

# Council Agenda

January 25, 2010, 6:30 p.m., Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE

ROLL CALL

CORRECTION AND APPROVAL OF MINUTES OF PRECEDING SESSIONS:

- January 11, 2010 regular council meeting.

ANNOUNCEMENTS:

PUBLIC HEARINGS:

1. Request from U. S. Graphite, Inc. for establishment of an Industrial Development District at 1510 East Holland Avenue, Saginaw, Michigan.
2. Community Development Block Grant-R program.
3. Community Development Block Grant program, Emergency Shelter Grant program and HOME program.

PERSONAL APPEARANCES:

REMARKS OF COUNCIL:

PETITIONS:

1. 10-01 from Father Reginald Salcedo, Founder/Treasurer of Happy Faces Foundation, requesting that Happy Faces Foundation be recognized as a nonprofit organization.
2. 10-02 from Timothy M. Lynch, Saginaw County Bar Association, requesting permission to erect a banner in the 500 block of Court Street from March 28, 2009 – April 28, 2009 for the purpose of celebrating Law Day.

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

From the Council Boards and Commission Committee:

1. Consideration of reappointing JoAnn Crary, Thomas Darnell and Thomas Miller to the Brownfield Redevelopment Authority with a term to expire December 31, 2013.
2. Consideration of reappointing Richard Carl Hahn to the Board of Examiners of Stationary Boiler Operators and Stationary Engineers with a term to expire December 31, 2013.

#### REPORTS FROM MANAGER:

1. Elizabeth Hansen, Chair, will review the Community Development Block Grant allocations.
2. Update on the Strategic Planning Session by Darnell Earley, City Manager.

#### Recommended Actions:

1. Recommending approval of the NSP2 Consortium Funding Agreement, as requested by the Michigan State Housing Development Authority and the City Manager be authorized to execute it and all other related documents.
2. Recommending approval of the lease between the City of Saginaw and The Sedona Building LLC for the site for the Weed and Seed program activities. The City entered into a lease last year with The Sedona Building LLC to rent commercial space at 310 South Washington Avenue to serve as the site for Weed and Seed activities. This proposal is a renewal of that lease. All conditions are the same except for a 5% increase in the amount of the rent, as contemplated in the first lease. The site consists of approximately 1,400 square feet and the cost will be \$945.00 per month.
3. Recommending that the 2010 Single Lot Special Assessment Tax Roll transmitted herewith be filed in the office of the City Clerk for public examination; that the Council meet and review said roll at a regular meeting to be held Monday, February 22, 2010 and that the Clerk is hereby directed to post a public notice of said hearing.
4. Recommending approval of the insurance proposals with Chubb/Federal Insurance Company for Combined Building & Personal Property, Business Income and Extra Expense, Valuable Papers and Records, Computer Coverage, Flood, Earthquake and Animals in the Petting Zoo; with The Hanover Insurance Group for Crime Coverage; with Chubb/Federal Insurance Company for Equipment Floater & Bridges Coverage; with Cincinnati Insurance Company for Machinery & Equipment Breakdown Coverage, and Illinois Union Insurance Company/ACE for Storage Tank Liability Insurance effective February 1, 2010 to February 1, 2011, for a total cost of \$287,733, and that I, and/or my designee, be authorized to execute any and all necessary insurance documents under the plans. Further recommend that the City Manager or his designee be allowed to make adjustments to said policies, as necessary throughout the policy term, in removing and/or adding coverage on equipment, machinery and buildings, as the City acquires and/or disposes of same. Funds are budgeted and available in the Self Insurance Fund (Other Services) Account, No. 677 1762 711 8006 (\$119,889 will be expended from the fiscal year 2009-10 budget and \$167,844 from the fiscal year 2010-11 budget).

5. Recommending increasing Blanket Purchase Order No. 38653 issued to Larry's Auto Supplies from \$9,500.00 to \$17,500.00 to cover the costs of vehicle repairs due to aging fleet. Funds are available in the Police Department's Building Maintenance Division Supplies/Motor Vehicle Supplies Account, No. 101 3014 721 7312.
6. Recommending approval of the purchase order issued to Michigan Pipe and Valve and that payment be made to them in the amount of \$4,730.00 for the emergency purchase of two 24" sleeves used to repair water main breaks. Funds are budgeted in the Water Operation and Maintenance Parts & Supplies Account, No. 591 4721 861 7330 and will be accounted for in the Water Inventory Account, No. 591 0000 171 1130.
7. Recommending issuance of an annual purchase order to Jonnie-On-The-Spot, Inc. in the amount of \$2,096.09 for the balance of fiscal year 2009-10 and \$4,347.00 for fiscal year 2010-11 totaling \$6,443.09 for both years for portable toilets located in various City parks. Funds are budgeted in the Building and Grounds Division Operating Services Account, No. 101 7575 821 8005 for fiscal year 2010 and will be budgeted for in fiscal year 2011.
8. Recommending acceptance of the bid and issuance of a purchase order to Overhead Door Company in the amount of \$6,735.00 for the supply and delivery of a new overhead door for the Kochville Pumping Station. Funds are budgeted in the Water Operations Repairs and Replacement Account, No. 591 4730 861 9720.
9. Recommending acceptance of the low bid and issuance of a purchase order to Fisher Scientific in the amount of \$7,906.02 for the purchase of a laboratory glassware washer. The unit is a specialty washer to provide contaminant-free laboratory glassware for bacterial and chemical analyses. Funds are budgeted in the Water Treatment Laboratory Equipment Account, No. 591 4730 861 9720.
10. Recommending reimbursement be paid to the Saginaw Midland Municipal Water Supply Corporation in the amount of \$9,040.00 for repair pieces related to emergency raw water main repairs during the summer of 2009. Funds are budgeted in the Water Operation and Maintenance Parts & Supplies Account, No. 591 4721 861 7330.
11. Recommending acceptance of the state bid and issuance of a purchase order to Gexpro in the amount of \$18,912.00 for the purchase of 1,800 various bulbs for use by the Traffic Engineering Division. Funds are available in the Traffic Engineering Street Lighting Parts and Supplies Account, No. 101 4620 791 7330.
12. Recommending that a purchase order be issued to Jack Doheny Supplies, Inc. in the amount of \$19,432.09 for repairs to the sewer jet that is used by the Right of Way Division, Maintenance & Service Section to clean and maintain sewers throughout the City. Jack Doheny Supplies, Inc. is the only authorized dealer in the state. Funds are available in the Motor Pool Operation Motor Vehicle Supply Account, No. 661 4480 841 7312.
13. Recommending acceptance of the low bid and issuance of a purchase order to Monroe Environmental Corp. in the amount of \$149,000.00 to rebuild clarifiers for the Waste Water Treatment Plant. Funds are budgeted in the Sewer Operation and Maintenance Repairs and Replacements Account, No. 590 4840 881 9720.

