



Saginaw City Council Regular Meeting Agenda

1315 S. Washington Avenue
Council Chambers, Room 205
April 3, 2023
6:30 p.m.

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

PUBLIC HEARINGS:

1. Request to establish an Obsolete Property Rehabilitation District at 3424 E. Genesee Avenue.
2. Regarding the proposed Hancock CSO Basin Rehabilitation project.
3. Regarding the proposed Sewer River Crossing project.

PUBLIC INPUT:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

1. Update from the Michigan State Police, Captain Greg Morenko and Inspector Todd Mapes.
2. Update on the Saginaw ARPA Home Rehabilitation Program, Yolanda M. Bland, Director of Office of Management and Budget and Community Services.

CONSENT AGENDA:

1. Approve the March 20, 2023 regular council meeting minutes.
2. Approve the Brownfield Redevelopment Authority By-Laws, as amended.
3. Approve the agreements with I.T.I., Inc. for \$18,306 for the yearly maintenance and support fees for the City's Internet Protocol phone system.
4. Approve to increase the blanket purchase orders with specified vendors by \$10,000, for a new total of \$70,000, for fire apparatus repairs for the Fire Department, Fire Suppression Division.

5. Approve the purchase with National Business Furniture for \$7,063 for furniture for the training room at the Fire Department.
6. Approve the Fiscal Sponsorship Agreement with the Saginaw Community Foundation for the Police Department, Police Reserves Unit Fund.
7. Approve to increase the blanket purchase order with Ritter Technology by \$3,000, for a new total of \$13,600, for vehicle parts for the Public Services Department, Motor Pool Division.
8. Approve the purchase with Andersen Radio, Inc, a sole source, for \$54,282 for five Motorola SLR8000 base station repeaters and two enhanced GPS Data License software upgrades for the Public Services Department, Right of Way Division. Further, approve a budget adjustment to recognize these funds.
9. Approve to increase the purchase with Pomp's Tire Service by an annual amount of \$2,000, for a new total of \$8,000 annually for FY 2023, and pending budget approval for FY 2024, for the recycling of tires for the Public Services Department, Right of Way Division.
10. Approve the purchase with Standard Electric for \$8,681 for Lumecon Ring of Fire decorative LED light fixtures for the Public Services Department, Traffic Maintenance Section.
11. Approve the purchase with Carrier and Gable, Inc., a sole source, for \$15,840 for pedestrian hand man countdown inserts for the Public Services Department, Traffic Maintenance Section.
12. Approve the purchase with Technology International, Inc. for \$7,250 for Windmaster portable sign stands for the Public Services Department, Traffic Maintenance Section.
13. Approve the Maintenance Agreement with the Saginaw County Convention and Visitor's Bureau, Inc. to maintain improvements to the underneath of the I-675/Washington Avenue overpass, known as the Henry Marsh Bridge, for the Public Services Department.
14. Approve the Electrical Facilities Easement Agreement with Consumers Energy for the Engineering Section, Right of Way Division.
15. Approve the contract with Lois Kay Contracting Co. for \$1,867,671 for the Water and Sewer Road Patch Restoration project for the Public Services Department, Engineering Division.
16. Ratification of a purchase with Michigan CAT, a sole source, for \$8,620 for repairs to the Water Treatment Plant generator for the Water and Wastewater Treatment Services Department, Water Treatment Division.

BOARD/COMMISSION/COMMITTEE REPORTS:

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS:

1. Approve the Mayor's reappointment of Aaron Bedford to the Riverfront Development Commission with a term to expire April 1, 2028.

ORDINANCE INTRODUCTION:

1. An ordinance to amend §153.021 "Definitions," and §§153.197, 153.282, 153.317, and 153.347 all Titled "Permitted Uses After Special Approval," and by adding a new Section Titled, "Solar Energy Systems," by adding §§153.625 "General," 153.626 "Definitions," 153.627 "Roof-Mounted And Accessory Ground-Mounted SES," and 153.628 "Principal-Use Solar Power Systems," of Chapter 153, "Zoning Code," of Title XV, "Land Usage," of the City of Saginaw Code of Ordinances, O-204.

ORDINANCE CONSIDERATION AND ADOPTION:

RESOLUTIONS:

1. Establishing an Obsolete Property Rehabilitation District at 3424 E. Genesee Avenue.
2. Authorizing to seek FY 2026 Local Bridge Program Funds from the Michigan Department of Transportation.
3. Adopting a final project planning document for Hancock CSO Basin Wastewater system improvements and designating an authorized project representative.
4. Adopting a final project planning document for sewer river crossing Wastewater system improvements and designating an authorized project representative.

UNFINISHED BUSINESS:

MISCELLANEOUS BUSINESS:

ADJOURNMENT:

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 COUNCIL PUBLIC HEARING NOTICE

**In compliance with requirements of Public Act 146 of 2000,
as amended, the following notice is posted:**

Notice is hereby given that the Saginaw City Council will conduct a public hearing on Monday, April 3, 2023 at 6:30 p.m. in Council Chambers of City Hall, Room 205, located at 1315 S. Washington Avenue, to consider the request from WALL DEN SAGINAW LLC to create an Obsolete Property Rehabilitation District at 3424 E. Genesee Avenue.

The OPRA application with a legal description of the property is on file in the Office of the City Clerk. All interested persons are invited to attend this public hearing.

Janet Santos, MiPMC/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: 3-08-23

By: __jks_____

Application for Obsolete Property Rehabilitation Exemption Certificate

Issued under authority of Public Act 146 of 2000, as amended.

This application should be filed after the district is established. This project will not receive tax benefits until approved by the State Tax Commission. Applications received after October 31 may not be acted upon in the current year. This application is subject to audit by the State Tax Commission.

INSTRUCTIONS: File the completed application and the required attachments with the clerk of the local government unit. (The State Tax Commission requires two copies of the Application and attachments. The original is retained by the clerk.) See State Tax Commission Bulletin 9 of 2000 for more information about the Obsolete Property Rehabilitation Exemption. The following must be provided to the local government unit as attachments to this application: (a) General description of the obsolete facility (year built, original use, most recent use, number of stories, square footage); (b) General description of the proposed use of the rehabilitated facility, (c) Description of the general nature and extent of the rehabilitation to be undertaken, (d) A descriptive list of the fixed building equipment that will be a part of the rehabilitated facility, (e) A time schedule for undertaking and completing the rehabilitation of the facility, (f) A statement of the economic advantages expected from the exemption. A statement from the assessor of the local unit of government, describing the required obsolescence has been met for this building, is required with each application. Rehabilitation may commence after establishment of district.

Applicant (Company) Name (applicant must be the OWNER of the facility) WALL DEN SAGINAW LLC		
Company Mailing Address (Number and Street, P.O. Box, City, State, ZIP Code) 4135 ATWOOD RD, BRIDGEPORT MI, 48722		
Location of obsolete facility (Number and Street, City, State, ZIP Code) 3424 E. GENESEE AVE. SAGINAW MI, 48601		
City, Township, Village (indicate which) City of Saginaw	County Saginaw	
Date of Commencement of Rehabilitation (mm/dd/yyyy) 09/1/2023	Planned date of Completion of Rehabilitation (mm/dd/yyyy) 09/01/2024	School District where facility is located (include school code) City of Saginaw
Estimated Cost of Rehabilitation \$1,750,000.00	Number of years exemption requested 12	
Attach legal description of obsolete property on separate sheet.		
Expected Project Outcomes (Check all that apply)		
<input checked="" type="checkbox"/> Increase commercial activity	<input type="checkbox"/> Retain employment	<input checked="" type="checkbox"/> Revitalize urban areas
<input checked="" type="checkbox"/> Create employment	<input type="checkbox"/> Prevent a loss of employment	<input type="checkbox"/> Increase number of residents in the community in which the facility is situated
Indicate the number of jobs to be retained or created as a result of rehabilitating the facility, including expected construction employment. 30		
<input checked="" type="checkbox"/> Each year, the State Treasurer may approve 25 additional reductions of half the school operating and state education taxes for a period not to exceed six years. Check the box at left if you wish to be considered for this exclusion.		



APPLICANT CERTIFICATION

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all of the information is truly descriptive of the property for which this application is being submitted. Further, the undersigned is aware that, if any statement or information provided is untrue, the exemption provided by Public Act 146 of 2000 may be in jeopardy.

The applicant certifies that this application relates to a rehabilitation program that, when completed, constitutes a rehabilitated facility, as defined by Public Act 146 of 2000, as amended, and that the rehabilitation of the facility would not be undertaken without the applicant's receipt of the exemption certificate.

It is further certified that the undersigned is familiar with the provisions of Public Act 146 of 2000, as amended, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Obsolete Property Rehabilitation Exemption Certificate by the State Tax Commission.

Name of Company Officer (No authorized agents) Anthony Denha	Telephone Number (989) 737-5125	Fax Number
Mailing Address 4135 Atwood Road Bridgeport, MI 48722	E-mail Address adenha9@yahoo.com	
Signature of Company Officer (no authorized agents) <i>Anthony Denha</i>	Title Member	

LOCAL GOVERNMENT UNIT CLERK CERTIFICATION

The Clerk must also complete Parts 1, 2 and 4 on page 2. Part 3 is to be completed by the Assessor.

Signature	Date Application Received MAR 08 2023
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FOR STATE TAX COMMISSION USE

Application Number	Date Received	LUCI Code
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LOCAL GOVERNMENT ACTION		
This section is to be completed by the clerk of the local governing unit before submitting the application to the State Tax Commission. Include a copy of the resolution which approves the application and instruction items (a) through (f) on page 1, and a separate statement of obsolescence from the assessor of record with the State Assessor's Board. All sections must be completed in order to process.		
PART 1: ACTION TAKEN		
Action Date _____		
<input type="checkbox"/> Exemption Approved for _____ Years, ending December 30, _____ (not to exceed 12 years) <input type="checkbox"/> Denied		
Date District Established _____	LUCI Code _____	School Code _____
PART 2: RESOLUTIONS (the following statements must be included in resolutions approving)		
<p>A statement that the local unit is a Qualified Local Governmental Unit.</p> <p>A statement that the Obsolete Property Rehabilitation District was legally established including the date established and the date of hearing as provided by section 3 of Public Act 146 of 2000.</p> <p>A statement indicating whether the taxable value of the property proposed to be exempt plus the aggregate taxable value of property already exempt under Public Act 146 of 2000 and under Public Act 198 of 1974 (IFT's) exceeds 5% of the total taxable value of the unit.</p> <p>A statement of the factors, criteria and objectives, if any, necessary for extending the exemption, when the certificate is for less than 12 years.</p> <p>A statement that a public hearing was held on the application as provided by section 4(2) of Public Act 146 of 2000 including the date of the hearing.</p> <p>A statement that the applicant is not delinquent in any taxes related to the facility.</p> <p>If it exceeds 5% (see above), a statement that exceeding 5% will not have the effect of substantially impeding the operation of the Qualified Local Governmental Unit or of impairing the financial soundness of an affected taxing unit.</p> <p>A statement that all of the items described under "Instructions" (a) through (f) of the Application for Obsolete Property Rehabilitation Exemption Certificate have been provided to the Qualified Local Governmental Unit by the applicant.</p>	<p>A statement that the application is for obsolete property as defined in section 2(h) of Public Act 146 of 2000.</p> <p>A statement that the commencement of the rehabilitation of the facility did not occur before the establishment of the Obsolete Property Rehabilitation District.</p> <p>A statement that the application relates to a rehabilitation program that when completed constitutes a rehabilitated facility within the meaning of Public Act 146 of 2000 and that is situated within an Obsolete Property Rehabilitation District established in a Qualified Local Governmental Unit eligible under Public Act 146 of 2000 to establish such a district.</p> <p>A statement that completion of the rehabilitated facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to, increase commercial activity, create employment, retain employment, prevent a loss of employment, revitalize urban areas, or increase the number of residents in the community in which the facility is situated. The statement should indicate which of these the rehabilitation is likely to result in.</p> <p>A statement that 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(i) of Public Act 146 of 2000.</p> <p>A statement of the period of time authorized by the Qualified Local Governmental Unit for completion of the rehabilitation.</p>	
PART 3: ASSESSOR RECOMMENDATIONS		
Provide the Taxable Value and State Equalized Value of the Obsolete Property, as provided in Public Act 146 of 2000, as amended, for the tax year immediately preceding the effective date of the certificate (December 31 of the year approved by the STC)		
Building Taxable Value		Building State Equalized Value
\$ _____		\$ _____
Name of Government Unit _____	Date of Action Application _____	Date of Statement of Obsolescence _____
PART 4: CLERK CERTIFICATION		
The undersigned clerk certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way. Further, the undersigned is aware that if any information provided is untrue, the exemption provided by Public Act of 2000 may be in jeopardy.		
Name of Clerk _____	Telephone Number _____	
Clerk Mailing Address _____		
Mailing Address _____		
Telephone Number _____	Fax Number _____	E-mail Address _____
Clerk Signature _____		Date _____

For faster service, email completed application and attachments to PTE@michigan.gov. An additional submission option is to mail the completed application and attachments to Michigan Department of Treasury, State Tax Commission, PO Box 30471, Lansing, MI 48909. If you have any questions, call 517-335-7491.

