



Saginaw City Council Agenda

1315 S. Washington Avenue
Council Chamber - Room 205
989.399.1311
February 5, 2018
6:30 p.m.

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

PUBLIC HEARINGS:

1. Regarding the Urban Cooperation Agreement with Kochville Township to provide water services.

PERSONAL APPEARANCES:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

Management Update:

CONSENT AGENDA:

1. Approve the January 20, 2018 regular council meeting minutes.
2. Approve Petition #17-23 from the Saginaw County Bar Association to erect a banner in the 500 block of Court Street from March 12 to April 10, 2018 to promote "Law Day."
3. Approve the grant agreement between the Saginaw Housing Commission and the U.S. Department of Housing and Urban Development for the FY 2017 Family Self Sufficiency Program.
4. Approve the Adoption Agreement with Municipal Employees Retirement System to combine the three non-union public safety hybrid divisions.
5. Approve the purchase with DLT Solutions for \$7,422.44 for software maintenance renewal and support for the Public Service Department.
6. Approve the purchase with BS&A Software for \$3,200 for water main cross connection data utilization for the City's GIS software programs.

7. Approve the resolution authorizing sponsors of various community events to use amplifying equipment for 2018.
8. Approve the resolution authorizing the sale and consumption of alcoholic beverages at Hoyt Park during various community events for 2018.
9. Approve the purchase with West Side Decorating Center for \$10,333 for flooring at Green Point Nature Center.
10. Approve the purchase with Michigan Air Compressor Technologies for \$17,711 for an air compressor for the Motor Pool Division.
11. Approve to increase the purchase order with Carrier and Gable, Inc. by \$6,000, for a new total of \$12,000, for repair of traffic signals for the Right of Way Division.
12. Approve to increase blanket purchase orders with Marshall E. Campbell Company and Standard Electric Company for \$2,000 each, for a new total of \$6,000 each, for repair of traffic signals for the Right of Way Division.
13. Approve the payment to the Saginaw County Treasurer for \$12,886.50 for the at large assessment for the 2017 King Drain improvements.
14. Approve the Professional Services Proposal with Tetra Tech for \$115,000 for engineering services for the Wastewater Treatment Division.
15. Approve the contract with Ram Construction Services of Michigan, Inc. for \$764,500 for the rehabilitation of the primary clarifier at the Wastewater Treatment Plant.
16. Approve the Urban Cooperation Agreement with Kochville Township for water services.

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

1. Approve the Council reappointment of Jane Fitzpatrick to the Historic District Commission with a term to expire January 31, 2021.
2. Approve the Council reappointment of Carl Ruth to the Saginaw Transit Authority Regional Services with a term to expire January 31, 2021.

INTRODUCTION OF ORDINANCES:

1. An Ordinance to amend §99.11 "Traffic Control and Safety Requirements," of Chapter 99, "Special Events," of Title IX, "General Regulations," of the City of Saginaw Code of Ordinances, O-1.
2. An Ordinance to add Chapter 117 "Business Establishments," of Title XI, "Business Regulations," of the City of Saginaw Code of Ordinances, O-1.

CONSIDERATION AND PASSING OF ORDINANCES:

1. An Ordinance to amend the official city map by renaming 2nd Avenue to Roosevelt Austin Avenue from Washington Avenue South to East Genesee Avenue.

RESOLUTIONS:

1. Approve the Obsolete Property Rehabilitation Application Amendment for 107 S. Washington Avenue.
2. Approve the authorization change to the Standard Street Lighting Contract with Consumers Energy.

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

ADJOURN:

Timothy Morales
City Manager

IF YOU ARE DISABLED AND NEED ACCOMMODATION TO PROVIDE YOU WITH AN OPPORTUNITY TO PARTICIPATE OR OBSERVE IN PROGRAMS, SERVICES, OR ACTIVITIES, PLEASE CALL THE SAGINAW CITY CLERK, 1315 S. WASHINGTON AVE., 759-1480.



CITY OF SAGINAW

PUBLIC HEARING SAGINAW CITY COUNCIL

In compliance with requirements of Act 267, P.A. 1976, the following notice is posted:

URBAN COOPERATION AGREEMENT BETWEEN CITY OF SAGINAW AND KOCHVILLE TOWNSHIP

Notice is hereby given that the Saginaw City Council has scheduled a public hearing on the proposed Urban Cooperation Agreement between the City of Saginaw and Kochville Township to provide water service to Kochville Township.

The public hearing will be held **February 5, 2018 at 6:30 p.m.** in the Council Chamber of the City Hall located at 1315 S. Washington Avenue. The proposed agreement is on file in the City Clerk's Office. All interested persons are invited to attend this public hearing.

Janet Santos, CMMC/MMC
City Clerk

IF YOU ARE DISABLED AND NEED ACCOMMODATION TO PROVIDE YOU WITH AN OPPORTUNITY TO PARTICIPATE OR OBSERVE IN PROGRAMS, SERVICES, OR ACTIVITIES, PLEASE CALL THE SAGINAW CITY CLERK AT 989.759.1480.

Posted: 1-29-18
By: __jks_____

A REGULAR MEETING AND STRATEGIC PLANNING SESSION OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD SATURDAY, JANUARY 20, 2018, AT 8:30 A.M. IN THE MORLEY ROOM AT CASTLE MUSEUM, 500 FEDERAL AVENUE, SAGINAW, MICHIGAN.

PRAYER AND PLEDGE OF ALLEGIANCE

Mayor Browning offered a prayer and led the pledge of allegiance of the United States of America.

ROLL CALL

Mayor Browning called the meeting to order. Council Members present: John Milne, Demond Tibbs, Floyd Kloc, Brenda Moore, Clint Bryant, Michael Balls, John Humphreys, and Dennis Browning: 8. Council Members absent: Annie Boensch: 1.

Also in attendance were the following City staff members: Tim Morales, City Manager; Vicki Davis, Executive Assistant to the City Manager; Janet Santos, City Clerk; Yolanda Jones, Director of OMB/Community Services; Lori Brown, Finance Director; Robert Ruth, Chief of Police; Christopher Van Loo, Fire Chief; Dennis Jordan, Director of Human Resources; Beth Carson-Church, Assistant Director of Human Resources; Jeff Klocpic, Director of Technology; Phil Karwat, Director of Public Services; and John Stemple, Chief Inspector.

Moved by Mayor Pro Tem Kloc, seconded by Council Member Moore to waive the Council Rules of Order and change the Order of Business to follow the special agenda prepared by the City Manager. 8 ayes, 0 nays, 1 absent. Motion approved.

REPORTS FROM CITY MANAGER

Mayor Dennis Browning and City Manager Tim Morales welcomed all to the meeting. City Manager Morales explained that the Strategic Planning session will focus on project status updates and the goals to obtain to be a municipality that leads the way.

Manager Morales introduced the City Finance Director Lori Brown. Ms. Brown gave a "Taxation 101" presentation. She spoke on the topics of the Assessment Cycle, Ad Valorem Roll, Special Rolls, the objective of Proposal A of 1994, explained the State Equalized Value and Taxable Value and the formula to calculate those values. Ms. Brown showed the breakdown of a tax bill and the required distribution to applicable agencies. Discussion was held on millage operating rates of municipalities similar in size, the 1979 City Charter amendment that restricts the property tax levy to \$3.8 million or 7.5 mills, whichever is less, and the effects of lost revenue this tax cap has had on the City since 1979.