#### INTRODUCTION OF ORDINANCES:

1. An Ordinance to amend §151.095 “Registration Fee Required,” §151.096 “Fee Schedule,” and §151.097 “Late Payment Fees,” and to retitle §151.095-151.098 from “Rental Housing Facility Fees” to “Non-owner Occupied Housing Facility Fees,” of chapter 151 “Housing Regulations,” of Title XV, “Land Usage,” of the City of Saginaw Code of Ordinances O-1.
2. An Ordinance to re-title and amend “Appendix: Rental Housing Registration Fees,” to re-title and amend §1, “Rental Housing Registration Fees” to “Non-owner Occupied Housing Registration Fees, and to add §2, “New Registrations” and §3, “Effective Date,” to this appendix, of Chapter 151 “Housing Regulations,” of Title XV “Land Usage” of the City of Saginaw Code of Ordinances O-1.
3. An Ordinance to amend Paragraph (C) of §70.03, “Rules and Regulations,” of Chapter 70, “General Provisions” of Title VII, “Traffic Regulations” of the City of Saginaw Code of Ordinances, O-1.

#### CONSIDERATION AND PASSING OF ORDINANCES:

1. An Ordinance to amend Paragraphs (H) through (K) of §110.26, “Stationary Boiler Operators and Stationary Engineers” and §1, “License Fees” of “Appendix” Fees” of Chapter 110, “General Provisions,” of Title XI “Business Regulations,” of the Saginaw Code of Ordinances O-1.

#### RESOLUTIONS:

1. [Extending the Renaissance Zone time duration for Hausbeck Pickle.](#)
2. [Extending the Renaissance Zone time duration for GlobalWatt.](#)
3. [Recognizing the request from Happy Faces Foundation to be recognized as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming licenses.](#)
4. [Transferring the 2009 Class C Liquor License with Dance Entertainment permit at 1313 Bay St.](#)
5. [Approving the Community Development Block Grant Program Submission for program year 2010-11.](#)
6. [Approving the Comprehensive Homeless Assistance Program Emergency Shelter Grant Submission for program year 2010-11.](#)
7. [Approving the HOME Program Submission for program year 2010-11.](#)

#### UNFINISHED BUSINESS

#### MOTIONS AND MISCELLANEOUS BUSINESS:

Motion to go into closed session to discuss a pending litigation in a slip and fall case.

Darnell Earley  
City Manager

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Clarifier Rebuild

**Manager's Recommendation:**

I recommend that the low bid from Monroe Environmental Corp. be accepted and that a purchase order be issued to them in the amount of \$149,000.00.

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 Sewer Operation and Maintenance Repairs and Replacements Account No. 590-4840-881.97-20.

**Justification:**

The wastewater treatment plant has six 130-foot diameter final clarifiers, which were built in 1972. The collection mechanisms on these clarifiers are built with mild steel and coated with coal tar epoxy. The mechanisms are routinely sand blasted and recoated. Last year maintenance discovered that the metal on these mechanisms has deteriorated to the extent that sand blasting is no longer possible. Staff contacted the manufacturer for prices on replacement mechanisms and we discovered that having the mechanisms fabricated locally and hot dip galvanized is far more cost effective than purchasing replacements from the manufacturer. Bids for the fabrication and installation of two replacement mechanisms were received and opened on 12/29/2009 with the following results:

Monroe Environmental Corp.  
Monroe, MI

\$149,000.00



# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Water Treatment Plant Kochville Overhead Door Purchase

**Manager's Recommendation:**

I recommend that the bid from the Overhead Door Company of Saginaw be accepted and a purchase order be approved and issued to them in the amount of \$6,735.00 for fiscal year 2010 for the supply and delivery of a new overhead door for the Kochville Pumping Station.

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

Funds for this purchase are budgeted in the Water Operations Repairs and Replacement Account, No. 591-4730-861.97-20.

**Justification:**

On December 29, 2010, the City received bids for the supply and delivery of a new overhead door system for the Kochville Pumping station. The current overhead door is too narrow to allow access of plant vehicles into the station. The station is used to store material that needs to be loaded and unloaded from the plant vehicles. The wider door will also make it easier for other large equipment to be stored in the building after use. There is no price comparison available for this purchase. Following is a tabulation of the bids received and reviewed by the Purchasing Committee:

	<u>Total Bid</u>
Overhead Door Company of Saginaw Saginaw, MI	\$6,735.00
Delta Door Sales Inc. Saginaw, MI	\$6,900.00

**Council Action:**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be approved.



# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Emergency Purchase of 24" Solid Sleeves

**Manager's Recommendation:**

I recommend approval of Purchase Order No. 40190 issued to Michigan Pipe and Valve and that payment be made to them in the amount of \$4,730.00 for the emergency purchase of two 24" sleeves used to repair water main breaks.

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

Funds for this purchase are budgeted in the Water Operation and Maintenance Parts & Supplies Account, No. 591-4721-861.73-30 and will be accounted for in the Water Inventory Account, No. 591-0000-171.11-30.

**Justification:**

The Right of Way Division, Maintenance and Service Section, will utilize these two (2) 24" solid sleeves to restock our supply for oversize repair sleeves. On December 27, 2009, the city had a water main break on a 24" water main and the sleeves that were in stock were used to repair the break. An emergency purchase order was issued to replenish our inventory. Two quotes were received, but only Michigan Pipe and Valve met the specifications.

**Council Action**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be accepted.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** WTP Emergency Repairs - North Clarifier

**Manager's Recommendation:**

I recommend that payment be made to D.C. Byers Company, Detroit, Michigan, up to the amount of \$13,295.00 for emergency purchase order #40113.

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

Funds for this purchase are budgeted in the Water Treatment General Repairs Account No. 591-4730-861.80-40.

**Justification:**

On December 29, 2009, an emergency purchase order was issued to D.C. Byers Company, Detroit, Michigan, in the amount of \$13,295.00 for repairs to the north clarifier of the Water Treatment Plant. The work included sealing cracks in the walls and concrete repair of the north clarifier at the Water Treatment Plant. The clarifier is filled with water year round and water has been leaking thru the cracks. Because of the leaks, the brick on the exterior of these walls was deteriorating. The clarifiers are drained once a year for inspection and cleaning so the work needed to be done at this time. D.C. Byers Company was chosen based on their experience and the recommendation from Greeley and Hansen; the engineering firm hired by the City of Saginaw for Master Planning and other work for the water system.

**Council Action:**

Council\_\_\_\_\_ moved that the recommendation of the City Manager be approved.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Water Treatment Plant Laboratory Glassware Washer

**Manager's Recommendation:**

I recommend that the bid from Fisher Scientific be accepted and a purchase order be approved and issued to them in the amount of \$7,906.02 for the purchase of laboratory glassware washer.

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

Funds for this purchase are available in the Water Treatment Laboratory Equipment Account No. 591-4730-861.97-20.

**Justification:**

On December 15, 2009, the City received bids for a laboratory glassware washer. The unit is a specialty washer to provide contaminant-free laboratory glassware for bacterial and chemical analyses. It includes an appropriate injection rack, inserts and neutralizing supplies. The bid price of \$7,906.02 is a decrease of 3.3% over the price paid for a similar washer during fiscal year 1995. Following is a tabulation of the bids received and reviewed by the Purchasing Committee:

Fisher Scientific Pittsburgh, PA	\$7,906.02
Miele, Inc. Princeton, NJ	\$12,021.85

**Council Action:**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be approved.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Right of Way Division Raw Water Pipeline Repair Reimbursement

**Manager's Recommendation:**

I recommend reimbursement be paid to the Saginaw Midland Municipal Water Supply Corporation (SMMWSC) in the amount of \$9,040.00 for repair pieces related to Emergency Raw Water Main Repairs during the summer of 2009.

