

# Saginaw City Council Regular Meeting Agenda

1315 S. Washington Avenue Council Chambers, Room 205 September 25, 2023 6:30 p.m.

#### PRAYER AND PLEDGE OF ALLEGIANCE:

#### **ROLL CALL:**

#### **ANNOUNCEMENTS:**

1. Proclamation presented designating October 8-14, 2023 as "Fire Prevention Week."

#### **PUBLIC HEARINGS:**

#### PUBLIC INPUT:

(A list will be provided following submittal deadline.)

#### REMARKS OF COUNCIL:

#### REPORTS FROM MANAGER:

1. Update on American Rescue Plan Act Funding, Claire Wilke, Project Manager, Guidehouse, Inc.

#### **CONSENT AGENDA:**

- 1. Approve the September 11, 2023 regular council meeting minutes.
- 2. Approve the amendments to the Rules of Order of the Council of the City of Saginaw.
- 3. Approve the amendments to the FY 2024 Approved Budget to recognize changes that have occurred during the August period.
- 4. Approve the reallocation of \$4 million from the American Rescue Plan Act Housing Revolving Loan allocation to the Saginaw Home Rehabilitation Program for the improvement of furnaces, roofs, windows, and demolitions.
- 5. Approve the purchase with eSkill Corporation for \$4,600 for the annual software and maintenance fees for the Technical Services Department.
- Approve the Home ARP Subgrantee Agreements for \$1,464,738 for FY 2021-2022.
- 7. Approve the purchase with United Rotary Brush Corp. for an annual amount not to exceed \$35,980 for brooms for the Street Sweepers for the Public Services Department, Motor Pool Division.
- 8. Approve the purchases with Hotsy of Mid-Michigan, Super-Flite Oil, Safety Kleen Systems, Inc., Rhomar Industries, Inc. and Rowleys Wholesale for a total of \$53,722 for the annual supply of fluids for the Public Services Department, Motor Pool Operations Division.

- 9. Approve the purchase with Core and Main LP for \$12,012 for Portland cement for the Public Services Department, Maintenance and Service Division.
- Approve the purchase with Hesco, a sole source, for \$92,792 for an Accusonics flow meter for the Water and Wastewater Treatment Services Department, Remote Facilities Division.

#### BOARD/COMMISSION/COMMITTEE REPORTS:

#### APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS:

- 1. Approve the Council reappointment of Alexander Mixter to the Historic District Commission with a term to expire July 31, 2026.
- 2. Approve the Council appointment of Alexander Mixter to the Historic District Commission Bearinger Study Committee with a term to expire when committee work is complete.
- 3. Approve the Mayoral appointment of Karly Schmidt to the Saginaw Arts & Enrichment Commission with a term to expire June 30, 2026.
- 4. Approve the Council appointment of Beth Church to the Human Planning Commission with a term to expire December 31, 2024.

#### ORDINANCE INTRODUCTION:

#### ORDINANCE CONSIDERATION AND ADOPTION:

 An ordinance to amend the official city map to vacate a portion of an alley running northwesterly to southeasterly through William Gallagher's subdivision of lot 11 in block 9 of Gallagher's plat of Salina, in the City of Saginaw.

#### **RESOLUTIONS:**

#### <u>UNFINISHED BUSINESS:</u>

#### 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 OF SAGINAW**

# PROCLAMATION

**WHEREAS**, the City of Saginaw is committed to ensuring the safety and security of all those living in and visiting our city. Members of the Saginaw Fire Department are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; and

**WHEREAS**, fire is a serious public safety concern both locally and nationally. According to the National Fire Protection Association, statistics show that four out of five fire deaths occur in the home; and

WHEREAS, three out of five home fire deaths resulted from fires in properties without working smoke alarms. Statistics show that working smoke alarms cut the risk of death in home fires by fifty percent; and

**WHEREAS**, the National Fire Protection Association has established "Fire Prevention Week" to create greater awareness and innovation in fire protection and prevention. As a result, countless lives have been saved each year; and

**WHEREAS**, the 2023 Fire Prevention Week theme, "Cooking safety starts with YOU. Pay attention to fire prevention" works to educate everyone about simple but important actions they can take to keep themselves and those around them safe when cooking.