Manager Morales introduced Yolanda Jones, Director of OMB/Community Services. Ms. Jones gave a status update of the Redevelopment Ready Communities (RRC) project. She introduced Christopher Germain with the Michigan Economic Development Corporation (MEDC). Mr. Germain presented the progress of the certification review and that the City has completed 76% of the required steps. An RRC plans is built on three key strategies of: Information & Educate, Engage, and Communicate. These components will be incorporated in the City's Public Participation Plan documents to compliment the city's existing public engagement efforts and provide predictability to residents and developers.

A short break was taken at 10:20 to 10:35 a.m.

Manager Morales spoke about the various studies being conducted for retail strategy. He introduced Cassie Miller of Saginaw Future, Inc. Ms. Miller gave a presentation that provided an updates for the Economic Development Study, the Retail and Commercial Market Study, the Marketing and Branding Study, and the Hotel Study.

A short break was taken with a working lunch at 11:45 p.m.

Yolanda Jones, Director of OMB/Community Services continued with an update on the Form-Based Zoning Project and its focus on the Riverfront Zoning District. Ms. Jones introduced Kathleen Duffy of LSL Planning. Ms. Duffy stated that this project is a joint venture of the City, Michigan Municipal League, Michigan Economic Development Corporation and the Redevelopment Ready Communities teams to update the zoning ordinance to improve on design, placemaking and usability. The ordinance is expected to be introduced to Council in the very near future.

A short break was taken at 12:34 to 12:45 p.m.

Manager Morales spoke on his topic of "Planning for Tomorrow – Future Cities." His presentation covered information on key developments regarding Connected and Automated Vehicles (CAV) and Innovative Mobility Services and the technology advances achieved and the potential impact it could bring to cities. Therefore, long term planning strategy needs to be continued.

Moved by Mayor Pro Tem Kloc, seconded by Council Member Moore to return to regular order of business. 8 ayes, 0 nays, 1 absent. Motion approved.

CONSENT AGENDA:

1. Approve the minutes from the January 8, 2018 special meeting, closed session, and regular council meeting.
2. Approve the filing of the 2018 Single Lot Special Assessment Tax Roll in the office of the City Clerk for public examination, and that City Council call a public hearing to be held on February 19, 2018.
3. Approve the insurance policy renewal with Chubb/Federal Insurance Company; Hanover Insurance Group; Cincinnati Insurance Company; and Hudson Insurance Company effective February 1, 2018 to February 1, 2019, for a total of \$364,108.
4. Approve the grant award of \$6,080.71 from the 100 Club of Saginaw County for the purchase of various items for the Saginaw Police Emergency Services Team. Further, approve a budget adjustment for FY 2018 to recognize these funds.
5. Ratification of the grant agreement with the National Association of VOCA Assistance Administrators in the amount of \$4,992 to assist the Saginaw Police Department with costs to participate in the 2018 National Crime Victims' Rights Week, April 8-14, 2018. Further, approve a budget adjustment for FY 2018 to recognize these funds.

6. Ratification of increased purchase order no. 0502193 to ERG Environmental Services by \$2,415, for a new total of \$5,550, for additional clean-up of the Small Arms Range for the Saginaw Police Department.
7. Ratification of an emergency purchase with AKT Peerless Environmental Services, LLC for \$4,989.19 for lead sampling and analysis at the Police Department Building at 612 Federal Avenue.

Moved by Council Member Balls, seconded by Council Member Moore to approve consent agenda items 1 through 7, as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

PERSONAL APPEARANCES

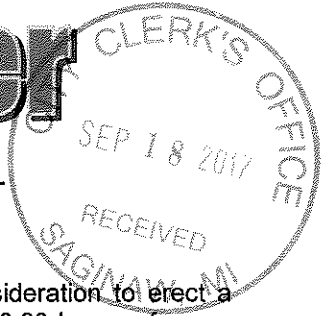
There were no personal appearances.

ADJOURNMENT

Moved by Council Member Moore, seconded by Council Member Bryant to adjourn the meeting at 1:33 p.m. 8 ayes, 0 nays, 1 absent. Motion approved.

Janet Santos, CMMC/MMC
City Clerk

Petition for Banner



PETITION CAN NOT BE ACCEPTED SIX (6) MONTHS PRIOR TO EVENT

#17-23

TO SAGINAW CITY COUNCIL:

We, the undersigned, do hereby petition the Honorable City Council to give favorable consideration to erect a banner at **not more than two (2)** of the locations listed below. We understand that the \$150.00 banner fee per location must be paid to the Department of Engineering prior to hanging the banner. Banners will only be accepted two (2) weeks prior to the approved display date and the banner/s must be picked up within ten (10) days after the FINAL display date. The city reserves the right to dispose of any banners not picked up after notification of removal. Fee established by Council resolution on June 7, 2004.

- 500 Block of Court Street
- 300 Block of South Michigan
- 200 Block of West Genesee
- 1000 Block of East Genesee Avenue

Saginaw County Bar Association
Organization Name

Promote Law Day + Co. Mock Trials (3-16-18)
Purpose of Banner

MESSAGE ON BANNER: Law Day - May 1

Display Dates Requested: March 12, 2018 to April 10, 2018
First and Last Dates can NOT be a Weekend. Date span can NOT exceed 30 days.

PETITIONERS

- 1 Kelli Scorsone
- 2 Kathy Houck
- 3 Dan Straka
- 4 Christopher Radke

CONTACT PERSON INFORMATION:

NAME Kelli Scorsone PHONE 989 790-5285
 ADDRESS SCBA - 111 S Michigan Ave, Sag 48602
 EMAIL scba@saginawcounty.com

----- CLERK'S OFFICE USE ONLY -----

EMAIL TO: Engineering@saginaw-mi.com BY: _____ DATE: _____

APPROVED BY COUNCIL: _____

CITY CLERK

From: Lesley Foxx, Executive Director, Saginaw Housing Commission
Subject: Saginaw Housing Commission Grant Agreements
Prepared by: Saginaw Housing Commission

Recommendation:

I recommend approval of the grant agreement between the Saginaw Housing Commission and the U.S. Department of Housing and Urban Development (HUD) for the FY 2017 Family Self-Sufficiency Program.

Justification:

In accordance with §12.31 (B)(3) of the Saginaw Code of Ordinances, the Saginaw Housing Commission shall obtain City Council approval prior to entering or accepting any grant agreements in the name of the Saginaw Housing Commission. In accepting the grant agreement, the Saginaw Housing Commission agrees that it will comply with all the terms and conditions of the agreement, applicable laws, regulations, and all other requirements of HUD now or hereafter in effect pertaining to the FSS Program and other applicable laws. The effective date of each agreement shall be the date of execution as set forth by the U.S. Department of Housing and Urban Development.

The Saginaw Housing Commission was notified by HUD on January 16, 2018 that they were selected to receive an award for the FY 2017 Family Self Sufficiency Program in the amount of \$101,900. The Saginaw Housing Commission has been awarded the Family Self Sufficiency (FSS) Program Grant since 2005. The purpose of the FSS program is the development of local strategies to coordinate the use of assistance with public and private resources to enable participating families to increase earned income, reduce or eliminate the need for welfare assistance and make progress toward achieving economic independence and housing self-sufficiency. Participating families are in the Public Housing or Housing Choice Voucher (Section 8) program.

This agreement has been approved by me as to substance.

Council Action:

Motion to approve the recommendation from the Saginaw Housing Commission.

From: Timothy Morales, City Manager
Subject: MERS Hybrid Plan Adoption Agreement
Prepared by: Dennis Jordan, Director of Human Resources

Manager's Recommendation:

I recommend approval of the Adoption Agreement with Municipal Employees' Retirement System (MERS) for the purpose of combining the three non-public safety hybrid divisions.

Justification:

The City of Saginaw currently provides hybrid pension plans for all full time collective bargaining units in the City.