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 Water Operation & Maintenance Parts and Supplies Account, No. 591-4721-861. 73-30.

**Justification:**

In the early morning hours of June 17, 2009, all raw water flow from the raw water pipeline was lost. The cause was later found to be due to a break in the 36" pipeline between US 10 and Salzburg Rd. on Monitor Rd. in Bay County. This section of the pipeline is owned and maintained by the City of Saginaw Right of Way Division. The break occurred due to a failure in the control wiring associated with a control valve on the same 36" pipeline located on Davis Rd. in Saginaw County. The failure caused the valve to unexpectedly close creating a surge in the pipeline commonly referred to as water hammer, which in turn caused the break in the pipeline.

The SMMWSC maintains an inventory of the parts needed for these repairs. Necessary parts were supplied to City crews to make repairs to the pipeline. The SMMWSC then ordered the replacement parts. Due to lead-time for construction of these parts, the parts and associated invoice were recently received and forwarded to Saginaw for reimbursement.

**Council Action**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be approved.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** 2002 Sterling Sewer Jet Auxiliary Engine Parts Purchase

**Manager's Recommendation:**

I recommend that a purchase order be issued to Jack Doheny Supplies, Inc. in the amount of \$19,432.09 for repairs to the sewer jet.

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 available in Motor Pool Operation Motor Vehicle Supply Account, No. 661-4480-841.73-12.

**Justification:**

Jack Doheny Supplies, Inc. submitted a quote for auxiliary engine parts to repair the 2002 Sewer Jet, which is used by the Right of Way Division, Maintenance & Service Section, to clean and maintain sewers throughout the City. The rear auxiliary engine controls the vacuum and the operation of the front and rear hydraulic pumps. No other quotes were received, as Jack Doheny Supplies, Inc. is the only authorized dealer in the state.

**Council Action:**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be approved.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Traffic Engineering, Street light bulbs

**Manager's Recommendation:**

I recommend that the State bid from Gexpro be accepted and a purchase order be approved and issued to them in the amount of \$18,912.00 for the purchase of various bulbs for use by the Traffic Engineering Division.

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

Funds for this purchase are available in the Traffic Engineering Street Lighting Parts and Supplies Account, No. 101-4620-791-7330.

**Justification:**

On April 18, 1977, City Council approved a cooperative purchasing agreement with the State of Michigan, which allows the City to purchase material and equipment at State bid pricing. In the past, we have purchased various material and equipment utilizing these State bids.

The Traffic Engineering Division is required to relamp approximately 1,000 streetlights and to maintain the approximately 7,000 streetlights within the City of Saginaw annually. This purchase is for 1,800 various bulbs for this purpose.

**Council Action:**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be approved.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Rental & Service Of Portable Toilets

**Manager's Recommendation:**

I recommend an annual purchase order be issued to Jonnie-On-The-Spot, Inc. in the amount of \$2,096.09 for the balance of fiscal year 2009-10 and \$4,347.00 for fiscal year 2010-11 totaling \$6,443.09 for both years.

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 General Fund Building and Grounds Division Operating Services Account, No.101-7575-821.80-05 for fiscal year 2010 and will be budgeted for in this account for fiscal year 2011.

**Justification:**

Bids for portable toilets were opened on October 20, 2009, with initially two bids being received. A second bidder who later withdrew their bid due to a mathematical error only recently advised Purchasing they could not honor their bid. A temporary purchase order was issued to take care of immediate and ongoing requirements for portable toilets; therefore, the total amount required for the current fiscal year 2009-10 is \$2,096.09 instead of the full year cost of \$4,347.00. Portable toilets are located in various City parks for a period of seven months per year.

**Council Action:**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be approved.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Blanket Purchase Order Increase

**Manager's Recommendation:**

I recommend increasing Blanket Purchase Order No. 38653, issued to Larry's Auto Supplies of Saginaw, from \$9,500.00 to \$17,500.00 to cover the costs of vehicle repairs for the police 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 the Saginaw Code of Ordinances O-1.

Funds are available in Police Department's Building Maintenance Division Supplies / Motor Vehicle Supplies Account, No. 101-3014-721.73-12.

**Justification:**

Due to an aging fleet, the Saginaw Police Department has had an unforeseen increase in police pursuit vehicle repairs, and is requesting that the blanket purchase order issued to Larry's Auto Supply in the amount of \$9,500.00 (approved by Council on 06/29/09) be increased by \$8,000.00 to cover repairs for the remainder of fiscal year 2009-2010.

**Council Action:**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be approved.



# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Non-Owner Occupied Housing (f/k/a Rental Housing) Registration Ordinance Amendments

**Manager's Recommendation:**

I recommend approval of the ordinances introduced under the regular order of business, that amends §151.095, "Registration Fee Required," §151.096, "Fee Schedule," and §151.097, "Late Payment Fees," and re-entitles §151.095-§151.098, of Chapter 151, "Housing Regulations", of Title XV "Land Usage" of the City of Saginaw Code of Ordinances O-1, from "Rental Housing Facility Fees" to "Non-Owner Occupied Housing Facility Fees" and re-titles "Appendix: Rental Housing Registration Fees" to "Appendix: Non-Owner Occupied Housing Registration Fees" and amends §1 "Rental housing registration fees" to §1 Non-Owner Occupied housing registration fees" and to add §2, "New Registrations" and §3, "Effective Date" to this Appendix, of Chapter 151, "Housing Regulations", of Title XV "Land Usage" of the City of Saginaw Code of Ordinances O-1.

**Justification:**

The City's current ordinances reference "rental registrations" which does not clearly define that any home that is non-owner occupied must be registered, whether or not the owner is receiving payment from the occupant (i.e. parent who is not an occupant allowing his/her child to live in the home). Re-titling this section will better describe its intent and purpose.

Also, the current ordinance provides for a 2 or 4-year license term with a larger fee due the first year and a reduced fee due in subsequent years. This has been problematic for billing purposes, as the City's HTE software is not capable of billing different amounts due and owing in different years. As such, much of the invoicing must be done through alternate databases and some by hand. In addition, having the same fee due and owing each year for these properties would be less confusing on the licensees, as he or she would know the same fee would be due and owing each year. Currently, one and two family dwellings are charged \$100 for the first of the 4-year license and \$25 for years 2, 3 and 4. In the same sense multiple dwelling units (more than 2) and lodging houses are charged \$50.00 for the first year and \$25.00 for the 2<sup>nd</sup> year of the 2-year license, plus an

# COUNCIL COMMUNICATION

additional cost of \$5.00 for each unit in excess of 2. Hotels are currently \$100.00 for the first year, \$25.00 for the second and \$2 for each rooming unit.

Under the revised ordinance all non-owner occupied one and two family dwellings, multiple family dwellings and lodging houses licensees would pay a \$50.00 registration fee per year and an additional \$5.00 per unit (in excess of 2) for multiple family dwellings and lodging houses. Hotels would pay a \$100 registration fee and \$5.00 per unit (in excess of 2).