Monday, February 27, 2023

Janet Santos
1315 S. Washington
Room 102
Saginaw, MI 48601

RE: Property information for OPRA application regarding 3424 E. Genesee Ave Saginaw, MI 48601

Dear: Janet Santos

- A) The property is located at 3424 E. Genesee Ave. Saginaw, MI 48601. The property was constructed in the year of 2000; the original use was a pharmacy and has remained this use until 2020. The subject property is a single-story building that has been utilized as a retail building with approximately 15,100 total square footage.
- B) The general use of the subject property will be retail use. With a primary focus of grocery and or supermarket.
- C) The rehabilitation of the property will include the following: new roof, new HVAC units, water heater, ceiling tiles, electrical, flooring, glass and glazing, parking lot, landscaping and signage.
- D) The subject property is 15,100 square feet that will be rehabbed for a grocery store/supermarket/ retail. The scope of work will include (4)- 10-ton roof top HVAC units, 25-gallon hot water heater, new retail and back of the house flooring, new roof, new ceiling tiles, new LED lighting in retail area and back rooms, new electrical, new pylon sign, new building signage and new parking lot. New equipment for the operations of retail/grocery/supermarket.
- E) The approximate time start time of subject work will begin September 1, 2023, with an expectation completion date of September 1, 2024.
- F) The economic advantage of this project has many facets. These advantages include creation of new jobs, bringing a supermarket/grocery store to an area in great need of fresh foods and produce. With the complete rehabilitation of this retail building, it will improve the surrounding area by transforming an obsolete property to a fully remodeled property eliminating blight and abandonment. Furthermore, professional landscaping of the area with flowers and trees will improve the overall neighborhood environment.

Sincerely,

Anthony Denha
Anthony Denha

3424 E. Genesee Ave Saginaw MI 48601 Project Estimated Expense Report

Parcel ID # 21 3084 00000

<u>Item Descriptions</u>	<u>Projected Cost</u>	<u>Estimated Completion D</u>
New parking lot, mill, stripe seal	\$ 113,903.50	Fall of 2023-Fall 2024
Interior/ Exterior Doors	\$ 20,000.00	
Flooring demo	\$ 20,000.00	
Flooring concrete, polish, seal	\$ 45,300.00	
HVAC units	\$ 135,000.00	
Flat Rubber Duro-last roof	\$ 101,170.00	
Sign Package	\$ 30,000.00	
Secuirty Package	\$ 20,000.00	
Bathroom remodel	\$ 8,500.00	
Plumbing Fixtures	\$ 100,000.00	
Lighting Fixtures	\$ 125,000.00	
Parking Lot Lights	\$ 20,000.00	
Painting Interior/Exterior	\$ 25,000.00	
Drywall	\$ 12,000.00	
Windows	\$ 18,000.00	
Fixtures and Equipment	\$ 950,000.00	
	\$ 1,743,873.50	
Property Acquisition Cost	\$ 565,000.00	
	\$ -	
	\$ 2,308,873.50	



CITY OF SAGINAW

City Assessors Office
1315 S. Washington Ave.
Saginaw, MI 48601

June 6, 2022

Michigan Department of Treasury
State Tax Commission
Treasury Building
Lansing, MI 48922

Re: 3424 E. Genesee Ave.

To Whom It May Concern,

Please allow this letter to serve as finding by the City of Saginaw Assessors Office that the building located at the above address is functionally obsolete.

The building is an almost 15,000 square foot commercial building built in 2000. It was previously used as a Walgreens pharmacy, but is currently vacant. The property will need to undergo rehabilitation for any future use, as there is extensive blight throughout. During its vacancy, the building was unlawfully occupied and vandalized, at which time some electrical and plumbing components were destroyed and removed. The necessary improvements include replacement of the roof, seven HVAC units, roof sumps, flooring, electrical, ceilings, and plumbing. Some interior space will need to be reconfigured and new drywall must be installed. There is also a drive-up window that will need to be removed, requiring a section of the exterior to be reconstructed.

If you have any questions, feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Lori D. Brown".

Lori D. Brown, MAAO (3)
City Assessor
City of Saginaw
(989) 759-1473



CITY OF SAGINAW

CITY COUNCIL

Public Hearing

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

Notice is hereby given that the Saginaw City Council will hold a public hearing on Monday, April 3, 2023 at 6:30 p.m. at City Hall, in Council Chambers, Room 205 regarding the proposed Hancock CSO Basin Rehabilitation project for the purpose of receiving comments from interested persons.

The purpose of the proposed project is to rehabilitate/replace the ceilings of the Hancock CSO Basin treatment bays. The ceiling slab/roof decks of the bays have served a dual purpose as a parking structure since 1973. A 2020 evaluation of the ceiling slab/roof decks determined if repairs are not done soon, the slabs/decks will become structurally inadequate to support the required loads and basin as well as the parking deck will become unusable causing significant public health and safety concerns. The total estimated construction cost for the project is \$5M.

In order to finance the project, the City is intending to pursue a low interest loan from the Clean Water State Revolving Fund (CWSRF) loan program. The estimated cost to users for the proposed project is \$3.00 per quarter per residential unit. The project cost and details regarding financing will be discussed at the public hearing.

The hearing will be held in person and streamed live on SGTV Channel 191 and on the City's website www.saginaw-mi.com. The proposed project plan is on file in the City Clerk's Office at 1315 S. Washington Ave. Saginaw, MI 48601. All interested persons are invited to attend this public hearing.

Paul Reinsch, Director
Department of Water and Wastewater Treatment Services

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:

By: _____



CITY OF SAGINAW

CITY COUNCIL

Public Hearing

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

Notice is hereby given that the Saginaw City Council will hold a public hearing on Monday, April 3, 2023 at 6:30 p.m. at City Hall, in Council Chambers, Room 205 regarding the proposed Sewer River Crossing project for the purpose of receiving comments from interested persons.

The purpose of the proposed project is to install a second sewer river crossing across the Saginaw River to increase the system's resiliency and redundancy. The one existing river crossing pipe was installed in 1947, so this sewer has been in service for over 75 years. Since its construction, this pipe has only been taken offline twice for inspections, as there is very limited time to take the pipe out of service with no redundant pipe. The risk of an existing river crossing pipe leak is a significant public health and safety concern. A second river crossing would allow the existing pipe to be taken out of service for inspection and maintenance on a regular basis. The total estimated construction cost for the project is \$28.6M.

In order to finance the project, the City is intending to pursue a low interest loan from the Clean Water State Revolving Fund (CWSRF) loan program. The estimated cost to users for the proposed project is \$15.00 per quarter per residential unit. The project cost and details regarding financing will be discussed at the public meeting.

The hearing will be held in person and streamed live on SGTV Channel 191 and on the City's website www.saginaw-mi.com. The proposed project plan is on file in the City Clerk's Office at 1315 S. Washington Ave. Saginaw, MI 48601. All interested persons are invited to attend this public hearing.

Paul Reinsch, Director
Department of Water and Wastewater Treatment Services

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:

By: _____

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD MONDAY, MARCH 20, 2023, AT 12:00 P.M. IN COUNCIL CHAMBERS AT CITY HALL, 1315 S. WASHINGTON AVENUE, SAGINAW, MICHIGAN.

PRAYER AND PLEDGE OF ALLEGIANCE

Council Member Garcia offered a prayer and Mayor Moore led the pledge of allegiance of the United States of America.

ROLL CALL

Mayor Moore called the meeting to order. Council Members present: Monique Silvia, Reggie Williams, Annie Boensch, William Ostash, Priscilla Garcia, Michael Flores, George Copeland, Brenda Moore: 8. Council Members absent: Michael Balls: 1.

ANNOUNCEMENTS

Deputy City Clerk Kristine Bolzman made the following announcements:

- Yard Waste pick up will begin the week of April 3 and collections will be on your regular trash day.
- Public Hearings will be conducted at the April 3 Council meeting regarding the Hancock CSO Basin Rehabilitation, and the Sewer River Crossing. The plans will be available in the City Clerk's Office for public viewing.

Council Member Williams read a proclamation recognizing March 31, 2023 as "Cesar Chavez Day."

PUBLIC INPUT

Members of the public that addressed the Council: Lisa Coleman

Moved by Council Member Flores, seconded by Council Member Silvia to extend the time for Lisa Coleman by 45 seconds. 8 ayes, 0 nays, 1 absent. Motion approved.

COUNCIL REMARKS

Remarks were heard from the following Council Members: Flores, Copeland, Silvia, Williams, Boensch, Ostash, Garcia, and Moore.

Council Member Flores left the meeting at 12:47 p.m. and returned at 12:49 p.m.

REPORTS FROM CITY MANAGER

City Manager Tim Morales reported updates regarding various projects. Manager Morales introduced Scott Simmons, Refuge Manager of the Shiawassee National Wildlife Refuge and MI Wetland Management District. Mr. Simmons presented an update on the Shiawassee National Wildlife Refuge.

CONSENT AGENDA:

Moved by Council Member Silvia, seconded by Council Member Ostash to approve the consent agenda, allowing room for exceptions. Exceptions were made to items #2, 6, and 7. 8 ayes, 0 nays, 1 absent. Motion approved.

1. Approve the March 6, 2023 regular council meeting minutes.
2. Approve the recommendations for the 2023 Single Lot Special Assessment Tax Roll.

3. Approve the purchase with West Side Decorating Center, Inc. for \$5,423 for carpet and installation in the Election Center for the Election Division.
4. Approve the amendments to the FY 2023 Approved Budget to recognize changes that have occurred during the January period.
5. Approve the acceptance of the 2023 Department of Housing and Urban Development-Community Project Funding Grant for \$3,000,000 and approve the City Manager or his designee be authorized to sign all applicable documents.
6. Approve to grant the City Manager the authority to execute the Subdivision and Special District Settlement Participation Forms, and any and all other documents, related to the proposed partial settlement of the national opioid litigation with Teva, Allergan, CVS, and Walmart.
7. Approve the Fiscal Sponsorship Agreement with the Saginaw Community Foundation for possible capital improvement projects or programming at the Andersen Enrichment Center for the Public Services Department.
8. Approve the Fiscal Sponsorship Agreement with the Saginaw Community Foundation for the City to work in conjunction with the Saginaw County Convention and Visitor's Bureau to make improvements to the underneath of the I-675/Washington Avenue overpass, known as the Henry Marsh Bridge for the Public Services Department.
9. Approve to increase the blanket purchase order with Scientific Brake by \$3,000, for a new total of \$12,500, for vehicle parts for the Public Services Department, Motor Pool Division.
10. Approve the purchase with Todd Wenzel Buick GMC for \$42,162 for a 2023 GMC Sierra 1500 Double Cab 4X4 Pickup truck, as specified, for the Fire Department.
11. Approve the purchase with National Highway Maintenance System, a sole source, for \$5,963 for Crafcro crack sealant for the Public Services Department, Right of Way Division.
12. Approve the blanket purchase orders with specified vendors for a total amount of \$25,000 for electrical and mechanical equipment repair services for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.