MERS manages the investments, performs recordkeeping services and completes all the administration of the hybrid pension plans.

The defined benefit portion of the hybrid plan is funded through a percentage of the established employer contributions. This percentage of the employer contribution is the employee contribution rate and is determined annually through the annual actuarial valuation of the plan.

Market fluctuations and member census data fluctuate which has an impact to those employee contribution rates. Therefore, using the economies of scale as a method to stabilize future employee contribution rates for the three non-public safety divisions, this amendment will combine the three hybrid divisions into one division.

There is no cost impact on the City with this amendment and there will be no change in the public safety hybrid divisions.

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

I have approved the MERS Hybrid Plan Adoption Agreement as to substance and the City Attorney approves as to form.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: AutoCAD Software and Maintenance Fees.
Prepared by: Jeff Klopac, Technical Services Department

Manager's Recommendation:

I recommend the approval of a purchase with DLT Solutions, Inc. in the amount of \$7,422.44 for software maintenance renewal and support for the Public Services Department, Engineering, and the Water and Waste Water Treatment Divisions.

Justification:

The City of Saginaw uses several specialized engineering software applications developed by AutoDesk. DLT Solutions is the General Services Administrations (GSA) vendor for the Federal Government. The City uses this contract for reduced software pricing. This request renews the subscription and maintenance with support for AutoCAD, AutoCAD Map, AutoCAD Lite and AutoCAD Civil 3D. Also included in the purchase order is the annual support for Productivity NOW, which allows engineering staff to access online classes for all AutoDesk software products. Engineering staff utilizes these software applications for all design and build projects for the City of Saginaw. The City uses this contract for reduced software pricing.

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

Funds are budgeted in the Technical Services Department, Information Services, Computer Software, Account No. 658-1720-741.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: BS&A Custom import of Water Main Cross Connection Data
Prepared by: Jeff Klopocic, Technical Services Department

Manager's Recommendation:

I recommend approval of a purchase to BS&A Software for \$3,200.00 for the custom import of historical water main cross connection data to be utilized in the City's work order and GIS software programs.

Justification:

The City of Saginaw is requesting that its historical digital cross connection data be imported into the City's enterprise software work order module, to be utilized for cross connection inspections. The City performs cross-connection backflow inspections on testable devices annually. A cross-connection occurs when drinking water piping connects to plumbing or water utilizing equipment. A backflow is created when those connections are improperly protected. The City of Saginaw requires locations that have these conditions to have testable backflow devices installed, which allows water to only flow one way, thus preventing backflow. These devices are required on irrigation systems, commercial boilers, medical equipment, commercial water treatment, and various other applications. The City inspects these backflow preventers to ensure that our water system is not impacted, and is then reported to the MDEQ annually.

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

Funds for this purchase are budgeted in the Technical Services Department, Information Services, Professional Services, Account No. 658-1720-801.000.

Council Action:

Motion to approve the recommendation of the City Manager.

TO AUTHORIZE SPONSORS OF VARIOUS COMMUNITY EVENTS THE USE OF AMPLIFYING EQUIPMENT

Moved by Council Member _____, seconded by Council Member _____ to adopt the following resolution:

WHEREAS: the sponsors listed below plan to hold the following events:

Name of Event	Location	Date	Sponsor
Bring Back The Ice	Hoyt Park	1/20 to 2/17	PRIDE/Friends of Hoyt Park
National Crime Victims	City Hall	4/2	Saginaw Police Department
Cinco 5K Run	Andersen Enrichment Center to Covenant	5/1	Cinco K Martial Arts Connection
National Day of Prayer	City Hall – Front Entrance	5/4	Rev. James & Leona Glenn
Cinco De Mayo	Ojibway Island	5/5	Union Civica Mexicana
Arthur Hill High School Pre Prom Gathering	Ojibway Island	5/6	Saginaw Public School District
First Merit Events	First Merit Event Park	5/10 to 9/20	Dow Event Center
Bringing Hope Changing Lives	Ojibway Island	5/13	Holy Cross Children's Services
SASA Unity Day - High School	Bliss Park	5/24	Saginaw Arts & Sciences Academy
Saginaw High School Pre Prom Gathering	Ojibway Island	5/25	Saginaw Public School District
Memorial Day Parade	Washington Ave.	5/29	Saginaw Co. Veterans Memorial Plaza., Inc.
Row-Ride-Run	Ojibway Island	6/2	Great Lakes Bay Regional Trail
Jazz on Jefferson	Jefferson Avenue Downtown	6/6	Historical Society of Saginaw County
Moose Country Fest	Ojibway Island	6/9	Alpha Media
Kid's Free Fishing Day	Ojibway Island	6/9	Shiawassee NWR/ Green Point ELC
Saginaw Community Foundation Annual Celebration	Morley Plaza	6/12	Saginaw Community Foundation
Light Up The City	Ojibway Island	6/14	Michigan State Police
Brew at the Zoo	Children's Zoo	6/17	Children's Zoo at Celebration Square
Rock and Roll Fest	Ojibway Island	6/16	Crecencio C.J. Moncada
St. Mary's Run for Life	Ojibway Island	6/23	St. Mary's of Michigan
Saginaw Music Festival	Ojibway Island	6/29 & 6/30	Dennis Estill
Fireworks	Ojibway Island	7/4	Saginaw Area Fireworks
St. Joseph Catholic Church Festival	N. 7 th between Kirk St. & Sears St.	7/8 & 7/09	St. Joseph Catholic Church
Lawn Chair Film Festival	Old Town / Hamilton St.	6/24, 7/1, 7/8, 7/15, 7/22, 7/29 8/5, 8/12	West Saginaw Civic Association
Friday Night Live	Morley Plaza	7/13, 7/20, 7/27, 8/3, 8/10, 8/17	PRIDE in Saginaw, Inc.

Name of Event	Location	Date	Sponsor
Friday Night Live	Morley Plaza	7/13, 7/20, 7/27, 8/3, 8/10, 8/17	PRIDE in Saginaw, Inc.
Rock The Island	Ojibway Island	7/21	Rock The Island Committee
Gospel Fest	Ojibway Island	8/4	Vicki Hill
The Bash	Hamilton Street	8/10, 8/11, 8/12	Tom Schwanneceye
African American Cultural Festival	Morley School/Park 2701 Lapeer St.	8/10, 8/11, 8/12	Saginaw African Cultural Fest Committee
Praise in the Parking Lot	1114 N. 6 th St.	8/13	Mt. Olive Baptist Church
St. Paul Baptist Church Neighborhood Picnic	S. 15 th between Lapeer & Tuscola St.	8/20	St. Paul Baptist Church
Great Purpose Streetball	Vets/McKinney	8/11-8/12	Demarcus Laury
Christ Community Church Picnic	Fordney Park	8/26	Christ Community Church
School Is Cool	Ojibway Island	8/18	Lorenzo Pierson
MCVI Run for Your Heart Race	Ojibway/River-Walk	9/8	Michigan Cardio-Vascular Inst. Found.
Saginaw Harvest Table	500 S. Water Street	9/9/18	Lisa Purchase Kelly
Team One Run for Wine	Riverwalk/South Washington Ave.	9/20	Andrew Brady
Trunk or Treat	1114 N. 6 th St.	10/31	Mt. Olive Baptist Church
Dia De Los Muertos/Cinco K Run	Andersen Enrichment Center to Covenant Health	11/6	Cinco K Martial Arts Connection
Holidays in the Heart of the City	Various Locations	11/16	PRIDE in Saginaw, Inc.
PRIDE Christmas Parade	N. Michigan.- Court & Ezra Rust St.	11/17	PRIDE in Saginaw, Inc.