Changes to these ordinances would make billing less difficult, increase the current fee and provide for a steady cash flow for the City. The fines for failure to register would also increase as currently in years 2, 3 and 4 for one and two family dwellings, failure to re-register is double the registration fee (\$25), which is a \$25.00 fine. Under the revised ordinance, each year would have a \$50 registration fee and double to \$100 for failure to re-register or pay.

Other sections of the ordinance have been amended to clearly define that registration fees are not prorated, provide penalties for failure to initially register the non-owner occupied facility, and provide that owners will be responsible to pay for inspection(s) necessitated by the owner's failure to maintain their property after compliance.

The application for Non-Owner Occupied will also be amended to request the owner provide a "local" contact for those owners living out of the area.

The Chief Inspector met with the Saginaw Landlords Association and advised them of this upcoming change, including the fact that all licenses would be rolled over under the new program and license year regardless of when the dwelling was first registered, and they were agreeable to this change.

## **Council Action:**

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

# COUNCIL COMMUNICATION

Council \_\_\_\_\_ introduced an ordinance entitled and reading

as follows:

AN ORDINANCE TO AMEND §151.095 "REGISTRATION FEE REQUIRED," §151.096 "FEE SCHEDULE," AND §151.097 "LATE PAYMENT FEES," AND TO RE-TITLE §151.095-151.098 FROM "RENTAL HOUSING FACILITY FEES" TO "NON-OWNER OCCUPIED HOUSING FACILITY FEES," OF CHAPTER 151 "HOUSING REGULATIONS," OF TITLE XV, "LAND USAGE," OF THE CITY OF SAGINAW CODE OF ORDINANCES O-1.

Laid over under the Charter Provision.

# COUNCIL COMMUNICATION

Council \_\_\_\_\_ moved that an ordinance introduced on January 25, 2010, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND §151.095 "REGISTRATION FEE REQUIRED," §151.096 "FEE SCHEDULE," AND §151.097 "LATE PAYMENT FEES," AND TO RE-TITLE §151.095-151.098 FROM "RENTAL HOUSING FACILITY FEES" TO "NON-OWNER OCCUPIED HOUSING FACILITY FEES," OF CHAPTER 151 "HOUSING REGULATIONS," OF TITLE XV, "LAND USAGE," OF THE CITY OF SAGINAW CODE OF ORDINANCES O-1.

The City of Saginaw ordains:

Section 1. §151.095-§151.098, of Chapter 151, "Housing Regulations", of Title XV "Land Usage" of the City of Saginaw Code of Ordinances O-1 shall be amended and re-titled from "**RENTAL HOUSING FACILITY FEES**" to "**NON-OWNER OCCUPIED HOUSING FACILITY FEES.**"

Section 2. §151.095, "Registration Fee Required," §151.096, "Fee Schedule," and §151.097, "Late Payment Fees," of Chapter 151, "Housing Regulations", of Title XV "Land Usage" of the City of Saginaw Code of Ordinances O-1 shall be amended to read as follows:

## **§ 151.095 REGISTRATION FEE REQUIRED.**

(A) (1) No person exercising ownership or control shall allow a dwelling, dormitory, dwelling unit, apartment house, or guest room in a lodging house, rooming house, bed and breakfast establishment, hotel or motel to be occupied without first obtaining a registration/license from the Office of the City Clerk.

(2) Further, any property or structure required to obtain a registration/license under this chapter and for which the owner or controller fails to do so immediately upon notice of said violation, will be required to vacate said premises until such time as the necessary registration/license is obtained. In order to obtain a registration/license for a dwelling unit, apartment house, or guestroom in a lodging house, rooming house, bed and breakfast establishment, hotel or motel, the owner or controller shall comply with the following mandatory requirements:

# COUNCIL COMMUNICATION

(a) The owner or controller shall obtain and complete an application for said registration/license with the City Clerk. Such application must be accompanied by valid state or federal photo identification.

(b) The owner shall cause the dwelling to be inspected periodically as indicated in the Appendix in this Chapter. The owner is responsible for obtaining from the City evidence of said periodic inspection.

(c) The premises shall not be under current condemnation or order to vacate.

(d) The owner or controller shall pay in full housing registration/license fees owed to the City upon said property.

(3) All items listed above shall be complied with prior to the issuance of the required registration/license and prior to occupation of said premises. Failure to comply with any of these items, or delinquent violations against the property or condemnation of the property shall result in immediate revocation or denial of the registration/license. Re-issuance or original granting of the registration/license and occupation of the premises shall occur only after all items listed above are in compliance.

(B) Exception: Owners or purchasers of buildings which contain only one (1) dwelling unit, with or without an accessory garage, carport or shed, and which contain no other occupancy, may occupy that dwelling unit themselves without registering the unit and paying a fee. The owner's immediate family may also occupy that dwelling with the owner. All other requirements of this chapter shall apply in such instances.

## **§ 151.096 FEE SCHEDULE.**

(A) The license/registration cycle shall start on March 15 of each year.

(B) For the period from the effective date of this section to March 15, 2010 all properties with a valid registration shall continue to be registered until March 15, 2010. Registrations shall all expire on March 15 of each year regardless of application date. If March 15 should fall on a holiday or weekend the fee shall be due on the next regular business day.

# COUNCIL COMMUNICATION

## § 151.097 LATE PAYMENT FEE

An additional late charge of one hundred (100%) percent of the base fee shall be incurred as a result of the following:

(A) Failure to pay the initial registration fee within fifteen (15) days of application.

(B) Failure to register a property within fifteen (15) days of date of notice.

(C) Failure to pay the license renewal fee by the date required in §151.096.

Section 3. This Ordinance shall become effective February 18, 2010.

Enacted: February 8, 2010.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Second Year Lease for Weed and Seed Site – Sedona Building

**Manager's Recommendation:**

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

**Justification:**

The City entered into a lease last year with The Sedona Building LLC to rent commercial space at 310 South Washington Avenue (the Sedona Building) to serve as the site location for Weed and Seed activities. This proposal is for a renewal of that lease. All conditions are the same except for a 5% increase in the amount of the rent, as contemplated in the first lease. This decision has been reviewed and approved by the Weed and Seed Steering Committee, and the City Attorney has approved the format of the lease. The site consists of approximately 1,400 square feet and the cost will be \$945.00 per month. The City will provide necessary insurance, make the initial monthly payments for this lease and obtain reimbursement through the federal grant.

**Council Action:**

Council \_\_\_\_\_ moved that the communication from the City Manager be approved.