Moved by Mayor Pro Tem Boensch, seconded by Council Member Silvia to approve consent agenda item #2 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

Moved by Council Member Silvia, seconded by Mayor Pro Tem Boensch to approve consent agenda item #6 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

Moved by Council Member Silvia, seconded by Mayor Pro Tem Boensch to approve consent agenda item #7 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

BOARD/COMMISSION/COMMITTEE REPORTS

Mayor Pro Tem Boensch reported that the City/County/School Liaison Committee will meet March 23 at 5:30 p.m. at the Board of Education building.

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS

Moved by Council Member Silvia, seconded by Council Member Williams to approve the Manager's reappointment of Michael Hanley to the Downtown Development Authority with a term to expire December 31, 2027. 8 ayes, 0 nays, 1 absent. Motion approved.

RESOLUTIONS

Moved by Mayor Pro Tem Boensch, seconded by Council Member Copeland to adopt the resolution certifying the 2023 Single Lot Special Assessment Tax Roll. 8 ayes, 0 nays, 1 absent. Motion approved.

MISCELLANEOUS BUSINESS

Moved by Council Member Flores, seconded by Council Member Copeland to direct the City Manager to invite a representative from the Michigan State Police to present a status report at the next meeting. Discussion held.

Moved by Mayor Pro Tem Boensch, seconded by Council Member Ostash to amend the motion to change "next meeting" to "at the earliest convenience." Discussion held.

Mayor Moore asked Deputy Clerk Bolzman to conduct a roll call vote on the motion to amend.

Ayes: Boensch

Nays: Ostash, Garcia, Flores, Copeland, Silvia, Williams, Moore

Absent: Balls

Motion denied.

The vote was taken on the main motion "to direct the City Manager to invite a representative from the Michigan State Police to present a status report at the next meeting." 8 ayes, 0 nays, 1 absent. Motion approved.

ADJOURNMENT

Moved by Council Member Copeland, seconded by Council Member Flores to adjourn the meeting at 1:34 p.m. 8 ayes, 0 nays, 1 absent. Motion approved.

As recorded by,
Kristine Bolzman, MiPMC/CMC
Deputy City Clerk

Janet Santos, MiPMC/MMC
City Clerk

From: Timothy Morales, City Manager
Subject: Brownfield Redevelopment Authority By-Laws
Prepared by: Brownfield Redevelopment Authority

Manager's Recommendation:

I recommend approval of the Brownfield Redevelopment Authority By-Laws, as amended.

Justification:

The Brownfield Redevelopment Authority was created pursuant to the provisions of Act 381 of the Public Acts of 1996. On January 10, 2023, the Brownfield Redevelopment Authority (BRA) adopted the amendment to their By-Laws. Public Act 381 requires that the City Council approve amendments of the BRA By-Laws.

Changes to the By-Laws include amendments to Article III and Article IX. This change gives authorization to the BRA to establish a Local Brownfield Revolving Fund and gives the BRA power to incur costs and expend funds from Local Brownfield Revolving Fund for authorized purposes, as approved by the City. The BRA revolving loan fund will provide critical financing when credit access is limited. It supports the development and expansion of local business and other special initiatives.

Council Action:

Motion to approve the recommendation from the City Manager.

By-Laws
City of Saginaw
Brownfield Redevelopment Authority

ARTICLE I
INTRODUCTION

The City of Saginaw Brownfield Redevelopment Authority is public body corporate created by the City of Saginaw, Michigan Resolution of the City Council of Saginaw; adopted on September 29, 1997. The City of Saginaw Brownfield Redevelopment Authority, hereinafter referred to as the "Authority", was created pursuant to the provisions of Act 381 of the Public Acts of 1996, (The "Act").

ARTICLE II
INTENT OF CITY OF SAGINAW BROWNFIELD REDEVELOPMENT
AUTHORITY

The overall intent of the Authority is to:

- (1) Facilitate the implementation of Brownfield Plans;
- (2) Promote the revitalization, redevelopment and reuse of contaminated, blighted, functionally obsolete and/or historic designated properties;
- (3) Make recommendations to the Saginaw City Council on Brownfield Plans; and
- (4) Authorize and permit the use of certain tax increment financing.

ARTICLE III
POWERS AND DUTIES OF AUTHORITY

The Authority shall have all powers and duties set forth in the Act, including but not limited to Section 7(1) through section 7(1)(m), **Section 8**, and any future amendments to the Act. The Authority shall further be vested with all powers and duties provided by the City of Saginaw and local ordinances. **In accordance with Section 8 of the Act, the Authority has established a Local Brownfield Revolving Fund, and it shall have the power to incur costs and expend funds from Local Brownfield Revolving Fund for authorized purposes, and as approved by the City.** The Act shall further control to the extent there is a conflict between the Act and powers or duties provided by the City of Saginaw and/or local ordinances.

Section 1. General Powers

The Authority shall be under the supervision and control of a Board of Directors (“Board”), and the Board shall manage the business and affairs of the Authority, except as otherwise provided by statute, local ordinance and/or these By-Laws.

Section 2. Number, Tenure and Qualifications

The Board of the Authority shall consist of nine (9) voting members. Each member shall be appointed for a term of three (3) years; except for the Authority’s first nine (9) members appointed, wherein three shall be appointed for one (1) year, three (3) for two (2) years, and three (3) for three (3) years.

Section 3. Selection of Board Members and Oath of Office

The Mayor of the City of Saginaw with the advice and consent of the City Council shall appoint the members of the Board. Before assuming the duties of the office, a member shall qualify by taking and subscribing to the constitutional oath of office.

Section 4. Compensation of Members.

Members of the Board shall serve without compensation, but shall be reimbursed for actual and necessary expenses.

Section 5. Expiration of Term, Continuation in Office, Reappointment and Reappointment and Filling Vacancies.

Members whose terms of office have expired shall continue to hold office until a successor has been appointed. If a vacancy is created by the death, resignation, or removal of a member appointed by the Mayor, a successor shall be appointed by the Mayor with the advice and consent of the Saginaw City Council within thirty (30) days to hold office for the remainder of the vacated term.

Section 6. Removal

Pursuant to proper notice and an opportunity to be heard; a member of the Board may be removed from office for neglect of duty including non-attendance at meeting, misconduct, malfeasance, or any other good cause, by a majority vote of the Saginaw City Council. Removal of a member is subject to review by the Circuit Court.

Section 7. Ex Officio Members

The Mayor of the City of Saginaw, with the advice and consent of the Saginaw City Council, may, from time to time, appoint ex-officio members to the Board who shall serve as representatives of any agency or organization that offers valuable participation in brownfield redevelopment matters. Such ex-officio members shall serve so long as there is no conflict of interest, and the representative's relationship with the organization exists. Ex-officio members shall have no voting rights.

ARTICLE V

OFFICERS

Section 1. Officers

The officers of Authority shall be the Chairperson, Vice Chairperson, Secretary and Treasurer and such other officers as the Board may establish by Resolution. Officers shall have such powers as shall be granted by applicable statutes, ordinances, resolutions and these By-Laws, including, if so authorized, execution of instruments on behalf of the Authority.

Section 2. Removal of Officers

An officer may be removed by the Board whenever, in its judgement, the best of interest of the Authority would be served.

Section 3. Filling Vacancies for Officers

An officer vacancy may be filled by the Board for the unexpired portion of the term.

Section 4. Chairperson

The Chairperson shall preside at all meetings of the Board and shall discharge the duties of a presiding officer and such other duties as may be assigned by the Board pursuant to these By-Laws and the Act.

Section 5. Vice Chairperson

In the absence of the Chairperson or in the event of the Chairperson's inability or refusal to act, the Vice-Chairperson shall perform the duties of the Chairperson and when so acting shall have all the powers and be subject to all restrictions of the Chairperson. The Vice-Chairperson shall perform other duties as may be assigned by the Board.

Section 6. Treasurer

The Treasurer shall keep the financial records of the Authority and with the Executive Director, if an Executive Director is employed pursuant to Article VII, or the Chairperson, if an Executive Director is not employed, shall approve all vouchers for the expenditure of funds of the Authority. The Treasurer shall perform such other duties as may be delegated by the Board and shall furnish a bond in an amount prescribed by the Board.

Section 7. Secretary

The Secretary shall maintain custody of the official seal and official records, books, documents or other papers of the Authority not required to be maintained by another individual. The Secretary shall keep a record of the proceedings of the Board and shall perform such other duties delegated by the Board.

ARTICLE VI

MEETINGS

Section 1. Conduct of Meetings

All meetings of the Board shall be open and available for public attendance and conducted pursuant to the Act and the Michigan Open Meetings Act; Act 267 of the Public Acts of 1976, as amended ("OMA").

Section 2. Annual Meeting

The annual meeting shall be held at the first regular meeting of the Board in the Month of January each year beginning in 2000 at a location and at a time designated by the Board. The election of officers shall occur at the annual meeting. If the election of officers should not occur on the day designated, or any adjournment thereof the Board shall cause the election to be held at a Regular or Special meeting of the Board within ninety (90) days of the Annual Meeting.

Section 3. Regular Meetings

Regular meetings of the Board shall be held at a location and at a time designated by the Board. The Board shall establish a schedule of regular meetings for the ensuing year at its Annual Meeting; Within (10) days after the annual meeting, public notice as herein provided, shall be posted stating the dates, times and places of the Board's regular meetings for the remainder of the year. If there is a change in schedule of regular meetings, there shall be posted, as herein provided, within three (3) days after the meeting at which the change is made, a public notice stating the new dates and times of its regular meetings. In the event the meeting day shall fall on a holiday, the meeting will occur on the following day. The financial records shall always be open to the public. Any regularly scheduled meeting may be canceled for lack of quorum.

Section 4. Special Meetings

Special meetings of the Board may be called by the Chairperson, by the Vice Chairperson in the absence of the Chairperson, by the Director or by any three members of the Board by giving public notice as hereinafter provided.

Section 5. Notice of Meeting

All meetings shall be preceded by public notice posted eighteen (18) hours prior to the meeting in accordance with the OMA. Notice to the members of the Board and to the public shall be responsibility of the Secretary.

Section 6. Agenda

An agenda for each regular and special meeting shall be prepared by the Secretary which shall be delivered to all members of the Board at least twenty-four (24) hours prior to a meeting. Any members of the Board may request any item to be placed upon the agenda.

Section 7. Quorum and Voting

To establish a quorum to transact business at any meeting, a majority of the voting Board members currently in office must attend that meeting. A vote by the majority of the voting members present at a meeting at which there is a quorum shall constitute the action of the Board, unless the vote of a larger number is required by statute, local ordinance, resolution or elsewhere in these By-Laws. In the event that the members eligible to vote are reduced, due to a disclosure of interest pursuant to Article XI, a majority of the remaining members eligible to vote shall constitute an action of the Board.

Section 8. Rules of Order

Robert's Rules of Order will govern the conduct of all meeting.

Section 9. Meeting Minutes

Minutes shall be kept for all of the Board's annual, regular and special meetings. All minutes shall be prepared and made available for public inspection pursuant to the OMA.

ARTICLE VII

EMPLOYMENT OF PERSONNEL

Section 1. Executive Director

The Board may employ and fix the compensation of an Executive Director ("Director") subject to the approval of the Saginaw City Council. The Director shall serve at the pleasure of the Board. A member of the Board is not eligible to hold the position of Director. Before entering upon the duties of the office, the Director shall take and subscribe to the constitutional oath, and furnish bond by posting a bond in the penal sum determined in the resolution establishing the Authority, payable to the Authority for use and benefit of the Authority, approved by the Board, and filed with the Saginaw City Clerk. The premium on the bond shall be deemed an operating expense of the Authority, payable from funds available to the Authority for expenses and operation. The Director shall attend the meetings of the Board and shall render to the Board and to the Saginaw City Council a regular report covering the activity and financial condition of the Authority. If the Director is absent or disabled, the Board may designate a qualified person as acting Director to perform the duties of the office. The Director shall furnish the Board with information or reports governing the operation of the Authority as the Board requires.