WHEREAS: the above sponsors have annual events and request permission to use amplifying equipment on the dates listed above; and

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

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the use of amplifying equipment during the above events listed with dates and locations, subject to change, between the hours of 10:00 a.m. and 10:00 p.m., to be held at the various locations listed in the above chart.

Ayes:
Nays:
Absent:
Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on February 5, 2018; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk

SPONSORS OF VARIOUS COMMUNITY EVENTS TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES

Moved by Council Member _____, seconded by Council Member _____ to adopt the following resolution:

WHEREAS: the sponsors listed below plan to hold the following events:

Name of Event	Location	Date	Sponsor
Outhouse Races	Hoyt Park	2/17	PRIDE/Friends of Hoyt Park
Row-Ride-Run	Ojibway Island	6/2	Great Lakes Bay Regional Trail
Jazz on Jefferson	Jefferson Avenue Downtown	6/6	Historical Society of Saginaw County
Moose Country Fest	Ojibway Island	6/9	Alpha Media
Brew at the Zoo	Children's Zoo	6/21	Children's Zoo at Celebration Square
Rock and Roll Music Fest	Ojibway Island	6/16	Crecencio C.J. Moncada
Saginaw Music Festival	Ojibway Island	6/29 & 6/30	Dennis Estill
Fireworks	Ojibway Island	7/4	Saginaw Area Fireworks
Friday Night Live	Morley Plaza	7/13, 7/20, 7/27, 8/3, 8/10, 8/17	PRIDE in Saginaw, Inc.
The Bash	Hamilton Street	8/10-8/12	Tom Schwanecye
Saginaw Harvest Table	500 S. Water Street	9/9/18	Lisa Purchase Kelly
Team One Run for Wine	Riverwalk/South Washington Ave.	9/23	Andrew Brady

WHEREAS: the above sponsors have annual events and request permission to sell alcoholic beverages on the dates listed above; and

WHEREAS: City Council can provide authorization for the sale of alcoholic beverages on public property.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the sale of alcoholic beverages during the above events listed with dates and locations, subject to change, between the hours of 10:00 a.m. and 10:00 p.m., to be held at the various locations listed in the above chart.

Ayes:

Nays:

Absent:

Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on February 5, 2018; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk

From: Timothy Morales, City Manager
Subject: Green Point Floor Replacement – Facilities Division
Prepared by: Bruce Caradine, Public Services Department

Manager’s Recommendation:

I recommend the approval of a purchase with West Side Decorating Center in the amount of \$10,333 for the complete installation of a tile and carpeting to be located at Green Point Nature Center.

Justification:

On September 12, 2017, the Public Services Department received bids for the purchase, removal and installation of the existing flooring at the Green Point Nature Center. The existing flooring is original to when the building was constructed; the carpeting has become a tripping hazard by coming unglued over time and has surpassed its useful life.

Per a 99 year lease agreement approved by City Council on January 20, 1989 between the City of Saginaw and the United States of America Fish and Wildlife Services, the City of Saginaw is responsible for maintaining the building in good repair and tenantable condition. The following is a tabulation of the bids received:

<u>Vendor</u>	<u>Cost</u>
West Side Decorating Center, Inc. Saginaw, MI (Out of City)	\$10,333

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

Funds are budgeted in the, General Fund, Department of Public Services, Facilities Division’s, Parts and Supplies Account No. 101-7575-742.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Air Compressor Replacement – Motor Pool Division
Prepared by: Don Riley, Public Services Department

Manager’s Recommendation:

I recommend approval of a purchase with Michigan Air Compressor Technologies in the amount of \$17,711 for a replacement air compressor for the Motor Pool Division.

Justification:

On January 9, 2018, bids were received for a replacement air compressor. The shop air compressor provides the supplied air pressure for the Motor Pool Garage, Streets, Facilities, and Parks Departments. This supplied air is required for the operation of shop tools, lifting equipment, overhead lubricant supply, and cleaning radiators. The backup air compressor is 45 years old and only one-third of the capacity needed to run operations. If the current 28 year old compressor broke down it would shut down Garage and Parks Departments, severely hampering all City Fleet. This replacement will allow the 28 year old unit to be set up as a backup supply system capable of running the operations without limitations.

The following is a listing of the bids received:

<u>Vendor</u>	<u>Total Cost</u>
Michigan Air Compressor Technologies Bay City, MI (out-city)	\$17,711.00

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

Funds are budgeted in the Motor Pool Operations Fund, Garage Operations Division’s, Shop Equipment Account No. 661-4481-979.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager

Subject: Traffic Signal Equipment Parts and Supplies Purchase Order Increase

Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend approval of an increase to the purchase order with Carrier and Gable Inc. in the amount of \$6,000.00, for a new purchase order total of \$12,000.00, for parts and supplies for the repair and replacement of traffic signals for the Right of Way Division.

Justification:

On June 19, 2017, City Council approved a purchase order with Carrier and Gable Inc. for traffic signal equipment parts and supplies for FY 2018 in the amount of \$6,000.00. The Traffic Maintenance Section of the Right of Way Division requires these parts and supplies to make the repairs.

To date, \$6,000.00 has been spent due the high number of car accidents this winter that resulted in damage to the traffic signal equipment and the failure of traffic sensing detectors. Carrier and Gable is the only authorized service representative for the traffic signal equipment in the region. In order to be able to maintain the traffic signal system effectively, the Traffic Maintenance Section requires the purchase order with Carrier and Gable be increased.

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

Funds are budgeted in the Major Street Fund, Traffic Engineering Division's Parts and Supplies Account No. 202-4621-742.000 \$3,000 and Local Streets Fund, Traffic Engineering Division's Parts and Supplies Account No. 203-4621-742.000 \$3,000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Electrical Repair Parts Purchase Order Increase
Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend approval of increases to blanket purchase orders with Marshall E. Campbell Company and Standard Electric Company in the amount of \$2,000.00 each, for a new purchase order total of \$6,000.00 each, for parts and supplies for the repair / replacement of street lights for the Right of Way Division.

Justification:

On June 19, 2017, City Council approved the purchase of electrical parts and supplies from Marshall E. Campbell Company and Standard Electric Company for FY 2018 in the amount of \$4,000.00 each. The Traffic Maintenance Section of the Right of Way Division requires these parts to make repairs to City street lights and traffic signals.

To date, \$2,000.00 on each purchase order for street lighting repairs and replacements has been spent due to the high number of car accidents this winter that have damaged the street lights. In order to be able to maintain the street lighting system effectively, the Traffic Maintenance Section requires the purchase orders to be increased.

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

Funds are budgeted in the General Fund – Public Services Department, Street Lighting Division's, Part and Supplies Account No. 101-4620-742.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: At-Large Assessment for 2017 King Drain Improvements
Prepared by: Beth D. London, Public Services Department

Manager's Recommendation:

I recommend payment of the at-large assessment for the 2017 King Drain improvements in the amount of \$12,886.50 to the Saginaw County Treasurer for the Public Services Department, Right of Way Division.

Justification:

In 2017, the Saginaw County Drain Commission completed maintenance and improvements to the King Drain, a county tile drain that runs partially within the City Limits of Saginaw. A drainage assessment district for these improvements was established in accordance with the State of Michigan's Drain Code. The City of Saginaw is responsible for a portion of the cost of the maintenance and improvements based on the areas of City of Saginaw public right of way within the King Drain drainage assessment district. The assessment for the right of way areas is referred to as an at-large assessment. The overall cost of this project was \$1,160,000.

The City's at-large assessment was calculated by the Saginaw County Drain Commission in accordance with Chapter 8 of Public Act 40 of 1956, as amended. The City is electing to pay the ten-year at-large assessment in full.