# COUNCIL COMMUNICATION

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

**RESOLUTION TO EXTEND RENZONE TIME DURATION FOR HAUSBECK PICKLE**

Council \_\_\_\_\_ offered and moved adoption of the following resolution:

WHEREAS, Subzone #4 Lufkin Rule/Hess Ave/Fairgrounds Complex is currently designated as a Renaissance Zone pursuant to Public Act 376 of 1996; and

WHEREAS, this Renaissance Zone subzone is slated to expire in 2014; and

WHEREAS, the Michigan Renaissance Zone Act, 1996 PA 376, has been amended by 2006 PA 440 and 2008 PA 116 to permit extending the duration of time for one or more portions of a Renaissance Zone; and

WHEREAS, Hausbeck Pickle Company, a Michigan-based company, intends to make future capital investments on approximately 12.67 acres of land in Subzone #4; the Lufkin Rule/Hess Ave./Fairgrounds Complex; and

WHEREAS, Hausbeck Pickle Company has requested that the Renaissance Zone on its proposed property/location be extended in duration by an additional 10 years from the date of this application, so that the new expiration date would be 2020; and

WHEREAS, the extension of the Renaissance Zone duration on Hausbeck Pickle's property is necessary to increase economic development, and expand business and employment opportunities in the City of Saginaw and the surrounding communities for years to come; and

WHEREAS, the City of Saginaw is the "qualified local governmental unit" that originally applied for the City of Saginaw Renaissance Zone designation; and

WHEREAS, the City of Saginaw requests that the City of Saginaw apply for a 10 year time extension from the date of this application for 12.67 acres of property that Hausbeck Pickle Company currently owns in SubZone #4 Lufkin Rule/Hess Ave./Fairgrounds Complex with the following parcel number and legal description:

**Parcel Number: 12 1156 00000**

**Legal Description**



# COUNCIL COMMUNICATION

## PARCEL 2

PART OF FACTORY LOTS 3, 4, 5, 6, 7 AND 15 AND ALL OF LOTS 8, 9, 10, 11, 12, 13, 14, AND VACATED STREET, ORDINANCE No.B-37, SAGINAW IMPROVEMENT COMPANY'S ADDITION "E", CITY OF SAGINAW, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER 2 OF PLATS ON PAGE 18, SAGINAW COUNTY RECORDS, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTHWEST CORNER OF LOT 1; THENCE N. 90°00'00" E., 659.76 FEET, ALONG THE SOUTHERLY LINE OF HESS AVENUE TO THE POINT OF BEGINNING; THENCE CONTINUING N. 90°00'00" E., 860.82 FEET, ALONG SAID SOUTHERLY LINE TO THE WEST LINE OF GLENWOOD AVENUE; THENCE S. 00°07'16" E., 548.24 FEET ALONG SAID LINE TO THE NORTH LINE OF A 44' WIDE RAILROAD RESERVATION; THENCE S. 89°59'51" W., 1,245.11 FEET, ALONG SAID NORTH LINE; THENCE N. 00°10'15" W., 207.87 FEET, PARALLEL WITH THE WEST LINE OF LOT 1; THENCE N. 89°59'01" E., 383.89 FEET, ALONG THE SOUTH LINE OF EXISTING WAREHOUSE; THENCE N. 00°01'26" W., 340.31 FEET, ALONG THE EAST LINE OF EXISTING WAREHOUSE, TO THE SOUTHERLY LINE OF HESS AVENUE AND THE POINT OF BEGINNING, CONTAINING 12.67 ACRES MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD

NOW, THEREFORE, BE IT RESOLVED, That the land described by the above legal description shall be granted a Renaissance Zone time extension with various state, local and county taxes being waived on the property for a period of 10 years beginning January 1, 2011 through December 31, 2020.

# COUNCIL COMMUNICATION

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

## RESOLUTION TO EXTEND RENZONE TIME DURATION FOR GLOBAL WATT

Council \_\_\_\_\_ offered and moved adoption of the following resolution:

WHEREAS, Northeast Saginaw Subzone 1 is currently designated as a Renaissance Zone pursuant to Public Act 376 of 1996; and

WHEREAS, this Renaissance Zone subzone is slated to expire in 2014; and

WHEREAS, the Michigan Renaissance Zone Act, 1996 PA 376, has been amended by 2006 PA 440 and 2008 PA 116 to permit extending the duration of time for one or more portions of a Renaissance Zone; and

WHEREAS, GlobalWatt intends to invest \$117 million in Subzone 1 Northeast Saginaw and create 250 jobs; and

WHEREAS, GlobalWatt has requested that the Renaissance Zone on its proposed property/location be extended in duration by an additional 15 years from the date of this application, so that the new expiration date would be 2025; and

WHEREAS, the extension of the Renaissance Zone duration on GlobalWatt's property is necessary to increase economic development, and expand business and employment opportunities in the City of Saginaw and the surrounding communities for years to come; and

WHEREAS, the City of Saginaw, is the "qualified local governmental unit" that originally applied for the City of Saginaw Renaissance Zone designation; and

# COUNCIL COMMUNICATION

WHEREAS, the City of Saginaw requests that the City of Saginaw apply for a 15 year time extension from the date of this application for 6.42 acres of property that GlobalWatt currently leases and is currently owned by Bombay Group LLC in Northeast Saginaw Subzone 1 with the following parcel number and legal description:

**Parcel Number:**

21 0875D50200 and 5.496 acres

21 1310 00000 and 0.925 acres

**Legal Description**

LOT 502 EDDY URBAN RENEWAL REPLAT NO. 3 INCLUDING S 1/2 OF ADJ VACATED NEEDHAM ST

AND

LOT 3 EXC N 53 FT, LOT 4, W 1/2 OF LOT 5, BLK 12, FULLERS SUBDIVISION INCLUDING VACATED CLAYTOR CT EXCEPT: BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 00 DEGREES 03 MINUTES 07 SECONDS EAST, 165.50 FEET ALONG THE WEST LINE OF SAID LOT 4; THENCE SOUTH 89 DEGREES 59 MINUTES 09 SECONDS EAST, 346.76 FEET PARALLEL WITH THE SOUTH LINE OF SAID LOTS 4 AND 5; THENCE SOUTH 00 DEGREES 11 MINUTES 51 SECONDS WEST 166.50 FEET ALONG THE WEST RIGHT OF WAY LINE OF VETERANS MEMORIAL PARKWAY; THENCE NORTH 89 DEGREES 59 MINUTES 09 SECONDS WEST, 346.33 FEET ALONG THE SOUTH LINE OF SAID LOTS 4 AND 5 TO THE POINT OF BEGINNING

NOW, THEREFORE, BE IT RESOLVED, That the land described by the above legal description shall be granted a Renaissance Zone time extension with various state, local and county taxes being waived on the property for a period of 15 years beginning January 1, 2011 through December 31, 2025.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Neighborhood Stabilization Program (NSP) Amended Grant Agreement

**Manager's Recommendation:**

I recommend that City Council approve the NSP2 Consortium Funding Agreement, as requested by the Michigan State Housing Development Authority ("MSHDA"), and that the City Manager be authorized to execute it and all other related documents. The agreement has been approved by the City Manager as to substance and the City Attorney as to form.

**Justification:**

In 2009 The City of Saginaw authorized the amended grant application for the Neighborhood Stabilization Program. The City intends to use this grant to help acquire and redevelop foreclosed properties that might otherwise become sources of abandonment and blight within its communities and to demolish blighted structures. The City also agreed at that time to comply with all terms and conditions of the agreement, applicable laws, regulations and all other requirements of MSHDA now or thereafter in effect pertaining to the assistance provided.