Section 2. Treasurer

If a Board member has not been appointed Treasurer, then subject to the approval of the Saginaw City Council, the Board may employ and fix the compensation of a Treasurer whose duties shall be as set forth in Section 6 of Article V in these By-Laws.

Section 3. Secretary

If a Board member has not been appointed Secretary, then subject to the approval of the Saginaw City Council, the Board may employ and fix the compensation of a Secretary whose duties shall be as set forth in Section 7 of Article V in these By-Laws.

Section 4. Legal Counsel

The Board may retain legal counsel to advise the Board in the proper performance of its duties. The legal counsel shall represent the Authority in actions brought by or against the Authority.

Section 5. Other Personnel

The Board may employ other personnel deemed necessary by the Board.

ARTICLE VIII

COMMITTEES AND ADVISORY BOARDS

Section 1. Committees

The Board, by resolution that is adopted pursuant to Article VI in these By-Laws, may designate one or more Committees to advise the Board. The Committee members shall be members of the Authority. The Chairperson, with the advice and consent of the Board, shall appoint the members and select the chairperson for each Committee. Each member appointed to any Committee shall serve until replaced by action of the Chairperson, with the advice and consent of the Board. The Committees may be terminated by a vote of the majority of the members of the Board constituting a quorum at any meeting. At the annual meeting, the Committees will be evaluated and reappointed or dissolved. A majority of the members of a Committee will constitute a quorum for that Committee. A vote of the majority of the members present at a meeting, at which a quorum is present, shall be an act of the Committee. All Committee meetings shall be subject to the OMA.

Section 2. Advisory Boards

The Board may, by resolution that is adopted pursuant to Article VI in these By-Laws, authorize the establishment of Advisory Boards to advise

the Board. The members of any Advisory Board can include but are not limited to members of the Board, members of the public and community leaders. The Chairperson, with the advice and consent of the Board, shall select the members of each Advisory Board. No more than two Board members shall be selected to serve on any Advisory Board. Each Advisory Board shall select its own officers and establish rules governing its action. The purpose and function of an Advisory Board is to provide and enlist the expertise of the community and persons or entities with specialized knowledge to advise the Board on the brownfield redevelopment matters or issues, for which the Advisory Board was established. The Advisory Board shall have no administrative authority and is advisory only.

ARTICLE IX

CONTRACTS AND FUNDS

Section 1. Contracts

The Authority's Chairperson or Vice-Chairperson is authorized to execute all documents on the Authority's behalf. Should neither the Chairperson nor Vice-Chairperson be available, then the current Director of Office of Management and Budget for the City of Saginaw shall be authorized to execute all documents on behalf of the Authority. Additionally, the Board may authorize the Director, if employed, or an agent of the Authority to enter into any contract or execute and deliver any instrument on behalf of the Authority within the limits authorized by the Act. The authorization may be general or confined to specific instances.

Section 2. Funds

In accordance with the Act and these Bylaws, including but not limited to Article III, all checks, drafts, or orders for the payment or money, notes, or other evidence of indebtedness issued in the name of the Authority shall follow the practices, policies and procedures of the City of Saginaw. All funds of the Authority shall be approved annually by the Saginaw City Council and shall be deposited and maintained pursuant to the practices, policies and procedures of the City of Saginaw.

Section 3. Contributions of Gifts

The Board may accept on behalf of the Authority any contribution, gift, bequest or device of the general purposes or for any special purpose of the Authority.

ARTICLE X

BOOKS AND – RECORDS

Section 1. Books and Records

All complete records, books, accounts, as well as minutes of all regular and special meetings of the Authority shall follow the practices, policies and procedures of the City of Saginaw. The official copy of all minutes shall be kept in the Office of Management and Budget for the City of Saginaw. The records of the names and addresses of the members of the Authority shall be kept in the Office of the City Clerk for the City of Saginaw. This information shall be available to the public in the City Clerk's Office. The Authority's funds shall be audited annually by an independent auditor.

Section 2. Fiscal Year

The fiscal year of the Authority shall at all times conform to the fiscal year of the City of Saginaw.

ARTICLE XI

CONFLICT OF INTEREST

Section 1. Prohibition for Authority Actions Involving Conflicts of Interest

No Board member, officer or employee of the Authority shall be party, directly or indirectly, to a contract with the Authority, except as provided in Section 3 of the Article. No Board member, officer or employee shall any have a direct financial interest in any matter before the Authority. Any Board member, officers or employee that is a direct or indirect party to a contract with the Authority, or any Board member, officer or employee that has a direct financial interest in any matter before the Authority shall further not take any action on any matter, for which a direct interest had been disclosed, except as provided for in Section 3 of this Article.

Section 2. Prohibition for Soliciting Contracts

No Board member, officer, or employee of the Authority shall directly or indirectly solicit any contact between the Authority and (a) himself or herself; (b) any firm (meaning a co-partnership or other unincorporated association) of which he or she is a partner, member or employee; (c) any private corporation in which he or she is a stockholder owning more than 1% of the total outstanding stock of any class there such stock is not listed on a stock exchange or stock with a present total market value in excess of \$25,000.00 where such stock is listed on a stock exchange or of which he or she is a director, officer or employee; or (d) any trust of which he or she is a beneficiary or trustee; nor shall he or she take any part in the negotiations for such a contract or the renegotiations thereof or

amendment thereto or in the approval thereof; nor shall he or she represent either party in the transaction; except as provided in Section 3 thereof.

Section 3. Resolving Conflicts

Sections 1 and 2, in connection with being a direct or indirect party to a contract, shall apply to all Board members, officers or employees who are paid for working more than an average of 25 hours per week for the Authority. Sections 1 and 2, in connection with being a direct or indirect party to a contract, shall not apply to any other Board member, officer or employee, provided that all of the following have been satisfied:

- (1) The Board member, officer or employee promptly discloses any pecuniary interest in the contract to the Authority and any official body that has power to approve the contract, if different from the Authority;
- (2) Said disclosure is made part of the record for the Authority's official proceedings;
- (3) The contract is approved by not less than a 2/3 majority of the Authority's disinterested voting members that do not have the direct interest that is the subject of the disclosure; and
- (4) The disclosing party shall further refrain from participating in the Authority's action relating to the contract.

For any other matter of direct financial interest, Section 1 shall not apply to any Board member, officer, or employee, provided that all of the following have been satisfied.

- (1) The Board member, officer or employee promptly discloses any direct interest in the matter prior to any discussion on the matter by the Authority.
- (2) Said disclosure is made part of the record for the Authority's official proceedings;
- (3) The Authority's action on the matter is approved by not less than a 2/3 majority of the Authority's disinterested voting members that do not have the direct interest that is the subject of the disclosure; and
- (4) The disclosing party shall further refrain from participating in the Authority's action relating to the matter.

Section 4. Acknowledgement of Duty to Disclose Conflict

Each Board member, officer and employee, upon taking their position and annually thereafter, shall acknowledge in writing that they have read and agree to abide by article XI in these By-Laws.

ARTICLE XII

EFFECT OF NON-COMPLIANCE

Subject to the provisions of the law: (i) no meeting or action taken by the Board under procedures substantially in compliance with these By-Laws shall be deemed void or voidable, as a result of noncompliance; (ii) any action taken under procedures not in compliance with these By-Laws may be ratified and confirmed at any subsequent meeting of the Board, pursuant to these By-Laws, and the validity thereof shall not be affected or influenced by any deficiencies in the original procedures; (iii) any deficiency in notice of any meeting of the Board may be waived by unanimous action of the entire membership of the Board; (iv) members not present at any meeting of the Board may waive notice of such meeting by written consent delivered before or after said meeting; and (v) attendance by any member of the Board at any purported meeting of the Board without specific reference and objection to the lack or insufficiency of notice thereof, shall be deemed a waiver of any such objection.

ARTICLE XIII

AMENDMENT TO RULES

These By-Laws may be amended and/or new By-Laws adopted at any duly called regular or special meeting of the Authority by two-thirds vote of the Board members present and voting provided a written notice of the proposed amendment has been distributed to all Board members not less than seven (7) days prior to the scheduled date of the meeting at which action on the proposed amendments will be taken. All such amendments and/or new By-Laws approved by the Board shall be submitted to and approved by the Saginaw City Council shall go into effect immediately upon City Council approval.

Adopted by the BRA Board of Directors on January 10, 2023

Approved by the Saginaw City Council on _____

From: Timothy Morales, City Manager
Subject: I.T.I., Inc. Phone Maintenance Agreements
Prepared by: Jeff Klopocic, Technical Services Department

Manager's Recommendation:

I recommend the approval of the phone maintenance agreements with I.T.I Inc. for \$18,305.16 for the yearly maintenance and support fees for the City's Internet Protocol phone system.

Justification:

The I.T.I. Agreements cover the telephone equipment located at City Hall, Public Services, the Police Department, Maintenance and Service Water & Sewer Division and the Water and Waste Water Treatment Plants for a one-year period. The agreements cover all services under normal wear and tear including parts, labor, and travel time. It also includes free user training, no charge for service related software updates, free loaner equipment, and 24-hour, seven-day service without paying any after-hour premium.

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Department of Technical Services – Information Services Fund, Operating Services Account No. 658-1720-805.000.

I have approved the agreements 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: Increase Blanket Purchase Orders – Fire Apparatus Repairs
Prepared by: Thomas Raines, Fire Chief

Manager’s Recommendation:

I recommend the approval to increase the blanket purchase orders to the specified vendors by \$10,000, for a new total of \$70,000, for fire apparatus repairs for the Fire Department, Fire Suppression Division.

Justification:

In FY 2023, the purchase orders listed below were issued to Cummins Bridgeway LLC in the amount of \$10,000 and Front Line Services in the amount of \$50,000. These vendors possess the expertise and certification necessary for fire apparatus repairs.

Outside vendor services are used to maintain, repair, test, and certify the Saginaw Fire Department fleet. The original blanket purchase order information is as follows:

<u>PO#</u>	<u>Vendor</u>	<u>Current Amount</u>	<u>Recommended Increase</u>	<u>New Total</u>
513555	Cummins Bridgeway LLC	\$10,000	\$5,000	\$15,000
513559	Front Line Services	<u>\$50,000</u>	<u>\$5,000</u>	<u>\$55,000</u>
	Total	\$60,000	\$10,000	\$70,000

These vendors meet all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the General Fund, Community Public Safety – Fire, Fire Apparatus Operations and Maintenance Division, Motor Vehicle Repairs No. 101-3554-931.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Fire Department Training Room Furniture Purchase
Prepared by: Thomas Raines, Fire Chief

Manager's Recommendation:

I recommend the approval of a purchase with National Business Furniture for \$7,062.48 for furniture for the Fire Station No. 1 training room for the Fire Department.

Justification:

On March 10, 2023, National Business Furniture provided a quote for the replacement of the Fire Department's training room tables and chairs. National Business Furniture's products have proven to be durable and of high quality. Their office products come with a lifetime guarantee and provide the durability needed for a fire department training room.

The items included in this quote include eight tables and sixteen chairs that will replace a current roundtable design that is not conducive to holding training classes. The roundtable is being repurposed for a conference room elsewhere in the building.

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the General Fund, Community Public Safety - Fire, Fire Operations Division, Less than \$5000 Account No. 101-3551-971.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Saginaw Police Reserves - Saginaw Community Foundation Fiscal Sponsorship Agreement

Prepared by: Brian Rowell, Community Public Safety - Police

Manager's Recommendation:

I recommend the approval of the Fiscal Sponsorship Agreement with the Saginaw Community Foundation for the Saginaw Police Department, Police Reserves Unit Fund.

Justification:

Founded in 1984, the Saginaw Community Foundation (SCF) is mission-driven to improve the quality of life in Saginaw County by linking donor interests with the community's most pressing needs and promising opportunities.