Funds are budgeted in the Major Street Fund, Engineering Administration Division's Operating Services Account No. 202-4612-805.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Tetra Tech Professional Services Proposal
Prepared by: Brian Baldwin, Water and Wastewater

Manager’s Recommendation:

I recommend approval of the Professional Services Proposal from Tetra Tech in the amount of \$115,000.00, for engineering services related to electrical system upgrades planned for the Wastewater Treatment Division.

Justification:

The main electrical switchgear and motor starters, installed as part of the original 1948 plant construction, have the highest probability of catastrophic failure of any of the Wastewater Plant Systems. Repair parts for these systems are no longer manufactured and must either be fabricated or located from surplus. For these reasons, funds have been budgeted over the next two fiscal years for their replacement. Tetra Tech has done all of the Electrical and SCADA engineering for the Wastewater and Remote Facilities Divisions over the last 20 years and has the system knowledge and expertise which make them the Engineer of choice for this work.

On December 28, 2017, Tetra Tech provided a Professional Services Proposal in the amount of \$115,000.00 to provide engineering services required for the planned electrical system upgrades. The breakdown of the proposal is as follows:

Design Engineering-	\$67,000.00
Bidding Services and Construction Engineering-	\$21,000.00
Programming Services-	\$14,000.00
Startup Services-	\$13,000.00

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

Funds are budgeted in the Sewer Operations and Maintenance Fund, Surplus Division’s Engineering Services Account No. 590-4840-802.000 for Fiscal Year 2018 (\$67,000) and \$48,000 will be budgeted in the same account number for Fiscal Year 2019, pending council approval.

The Professional Services Proposal has been approved by me as to substance and the City Attorney as to form.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: #1 Primary Clarifier Rehabilitation
Prepared by: Brian Baldwin, Water & Wastewater Treatment Services

Manager's Recommendation:

I recommend the approval of contract C-1640 with RAM Construction Services of Michigan, Inc. in the amount of \$764,500.00 for the rehabilitation of #1 primary clarifier at the Wastewater Treatment Plant.

Justification:

In Fiscal Year 2017, OHM Advisors, Inc. was hired to assess the structural integrity of primary settling tank #1 at the Wastewater Treatment Plant, make recommendations for repairs and prepare plans, specifications and cost estimates for the proposed repairs. Upon completion of these services, bids were solicited for rehabilitation of the tank. On November 21, 2017, sealed bids were opened for completing the recommended repairs. Ram Construction Services of Michigan was the low bidder. Following is a tabulation of the bids received:

<u>Vendor</u>	<u>Cost</u>
RAM Construction Services of Michigan Livonia, MI	\$764,500.00
RCL Construction Co. Inc. Sanford, MI	\$805,925.00

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

Funds for this purchase are budgeted in the Sewer Operations and Maintenance Fund, Sewer Surplus, Repairs and Replacements Account No. 590-4840-822.000.

I have approved the contract as to substance and the City Attorney approves as to form.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Urban Cooperation Agreement with Kochville Township
Prepared by: Kimberly Mason, Water and Wastewater

Manager's Recommendation:

I recommend approval of the Urban Cooperation Agreement between the City of Saginaw and Kochville Township. This Agreement is a revenue sharing component of the Water Service Agreement between the two communities, which will be executed contemporaneously with this Agreement.

Justification:

The Water Service Agreement requires Kochville Township to make payments to the City resulting from new residential, commercial, industrial and manufacturing developments within the Township. These requirements are set forth in the Urban Cooperation Agreement. The Kochville Township Board of Trustees approved the Agreement on November 20, 2017.

I have approved the Agreement as to substance and the City Attorney approves as to form.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Tim Morales, City Manager
Subject: §99.11 Traffic Control and Safety Requirements Ordinance
Amendment
Prepared by: Amy Lusk, City Attorney

Manager's Recommendation:

I recommend introduction of an ordinance to amend §99.11 "Traffic Control and Safety Requirements," of Chapter 99, "Special Events," of Title IX, "General Regulations," of the City of Saginaw Code of Ordinances, O-1.

Justification:

The City's ordinance currently discourages, but allows, for individuals or organizations, such as the MDA Fill the Boot campaign, to make solicitations in local streets and intersections. In 2016, Michigan's Attorney General released an opinion that indicated such activity was prohibited by the Michigan Vehicle Code. On July 27, 2017, Public Act 112 was signed into effect to address the concerns raised by the Attorney General.

The amendments to §99.11 are necessary to bring the City's ordinance in line with the requirements established by PA 112 of 2017. Individuals or organizations seeking to solicit donations in a City street must now represent a charitable or civic organization, complete a special event application with the City, maintain proper insurance, and wear proper safety apparel. Further, the City is not liable for any claim for damages arising out of their activities.

This ordinance has been reviewed by me for substance and the City Attorney as to form. It appears under the regular order of business.

Council Action:

This Council Communication is for explanation purposes of the ordinance to be introduced and enacted according to City Charter, Section 22, titled "Ordinances."

Moved by Council Member _____, seconded by Council Member _____ to introduce an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND §99.11 "TRAFFIC CONTROL AND SAFETY REQUIREMENTS," OF CHAPTER 99, "SPECIAL EVENTS REGULATIONS," OF TITLE IX, "GENERAL REGULATIONS," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under Charter provision.

Moved by Council Member _____, seconded by Council Member _____ to adopt an ordinance introduced February 5, 2018, entitled and reading as follows, be taken up and enacted:

O-_____

AN ORDINANCE TO AMEND §99.11 "TRAFFIC CONTROL AND SAFETY REQUIREMENTS," OF CHAPTER 99, "SPECIAL EVENTS REGULATIONS," OF TITLE IX, "GENERAL REGULATIONS," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. Chapter 99, "Special Events Regulations," of Title IX, "General Regulations," of the City of Saginaw Code of Ordinances, O-1, is hereby amended to read as follows:

§99.11 TRAFFIC CONTROL AND SAFETY REQUIREMENTS

- (A) The special event sponsor shall be responsible for complying with all traffic control and safety procedures required by the City during the event. Additional requirements may be made by the City during the event as may be necessary for the safety of the public. ~~All special events that include participants soliciting funds in street intersections shall comply with safety requirements and use of traffic cones as specified by Traffic Engineering.~~
- (B) It should be noted that the City does not **allow** ~~recommend~~ solicitations of any kind in the street **unless all of the following circumstances are met:**
 - (1) The contributions are being solicited on behalf of a charitable or civic organization;
 - (2) The charitable or civic organization complies with all City and state regulations and safety requirements; including obtaining a special event permit as provided herein;
 - (3) The charitable or civic organization maintains at least \$500,000.00 in liability insurance;
 - (4) Any person soliciting contributions on behalf of the charitable or civic organization is 18 years of age or older;
 - (5) Any person soliciting contributions on behalf of the charitable or civic organization is wearing high-visibility safety apparel that meets current standards promulgated by the International Safety Equipment Association; and
 - (6) The portion of the roadway upon which the solicitation occurs is not a work zone and is within an intersection where traffic control devices are present.

- (C) The City ~~is not liable for any claim for damages arising out of a charitable or civic organization seeking~~ ~~accepts no responsibility or liability for the safety of persons who may~~ ~~against the recommendation of the City~~ make solicitations in the streets.
- (D) The City has no authority to grant a permit for solicitations on any County of Saginaw or State of Michigan highway, ~~most notably, Washington Avenue. Requests to block a state highway must be made to the Michigan Department of Transportation.~~
- (E) ~~As used herein, charitable or civic organization means a nonprofit organization that is qualified under section 501(c)(3) or 501(c)(4) of the internal revenue code, or a veteran's organization that has tax-exempt status under the internal revenue code.~~

This ordinance shall become effective March 1, 2018.