That grant has now been awarded and MSHDA has requested that the City of Saginaw enter into a follow-up agreement with MSHDA and the Saginaw County Land Bank Authority to outline the responsibilities and duties of the parties. The agreement is similar and a follow up to the one into which the City entered in 2009.

**Council Action:**

Council \_\_\_\_\_ moved that the recommendation of the City Manager be approved.

# COUNCIL COMMUNICATION

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

LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE  
GAMING LICENSES FOR HAPPY FACES FOUNDATION

Council \_\_\_\_\_ offered and moved adoption of the following resolution:

WHEREAS, Father Reginald Salcedo, as Treasurer, has submitted a request on behalf of the Happy Faces Foundation (Petition No. 10-01) to be recognized as a local civic organization eligible to conduct raffles; and

WHEREAS, the Michigan Bureau of State Lottery, pursuant to MCL 432.103(9), requires a Resolution be adopted by the local governing body approving this recognition.

NOW, THEREFORE, BE IT RESOLVED that the request from Happy Faces Foundation of the City of Saginaw and County of Saginaw, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming licenses, be considered for approval.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Insurance proposals for the City's Building & Personal Property Coverage, Business Income, Valuable Papers and Records, Computers, Flood, Earthquake, Animals in the Petting Zoo, Crime, Equipment, Bridges, Machinery & Equipment Breakdown and Storage Tanks

**Manager's Recommendation:**

I recommend approval of the insurance proposals with Chubb/Federal Insurance Company for Combined Building & Personal Property, Business Income and Extra Expense, Valuable Papers and Records, Computer Coverage, Flood, Earthquake and Animals in the Petting Zoo; with The Hanover Insurance Group for Crime Coverage; with Chubb/Federal Insurance Company for Equipment Floater & Bridges Coverage; with Cincinnati Insurance Company for Machinery & Equipment Breakdown Coverage, and Illinois Union Insurance Company/ACE for Storage Tank Liability Insurance effective February 1, 2010 to February 1, 2011, for a total cost of \$287,733, and that I, and/or my designee, be authorized to execute any and all necessary insurance documents under the plans.

I further recommend that I or my designee be allowed to make adjustments to said policies, as necessary throughout the policy term, in removing and/or adding coverage on equipment, machinery and buildings, as the City acquires and/or disposes of same.

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

Funds are budgeted and available in the Self Insurance Fund (Other Services) Account No. 677-1762-711-80-06. (\$119,889 will be expended from the FY2009-2010 budget and \$167,844 from the FY2010-2011 budget.)

**Justification:**

Recently, Saginaw Bay Underwriters received proposals for insurance coverage on City Buildings & Personal Property, Business Income and Extra Expense, Computer Coverage, Flood, Earthquake, Animals in the Petting Zoo, Crime Coverage, Equipment and Bridges, Machinery & Equipment Breakdown, Storage Tanks and Crime Coverage

# COUNCIL COMMUNICATION

to be effective February 1, 2009 to February 1, 2010. Upon receipt and review of the proposals received by Saginaw Bay Underwriters, the following insurance policies are being recommended:

## **BLANKET COVERAGE**

Chubb/Federal Insurance Company policy includes Blanket Coverage for Buildings and Personal Property, Business Income and Extra Expense, Valuable Papers and Records, Computer Coverage, Flood, Earthquake, and Animals in the Petting Zoo. Last year's premium was \$175,442 and this year's premium is \$180,229, which includes a Terrorism Coverage charge of \$8,009. This is an increase of \$4,787, over last year's premium, which is a result of increasing the value of the City buildings by 3% to stay current with inflation. (This policy carries a \$100,000 deductible with the exception of the Animals in the Petting Zoo, which has a \$500 deductible and Computer Coverage, which has a \$10,000 deductible.)

## **CRIME COVERAGE**

The Hanover Insurance Group, policy, includes coverage for Public Employee Dishonesty, Forgery and Alteration, Theft, Disappearance and Destruction (inside and outside the premises) and Computer Fraud. Last year's premium was \$6,997 and this year's premium is \$7,581. The increase of \$584.00 is a result of last year's policy having a shorter term (3/1/09-2/1/10). This year's policy is for the full 12 months. (This policy carries a \$10,000 deductible.)

## **EQUIPMENT FLOATER POLICY**

Chubb/Federal Insurance Company policy includes Contractors Equipment, Miscellaneous Unscheduled Equipment, Employee Tools, Rental Cost Reimbursement, Equipment Leased/Rented from others, Floating Docks, Debris Removal, Fire Department Service Charges, Inventory or Appraisals, Pollutant Clean-up, Fire Protection and Equipment Refill. Last year's premium was \$17,941 and this year's premium is \$18,675. The \$734 increase is a result of additional equipment, which the City purchased in the past year, which was added to the equipment list. (The deductible for this policy ranges from \$1,000-\$5,000, with the exception of the Floating Docks which carries a \$25,000 deductible.)

# COUNCIL COMMUNICATION

## **BRIDGES POLICY**

Chubb/Federal Insurance Company policy includes coverage on the Douglas Schenck, Frank Andersen, Holland, Genesee Avenue, Johnson Street, Norman Street, C&O RR Crossing, Ojibway Island (South End) and Ojibway Island Pedestrian (North & South End) Bridges. The premium for this policy is \$59,604, which has not increased in the past two (2) years. (The deductible on this policy is \$50,000.)

## **MACHINERY & EQUIPMENT BREAKDOWN**

Cincinnati Insurance Company policy includes coverage on Electric Generators, Miscellaneous Electrical Apparatus, Recip. Eng. Internal Combustion, Transformers, Water Damage, Expediting Expenses, Water Damage, Ammonia Contamination and Hazardous Substance. The premium for this policy is \$13,244, which has not increased in the past five (5) years. (This policy has a \$1,000-\$5,000 deductible.)

## **STORAGE TANK LIABILITY INSURANCE**

Illinois Insurance Company policy includes coverage on 13 tanks (8-above ground and 5-underground) that are insured at 4 locations. The premium increased by \$553 from \$7,847 to \$8,400 due to the tanks being one year older. (The policy carries a \$10,000 deductible.)

## **Council Action:**

Council \_\_\_\_\_ moved that the recommendation from the City Manager be approved.



# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** 2010 Single Lot Special Assessments Tax Roll

**Manager's Recommendation:**

It is recommended that the 2010 Single Lot Special Assessment Tax Roll transmitted herewith be filed in the office of the City Clerk for public examination; that the Council meet and review said roll at a regular meeting to be held Monday, February 22, 2010, and that the Clerk is hereby directed to post a public notice of said hearing.

**Justification:**

The City Engineer filed the 2010 Single Lot Special Assessment Tax Roll with the City Clerk on January 8, 2010, for the following assessments:

1. Sewer Connections & Replacements (SEW10)
2. Nuisances: Trash Removal/Yard Cleanup (TR010), Weed/Grass Cutting (WC010) and Wrecker Service/Vehicle Removal (WS010).
3. Environmental Tests/Samples/Inspections/Adm. Fees (EC101)
4. Environmental Fines & Surcharges (EC102)
5. Environmental Permit Fees (EC103)

The expenses on single lot assessments are not the types that require prorating of costs among several lots and parcels of land in the special assessment district, but are assessed to owners of the individual lots on which a service was performed. The owners of record have been billed in accordance with provisions of Title III, Administration, Chapter 33, "Taxation and Assessment," Section 33.26, Assessing Single Lots of the Saginaw Code of Ordinances, O-1. V, "Public Works" of the City of Saginaw Code of Ordinances, O-1.

