.LINEOF LOT TO THE PLACE OF.,EXC.PART TAKEN FOR HARRISON ST.

Section 2. This ordinance shall become effective January 19, 2012.

Enacted: January 9, 2012.

EXHIBIT A

BLISS PARK SENIOR HOUSING

1. 1109 North Harrison
Parcel ID Number: 14-0145-00200
Legal Description:
PART OF LOTS 9 & 10, BLK. 113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG. AT A POINT ON THE N.WLY. LINE OF HARRISON ST. 80 FT. N. ELY. FROM N. ELY. LINE OF W. REMINGTON ST., THENCE N. ELY. ON N. WLY. LINE OF HARRISON ST. 38.3 FT. TO ANGLE POINT ON SAID STREET LINE, THENCE NLY. ON WLY. LINE OF HARRISON ST. 2.1 FT., THENCE N. WLY. PARL. WITH W. REMINGTON ST. 110.6 FT., THENCE S. WLY. PARL. WITH WEBSTER ST 39.65 FT, THENCE S. ELY PARL. WITH W. REMINGTON ST. 111.95 FT. TO PLACE OF BEG.

2. 1203 North Harrison Street
Parcel ID Number: 14-0144-00000

Legal Description:

NE'LY 30 FT OF LOT 3 EXC NW'LY 73 FT, SW'LY 8.5 FT OF LOT 4 EXC NW'LY 73 FT, NE'LY 30 FT OF LOT 10, BLK 113, NEWELL BARNARD'S ADDITION, ALSO A PARCEL OF LAND LYING BETWEEN NE'LY & SW'LY LINES OF ABOVE DESCRIBED PARCEL OF LAND EXTENDED SE'LY TO W LN OF HARRISON ST AS NOW ESTABLISHED.

3. 1207 North Harrison Street
Parcel ID Number: 14-0143-00000

Legal Description:

LOT 4 EXC NW'LY 73 1/2 FT & EXC SW'LY 8 1/2 FT, LOT 5 EXC NW'LY 73 1/2 FT & EXC NE'LY 17 FT, BLK 113, NEWELL BARNARD'S ADDITION EXC PART TAKEN FOR HARRISON ST, ALSO AN ADJACENT TRIANGULAR PARCEL OF LAND LYING BETWEEN NE'LY & SW'LY LINES OF ABOVE DESCRIBED PARCEL OF LAND EXTENDED SE'LY TO W LN OF HARRISON ST AS NOW EST.

4. 1213 North Harrison Street
Parcel ID Number: 14-0141-00000

Legal Description:

NE'LY 17 FT OF LOT 5, LOT 6, BLK 113, NEWELL BARNARD'S ADDITION EXC VIZ; COMG AT NW'LY CR OF LOT 6, RUNG TH SW'LY ALONG NW'LY LN 20 FT, TH SE'LY ON A LN PARL WITH NE'LY LN OF SD LOT, 47 FT, TH NE'LY PARL WITH NW'LY LN OF LOT, 15 FT, TH SE'LY ON A LN PARL WITH NE'LY LN OF SD LOT, TO E LN THEREOF, TH N ALONG SD E LN TO NE CR OF SD LOT, TH NW'LY ALONG NE'LY LN OF LOT TO POB, ALSO EXC PART TAKEN FOR HARRISON ST.

- 5. 702 West Remington
Parcel ID Number: 14-0145-00000

Legal Description:

PART OF LOTS 8 & 9, BLK. 113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG. AT A POINT ON THE N. ELY. LINE

OF W. REMINGTON ST. 173 FT. S. ELY. FROM S. ELY. LINE OF WEBSTER ST., THENCE S. ELY. ON N. ELY. LINE OF W. REMINGTON ST. 66.95 FT. TO N. WLY. LINE OF HARRISON ST., THENCE N. ELY. ON SAID LINE 80 FT., THENCE N. WLY. PARL. WITH W. REMINGTON ST. 66.95 FT., THENCE S. WLY. PARL. WITH WEBSTER ST. 80 FT. TO PLACE OF BEG.