Enacted: February 19, 2018.

Yeas:

Nays:

Absent:

Abstain:

ORDINANCE DECLARED ADOPTED

Dennis D. Browning
Mayor

Janet Santos, CMMC/MMC
City Clerk

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the ordinance adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on February 19, 2018; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMMC/MMC
City Clerk

From: Mayor Pro Tem Kloc, Council Members Tibbs and Moore

Subject: New Ordinance Chapter 117 Surveillance Camera Requirements

Date: February 5, 2018

Recommendation:

We recommend introduction of a new ordinance Chapter 117 “Business Establishments,” of Title XI, “Business Regulations,” of the City of Saginaw Code of Ordinances, O-1.

Justification:

Members of City Council recognized that certain businesses have characteristics which may tend to increase the potential risk of criminal activity on their premises, and they requested staff prepare an ordinance requiring certain best practices be implemented at such businesses. This ordinance is enacted to reduce the likelihood that employees and patrons of those businesses will be exposed to potential death and/or injuries because of crime occurring on the premises. It is also intended to assist law enforcement with the criminal investigation of crimes on the premises of the businesses which are the subject of this ordinance.

Business establishments affected by the ordinance will have one year from the date of its adoption to comply with the lighting and video surveillance system requirements set forth therein.

This ordinance has been reviewed by the City Manager for substance and the City Attorney as to form. It appears under the regular order of business.

Council Action:

This Council Communication is for explanation purposes of the ordinance to be introduced and enacted according to City Charter, Section 22, titled “Ordinances.”

Moved by Council Member _____, seconded by Council Member _____ to introduce an ordinance entitled and reading as follows:

O-_____

AN ORDINANCE TO ADOPT A NEW CHAPTER 117, "BUSINESS ESTABLISHMENTS," OF TITLE XI, "BUSINESS REGULATIONS," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under Charter provision.

Moved by Council Member _____, seconded by Council Member _____ to adopt an ordinance introduced February 5, 2018, entitled and reading as follows, be taken up and enacted:

O-_____

AN ORDINANCE TO ADOPT A NEW CHAPTER 117, "BUSINESS ESTABLISHMENTS," OF TITLE XI, "BUSINESS REGULATIONS," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. Chapter 117, "Business Establishments," of Title XI, "Business Regulations," of the City of Saginaw Code of Ordinances, O-1, is hereby added to read as follows:

§117.01 Purpose

The City Council recognizes that certain businesses have characteristics which may tend to increase the potential risk of criminal activity on their premises. This ordinance is enacted to reduce the likelihood that employees and patrons of those businesses will be exposed to potential death and/or injuries because of crime occurring on the premises. It is also intended to assist law enforcement with the criminal investigation of crimes on the premises of the businesses which are the subject of this ordinance.

§117.02 Definitions

(A) "Business Establishment" or "Establishment" shall mean establishments listed and defined as follows:

- (1) "Bank or financial institution" shall mean an establishment whose primary function is related to the custody, loan, exchange, issuance of money, extension of credit, or transmission of funds, and includes banks, credit unions, or savings and loans.
- (2) "Check cashing business" shall mean a business offering payday loans, cash advances, or check advance loans, and which is regulated under the State of Michigan Deferred Presentment Services Transaction, Public Act 244 of 2005, as amended, or any similar law.
- (3) "Coin dealer" shall mean any establishment that, as a substantial portion of its business, buys and sells coins, gold or other precious metals, as the term is defined elsewhere by ordinance.
- (4) "Firearm dealer" shall mean an establishment required to obtain a federal firearms license to sell firearms and which engages in firearms transactions.
- (5) "Gas stations" shall mean a retail establishment at which motor vehicles are refueled.
- (6) "Hotel or motel" shall mean any building or structure equipped, used, advertised as, or held out to the public as a facility or place where sleeping

- quarters or other similar accommodations are furnished for a fee to transient guests.
- (7) "Liquor or alcohol business" shall mean any retailer required to obtain a permit by the State of Michigan Liquor Control Commission which authorizes the sale of beer, wine, or distilled spirits to be consumed on or off the premises where sold, and includes brew pubs, distilleries, or other similarly licensed facilities. It shall also include those facilities not required to obtain such permit but which, directly or indirectly through a lease or rental of the premises, allows beer, wine, or distilled spirits to be consumed on premises.
- (8) "Mobile communications dealer" shall mean any retailer of a wireless two-way communication device, including a telephone used in cellular telephone service, which represents, along with accessories related thereto, more than 50% of the goods displayed for retail purchase
- (9) "Money transmission services" shall mean a retailer selling or issuing payment instruments or stored value devices or is receiving money or monetary value for transmission.
- (10) "Pharmacy" shall mean a facility or part of a facility that dispenses prescription drugs, or prepares prescription drugs for delivery or distribution, but does not include the office of a dispensing prescriber or an automated device.
- (11) "Business Establishment" or "Establishment" shall also refer to those businesses required to obtain a license pursuant to §110.22 - Scrap Material Dealers, §110.23 - Pawnbrokers, §110.25 - Secondhand Merchants, §110.30 - Pool and Billiard Rooms, §110.31 - Dancing and Dance Halls, and §110.35 - Precious Items Dealers of this ordinance.
- (B) "Lumen" means the SI derived unit of luminous flux; a measure of the total amount of visible light emitted by a source.
- (C) "Media" means material on which audio, video, and electronic data can be recorded for the purposes of making a permanent record to aid in a criminal investigation, that can be enlarged through projection or other means, in a format able to be utilized by the Saginaw Police Department, Saginaw County Prosecutor, and/or other law enforcement agency.
- (D) "Owner" means the individual, corporation, limited liability company, partnership, joint venture, or other group enterprise licensed to do business or otherwise operating a business establishment at a location within the City of Saginaw.
- (E) "Video surveillance system" means a continuous digital surveillance system consisting of cameras, cabling, monitors, and digital video recorders (DVR) that record in color with cameras and lenses of a type, minimum resolution, number and location approved by the Chief of Police or his or her designee. Video surveillance systems must be capable of producing retrievable and identifiable images and video recordings on approved media that can be enlarged through projection or other means, and can be made a permanent record for use in a criminal investigation.

§117.03 Lighting

Every Business Establishment in the City of Saginaw, unless the store is not open for business after sunset and before sunrise, is hereby required to install and provide lighting for its parking area during all hours of darkness when employees and/or customers are on the premises. Such lighting shall be at a minimum average of two lumens per square foot.

§117.04 Video Surveillance System Required

- (A) Every Business Establishment in the City of Saginaw is hereby required to install a video surveillance system. Video surveillance systems shall be maintained in proper working order at all times, shall be in operation at all hours the Establishment is open to customers, and shall meet the minimum technological standards established in this chapter or by resolution of City Council.
- (B) A minimum of three (3) high resolution surveillance cameras located in the public areas of a Business Establishment are required of each video surveillance system. At least one camera shall provide an overall view of the counter and register area; at least one camera shall be positioned to provide a clear, identifiable, full-frame image of the face of each person entering and leaving the Business Establishment; and at least one camera shall be positioned to provide an overall view of the Business Establishment's parking lot. Camera views shall not be obstructed by store fixtures or displays.
- (C) Business Establishments which installed video surveillance systems prior to the effective date of the ordinance codified in this chapter must ensure they are in full compliance with this chapter.
- (D) Documentation evidencing the installation of such system must be presented to the Saginaw Police Department, who shall verify compliance with this ordinance. The sufficiency of such documentation shall be determined at the discretion of the Police Chief or their designee. Upon approval of such documentation, the Saginaw Police Department will issue a written approval notice which will be placed in plain view inside the premises. This approval notice will also inform customers and employees of the existence of the video surveillance system. A copy of the approval notice or other verification of compliance shall then be transmitted by the Saginaw Police Department to the City Clerk. Such verification must be on record and up-to-date at the time of a Business Establishment's application for or renewal of a business license, or such license shall be denied.