**Council Action:**

Council \_\_\_\_\_ moved to accept the recommendation of the City Manager.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Amendment to Traffic Regulations Ordinance

**Manager's Recommendation:**

I recommend amending Paragraph (C) of §70.03, "Rules and Regulations," of Chapter 70, "General Provisions," of Title VII, "Traffic Regulations," of the City of Saginaw Code of Ordinances, O-1. An Ordinance has been prepared and appears under the regular order of business.

**Justification:**

Many traffic regulation requests are submitted to the City of Saginaw Engineering Division throughout each year, generally from business owners or residents, however, they can also originate from the Engineering Division. These requests include parking regulations, intersection controls and vacated streets. Upon receipt, the Engineering Division does a thorough field review of the area in question, notifies property owners, (if applicable), of the proposed change(s), and prepares a report of its finding for submission to the Traffic Committee. The Traffic Committee, consisting of representatives of the City Manager, City Engineer, Traffic Engineer, Chief of Police and the City Attorney, reviews each request and prepares a recommendation for City Council. Property owners (if applicable) and original requestors are notified of the pending change and the date the regulations will be presented to City Council. Paragraph (C), of the present ordinance, states: "...rules and regulation changes made hereunder shall become effective when notice of same shall have been given by publication in the official newspaper of the City and when the traffic control devices or traffic signals, if required under this title, have been installed." This compilation of

# COUNCIL COMMUNICATION

changes is presented to Council at least twice each year and the recommended changes can be voluminous and costly to publish. As such it is recommended that this publication requirement be removed from the City's ordinance. Paragraph (C) is also being amended to include that a certified copy of the adopted rules and regulations be filed with the County Clerk, which is required by MCL 257.71 (Sec. 71). Given the foregoing, I recommend Paragraph (C) of §70.03, "Rules and Regulations," of Chapter 70, "General Provisions," of Title VII, "Traffic Regulations," of the City of Saginaw Code of Ordinances, O-1, be amended.

## **Council Action:**

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

# COUNCIL COMMUNICATION

Council \_\_\_\_\_ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND PARAGRAPH (C) OF §70.03, "RULES AND REGULATIONS," OF CHAPTER 70, "GENERAL PROVISIONS" OF TITLE VII, "TRAFFIC REGULATIONS" OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under the Charter provision.

# COUNCIL COMMUNICATION

Council \_\_\_\_\_ moved that an ordinance introduced January 25, 2010, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND PARAGRAPH (C) OF §70.03, "RULES AND REGULATIONS," OF CHAPTER 70, "GENERAL PROVISIONS" OF TITLE VII, "TRAFFIC REGULATIONS" OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. Paragraph (C) of §70.03, "Rules and Regulations," of Chapter 70, "General Provisions," of Title VII, "Traffic Regulations," of the City of Saginaw Code of Ordinances is hereby amended and shall read as follows:

## **§ 70.03 RULES AND REGULATIONS.**

(C) Upon Council approval, all rules and regulation changes made hereunder shall become effective when the traffic control devices or traffic signals, if required under this title, have been installed. A certified copy of such adopted rules and regulations shall be filed with the County Clerk.

Section 2. This ordinance shall become effective February 18, 2010.

Enacted: February 8, 2010.

# COUNCIL COMMUNICATION

**From:** The City Manager

**Subject:** Liquor License for 1313 Bay Street

**Manager's Recommendation:**

I recommend approval of the request from B. Lombard, Inc. to transfer location of 2009 Class C licensed business located in escrow with Dance-Entertainment Permit, from 3407 E. Genesee, Saginaw, MI 48601, Saginaw County to 1313 Bay, Saginaw, MI 48602, Saginaw County

**Justification:**

On or about August 3, 2009, the City received notice from the Michigan Liquor Control Commission of the request from B. Lombard, Inc. to transfer location of 2009 Class C licensed business located in escrow with Dance-Entertainment Permit, from 3407 E. Genesee, Saginaw, MI 48601, Saginaw County to 1313 Bay, Saginaw, MI 48602, Saginaw County.

The Saginaw County Health Department, City of Saginaw Fire Prevention and the City Building Inspections Division have completed the necessary inspections at 1313 Bay Street and the City Police Department has completed its review process and has approved 1313 Bay Street for the license transfer as required by Chapter 110, "General Provisions," of Title XI, "Business Regulations" of the Saginaw Code of Ordinances. Under Chapter 111, "Alcoholic Beverages," §111.11, "Application for License," the City Manager is to review all applications and departmental reports and give his recommendation to City Council of his approval or disapproval of the license. Since the necessary requirements have been met by B. Lombard, Inc., I hereby recommend approval of the 2009 Class C license transfer with dance permit 3407 E. Genesee, Saginaw, MI 48601, Saginaw County to 1313 Bay, Saginaw, MI 48602, Saginaw County.

**Council Action:**

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

# COUNCIL COMMUNICATION

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

RESOLUTION TRANSFERRING 2009 CLASS C LIQUOR LICENSE WITH DANCE  
ENTERTAINMENT PERMIT AT 1313 BAY STREET

Council \_\_\_\_\_ offered and moved adoption of the following resolution:

WHEREAS, on or about August 3, 2009 the City Clerk's Office received a Local Approval Notice from the State of Michigan Liquor Control Commission; and

WHEREAS, said notice from B. Lombard, Inc. to transfer location of 2009 Class C licensed business located in escrow with Dance-Entertainment Permit, from 3407 E. Genesee, Saginaw, MI 48601, Saginaw County to 1313 Bay, Saginaw, MI 48602, Saginaw County; and

WHEREAS, the Saginaw County Health Department, City of Saginaw Fire Prevention, City Police Department and the City Building Inspections Division have approved 1313 Bay Street.

NOW, THEREFORE, BE IT RESOLVED, that the request from B. Lombard, Inc. to transfer location of 2009 Class C licensed business located in escrow with Dance-Entertainment Permit, from 3407 E. Genesee, Saginaw, MI 48601, Saginaw County to 1313 Bay, Saginaw, MI 48602, Saginaw County be considered for approval.

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

# COUNCIL COMMUNICATION

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

RESOLUTION OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN  
APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT  
PROGRAM SUBMISSION  
(PROGRAM YEAR 2010-11)

Council \_\_\_\_\_ offered and moved adoption of the following resolution:

WHEREAS, under the provisions of Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of Housing and Urban Development is authorized to make grants to states and units of general local government to help finance community development programs approved in accordance with the provisions of Title I; and

WHEREAS, the Department of Housing and Urban Development has informed the City of Saginaw that they are entitled to an amount of \$2,506,107.00 in Block Grant funds to carry out the 2010-11 year program; and

WHEREAS, the application has been completed in accordance with provisions of Title I of the Housing and Community Development Act of 1974, as amended, which identified housing and community development programs that would be carried out with 2010-11 year entitlement funds.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Saginaw:

1. That the Community Development Block Grant application (City Clerk's File No. \_\_\_\_\_) is hereby approved; and
2. That the City Manager is authorized to file this application with the Department of Housing and Urban Development.