The Saginaw Police Department (SPD) would like to establish an agreement with the SCF to oversee funds raised through the fundraising efforts of the SPD Police Reserves Unit. SPD Reserve officers often participate in fundraising drives to help generate donations. The funds will be used to purchase uniforms and other equipment as needed. The SPD would like to establish a special fund for the SPD Reserves Unit. SCF was contacted and agreed to be the fiduciary for the funds raised. The Special Project Fund Agreement details the contractual terms and conditions for the SPD Police Reserves Fund.

I have approved the Agreement 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: Increase Blanket Purchase Orders – Vehicle Repair Parts
Prepared by: Don Riley, Public Services Department

Manager’s Recommendation:

I recommend the approval to increase blanket purchase order No. 513897 with Ritter Technology by \$3,000, for a new total of \$13,600, for vehicle parts for the Public Services Department, Motor Pool Division.

Justification:

In FY 2023, the purchase order listed below was issued to Ritter Technology in the amount of \$10,600. The City’s Municipal Garage requires parts from this vendor for various repairs from July 1, 2022 to June 30, 2023.

In FY 2022, the Garage spent \$5,774.84 on parts from Ritter Technology. In the current fiscal year, due to more wear items needing replaced, we have spent \$9,013.55 leaving a balance of \$1,586.45. The Motor Pool purchases replacement parts for heavy duty trucks and equipment in multiple divisions.

There are no feasible means to predetermine what parts or services will be needed. The Motor Pool Division purchases parts throughout the year to keep the City’s fleet running. This is a 365-day operation and these vehicle parts are needed on a continual basis. The Garage Division’s personnel obtain price quotes for services awarding purchases to the lowest and best vendor for each item. The original blanket PO information is as follows:

<u>PO Number</u>	<u>Vendor</u>	<u>Current Amount</u>	<u>Recommended Increase</u>	<u>New Total</u>
513897	Ritter Technology	<u>\$10,600</u>	<u>\$3,000</u>	<u>\$13,600</u>
Total:		\$10,600	\$3,000	\$13,600

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Motor Pool Operation Fund, Garage Operations Division's Motor Vehicle Supplies Account No. 661-4481-737.000, \$13,600.00, and will be accounted for in the Motor Pool Operation Fund, Inventory Account No. 661-0000-110.001 \$13,600.00.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Public Services Radio Repeater Upgrade
Prepared by: Joe Nugent, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with Andersen Radio, Inc. for \$54,281.65 for five Motorola SLR8000 base station repeaters, and two Enhanced GPS Data License Software upgrades for the Public Services Department, Right of Way Division.

It is further recommended that a budget adjustment be completed to increase the Radio Operations Fund, Radio Operations Division's Parts and Supplies, Account No. 660-4422-742.000 from \$5,209 to \$59,491, which is a \$54,282 increase. An appropriation from available fund balance will be made to offset the increase in expenditures.

Justification:

On March 13, 2023, the City received a quote for five Motorola SLR8000 base station repeaters and two enhanced licenses for the GPS feature. It has been confirmed that Motorola no longer supports our MTR3000 repeaters and parts are not available to repair the existing repeaters. The existing two-way radio system purchased in 2013 is used for daily communication between office staff and work crews in the Public Services and Water and Wastewater Departments. The repeaters gather and disperse information broadcast from individual radios and are essential for the radio system to work properly. Andersen Radio is a sole source provider for our radio equipment and services.

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Radio Operations Fund, Radio Operations Division Parts and Supplies Account No. 660-4422-742.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Tire Recycling Services Purchase Increase
Prepared by: Brett Reid, Public Services Department

Manager's Recommendation:

I recommend the approval to increase purchase order No. 514107 with Pomp's Tire Service by an annual amount of \$2,000, for a new total of \$8,000 annually for FY 2023 and FY 2024, pending budget approval, for the recycling of tires for the Public Services Department, Right of Way Division.

Justification:

On June 7, 2021, City Council approved a purchase with Pomp's Tire Service for \$5,400 for FY 2022 and \$6,000 for FY 2023 and FY 2024 for the recycling of discarded tires collected at the City of Saginaw's convenience station, municipal garage, and from environmental clean-ups. The collection and disposal of discarded tires cost per 40-foot container is \$2,000. Due to the increased tire drop off at the convenience station and more tires being collected from environmental clean-ups, an additional container is necessary for the remainder of FY 2023 and FY 2024.

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Rubbish Collection Fund, Sanitary Landfill Division's Operating Services Account No. 226-4584-805.000 \$1,600 and the Motor Pool Operation Fund, Garage Operations Operating Services Account No. 661-4481-805.000 \$400.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Purchase of Ring of Fire LED Light Fixtures
Prepared by: Joe Nugent, Public Services Department

Manager’s Recommendation:

I recommend the approval of a purchase with Standard Electric for \$8,680.20 for Lumecon Ring of Fire decorative LED light fixtures for the Public Services Department, Traffic Maintenance Section.

Justification:

On March 7, 2023, the City received three bids for ten post top Lumecon Ring of Fire decorative LED light fixtures. These fixtures will replace existing decorative fixtures that have been damaged beyond repair in the downtown, Old Town, and other areas of the City, maintaining a consistent decorative lighting streetscape. The following is a tabulation of the bids received:

<u>Vendor</u>	<u>Costs</u>
Standard Electric Saginaw, MI (out city)	\$ 8,680.20
McNaughton-McKay Electric Flint, MI	\$ 9,303.60
Taza Supplies South Holland, MI	\$12,497.80

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Clean Energy Coalition Fund, Clean Energy Coalition Division’s Parts and Supplies Account No. 230-1795-742.000, \$4,706.00 and the General Fund, Department of Public Services, Street Lighting Division’s Parts and Supplies Account No. 101-4620-742.000, \$3,974.20.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Purchase Pedestrian Inserts
Prepared by: Joseph Nugent, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with Carrier and Gable, Inc. for \$15,840.00 for pedestrian hand man countdown inserts for the Public Services Department, Traffic Maintenance Section.

Justification:

On March 8, 2023, a quote was received from Carrier and Gable, Inc. for 90 16-inch pedestrian hand man countdown inserts. The Traffic Maintenance Division would like to replace all the inserts throughout the City, 262 in total, over the next three years. The pedestrian inserts have been in service for over ten years and the countdown feature has failed on the majority of the inserts. This replacement process will begin in the high pedestrian traffic areas. As some traffic signals will be abolished in this time frame the number of inserts will be adjusted and less will be needed. Carrier and Gable Inc. is the sole source for traffic signal equipment.

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Local Streets Fund, Traffic Engineering Division's Parts and Supplies Account No. 202-4621-742.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Portable Sign Stands
Prepared by: Joe Nugent, Public Services Department

Manager’s Recommendation:

I recommend the approval of a purchase with Technology International, Inc. for \$7,250.00 for Windmaster portable sign stands for the Public Services Department, Traffic Maintenance Section.

Justification:

On March 7, 2023, Traffic Maintenance received four bids for twenty-five Windmaster portable sign stands. The new stands will replace broken or worn out stands. The stands are used to set up temporary signing for traffic control and detours for various departments when they perform work within the City road right of way. The following is a tabulation of the bids received:

<u>Vendor</u>	<u>Cost</u>
Technology International, Inc. Lake Mary, FL	\$7,250.00
Carrier and Gable, Inc. Farmington Hills, MI	\$7,500.00
ConServ Flag Company Sidney, NE	\$7,968.50
Taza Supplies South Holland, IL	\$8,565.50

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Major Street Fund, Traffic Engineering Division’s Parts and Supplies Account No. 202-4621-742.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager

Subject: Maintenance Agreement with the Saginaw County Convention and Visitors Bureau, Inc.

Prepared by: Phillip Karwat, Public Services Director

Manager's Recommendation:

I recommend the approval of the Maintenance Agreement with the Saginaw County Convention and Visitor's Bureau, Inc. for the perpetual maintenance necessary to maintain any and all improvements to the immediate area in downtown Saginaw underneath the I-675/Washington Avenue overpass, also known as the Henry Marsh Bridge.

Justification:

In July 2017, the Go Great Foundation (GGF), in partnership with the Great Lakes Bay Regional Convention and Visitors Bureau (GLBRCVB), completed a study entitled Great Lakes Bay Regional Destination Asset Analysis. Data and land use plans for the study were gathered from many sources to develop study results. The study provided insight into gaps within Saginaw County's destination asset base. The GLBRCVB determined that the I-675/Washington Avenue overpass, also known as Henry Marsh Bridge could be included to address one of these gaps. The City was ultimately contacted by the President and CEO of the GLBRCVB and Saginaw County Convention and Visitor's Bureau (SCCVB) to discuss possible improvements to this area. The SCCVB has agreed to make and maintain future improvements to this area through in-kind materials and resources being donated by the private sector and potentially through grants being sought.

Sense of place is important for both residents and visitors alike. Sense of place is a facet of quality of life and includes people's characteristics and perceptions of their community. We are confident that the Henry Marsh Plaza Project improvements will create an improved sense of place within the City of Saginaw.

The SCCVB, in collaboration with DOW, Consumers Energy, the GGF, and others, understands that grant requests and funding will resolve the transformation of primary entrances to the City of Saginaw. The area to be addressed is currently underutilized, unsafe, and blighted. This project will rectify this situation and pave the way for additional investments and developments within this area of the City of Saginaw. The project is planned to be completed over a period of phases with a total estimated cost of \$1.2 million dollars. This cost estimate was made in 2019 by Spicer Engineering.

Phase 1 plans, which we would hope to be completed by this fall, would include but not be limited to painting a mural on the east abutment and any other painting of columns

and pier caps within this overpass area; lighting underneath the structure to enhance the mural and improve safety to patrons whom may be walking the area after dark; bollards installed where necessary to control both pedestrian and vehicular movements; Other possible future improvements may include walking surfaces and pedestrian pathways, picnic areas including benches and tables, access to the river, sculptures, portable ice skating rink, basketball or other sporting opportunities, boardwalk, etc.

The property to be improved is under ownership of the Michigan Department of Transportation (MDOT) and MDOT requires City Council to approve the assumption of the same. Upon completion of all Henry Marsh Plaza project improvements, the City of Saginaw will assume ownership and also maintenance of the same.

It is the intent of the parties that the continued maintenance of the Henry Marsh Plaza Project improvements will be at no cost to the City. The SCCVB shall establish perpetual care funds with the Saginaw Community Foundation (SCF) to be used by the City towards the maintenance. A Fiscal Sponsorship Agreement with the City and SCF was approved at the March 20, 2023 Council meeting. Should no external funding be available to support the continued maintenance of the project, the City shall not be required to expend funds for its maintenance.

I have approved the Agreement 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: Consumers Energy Easement Agreement – Wickes Park Drive
Prepared by: Travis J. Hare, Public Services Department

Manager’s Recommendation:

I recommend the approval of the Electrical Facilities Easement Agreement with Consumers Energy for the Engineering Section, Right of Way Division.

Justification:

The purpose of the easement agreement is to allow Consumers Energy to install, maintain, protect, repair and replace the lines/electrical facilities, and cut, trim and remove vegetation within the easement. The easement is required to provide power for the streetlights along the new Wickes Park Non-motorized Path that was constructed in 2022.

Consumers Energy shall indemnify, defend, and hold the City harmless from and against liability for personal injuries or property damage to the extent proximately caused by Consumers willful misconduct or negligent acts or omissions in performing work on the City’s property.

I have approved the easement agreement 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: Water & Sewer Road Patch Restoration (C-1684)
Prepared by: Travis J. Hare, Public Services Department

Manager’s Recommendation:

I recommend the approval of the contract with Lois Kay Contracting, Co. for \$1,867,670.25 for the Water and Sewer Road Patch Restoration project for the Public Services Department, Engineering Division.

Justification:

On February 28, 2023, the City received four qualified bids for the Water and Sewer Road Patch Restoration (C-1684) project. A post-bid addendum was issued through negotiations with the contractor. The post-bid addendum decreased all bid quantities in order to decrease the total project cost under the \$2,000,000 budget available.

The project includes concrete & asphalt road patch repairs throughout the City. As part of their utility maintenance, the Maintenance & Service Division frequently has to cut into the roadway to replace water services, fix water main breaks, fix catch basins, and repair sewer mains. These road cuts are temporarily patched until a permanent patch can be completed. The Maintenance and Service Division has a backlog of permanent road patches to complete, due mainly to staffing shortages. This project will help take care of some of this backlog, but future year projects will most likely need to take place to complete the entire list of patches.