§117.05 Access to Media

If a crime occurs or an employee of a Business Establishment believes a crime has occurred, the Saginaw Police Department shall be contacted immediately, and the Business Establishment shall retain the continuous digital images of the event recorded by the video surveillance system for no less than sixty (60) days. Subject to any

constitutional restrictions, upon reasonable notification, the Business Establishment shall provide access to the media containing the recorded event to the Saginaw Police Department. Failure to provide access to the video surveillance system may result in the Saginaw Police Department or other law enforcement agency making a request for a search warrant to seize the video surveillance system, or any part or unit of the system, depending on the nature of the incident.

§117.06 Minimum Technological Standards

The video surveillance system must be capable of delineating on playback of the system the activity and physical features of persons or areas within the public areas of the premises and must be able to record such images on an approved form of external media. The continuous digital images recorded by any video surveillance system shall be retained for no less than thirty (30) days. Cameras placed outdoors or in low light areas must have infrared illuminators. Additional minimum technological standards required for video surveillance systems shall be established by resolution of the City Council, which may be updated periodically. The Saginaw Police Department shall review the video surveillance system standards bi-annually to ensure that they are consistent with current technology and shall recommend appropriate updates to the City Council when necessary.

§117.07 Site Assessment and Signage.

The Chief of Police or his or her designee will conduct an assessment of each site required to install a video surveillance system shortly following installation, and upon approval will issue a written approval notice which will be placed in plain view inside the premises. This approval notice will also inform customers and employees of the existence of the video surveillance system.

§117.08 Inspections

The video surveillance system shall be subject to regular inspection by the Chief of Police or their designee, who is authorized to inspect at reasonable times any video surveillance system to determine if the system conforms with this chapter and regulations adopted by City Council resolution.

§117.09 Enforcement and Penalties.

- (A) Business Establishments subject to the mandatory requirements of this chapter shall have one year from the effective date of the ordinance codified in this chapter to comply with the regulations set forth herein.
- (B) The violation of any provision of this chapter by any owner of a Business Establishment subject to this chapter shall result in a written notice of violation from the Chief of Police or their designee.
 - (1) Violators shall have thirty (30) days after receipt of the notice to provide proof of compliance to the Saginaw Police Department.

- (2) If the violation continues after the thirty-day period, and an appeal has not been requested as set forth within this chapter, the Chief of Police or their designee shall issue a Class C municipal civil infraction against the owner of the Business Establishment, and the violator shall pay a civil penalty in accordance with chapter 37 of this ordinance.
- (C) An employee who intentionally terminates or interferes with the operation of a video surveillance system in the Business Establishment in which they are employed may be cited a Class C municipal civil infraction for such conduct and shall pay a civil penalty in accordance with chapter 37 of this ordinance.
- (D) In addition to the foregoing, the violation of any provision of this chapter shall be and is hereby declared to be a public nuisance and contrary to the public interest.
- (1) The owner of the Business Establishment where such a nuisance exists is also responsible for a Class C municipal civil infraction as set forth in §94.02 of this ordinance.
- (E) For purposes of this chapter, each day that a violation continues shall be a separate violation.
- (F) Violations of this chapter may result in the suspension or revocation of the violator's business license. Such action shall be taken in accordance with §110.06 of this ordinance.

§117.10 Appeal Process

- (A) Within ten (10) days of mailing of the written notice of violation, the owner of the Business Establishment may appeal the alleged violation by requesting a hearing before the City Manager or their designee.
- (1) Such a request must be made in writing and must set forth the specific grounds for the appeal.
- (B) If the owner files a timely request for a hearing, the City Manager or their designee shall set a time and place for the hearing within fourteen (14) days thereafter.
- (1) All parties involved shall have the right to offer testimonial, documentary and tangible evidence bearing on the issues, to be represented by counsel, and to confront and cross-examine any witness against them.
- (2) The decision of the City Manager or their designee shall be in writing and shall be rendered within fourteen (14) days of their receipt of the transcript of the hearing.
- (3) The decision of the City Manager or their designee shall be final. However, an owner having an interest affected by this chapter may appeal to the circuit court.

§117.11 Exemptions

Business Establishment which is required to install a video surveillance system may, on an annual basis, apply to the Chief of Police or their designee for exemption from the provisions of this chapter.

(A) The Chief of Police or their designee may exempt a Business Establishment for a period of twelve months if they find that the Business Establishment has or will undertake alternate security procedures which are substantially equal to or more effective in preventing criminal activity and in assisting in the apprehension of the perpetrators of crime or for the protection of employees, or that they may authorize alternate procedures on an experimental basis.

(1) Such an exemption shall carry a maximum duration of twelve months, and a Business Establishment must reapply for an exemption at the end of the exemption period or bring the system into conformance with this chapter.

(B) The Chief of Police or their designee may also, upon a showing of good cause, authorize temporary extensions of time for installation when a Business Establishment demonstrates that it is temporarily unable to comply.

§117.12 Severability

If any section, subsection, sentence, clause or phrase of this chapter is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this chapter.

This ordinance shall become effective March 1, 2018.

Enacted: February 19, 2018.

Yeas:

Nays:

Absent:

ORDINANCE DECLARED ADOPTED

Dennis D. Browning
Mayor

Janet Santos, CMMC/MMC
City Clerk

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the ordinance adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on February 19, 2018; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMMC/MMC
City Clerk

Moved by Council Member _____, seconded by Council Member _____ that an ordinance introduced on January 8, 2018, be taken up and enacted, entitled and reading as follows:

O-_____

AN ORDINANCE TO AMEND THE OFFICIAL CITY MAP BY RENAMING 2ND AVENUE TO ROOSEVELT AUSTIN AVENUE FROM WASHINGTON AVENUE SOUTH TO EAST GENESEE AVENUE

The City of Saginaw Ordains:

Section 1. That the entire length of 2nd Avenue from Washington Avenue to East Genesee Avenue be renamed Roosevelt Austin Avenue.

Section 2. That the official map of the City of Saginaw is hereby amended accordingly.

Section 3. That should the petitioners fail to pay all costs involved in the renaming of 2nd Avenue to Roosevelt Austin Avenue, as determined by the City Manager or his designee, within 30 days of the adoption of this ordinance, the name of the street shall remain 2nd Avenue and the petition for renaming shall be deemed withdrawn.

This ordinance shall become effective on February 15, 2018.

Enacted: February 5, 2018.