# COUNCIL COMMUNICATION

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

RESOLUTION OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN  
APPROVING THE COMPREHENSIVE HOMELESS ASSISTANCE  
PROGRAM EMERGENCY SHELTER GRANT SUBMISSION  
(PROGRAM YEAR 2010-11)

Council \_\_\_\_\_ offered and moved adoption of the following resolution:

WHEREAS, under the provisions of the Comprehensive Homeless Assistance Program of 1987, the Secretary of Housing and Urban Development is authorized to make grants to states and units of general government to help finance rehabilitation or conversion of buildings to use as emergency shelters for the homeless and provision of certain operating and social service expenses in conjunction with the emergency shelter for the homeless; and

WHEREAS, The Department of Housing and Urban Development has informed the City of Saginaw that they are entitled to \$109,581.00 in Comprehensive Homeless Assistance Program funds for the above purpose in the 2010-11 year program; and

WHEREAS, The application has been completed in accordance with provisions of the Comprehensive Homeless Assistance Program of 1987, which identified operating activities that could be carried out with the 2010-11 year funds.

NOW THEREFORE BE IT RESOLVED, By the Council of the City of Saginaw:

1. That the Comprehensive Homeless Assistance application (City Clerk's File No. \_\_\_\_\_) is hereby approved; and
2. That the City Manager is authorized to file this application with the Department of Housing and Urban Development.

# COUNCIL COMMUNICATION

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

RESOLUTION OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN  
APPROVING THE HOME PROGRAM SUBMISSION  
(PROGRAM YEAR 2010-11)

Council \_\_\_\_\_ offered and moved adoption of the following resolution:

WHEREAS, under the provision of Title II of the National Affordable Housing Act of 1990, as amended, the Secretary of Housing and Urban Development is authorized to make entitlement awards to states and units of general local government that have been designated as a participating jurisdiction to help finance housing programs approved in accordance with the provisions of Title II; and

WHEREAS, The Department of Housing and Urban Development has informed the City of Saginaw that they are entitled to an amount of \$709,480.00 in HOME funds to carry out the 2010-11 year program; and

WHEREAS, the application has been completed in accordance with the provisions of Title II of the National Affordable Housing Act of 1990, as amended, which identified housing programs that would be carried out with the 2010-11 year entitlement funds.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Saginaw:

1. That the HOME application (City Clerk's File No. \_\_\_\_\_) is hereby approved; and
2. That the City Manager is authorized to file this application with the Department of Housing and Urban Development.

# COUNCIL COMMUNICATION

Council \_\_\_\_\_ moved that an ordinance introduced on January 25, 2010, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO RE-TITLE AND AMEND “APPENDIX: RENTAL HOUSING REGISTRATION FEES” TO “APPENDIX: NON-OWNER OCCUPIED HOUSING REGISTRATION FEES,” TO RE-TITLE AND AMEND §1, “RENTAL HOUSING REGISTRATION FEES” TO “NON-OWNER OCCUPIED HOUSING REGISTRATION FEES, AND TO ADD §2, “NEW REGISTRATIONS” AND §3, “EFFECTIVE DATE,” TO THIS APPENDIX, OF CHAPTER 151 “HOUSING REGULATIONS”, OF TITLE XV “LAND USAGE” OF THE CITY OF SAGINAW CODE OF ORDINANCES O-1.

The City of Saginaw ordains:

Section 1. “APPENDIX: RENTAL HOUSING REGISTRATION FEE” of Chapter 151, “Housing Regulations”, of Title XV, “Land Usage” of the City of Saginaw Code of Ordinances O-1, shall be amended and re-titled to “APPENDIX: NON-OWNER OCCUPIED HOUSING REGISTRATION FEES.”

Section 2. §1. “Rental housing registration fees” of Chapter 151, “Housing Regulations”, of Title XV “Land Usage” of the City of Saginaw Code of Ordinances O-1 is hereby amended to read as follows:

**§ 1. NON-OWNER OCCUPIED HOUSING REGISTRATION FEES.**

<i>Non-Owner occupied dwelling registration fees:</i>	
One- and Two- Family Dwellings	<p>\$50.00, per year</p> <p>Non-owner occupied one- and two-family dwelling registrations will be valid for one (1) year and subject to a routine inspection once every four (4) years. The property owner is responsible for making arrangements to cause said inspection to occur.</p>
Multiple Family Dwellings (more than two dwelling units)	<p>\$50.00 + \$5.00 per unit in excess of two (2), per year</p> <p>Multiple family dwelling registrations will be valid for one (1) year and subject to a routine inspection once every two (2) years. The property owner is responsible for making arrangements to cause said inspection to occur.</p>

# COUNCIL COMMUNICATION

Lodging Houses	<p>\$50.00 + \$5.00 per unit in excess of two, per year</p> <p>Lodging House registrations will be valid for one (1) year and subject to a routine inspection once every two (2) years. The property owner is responsible for making arrangements to cause said inspection to occur.</p>
Hotels	<p>\$100.00 + \$5.00 per unit in excess of two, per year</p> <p>Hotel registrations will be valid for one (1) year and subject to a routine inspection once every two (2) years. The property owner is responsible for making arrangements to cause said inspection to occur.</p>
<p style="text-align: center;">Re-inspection</p> <p>Necessitated by the owner's failure to make corrections within the required time per building or additional inspections necessitated by the owner's failure to maintain their property after compliance.</p>	<p>\$100.00 (per inspection)</p>

Section 3. §2, "New Registrations" and §3, "Effective Date" shall be hereby added to "Appendix: Non-Owner Occupied Housing Registration Fees," to read as follows:

**§ 2. NEW REGISTRATIONS.**

Fees for registration are not prorated. Registrations shall expire on March 15<sup>th</sup> of each year regardless of application date.

**§ 3. EFFECTIVE DATE.**

All non-owner occupied dwellings with a valid registration at the effective date of this ordinance shall be valid until March 15, 2010. All new registrations applied for after the effective date of this ordinance shall conform to the fee schedule indicated in this ordinance.

Section 4. This Ordinance shall become effective February 18, 2010.

Enacted: February 8, 2010.

# COUNCIL COMMUNICATION

Council \_\_\_\_\_ introduced an ordinance entitled and reading

as follows:

AN ORDINANCE TO RE-TITLE AND AMEND "APPENDIX: RENTAL HOUSING REGISTRATION FEES" TO "APPENDIX: NON-OWNER OCCUPIED HOUSING REGISTRATION FEES," TO RE-TITLE AND AMEND §1, "RENTAL HOUSING REGISTRATION FEES" TO "NON-OWNER OCCUPIED HOUSING REGISTRATION FEES, AND TO ADD §2, "NEW REGISTRATIONS" AND §3, "EFFECTIVE DATE," TO THIS APPENDIX, OF CHAPTER 151 "HOUSING REGULATIONS", OF TITLE XV "LAND USAGE" OF THE CITY OF SAGINAW CODE OF ORDINANCES O-1.

Laid over under the Charter Provision.