<u>Vendor</u>	<u>Cost</u>
Lois Kay Contracting, Co. Saginaw, MI (out-City)	\$2,290,227.00
Rohde Brothers Excavating, Inc. Saginaw, MI (out-City)	\$2,568,300.00
Pyramid Paving, Co. Bay City, MI (out-City)	\$2,768,700.00
Bourdow Contracting, LLC Bay City, MI	\$2,936,540.00

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Water Operations and Maintenance Fund, Lead and Copper Division, Professional Services Account No. 591-4722-801.000 \$500,000, Water Operations and Maintenance Fund, Maintenance and Service Division, Professional Services Account No. 591-4721-801.000 \$200,000, and Sewer Operations and Maintenance Fund, Maintenance and Service Division, Professional Services Account No. 590-4821-801.000 \$150,000, and will be budgeted in the FY 2024 Water Operations and Maintenance Fund, Lead and Copper Division, Professional Services Account No. 591-4722-801.000 \$567,670.25, Water Operations and Maintenance Fund, Maintenance and Service Division, Professional Services Account No. 591-4721-801.000 \$250,000, and Sewer Operations and Maintenance Fund, Maintenance and Service Division, Professional Services Account No. 590-4821-801.000 \$200,000, upon approval of the FY 2024 budget.

I have approved the contract as to substance and is subject to City Attorney approval as to form.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Ratification of Emergency Purchase - CAT Generator Repair
Prepared by: Theodore Bomba, Water and Wastewater

Manager's Recommendation:

I recommend ratification of an emergency purchase with Michigan CAT, a sole source, for \$8,619.26 for repair of the Water Treatment Plant CAT Generator for the Water and Wastewater Treatment Services Department, Water Treatment Division.

Justification:

On March 17, 2023, emergency purchase order #515604 was issued to Michigan CAT, a sole source, for purchase of four generator current transformers and labor required to remove and install the failed components. The generator provides emergency power to the Water Treatment Plant. Maintaining water service and water pressure is a critical system function.

This vendor meets all requirements of §14.33, "Vendors," of "Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing," of Title I, "Administrative Code," of the Saginaw Code of Ordinances, O-204.

Funds are budgeted in the Water Operations and Maintenance Fund, Treatment and Pumping Division's General Repairs Account No. 591-4730-930.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Tim Morales, City Manager

Subject: Amendment to Zoning Ordinance – Solar Energy Systems

Prepared by: Robert Gollin, Urban Planner

Manager’s Recommendation:

I recommend the introduction of an ordinance to amend §153.021 “Definitions,” and §§153.197, 153.282, 153.317, and 153.347 all Titled “Permitted Uses After Special Approval,” and by adding a new Section Titled, “Solar Energy Systems,” by adding §§153.625 “General,” 153.626 “Definitions,” 153.627 “Roof-Mounted And Accessory Ground-Mounted SES,” and 153.628 “Principal-Use Solar Power Systems,” of Chapter 153, “Zoning Code,” of Title XV, “Land Usage,” of the City of Saginaw Code of Ordinances, O-204.

Justification:

The City of Saginaw Planning Commission is requesting consideration of an amendment to Chapter 153, “Zoning Code,” of Title XV, “Land Usage,” by adding a new section titled “Solar Energy Systems.” The shift in the utility sector from centralized power generation, such as a large coal plant, to a higher number of accessory and principal use solar energy systems means Michigan communities need to plan for renewable energy development.

The proposed amendment language includes definitions, identified permitted uses and other building and site design standards and permit requirements. In addition, the proposed ordinance language includes a section related to homes located within the historic districts, the development and potential decommissioning of principal use solar energy systems, solar farms and solar gardens, to ensure the future health, safety and welfare of our citizens. The ordinance was developed based upon a Guide for Local Governments in Michigan by experts within Michigan State University Extension, Michigan State University’s School of Planning, Design and Construction in partnership with faculty at the University of Michigan Graham Sustainability Institute and as well as language from current zoning ordinances by local jurisdictions within Michigan.

The Planning Commission held a public hearing on the proposed amendment on January 24, 2023, and solicited comments from the community and industry representatives. There were no comments given. The Planning Commission approved a motion to recommend introduction and adoption of the proposed zoning ordinance amendment by the City Council.

Council Action:

This Council Communication is for explanation purposes of the ordinance to be introduced and enacted according to the City Chapter, 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 AMEND §153.021 “DEFINITIONS,” AND §§153.197, 153.282, 153.317, AND 153.347 ALL TITLED “PERMITTED USES AFTER SPECIAL APPROVAL,” AND BY ADDING A NEW SECTION TITLED, “SOLAR ENERGY SYSTEMS,” BY ADDING §§153.625 “GENERAL,” 153.626 “DEFINITIONS,” 153.627 “ROOF-MOUNTED AND ACCESSORY GROUND-MOUNTED SES,” AND 153.628 “PRINCIPAL-USE SOLAR POWER SYSTEMS,” OF CHAPTER 153, “ZONING CODE,” OF TITLE XV, “LAND USAGE,” OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-204.

Laid over under Charter provision.

Moved by Council Member _____, seconded by Council Member _____ to adopt an ordinance introduced April 3, 2023, entitled and reading as follows, be taken up and enacted:

O- _____

AN ORDINANCE TO AMEND §153.021 “DEFINITIONS,” AND §§153.197, 153.282, 153.317, AND 153.347 ALL TITLED “PERMITTED USES AFTER SPECIAL APPROVAL,” AND BY ADDING A NEW SECTION TITLED, “SOLAR ENERGY SYSTEMS,” BY ADDING §§153.625 “GENERAL,” 153.626 “DEFINITIONS,” 153.627 “ROOF-MOUNTED AND ACCESSORY GROUND-MOUNTED SES,” AND 153.628 “PRINCIPAL-USE SOLAR POWER SYSTEMS,” OF CHAPTER 153, “ZONING CODE,” OF TITLE XV, “LAND USAGE,” OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-204.

The City of Saginaw ordains:

An ordinance to amend §153.021 “Definitions,” and §§153.197, 153.282, 153.317, and 153.347 all Titled “Permitted Uses After Special Approval,” and by adding a new Section Titled, “Solar Energy Systems,” by adding §§153.625 “General,” 153.626 “Definitions,” 153.627 “Roof-Mounted And Accessory Ground-Mounted SES,” and 153.628 “Principal-Use Solar Power Systems,” of Chapter 153, “Zoning Code,” of Title XV, “Land Usage,” of the City of Saginaw Code of Ordinances, O-204, as follows:.

§ 153.021 DEFINITIONS.

ACCESSORY BUILDING OR STRUCTURE. A supplementary building or a portion of a main building, the use of which is incidental to that of the main building and which is located on the same lot as the main building, but such use shall not include any building used for dwelling, lodging, or sleeping quarters for human beings. **ACCESSORY BUILDINGS OR STRUCTURES** include garages, garden equipment sheds, small greenhouses, swimming pools, **solar energy systems** and kennels/pens for dogs or animals as defined.

~~SOLAR COLLECTION. A device, or combination of devices, structure, or part of a device or structure that transforms direct solar energy into thermal, chemical, or election energy and that contributes significantly to a structure’s energy supply.~~

~~SOLAR ENERGY SYSTEM. A complete design or assembly consisting of a solar energy collector, an energy storage facility (where used), and components for the distribution of transformed energy (to the extent they cannot be used jointly with a conventional energy system). **PASSIVE SOLAR ENERGY SYSTEMS** are included in this definition but not to the extent that they fulfill other functions such as structural and recreational.~~

§ 153.197 PERMITTED USES AFTER SPECIAL APPROVAL.

The following uses shall be permitted subject to applicable site design standards in §§ 153.455 through 153.491 and subject further to the approval of the City Planning Commission in accordance with processing procedures in § 153.562:

- (A) All permitted uses after special approval in the R-1 District;
- (B) Agricultural and industrial expositions, thoroughbred horse racing, harness racing;
- (C) Cemeteries, including necessary buildings, subject to standards established in §§ 153.455 through 153.491; and
- (D) Private museums; and
- (E) Small scale principal-use solar energy systems, subject to standards established in § 153.628.

§ 153.282 PERMITTED USES AFTER SPECIAL APPROVAL.

The following uses may be permitted subject to applicable site design standards in §§ 153.455 through 153.491 and subject further to the approval of the City Planning Commission in accordance with processing procedures in § 153.562:

- (A) Automobile service stations subject to site design standards in § 153.071;
- (B) Drive-in restaurants or other drive-in establishments serving food and/or beverages, subject to site design standards in §§ 153.455 through 153.491; and
- (C) Public utility buildings, telephone exchange buildings, electric transformer stations and substations, and gas regulator stations, but not including storage yards; and
- (D) Small scale principal-use solar energy systems, subject to standards established in § 153.628.

§ 153.317 PERMITTED USES AFTER SPECIAL APPROVAL.

The following uses may be permitted subject to applicable site design standards in §§ 153.455 through 153.491 and subject further to the approval of the City Planning Commission in accordance with processing procedures in § 153.562:

- (A) Adult bookstores, adult motion picture theaters, cabarets, or massage parlors, provided that no such business shall be located within 1,000 feet of another adult bookstore, adult motion picture theater, cabaret, or massage parlor in order to prevent the concentration of these uses in any one area and discourage the development of a skid row area, and provided that none of the above-named uses shall be permitted within 1,000 feet of any residentially zoned district, except that this provision may be waived if the person applying for the waiver shall file with the City Planning Commission a petition which indicates approval of the proposed regulated use by at least 51% of the persons owning, residing or doing business within a radius of 1,000 feet of the location of the proposed use. The petitioner shall attempt to contact all eligible locations within

this radius, and must maintain a list of all addresses at which no contact was made; (See also §§ 153.455 through 153.491 for applicable standards.)

(B) Automobile wash establishments subject to standards in §§ 153.455 through 153.491;

(C) Central heating plants equipped with facilities for smoke elimination;

(D) Commercial greenhouses subject to standards in §§ 153.455 through 153.491;

(E) Drive-in restaurants or other drive-in establishments serving food and/or beverages, subject to standards in §§ 153.455 through 153.491;

(F) New or used mobile homes, excavation equipment, machinery or farm implement sales;

(G) New or used automobile, truck, motorcycle, trailer, recreation vehicle, boat, snowmobiles, travel trailers, campers, motor homes, tents and accessory equipment, sales or rental, wherein motor vehicles or recreation vehicles are stored or displayed outside of completely enclosed buildings;

(H) Outdoor drive-in theaters, subject to standards established in §§ 153.455 through 153.491;

(I) Open air business uses, subject to standards established in §§ 153.455 through 153.491;

(J) Pinball parlors, pool halls, billiard rooms, amusement machine complex/arcades, subject to standards established in §§ 153.455 through 153.491;

(K) Radio or television towers, freestanding, subject to standards established in §§ 153.455 through 153.491;

(L) Storage or service garages, including self-service storage facilities;

(M) Wholesale stores, storage facilities, warehouses, distributing plants, freezers, and lockers;

(N) Uses customarily incidental to any of the permitted uses listed in §§ 153.316 and 153.317, including with any permitted retail business the incidental manufacture, processing, or storage of goods for sale, except the killing or dressing of animals or fowl, or the cleaning of fish, subject to the following conditions:

(1) Any such incidental use shall be conducted entirely within an enclosed building and shall not occupy more than 30% of the total floor area occupied by the business;

(2) No more than five persons shall be employed in any such incidental operation, and any goods resulting therefrom shall be sold at retail on the premises; and

(3) The incidental use shall be no more obnoxious than the principal use.

(O) Welfare and charitable institutions and homeless shelters, other than penal or correctional institutions for the care of liquor or drug addicts, subject to site design standards in §§ 153.455 through 153.491; and

(P) Small scale principal-use solar energy systems, subject to standards established in § 153.628.