- 6. 708 West Remington
Parcel ID Number: 14-0145-00100

Legal Description:

PART OF LOTS 8 & 9, BLK. 113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG. AT A POINT ON THE N. ELY. LINE OF W. REMINGTON ST. 128 FT. S. ELY. FROM S. ELY. LINE OF WEBSTER ST., THENCE S. ELY. ON N. ELY. LINE OF W. REMINGTON ST. 45 FT. THENCE N. ELY. PARL. WITH WEBSTER ST. 80 FT., THENCE N. WLY. PARL. WITH W. REMINGTON ST. 45 FT., THENCE S. WLY. PARL. WITH WEBSTER ST. 80 FT. TO PLACE OF BEG.

- 7. 712 West Remington
Parcel ID Number: 14-0138-00100

Legal Description:

PART OF LOTS 2, 3, 8, 9 & 10, BLK. 113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG. AT A POINT ON THE N. ELY. LINE OF

W.REMINGTON ST.87 FT.S. ELY.FROM S.ELY.LINE OF WEBSTER ST.,THENCE S.ELY.ON N.ELY.LINE OF W.REMINGTON ST.41 FT. THENCE N.ELY.PARL.WITH WEBSTER ST.119.65 FT.,THENCE N.WLY.PARL. WITH W.REMINGTON ST.41 FT., THENCE S.WLY.PARL.WITH WEBSTER ST.119.65 FT.TO PLACE OF BEG.

8. 718 West Remington
Parcel ID Number: 14-0138-00000

Legal Description:

PART OF LOTS 1,2 & 3,BLK.113, NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS.COMG.AT A POINT ON THE N.ELY.LINE OF W. REMINGTON ST.42.5 FT.S.ELY. FROM S.ELY.LINE OF WEBSTER ST., THENCE S.ELY.ON N.ELY.LINE OF W.REMINGTON ST.44.5 FT.,THENCE N.ELY.PARL.WITH WEBSTER ST. 119.65 FT.,THENCE N.WLY. PARL.WITH W.REMINGTON ST.44.5 FT.,THENCE S.WLY.PARL.WITH WEBSTER ST.119.65 FT.TO PLACEOF BEG.

9. 720 West Remington
Parcel ID Number: 14-0137-00000

Legal Description:

N.WLY.42 1/2 FT.OF LOT 1,N.WLY. 42 1/2 FT.OF S.WLY.20 FT.OF LOT 3,BLK.113 NEWELL BARNARDS ADDITION.

10. 1114 North Webster
Parcel ID Number: 14-0139-00000

Legal Description

NW'LY 73 FT OF NE'LY 30 FT OF LOT 3, NW'LY 73 FT OF SW'LY 10 FT OF LOT 4, BLK 113, NEWELL BARNARD'S ADDITION.

11. 721 Almira
Parcel ID Number: 14-0142-00000
Legal Description

LOT 7,BLK.113,NEWELL BARNARDS ADDITION EXC.PART TAKEN FOR HARRISON ST.THAT PART OF LOT 6,BLK.113,NEWELL BARNARDS ADDITION DESCRIBED AS FOLLOWS. COMG.AT THE N.WLY.CORNER OF LOT 6 & RUNG.THENCE S.WLY.ALONG THE N.WLY.LINE THEREOF 20 FT, THENCE S.ELY.

ON A LINE PARL.WITH THE N.ELY.LINE IF SAID LOT,47 FT., THENCE N.ELY.PARL.WITH THE N.WLY.LINE OF LOT,15 FT.,THENCE S.ELY.ON A LINE PARL. WITH THE N.ELY.LINE OF SAID LOT,TO THE E.LINE THEREOF,THENCE N.ALONG SAID E. LINE TO THE N.E.CORNER OF SAID LOT,THENCE N.WLY.ALONG THE N.ELY.LINEOF LOT TO THE PLACE OF.,EXC.PART TAKEN FOR HARRISON ST.

From: Darnell Earley, City Manager
Subject: Ordinance Repealing Publication of Rules and Regulations
Prepared by: Diane M. Herman, City Clerk

Manager's Recommendation:

I recommend that § 36.03, "Publication of Rules and Regulations," of Chapter 36, "Administrative Policy and Procedure," of Title III, "Administration," of the City of Saginaw Code of Ordinances, O-1 be repealed.