Yeas:

Nays:

Absent:

Abstain:

Dennis D. Browning
Mayor

Janet Santos, CMMC/MMC
City Clerk

ORDINANCE DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the ordinance adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on February 5, 2018; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMMC/MMC, City Clerk

OBSOLETE PROPERTY REHABILITATION APPLICATION AMENDMENT FOR PROPERTY AT 107 S. WASHINGTON AVENUE

Moved by Council Member _____, seconded by Council Member _____ to adopt the following resolution:

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

WHEREAS: the Saginaw City Council approved the formation of an OPRA District at 107 S. Washington Avenue, TAX ID 03-0098-00000, "the facility", on January 22, 2013, following a public hearing pursuant to Section 3 of P.A. 146 of 2000, as amended; and

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

WHEREAS: the Saginaw City Council approved an OPRA Certificate request from Bancroft Project Saginaw, LLC at 107 S. Washington Avenue, on March 4, 2013; and

WHEREAS: the Michigan Department of Treasury, State Tax Commission (STC) approved and issued OPRA certificate #3-13-0002 on August 27, 2013 with an ending date of December 30, 2025; and

WHEREAS: on November 22, 2017, an application and request letter was filed with the City Clerk to transfer OPRA certificate #3-13-0002 to RoCo Bancroft LLC; and

WHEREAS: on December 18, 2017, City Council adopted a resolution approving the transfer of OPRA certificate #03-13-0002 to RoCo Bancroft LLC; and

WHEREAS: the original project amount of \$4,000,000.00 has been exceeded due to additional project improvements in the amount of \$2,601,702.00; and

WHEREAS: the OPRA certificate amount is requested to be amended to the total of \$6,601,702.00; and

WHEREAS: the applicant, RoCo Bancroft LLC, is not delinquent in any taxes related to the facility; and

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

WHEREAS: at the time of the original application, the facility was deemed obsolete by the City of Saginaw pursuant to Section 2(h) of P.A. 146 of 2000, as amended; and

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

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

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

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

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

WHEREAS: on January 8, 2018, the Council afforded the applicant, the Assessor of the City of Saginaw, a representative of each affected taxing unit and the general public, an opportunity to be heard on the above-mentioned amended application for an OPRA Certificate at 107 S. Washington Avenue, as provided by Section 4(2) of P.A. 146 of 2000, as amended, and the Council has given due consideration to all information presented at said hearing; and

WHEREAS: the original applicant requested an exemption for a period of twelve (12) years, and the certificate, as amended, shall be in effect for a period of twelve (12) years from the date of its original issuance.

NOW, THEREFORE, BE IT RESOLVED that the City of Saginaw hereby approves the amendment of OPRA certificate #3-13-0002 amount from \$4,000,000.00 to \$6,601,702.00, and the City Clerk will submit a certified resolution to the Michigan Department of Treasury – State Tax Commission.

Ayes:
Nays:
Absent:
Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on February 5, 2018; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMMC/MMC
City Clerk

From: Timothy Morales, City Manager
Subject: Authorization for Change with Consumers Energy
Prepared by: Beth D. London, Public Services Department

Manager's Recommendation:

I recommend approval of the Authorization for Change in the Standard Street Lighting Contract with Consumers Energy Company for the Public Services Department, Right of Way Division. It is further recommended that the City Council authorize the City Manager to sign this Authorization for Change.

Justification:

In 1978, the City of Saginaw and Consumers Energy entered into a standard street lighting contract whereas any alterations to the street lighting system require an Authorization for Change be approved by the City Council and submitted to Consumers Energy. These changes are then removed or added to the corresponding street light bill. City staff has determined the contract will need to be amended to reflect the changes listed on the Resolution. The changes that have occurred are due to the completion of Contract C-1625 LED Street Light Installation, new installations, and the installation of LED retrofit kits by the City's Traffic Maintenance Division.

This is an accurate count of all of the un-metered street lights that are City owned and maintained. The location, style, type and wattage of the lights are listed on the resolution.

I have approved the Authorization for Change as to substance and the City Attorney as to form.

Council Action:

This Council Communication is for informational purposes of the resolution to be adopted.

Authorization for Change with Consumers Energy

Moved by Council Member _____, seconded by Council Member _____ to adopt the following resolution:

WHEREAS: The changes to the Standard Street Lighting Contract as listed in the table below, between Consumers Energy Company and the City of Saginaw have been submitted to Consumers Energy for approval; and the number of lights, wattages, types, and locations are as listed below;

	<u>Number</u>	<u>Wattage</u>	<u>Type</u>	<u>Location</u>
1)	4,014	216,756	CREE 54	City Wide
2)	2,375	239,875	CREE 101	City Wide
3)	31	1,674	Ring of Fire	City Wide
4)	16	672	Wall Packs	Located at 5 th and 6 th underpass for train bridge
5)	11	495	Wall Packs	Located at under Andersen Bridge at Niagara
6)	3	435	Cobra Head	City Wide
7)	78	2,106	Post Top	Delaware Blvd
8)	6	288	400 HPS	Johnson Bridge – under bridge
9)	12	720	50 HPS	Johnson Bridge – under bridge
10)	18	2,106	100 HPS	Johnson Bridge – under bridge
11)	20	3,420	150 HPS	Johnson Bridge – under bridge
12)	32	5,472	150 HPS	Genesee Bridge – under bridge
13)	30	9,510	250 HPS	Genesee Bridge – under bridge
14)	21	2,640	Cobra Head	Ezra Rust
15)	48	2,640	Post Top	Andersen Bridge
16)	18	720	Wall Packs	I-675 at 5 th and 6 th and Warren underpass

Total 6,733 492,046 Watts

WHEREAS: Additional changes to the Standard Street Lighting Contract between Consumers Energy Company and the City of Saginaw have occurred or may be forthcoming over fiscal year 2017-2018 for improvements to existing lighting or for additional lighting; and

NOW, THEREFORE, BE IT RESOLVED, that it is hereby deemed advisable to authorize Consumer Energy Company to make changes in the lighting service as provided in the Standard Lighting Contract between Consumer Energy and the City of Saginaw, dated January 1, 1978, in accordance with the Authorization for Change in Standard Lighting Contract dated February 5, 2018, heretofore submitted to and considered by this Council; and

RESOLVED further, that the City Manager is authorized to execute such Authorization for Change on behalf of the City; and that the changes in the table be approved and the un-metered street light bill be changed to reflect the total number of lights and wattages.

Ayes:
Nays:
Absent:
Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on February 5, 2018; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMMC/MMC
City Clerk



Saginaw City Council
Special Meeting Agenda
1315 S. Washington Avenue
Council Chamber - Room 205
989.399.1311
February 5, 2018
6:00 p.m.

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

PUBLIC HEARINGS:

PERSONAL APPEARANCES:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

Management Update:

CONSENT AGENDA:

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

INTRODUCTION OF ORDINANCES:

CONSIDERATION AND PASSING OF ORDINANCES:

RESOLUTIONS:

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

1. Consideration of a motion to go into closed session to discuss pending litigation per MCL 15.268(e).

ADJOURN:

Timothy Morales
City Manager

IF YOU ARE DISABLED AND NEED ACCOMMODATION TO PROVIDE YOU WITH AN OPPORTUNITY TO PARTICIPATE OR OBSERVE IN PROGRAMS, SERVICES, OR ACTIVITIES, PLEASE CALL THE SAGINAW CITY CLERK, 1315 S. WASHINGTON AVE., 759-1480.



CITY OF SAGINAW

PUBLIC NOTICE SPECIAL MEETING SAGINAW CITY COUNCIL

**In compliance with requirements of Act 267, P.A. 1976,
the following notice is posted:**

Notice is hereby given that the Saginaw City Council has scheduled a Special Meeting on Monday, February 5, 2018 at 6:00 p.m. for the purposes of discussing pending litigation, and other items as necessary.

The meeting will be held in the City Hall Council Chamber, Room 205, 1315 S. Washington Avenue.

Janet Santos, CMMC/MMC
City Clerk

IF YOU ARE DISABLED AND NEED ACCOMMODATION TO PROVIDE YOU WITH AN OPPORTUNITY TO PARTICIPATE OR OBSERVE IN PROGRAMS, SERVICES, OR ACTIVITIES, PLEASE CALL THE SAGINAW CITY CLERK AT 989.759.1480.

Posted: 1-23-18
By: __jks_____