§ 153.347 PERMITTED USES AFTER SPECIAL APPROVAL.

The following uses may be permitted subject to applicable site design standards in §§ 153.455 through 153.491 and subject further to the approval of the City Planning Commission in accordance with processing procedures in § 153.562:

(A) The following retail and service establishments, provided that such establishments are clearly ancillary to the permitted industrial uses and are in keeping with the intent of the M-1 Districts:

- (1) Automobile service stations;
- (2) Barber and beauty shops;
- (3) Eating and drinking establishments when food or beverage is consumed within a completely enclosed building;
- (4) Hotels and motels; and
- (5) Temporary or portable storage container sales and display, rental, and repair of same as defined in § 153.021 and as regulated in § 153.491.

(B) Railroad freight depots and classification yards; and

(C) Penal and correctional institutions and detention facilities subject to the standards in §§ 153.455 through 153.491; and

(D) Small scale and Large scale principal-use solar energy systems, subject to standards established in § 153.628.

SOLAR ENERGY SYSTEMS

§ 153.625 GENERAL.

(A) Intent and Purpose: It is the intent of this section to regulate the safe, effective, and efficient use of solar energy systems (SES) as an alternative energy source and to provide for the land development, installation and construction regulations of solar energy systems subject to reasonable conditions that will protect the public health, safety and welfare within the City of Saginaw.

(B) Applicability: SES which were installed prior to the effective date of this ordinance shall not be required to meet the requirements of this Section except for modifications to an existing SES that increases the SES area by more than ten percent (10%) of the original footprint or a change to the solar panel type. All modifications or alterations are subject to the requirements and standards of this ordinance.

§ 153.626 DEFINITIONS.

Accessory Ground-Mounted Solar Energy System: A ground-mounted solar energy system with the purpose primarily of generating electricity for the principal use on the site.

Building-Integrated Solar Energy System: A solar energy system that is an integral part of a primary or accessory building or structure (rather than a separate mechanical device), replacing or substituting for an architectural or structural component of the building or structure. Building-integrated systems include, but are not limited to, photovoltaic or hot water solar energy systems that are contained within roofing materials, windows, skylights, and awnings. Building-Integrated Solar Energy Systems are allowed as a permitted accessory building or structure to any residence or business in any zoning district.

Ground-Mounted Solar Energy System: A solar energy system mounted on support posts, like a rack or pole that are attached to or rest on the ground.

Maximum Tilt: The maximum angle of a solar array (i.e., most vertical position) for capturing solar radiation as compared to the horizon line.

Minimum Tilt: The minimal angle of a solar array (i.e., most horizontal position) for capturing solar radiation as compared to the horizon line.

Non-Participating Lot(s): One or more lots for which there is not a signed lease or easement for development of a principal-use SES associated with the applicant project.

Participating Lot(s): One or more lots under a signed lease or easement for development of a principal-use SES associated with the applicant project.

Photovoltaic (PV) System: A semiconductor material that generates electricity from sunlight.

Principal-Use Solar Energy System: A commercial, ground-mounted solar energy system that converts sunlight into electricity for the primary purpose of off-site use through the electrical grid or export to the wholesale market. This includes SMALL SCALE systems (SES generating up to and including 2 MW DC) and LARGE SCALE systems (SES generating more than 2 MW DC).

Repowering: Reconfiguring, renovating, or replacing an SES to maintain or increase the power rating of the SES within the existing project footprint.

Residential Solar Array: A small electricity generating system consisting of solar panels and associated equipment sized primarily to meet the needs of the on-site consumers for the home or small business on whose property they are constructed. While not intended to distribute electricity to other consumers as a primary purpose they may be inter-connected to a public utility.

Roof-Mounted Solar Energy System: A solar energy system mounted on racking that is attached to or ballasted on the roof of a building or structure. This definition includes Solar Carport systems which are affixed on the roof of an existing carport structure.

Solar Energy System (SES): A photovoltaic system or solar thermal system for generating and/or storing electricity or heat, including all above and below ground

equipment or components required for the system to operate properly and to be secured to a roof surface or the ground. This includes any necessary operations and maintenance building(s), but does not include any temporary construction offices, substation(s) or other transmission facilities between the SES and the point of interconnection to the electric grid. PASSIVE SOLAR ENERGY SYSTEMS are included in this definition but not to the extent that they fulfill other functions such as structural and recreational.

Solar Array: A photovoltaic panel, solar thermal collector, or collection of panels or collectors in a solar energy system that collects solar radiation.

§ 153.627 ROOF-MOUNTED AND ACCESSORY GROUND-MOUNTED SES

Roof-Mounted and Accessory ground solar energy systems are permitted in all zoning districts. The following regulations shall apply:

(A) ROOF-MOUNTED SOLAR ENERGY SYSTEMS

Roof-Mounted solar panels may be installed on the roof deck of the primary or accessory building or structure, or both. Solar panels mounted to the roof deck of a primary structure shall be subject to height, setbacks, and other applicable regulations contained in § 153.440 Schedule and Footnotes to Regulations, § 153.055 Permitted Height; Exceptions and §153.058 Projections, Yard Encroachments.

- 1) Roof-Mounted solar panels shall include solar panels integrated as the surface layer of the roof structure with no additional apparent change in relief or projection, or separate flush-mounted solar panels attached to the roof deck surface.
- 2) Solar panels integrated as the surface layer of the roof structure (solar panel shingles) may be located on any part of the roof. Roof-mounted solar panels which utilize a surface mounting system must comply with § 153.055 Permitted Height; Exceptions and §153.058 Projections, Yard Encroachments. See also § 153.627 (C) APPROVAL OF SOLAR SYSTEMS LOCATED IN REGULATED HISTORIC DISTRICTS.
- 3) Nonconformities: A Roof-Mounted SES or Building-Integrated SES installed on a nonconforming building, structure, or use shall not be considered an expansion of the nonconformity.
- 4) Application: Electrical and building permits are required for all installations or repowering of a Roof-Mounted SES. Applications must include horizontal and vertical elevation drawings that show the location and height of the SES on the building and dimensions of the SES. Applications for Roof-Mounted solar panels shall also be accompanied by a site plan, full electrical specifications, a structural roof evaluation and fastening schedule signed and stamped by a professional engineer currently licensed in the State of Michigan and/or in accordance with the manufacture’s installation specifications.

(B) ACCESSORY GROUND-MOUNTED SES

- 1) Height: Ground solar energy collectors shall not exceed the maximum allowable height of accessory structures or buildings as measured from ground level to the top of the solar collectors when oriented at maximum tilt.
- 2) Setbacks: A Ground-Mounted SES must be a minimum of 2 feet from the property line or the required setback that would apply to accessory structures in the side or rear yard in the respective zoning district, whichever is greater. Setback distance is measured from the property line to the closest point of the SES at minimum tilt.
- 3) Lot Coverage: The area of the solar array shall not exceed 50 % of the square footage of the primary building of the property unless it is sited over required parking (i.e. solar carport), in which case there is no maximum lot coverage for the Ground-Mounted SES. A Ground-Mounted SES shall not count towards the maximum number or square footage of accessory structures allowed on site or maximum impervious surface area limits if the ground under the array is pervious.
- 4) Visibility (Residential): A Ground-Mounted SES in residential districts (R-1, R-1, R-2, R-3, R-4) shall be located in the side or rear yard to minimize visual impacts from the public right-of-way(s). (See also 153.627 (C) (2) for properties located within Local Historic Districts).
- 5) Exemptions: Low voltage SES used to power a single device or specific piece of equipment such as a lawn ornament, lights, weather station, thermometer, clock, well pump or other similar singular device is exempt from these requirements.
- 6) Nonconformities: A Ground-Mounted SES installed on a nonconforming lot or use shall not be considered an expansion of the nonconformity.
- 7) Guy wires. Poles requiring guy wires are not permitted in R-1, single-family residential and R-2 single and two-family residential districts.
- 8) Application: An electrical permit and building permit application is required for all Ground-Mounted SES installations. The application must also include a site plan that shows the location of the system on the property, height, tilt features (if applicable), the primary structure, accessory structures, and setbacks to property lines. Accessory use applications that meet the ordinance requirements shall be granted administrative approval.

(C) APPROVAL OF SOLAR SYSTEMS LOCATED IN REGULATED HISTORIC DISTRICTS.

- 1) Design review required. Solar systems located in regulated historic districts shall obtain approval from the City of Saginaw Historic District Commission, where applicable, before seeking any other required approvals. Procedures for design review shall be in accordance with sections 153.537, 153.539, and 153.540. In addition to the applicable standards and regulations found therein.
- 2) The following additional design standards apply:

- a) Solar systems shall be installed in a manner which does not damage or obscure character-defining features of an historic resource. Solar panels should be located so as not to change an historic roofline or obscure the relationship of an historic roof to character-defining features such as dormers and chimneys.
- b) Pole-mounted solar systems shall be installed in locations that are not clearly visible from public streets.
- c) Roof-mounted solar systems that are not building integrated systems must comply with following:
 - (1) Solar systems on pitched roofs:
 - (i) Systems may only be attached to the side or peak of a roof that is clearly visible from public streets when such systems could not otherwise be located on sides and peaks of the roof that are not clearly visible from public streets.
 - (ii) Systems shall be installed below the ridgeline of a pitched roof.
 - (iii) Systems shall be mounted parallel to the plane of a pitched roof and have a low profile.
 - (2) Solar systems on flat roofs:
 - (i) Systems shall not be attached to parapet walls that are clearly visible from public streets or any extension of a front wall of a building that is clearly visible from public streets.
 - (ii) Systems shall be set back from the edge of a flat roof, so as not to be visible from a public street.
- d) Building integrated solar systems. The historic district commission, where applicable, shall review and approve the use of building integrated solar systems.
- e) The historic district commission, where applicable, may require that solar systems, excluding solar collector surfaces, be painted so as to be architecturally compatible with the building on which it is located or to blend in with the surrounding area.

§ 153.628 PRINCIPAL-USE SOLAR POWER SYSTEMS

- A. Principal-Use Solar Power Systems are permitted in the following zoning districts:
 - (1) **SMALL SCALE PRINCIPAL-USE SES** is a permitted use by special use in R1-A, B-1, B1-A, B-2, M-1, M-2, and M-3 zoning districts.
 - (2) **LARGE SCALE PRINCIPAL-USE SES** is a permitted use by special use in M-1, M-2, and M-3, zoning districts

B. Principal-Use Solar Power Systems are subject to site plan review and Special Use Permit application. Site Plans and supporting application materials for a Principal-Use SES shall include a detailed site plan including all applicable requirements found in Chapter § 153.083 SITE PLAN REVIEW of this ordinance, 153.562 POWERS OF THE CITY PLANNING COMMISSION CONCERNING SPECIAL APPROVALS, plus the following site plan requirements:

- (1) Height: Total height shall not exceed 20 feet measured from the ground to the top of the system when oriented at maximum tilt.
- (2) Setbacks: Setback distance shall be measured from the property line to the closest point of the solar array at minimum tilt or any SES components and as follows:
 - (a) **Small Scale Ground-Mounted SES** shall follow the setback distance for primary buildings or structures for the district in which it is sited.
 - (b) **Large Scale Ground-Mounted SES** setback distance are as follows:
 - (i) 50 feet from the property line of a non-participating lot.
 - (ii) 100 feet from any existing dwelling unit on a non-participating lot.
- (3) A Ground-Mounted SES is not subject to property line setbacks for common property lines of two or more participating lots, except road right-of-way setbacks shall apply.
- (4) Fencing: Principal-Use SES shall be secured with perimeter fencing to restrict unauthorized access. Fencing shall be subject to height, setbacks, and other applicable regulations contained in section 153.086 for the zone it is located in
- (5) Screening/Landscaping: Principal-Use SES shall be designed to follow the screening and/or landscaping standards for the zoning district of the project site.
 - (a) Any required screening and landscaping shall be placed outside the perimeter fencing. In districts that call for screening or landscaping along rear or side property lines, these shall only be required where an adjoining non-participating lot has an existing residential or public use.
 - (b) When current zoning district screening and landscaping standards are determined to be inadequate based on a legitimate community purpose consistent with local government planning documents, the Chief Inspector [or Planning Commission where otherwise required by this Code] may require substitute screening consisting of native deciduous trees planted 30 feet on center, and native evergreen trees planted 15 feet on center along existing non-participating residential uses.
 - (c) The Planning Commission may reduce or waive screening requirements provided that any such adjustment is in keeping with the intent of the Ordinance and is appropriately documented (e.g. abutting participating lots; existing vegetation).