Justification:

Chapter 36, "Administrative Policy and Procedure" of the Code of Ordinance currently states under § 36.03, "Publication of Rules and Regulations" that "All rules and regulations made by any administrative officer subject to approval by the City Council under the provisions of this code shall be published." Due to the rise in publication fees, publicizing ordinances in full has become very costly. The Home Rule City Act PA279 of 1909, §117.5b states as follows: "The ordinance adopting the code may amend, repeal, revise or rearrange ordinances or parts of ordinances by reference by title only." To save costs, the City has been publicizing newly adopted ordinances in the manner set forth by the Home Rule City Act. In addition, upon adoption the ordinance is placed on the City's website until such time the official Code of Ordinances is supplemented. Given the foregoing, § 36.03 is no longer needed and should be repealed

Council Action:

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

Council _____ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO REPEAL § 36.03 "PUBLICATION OF RULES AND REGULATIONS," OF CHAPTER 36, "ADMINISTRATIVE POLICY AND PROCEDURE," OF TITLE III, "ADMINISTRATION," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under the Charter provision.

Council _____ moved that an ordinance introduced December 19, 2011, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO REPEAL § 36.03 "PUBLICATION OF RULES AND REGULATIONS," OF CHAPTER 36, "ADMINISTRATIVE POLICY AND PROCEDURE," OF TITLE III, "ADMINISTRATION," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. § 36.03, "Publication of Rules and Regulations," of Chapter 36, "Administrative Policy and Procedure," of Title III, "Administration," of the City of Saginaw Code of Ordinances, O-1, is hereby repealed.

Section 2. This repealment shall become effective January 19, 2012.

Enacted: January 9, 2011

From: Darnell Earley, City Manager

Subject: Amendment to Board of Examiners of Stationary Boiler Operators and Stationary Engineers Ordinance

Prepared by: Diane M. Herman, City Clerk

Manager's Recommendation:

I recommend that Paragraph (B), "Meetings; Compensation," of § 12.10 "Board of Examiners of Stationary Boiler Operators and Stationary Engineers," of Chapter 12, "Boards and Commissions," of Title I, "Administrative Code," of the City Of Saginaw Code of Ordinances, O-1, be amended.

Justification:

Paragraph (B), "Meetings; Compensation," of § 12.10 "Board of Examiners of Stationary Boiler Operators and Stationary Engineers," currently states that "members shall be compensated at the rate of fifteen dollars (\$15.00) per meeting attended, but not to exceed one hundred and eighty dollars (\$180.00) for each member per year." This became effective on August 23, 2001. The Board of Examiners of Stationary Boiler Operators and Stationary Engineers are one of the few Boards and Commissions in which the members are compensated for their services due to the technical training required and or actual experience in operating steam boilers and steam actuated machinery. The compensation for the members of this board has increased since 2001 due to the numerous hours spent in testing and certifying applicants across the State of Michigan. Such additional compensation was approved through the City's budget process. To reduce costs in having to amend the ordinance each time the members' compensation is increased, it is recommended that the language in the ordinance be amended to state that compensation be approved through the City's budget approval process.

Council Action:

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

Council _____ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND PARAGRAPH (B), "MEETINGS; COMPENSATION," OF § 12.10 "BOARD OF EXAMINERS OF STATIONARY BOILER OPERATORS AND STATIONARY ENGINEERS," OF CHAPTER 12, "BOARDS AND COMMISSIONS," OF TITLE I, "ADMINISTRATIVE CODE," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under the Charter provision.

Council _____ moved that an ordinance introduced December 19, 2011, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND PARAGRAPH (B), "MEETINGS; COMPENSATION," OF § 12.10 "BOARD OF EXAMINERS OF STATIONARY BOILER OPERATORS AND STATIONARY ENGINEERS," OF CHAPTER 12, "BOARDS AND COMMISSIONS," OF TITLE I, "ADMINISTRATIVE CODE," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. Paragraph (B), "Meetings; Compensation," of § 12.10 "Board of Examiners of Stationary Boiler Operators and Stationary Engineers," of Chapter 12, "Boards and Commissions," of Title I, "Administrative Code," of the City Of Saginaw Code of Ordinances, O-1, be amended to read as follows:

(B) *Meetings; compensation.* The Board shall meet on the first Saturday of each month or upon call of the City Clerk and members shall be compensated on a quarterly basis in an amount recommended by the City Clerk and approved by the City Manager and City Council through the approval of the budget each year.

Section 2. This ordinance shall become effective January 19, 2012.

Enacted: January 9, 2012