**NOW, THEREFORE, BE IT RESOLVED,** I, Brenda F. Moore, Mayor of the City of Saginaw, do hereby proclaim the week of October 8-14, 2023, as

## "FIRE PREVENTION WEEK"

throughout the City of Saginaw, and I urge all residents of this city to protect their homes and families by heeding the important safety messages of Fire Prevention Week 2023, and to support the many public safety activities and efforts of the City of Saginaw Fire Department.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 25th day of September in the year of our Lord two thousand twenty-three.

Brenda F. Moore, Mayor

#### Councilmembers

Annie E. Boensch, Mayor Pro Tem Michael D. Balls, George Copeland, Jr., Michael Flores Priscilla Garcia, Monique Lamar-Silvia, Bill Ostash, and Reggie Williams II

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A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD MONDAY, SEPTEMBER 11, 2023, AT 6:30 P.M. IN COUNCIL CHAMBERS AT CITY HALL, 1315 S. WASHINGTON AVENUE, SAGINAW, MICHIGAN.

#### PRAYER AND PLEDGE OF ALLEGIANCE

Council Member Silvia offered a prayer and Council Member Flores 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, Michael Balls, Annie Boensch, William Ostash, Priscilla Garcia, Michael Flores, George Copeland, Brenda Moore: 9. Council Members absent: 0.

#### **PUBLIC INPUT**

Members of the public that addressed the Council: Patrice Boulware, Corneathia Harvey, Vicki Hill, and Hurley Coleman III.

#### **COUNCIL REMARKS**

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

Council Member Copeland left the meeting at 6:48 p.m. and returned at 6:49 p.m.

Council Member Flores left the meeting at 7:02 p.m. and returned at 7:04 p.m.

#### REPORTS FROM CITY MANAGER

Manager Morales introduced Dr. Dawn Hinton, Professor of Sociology, and Dr. Joseph Ofori-Dankwa, Saginaw Valley State University, The Sankofa Project.

Dr. Hinton presented gifts from Sister City, Amanokrom, Ghana, and provided an overview of a recent delegate visit to Amanokrom. Dr. Ofori-Dankwa delivered salutations from Chief Nana Osim Kwatia III. Council Member Copeland provided highlights of the visit as a member of the delegation.

City Manager Tim Morales reported updates regarding various projects.

#### **CONSENT AGENDA:**

Moved by Council Member Balls, seconded by Council Member Copeland to approve the consent agenda, allowing room for exceptions. Exceptions were made to items 2, 3, and 6. 9 ayes, 0 nays, 0 absent. Motion approved.

- 1. Approve the August 21, 2023 regular council meeting minutes.
- 2. Approve the introduction of the proposed amendments to the Council Rules of Order of the City of Saginaw.
- 3. Approve the transfer of City-owned properties to the Saginaw County Land Bank for the purchase price of \$1.00 each.
- 4. Approve the purchase with Advanced Business Communications, LLC for \$6,635 for security cameras at Fordney Park for the Technical Services Department.