- (d) Screening/landscaping detail shall be submitted as part of the site plan that identifies the type and extent of screening for a Small Principal-Use SES, which may include plantings, strategic use of berms, and/or fencing.
- (6) Ground Cover: Principal-Use SES shall include the installation of perennial ground cover vegetation (ie Pennsylvania Sedge, Bearberry, Canada Anemone, etc.) maintained for the duration of operation until the site is decommissioned. The applicant shall include a ground cover vegetation establishment and management plan as part of the site plan. Project sites with majority of existing impervious surface or those that are included in a brownfield plan adopted under the Brownfield Redevelopment Financing Act, PA 381 of 1996, as amended, are exempt from installing ground cover. These sites must however comply with the on-site storm water requirements of the ordinance and include a land management plan.
- (7) Lot Coverage: Principal-Use SES shall not count towards the maximum lot coverage or impervious surface standards for the district.
- (8) Land Clearing: Land disturbance or clearing shall be limited to what is minimally necessary for the installation and operation of the system and to ensure sufficient all-season access to the solar resource given the topography of the land. Topsoil distributed during site preparation (grading) on the property shall be retained on site.
- (9) Access Drives: New access drives within the SES shall be designed to minimize the extent of soil disturbance, water runoff, and soil compaction on the premises. Access drives should consist of six inches of stone mix or gravel. The use of geotextile fabrics and gravel placed on the surface of the existing soil for temporary roadways during the construction of the SES is permitted, provided that the geotextile fabrics and gravel are removed once the SES is in operation.
- (10)Wiring: SES wiring (including communication lines) may be buried underground. Any above-ground wiring within the footprint of the SES shall not exceed the height of the solar array at maximum tilt.
- (11)Lighting: Lighting shall be limited to inverter and/or substation locations only. Light fixtures shall have down lit shielding and be placed to keep light on-site and glare away from adjacent properties, bodies of water, and adjacent roadways. Flashing or intermittent lights are prohibited.
- (12)Decommissioning: A decommissioning plan is required at the time of application that is in recordable form to be recorded with the county register of deeds. The plan must include the following:
 - (a) A description of which above-grade and below-grade improvements will be removed, retained (e.g. access drive, fencing), or restored for viable reuse of the property consistent with the zoning district

- (b) The anticipated life of the project, the estimated decommissioning costs net of salvage value in current dollars, the method of ensuring that funds shall be available for decommissioning and restoration and the anticipated manner in which the project shall be decommissioned and the site restored.
 - (c) The City may require that applicants provide a form of surety, either through escrow account, bond or otherwise, to cover the cost of removal in the event the city must remove the solar system, of an amount and form determined to be reasonable by the City, but in no event to exceed more than 125 percent of the cost of removal and compliance with the additional requirements set forth herein.
 - (d) Such surety shall not be required for municipally or state-owned solar systems. If required, the applicant shall submit a fully inclusive estimate of the costs associated with removal prepared by a qualified engineer. The amount shall include a mechanism for cost of living adjustment.
 - (e) A review of the amount of the performance guarantee based on inflation, salvage value, and current removal costs shall be completed every 5 years, for the life of the project, and approved by the City. An SES owner may at any time:
 - (i) Proceed with the decommissioning plan approved by the Chief Inspector [or Planning Commission] and remove the system as indicated in the most recent approved plan; or
 - (ii) Amend the decommissioning plan with Chief Inspector [or Planning Commission] approval and proceed according to the revised plan.
 - (f) Decommissioning an SES must commence when the soil is dry to prevent soil compaction and must be complete within 18 months after abandonment. An SES that has not produced electrical energy for 12 consecutive months shall prompt an abandonment hearing.
- (13) Repowering: In addition to repairing or replacing SES components to maintain the system, a principal-use SES may at any time be repowered, without the need to apply for a new site plan, by reconfiguring, renovating, or replacing the SES to increase the power rating within the existing project footprint. Repowering may require an application for an electrical permit as determined by the Electrical Inspector or this Code.
- (14) A proposal to change the project footprint of an existing SES shall be considered a new application, subject to the ordinance standards at the time of the request. Expenses for legal services and other studies resulting from an application to modify an SES will be reimbursed to the City of Saginaw by the SES owner in compliance with established escrow policy.

This ordinance shall become effective May 18, 2023.
Enacted: May 8, 2023.

Yeas:
Nays:
Absent:

ORDINANCE DECLARED ADOPTED

Brenda F. Moore
Mayor

Janet Santos, MiPMC/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 May 8, 2023; 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, MiPMC/MMC
City Clerk

**ESTABLISHING AN OBSOLETE PROPERTY
REHABILITATION DISTRICT AT 3424 E. GENESEE AVENUE**

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

WHEREAS: under P.A. 146 of 2000 the City of Saginaw is authorized to form Obsolete Property Rehabilitation Districts; and

WHEREAS: the property at 3424 E. Genesee Avenue, parcel #21-3084-00000, has been deemed functionally obsolete by the City of Saginaw; and

WHEREAS: the owner of the property has been notified by certified mail that a public hearing will be conducted on April 3, 2023, in accordance with P.A. 146 of 2000.

NOW THEREFORE BE IT RESOLVED, that the City of Saginaw hereby approves the formation of an Obsolete Property Rehabilitation District pursuant to Public Act 146 of 2000, as amended, for the eligible property legally described as:

3424 E. Genesee Avenue
Assessor’s File #: 21-3084-00000
LOTS 410, 411, 412, 413, 414, 415, 465, 466, 467, 468 & 469 INCLUDING ADJACENT
VACATED MONTGOMERY ST, ROSEDALE, EXC PART TAKEN FOR HESS AVE ROW

Ayes:
Nays:
Absent:

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 April 3, 2023; 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, MiPMC/MMC
City Clerk

From: Timothy Morales, City Manager
Subject: Local Bridge Program Funds Application
Prepared by: Travis J. Hare, Public Services Department

Manager's Recommendation:

I recommend adoption of the resolution allowing the request for Local Bridge Program Funds from the Michigan Department of Transportation for preventative maintenance of the Court Street, Genesee Avenue, Johnson Street, and Cathay Street Pedestrian bridges for FY 2026 for the Public Services Department, Right of Way Division.

Justification:

The Local Bridge Program was enacted in 2004 and is the federal legislation that provides funds for local agency bridges. The Michigan Department of Transportation (MDOT) has called for project applications from eligible communities who wish to participate in this program. The applications have to meet certain criteria and because of funding limitations, the applications are evaluated by MDOT and ranked against these criteria.

Per the MDOT Local Bridge Program Guidelines, the total number of applications from any local agency is limited to four. The preventative maintenance projects are eligible for a maximum of 95 percent participation from federal and/or state funds. The City is responsible for the 5 percent match and all right-of-way, design engineering and construction engineering costs. Per the City's most recent bi-annual bridge inspection reports, it is apparent that the Court Street, Genesee Avenue, Johnson Street, and Cathay Street Pedestrian bridges are in need of preventative maintenance.

Funds for the City's share of the construction costs will be made available in the FY 2026 and FY 2027 Major Streets Fund – Bridge Projects Division's, Construction Projects Account No. 202-4616-822.000, pending Council approval. Funds for design and construction engineering costs will be made available in the FY 2025, FY 2026 and FY 2027 Major Streets Fund – Bridge Projects Division's, Engineering Services Account No. 202-4616-802.000, pending Council approval.

Council Action:

This council communication is for informational purposes only of the resolution to be adopted.

AUTHORIZING THE CITY OF SAGINAW TO SEEK FY 2026 LOCAL BRIDGE PROGRAM FUNDS

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

WHEREAS: the Local Bridge Program Fund provides funding for repair, preventative maintenance and rehabilitation of local bridges; and

WHEREAS: a need for preventative maintenance on the Court Street, Genesee Avenue, Johnson Street, and Cathay Street Pedestrian Bridges has been determined by recent engineering and bridge inspection reports done by Spicer Group, the City’s structural bridge consultant; and

WHEREAS: the cost of such rehabilitation has yet to be determined, and will be once engineering estimates are prepared; and

WHEREAS: the deadline for submission of new funding applications for the State of Michigan and FY 2026 Local Bridge Program funds is April 3, 2023; and

WHEREAS: the application will be prepared and reviewed for the purpose of procuring State and Federal Local Bridge Program Funds for such rehabilitation.

NOW, THEREFORE, BE IT RESOLVED, that the City of Saginaw is seeking Local Bridge Program Funds for preventative maintenance on the Court Street, Genesee Avenue, Johnson Street, and Cathay Street Pedestrian Bridges, and is willing to participate in project cost and implementation.

Ayes:
Nays:
Absent:

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 April 3, 2023; 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, MiPMC/MMC
City Clerk

**ADOPTING A FINAL PROJECT PLANNING DOCUMENT FOR HANCOCK CSO
BASIN WASTEWATER SYSTEM IMPROVEMENTS AND DESIGNATING AN
AUTHORIZED PROJECT REPRESENTATIVE**

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

WHEREAS: the City of Saginaw recognizes the need to make improvements to its existing wastewater treatment and collection system or its existing NPS pollution control/stormwater treatment system; and

WHEREAS: the City of Saginaw authorized Spicer Group, Inc. to prepare a Project Planning Document, which recommends to rehabilitate the Hancock CSO Basin's concrete deck/ceiling slab; and

WHEREAS: said Project Planning Document was presented at a Public Hearing held on Monday, April 3, 2023 at 6:30 p.m. and all public comments have been considered and addressed.

NOW, THEREFORE, BE IT RESOLVED that the City of Saginaw formally adopts said Project Planning Document and agrees to implement the selected alternative #1 to remove the parking deck over bay 4, replace the bay 4 ceiling, and complete full depth patching on the ceilings of bays 1, 2, and 3. The parking deck over bay 4 would be reinstalled.

BE IT FURTHER RESOLVED, that the Director of Water and Wastewater, a position currently held by Paul Reinsch, is designated as the authorized representative for all activities associated with the project referenced above, including the submittal of said Project Planning Document as the first step in applying to the State of Michigan for a Clean Water State Revolving Fund Loan to assist in the implementation of the selected alternative.

Ayes:
Nays:
Absent:

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 April 3, 2023; 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, MiPMC/MMC
City Clerk

ADOPTING A FINAL PROJECT PLANNING DOCUMENT FOR SEWER RIVER CROSSING WASTEWATER SYSTEM IMPROVEMENTS AND DESIGNATING AN AUTHORIZED PROJECT REPRESENTATIVE

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

WHEREAS: the City of Saginaw recognizes the need to make improvements to its existing wastewater treatment and collection system or its existing NPS pollution control/stormwater treatment system; and

WHEREAS: the City of Saginaw authorized Spicer Group, Inc. to prepare a Project Planning Document, which recommends the construction of a redundant sewer river crossing; and

WHEREAS: said Project Planning Document was presented at a Public Hearing held on Monday, April 3, 2023 at 6:30 p.m. and all public comments have been considered and addressed.

NOW, THEREFORE, BE IT RESOLVED that the City of Saginaw formally adopts said Project Planning Document and agrees to implement the selected Alternative A to construct a gravity sewer river crossing pipe and Weiss RTB repairs.

BE IT FURTHER RESOLVED, that the Director of Water and Wastewater, a position currently held by Paul Reinsch, is designated as the authorized representative for all activities associated with the project referenced above, including the submittal of said Project Planning Document as the first step in applying to the State of Michigan for a Clean Water State Revolving Fund Loan to assist in the implementation of the selected alternative.

Ayes:
Nays:
Absent:

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 April 3, 2023; 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, MiPMC/MMC
City Clerk