- 5. Approve the purchase with Advanced Business Communications, LLC for \$2,896 for security cameras for the parking lot on S. Water Street for the Technical Services Department.
- 6. Approve the three-year contract with Mike's Wrecker Service, Inc. for general vehicle towing, storage, and parts removal services for the Police Department.
- 7. Approve the purchase with Bound Tree Medical, LLC for \$2,979 for CPR pocket mask kits for the Police Department.
- 8. Approve the purchase with Grainger, Inc. for \$5,777 for first aid kits for the Police Department.
- 9. Approve the purchase with Macallister Rentals for \$11,190 for two portable lighted arrow boards for the Public Services Department, Motor Pool Division.
- 10. Approve the purchase with Thompson Pipe Group, a sole source, for \$87,599 for a transmission water main LCP closure repair kit for the Public Services Department, Maintenance and Service Division.
- 11. Approve the purchase with Graybar Company for \$84,400 for a Blink TPS-180-480-2-300 level 3 fast charger for the 2022 Global M3EV electric street sweeper for the Public Services Department, Streets Division. Further, approve the acceptance of an amendment to the Grant Agreement with Michigan Department of Environmental Great Lakes and Energy for \$86,239.98.
- 12. Approve the contract with Martha Brown Custom Builders, LLC for \$95,740 for the 2023-2024 Sidewalk Replacement Project for the Public Services Department, Engineering Division.
- 13. Approve the blanket purchase with R.W. Mercer, Co. for \$2,520 for underground storage tank inspection for the Water and Wastewater Treatment Services Department, Water Treatment Division.
- 14. Approve the purchase with Eurofins Eaton Analytical for \$2,100 for analytical testing for the Water and Wastewater Treatment Services Department, Water Treatment Division.
- 15. Approve the purchase with Monarch Welding and Engineering for \$2,300 for the fabrication of a replacement part on the screenings auger for the Water and Wastewater Treatment Services Division, Wastewater Treatment Division.
- 16. Approve the blanket purchase with Michigan CAT for \$25,000 for repair services for the Caterpillar emergency generators and storm water pumps for the Water and Wastewater Treatment Services Department, Remote Facilities Division.
- 17. Approve the Agreement with Kendall Electric, a sole source, for \$5,430 for hardware/software product support through Rockwell Automation, Inc. for the Water and Wastewater Treatment Services Department, Water and Wastewater Treatment Divisions through the Instrumentation and Process Controls Division.

Moved by Mayor Pro Tem Boensch, seconded by Council Member Copeland to approve consent agenda item 2 as presented. Discussion was held.

Moved by Council Member Balls, seconded by Mayor Pro Tem Boensch to call for the question. Mayor Moore asked Clerk Bolzman to conduct a roll call vote.

Ayes: Williams, Balls, Boensch, Ostash, Garcia, Copeland, Moore

Nays: Silvia, Flores

Absent: None Motion approved.

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

Ayes: Williams, Balls, Boensch, Ostash, Garcia, Copeland, Moore

Nays: Silvia, Flores

Absent: None Motion approved.

Moved by Mayor Pro Tem Boensch, seconded by Council Member Silvia to approve consent agenda item 3 as presented. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Silvia, seconded by Mayor Pro Tem Boensch to approve consent agenda item 6 as presented. 9 ayes, 0 nays, 0 absent. Motion approved.

#### APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS

Moved by Council Member Silvia, seconded by Council Member Copeland to approve the Council appointment of Steven Meyers to the Historic District Commission with a term to expire July 31, 2026. 9 ayes, 0 nays, 0 absent. Motion approved.

#### ORDINANCE CONSIDERATION AND ADOPTION

Moved by Mayor Pro Tem Boensch, seconded by Council Member Ostash to introduce an ordinance to amend the official city map to vacate the easterly 246 ft. of Congress Avenue lying west of and adjacent to the west line of North Niagara Street, in the City of Saginaw. 9 ayes, 0 nays, 0 absent. Motion approved.

#### **RESOLUTIONS**

Moved by Council Member Silvia, seconded by Council Member Ostash to adopt the resolution approving the Michigan Department of Transportation Cost Agreement 23-5317 for the reconstruction of 17<sup>th</sup> Street from Walnut Street to Janes Avenue. 9 ayes, 0 nays, 0 absent. Motion approved.

#### **ADJOURNMENT**

Moved by Council Member Silvia, seconded by Council Member Flores to adjourn the meeting at 7:58 p.m. 9 ayes, 0 nays, 0 absent. Motion approved.

Submitted by,

Kristine Bolzman, MiPMC/CMC City Clerk

**Subject**: Council Rules of Order Amendment

**<u>Prepared by</u>**: Council Rules of Order Work Group

#### **Recommendation**:

I recommend approval of the amendments to the City Council Rules of Order.

#### Justification:

On May 22, 2023, Council approved a motion to "have the Mayor and staff assemble a work group of three council members and appropriate staff to review the Council Rules of Order in its totality over the next six months." The work group assigned to the task were: Mayor Pro Tem Boensch, Council Member Williams, Council Member Garcia, City Attorney Lusk, and City Clerk Santos.

The Work Group met several times to review all input received. Careful consideration was given to legal language that complies with the City Charter, the Open Meeting Act, parliamentarian procedures, city ordinances, professionalism, etc.

According to "Section 17: Amendments," "these rules may be amended by the affirmative vote of six Council members, notice having been given in writing of proposed amendments at a previous meeting." A copy of the amendments was provided to Council for review and was introduced at the September 11, 2023, regular meeting of City Council.

#### **Council Action:**

## CITY OF SAGINAW COUNCIL RULES OF ORDER

#### Section 1: Schedule

1. The Council shall meet at least twice monthly.

#### **Section 2: Notice and Minutes**

1. The City Clerk is designated as the person who shall give notice of all meetings of the Council and shall keep minutes thereof. All meeting notices shall be posted, and minutes taken and maintained, as required by 1976 PA 267 ("Open Meetings Act").

#### **Section 3: Audience**

- 1. Except in the case of closed sessions, all City Council meetings are open to the public.
- 2. When in the Council Chamber, or location in which a special meeting is held, members of the public shall be asked to show their respect for the City by:
  - a. Maintaining order;
  - b. Remaining quiet and refraining from speaking, cheering, booing or participating in other obnoxious behavior; and
  - c. Turning all electronic devices off or to "silent" modes.
- Members of the public may be requested to remove their hats or head coverings; members of the public who assert a religious or other constitutional right to the wearing of such hat or head covering will be allowed to continue to wear same.

#### **Section 4: Disorderly Conduct**

- 1. The presiding officer may call to order any person who is being disorderly by speaking out of order or otherwise disrupting the proceedings, such as by failing to be germane, speaking longer than the allotted time, or speaking vulgarities/profanities. Such person shall be seated until the presiding officer determines whether the person is in order. If the person so engaged in presentation is called out of order, he or she shall not be permitted to continue to speak at the same meeting except by special leave of the Council. If the person, after being called to order, shall continue to be disorderly and disrupt the meeting in such a manner as to be in violation of City ordinance, the presiding officer may order law enforcement to remove the person from the meeting. No person shall be removed from a public meeting except for disorderly conduct, as established by City ordinance, committed at the meeting.
- 2. During any portion of any City Council meeting, including Public Input, Public Hearings, and Council Remarks, the presiding officer shall not permit personally abusive attacks or slanderous or profane remarks about any person. Nothing herein is intended to limit or restrain negative, positive, or neutral comment about the manner in which an individual employee, officer, official, or Council member carries out their duties in public office or employment.

#### **Section 5: Order of Business**

- 1. An agenda for each Council meeting shall be prepared by the City Manager. The regular order of business shall be as follows:
  - a. Roll Call
  - b. Announcements
  - c. Public Hearings
  - d. Public Input
  - e. Remarks of Council

- f. Reports from Manager
- g. Consent Agenda
- h. Board/Commission/Committee Reports
- i. Appointment of Board/Commission/Committee Members
- j. Ordinance Introduction
- k. Ordinance Adoption
- Resolutions
- m. Unfinished Business
- n. Miscellaneous Business
- o. Adjournment
- 2. The presiding officer may refer to any order of business upon a motion by any Council member, duly supported and approved by a majority of the members present. In the case of a tie vote, the regular order of business will be followed.

#### **Section 6: Public Hearings**

- 1. Speakers must limit their remarks to the subject of the Hearing.
- 2. Each speaker shall begin by stating their name.
- 3. The main presenter, or their designated representative, will be allowed ten (10) minutes for their presentation. Each additional speaker addressing the issue is limited to three (3) minutes.
- 4. Speakers may ask general questions about the subject of the hearing, but shall not ask questions of specific Council members. The presiding officer, Council members, or City staff shall not engage in debate with speakers or other members of the public. Council members may not ask questions of a speaker during a public hearing.
- 5. The purpose of a public hearing is to address Council. Speakers shall address their remarks to the Council as a whole and not to individual Council members, City staff or the audience.
- 6. Council members shall maintain a neutral or objective manner as much as possible.

#### **Section 7: Public Input**

- 1. Speakers shall limit their remarks to business that is within the City of Saginaw's jurisdiction.
- 2. Any person, other than Council members or the City Manager, desiring to address the Council shall file with the Clerk by 1 p.m. on the day of the Council meeting a request for public input in writing, by telephone, fax or email. The request shall include the requestor's name, residence address, and subject of the appearance. For special meetings and meetings held at times other than 6:30 p.m., the deadline is 6 business hours prior to the meeting.
- 3. Each speaker is limited to three (3) minutes.
- 4. Speakers during Special Single-Subject meetings must limit their remarks to the single-subject of the meeting.
- 5. The purpose of public input is to address Council as a whole. Remarks shall not be addressed to individual Council members, City staff, or the audience.

- 6. Speakers may ask general questions about the subject of their presentation. All such questions will be referred to City Staff for appropriate follow up.
- 7. Council members shall maintain a neutral or objective manner.
- 8. At the conclusion of a speaker's input, the presiding officer shall, if applicable, refer questions to City staff and thank the speaker for their remarks. The presiding officer or Council members shall not engage in debate with speakers or other members of the public.

#### **Section 8: Council Remarks**

- 1. Upon recognition by the presiding officer, members of Council may make remarks to other Council members, City staff, and the public.
- 2. Council remarks shall be limited to three (3) minutes and shall relate to issues affecting the City of Saginaw and within the jurisdiction of City government.

#### **Section 9: Reports from Manager**

1. The City Manager shall report on, and City Council may ask questions regarding, various City projects and activities otherwise of interest to the City.

#### **Section 10: Unfinished Business**

1. Action items postponed or otherwise delayed for consideration from a prior meeting shall be brought forward for consideration.

#### **Section 11: Miscellaneous Business**

1. Miscellaneous Business is an opportunity for members of Council to bring additional action items, not otherwise specifically listed on the agenda, forward for consideration via motion and vote or Council consent.

#### **Section 12: Presiding Officer**

- 1. The presiding officer shall enforce these rules of procedure, preserve order, and shall decide all questions of order, subject to an appeal to the Council. When a member has made an appeal of the decision of the presiding officer and has been properly seconded, the presiding officer shall call for a vote. The presiding officer shall have a vote in case of appeal of their own decision. A tie vote shall sustain the presiding officer on the principle that the decision of the presiding officer stands until reversed by a majority.
- 2. The presiding officer is solely charged with addressing the public, and the presiding officer should expedite business and guide the discussion so as to allow full expression of views, but also move business along as quickly as possible.
- 3. Except as otherwise ordered by the Council, it shall be the duty of the presiding officer to refer all petitions, communications or other business that may come before the Council to the City Manager or appropriate committee, commission, or official.
- 4. Discussion on all subjects shall be free and open and under moderation of the presiding officer. The presiding officer shall request a member who is repetitive to yield the floor and when necessary, a move for the previous question shall be made to terminate debate. The

presiding officer may address the Council and make a motion for Council consideration in the same manner as any other Council member.

#### Section 13: Committee of the Whole

- 1. When the Council shall resolve into the Committee of the Whole, the Mayor shall preside therein, and these rules shall be observed in the Committee of the Whole, so far as they are applicable.
- 2. When the Council meets as the Committee of the Whole at a time other than during a regular or special meeting of the Council, it shall not make any determination nor adopt any recommendation for transmission to the Council at such meeting. It may recess such meeting to a regular or special Council meeting, at which it shall not make any determination or adopt any recommendation as the Committee of the Whole prior to the conclusion of the fourth order of business, "Public Input."

#### Section 14: Closed Session

1. If the Council is to meet in closed session, the applicable provision of MCL 15.267 and 268, as amended, shall be observed.

#### Section 15: Agenda

- 1. The City Manager shall prepare an agenda for each meeting of the Council and deliver a copy of the same to each Council member not sooner than seven days, nor less than three days prior to the scheduled meeting.
- The agenda shall contain a summary of each item of business to come before the Council.
   Any items originated by the City Manager, or member of the administrative service of the City, or City board, bureau, or commission, not on the agenda may be considered under "Miscellaneous Business."

#### **Section 16: Parliamentary Rules**

- 1. Oral motions shall be stated by the presiding officer or, at their direction, by the Clerk. Written motions shall be read by the Clerk. All motions shall be seconded before being considered. At the request of a Council member, any motion shall be reduced to writing.
- 2. During the Council discussion and debate, no member shall speak until recognized for that purpose by the presiding officer. After such recognition, the member shall confine discussion to the motion at hand and to its merits and shall not be interrupted except by a point of order or privilege raised by another member. Speakers should address their remarks to the presiding officer, maintain a courteous tone and avoid interjecting a personal note into debate. No member shall speak more than once on the same question, unless every member desiring to speak to that question shall have had the opportunity to do so.
- 3. Any member may call for a division of the question or the presiding officer may direct the same. In either case, it shall be divided providing it comprehends questions so distinct that, if one is taken away, the other will stand as an entire question for decision.
- 4. Election to Council carries with it the obligation to vote. Council members present at a council meeting shall vote on every matter before the body, unless prohibited from voting by law. A council member who is present and does not respond to a roll call vote shall be counted as voting with the prevailing side and shall be so recorded, unless otherwise prohibited by law from voting. Conflict of interest, as defined by law, shall be the sole reason for a member to abstain from voting. The opinion of the City Attorney shall be binding on the

Council with respect to the existence of a conflict of interest. A vote may be postponed, if necessary, to obtain the opinion of the City Attorney. The right to vote is limited to the members of Council present at the time the vote is taken. Voting by proxy or by telephone is not permitted. All votes must be held and determined in public; no secret ballots are permitted.

- 5. On any voice vote for which the majority is not clear, or for which the Clerk is unable to determine which members have voted "yea" or "nay," or for which there is any "nay" vote, a roll call vote shall be recorded. Any vote may be recorded by roll call upon the request of the presiding officer.
- 6. When a main motion is under discussion, no other motion shall be entertained except:
  - a. to amend
  - b. to refer
  - c. to postpone
  - d. to lay on the table
  - e. to move the previous question
  - f. to adjourn.
- 7. A motion to adjourn shall always be in order, except when a vote is being taken or when a member has the floor, provided that there shall be some intervening business proposed between two motions to adjourn. Motions to adjourn, to lay on the table, for the previous question, and all motions relating to questions of order shall be decided without debate.
- 8. Should any member of Council wish to end debate, they, upon recognition by the presiding officer, may "move to call the previous question" and restate the original question. This motion must be seconded and adopted by a two-thirds vote. Adoption shall preclude all amendments and debate on the main motion.
- 9. When a motion has been acted upon, it shall be in order for a member who voted with the prevailing side to move to reconsider thereof at the same, or at the next succeeding regular meeting; but no question shall be twice reconsidered without the consent of two-thirds of the Council.
- 10. The rules of parliamentary practice comprised in the latest edition of "Roberts Rules of Order, Revised" shall govern the Council in all cases to which they are applicable, provided they are not in conflict with the constitution or laws of the State of Michigan, the Charter of the City of Saginaw, or these rules. The City Clerk shall serve as parliamentarian.

#### Section 17: Staff

- 1. It shall be the duty of the Manager and City Attorney to attend all regular meetings of the Council.
- 2. The Chief of Police or a member of the police force in full uniform shall attend the sessions of the Council, and shall execute its command and shall serve any process issued by authority of the Council, as may be directed to them by the presiding officer, and keep order in the Council chamber.

#### **Section 18: Council Vacancy**

 Members shall notify the City Clerk's office within seven (7) days of any change in residency within the territorial limits of the City. Members who move outside the territorial limits of the City are no longer qualified to serve on City Council and shall immediately resign with written notice to the City Clerk's office.

- 2. When a vacancy shall occur on the City Council, the Council shall forthwith accept written applications from interested citizens to fill said vacancy. Applications shall be on a form approved by the Council, obtainable at the City Clerk's office and shall be filed with the City Clerk no later than 4 p.m. on a date established by the Mayor in consultation with the City Clerk. The period for receiving applications shall be open for at least seven (7) days.
- 3. The City Clerk shall certify on the application as to the qualification of the applicant:
  - a. That the applicant is a registered voter in the City of Saginaw; and
  - b. That the applicant is not in default to the City of Saginaw in accordance with Section 91 of the City Charter.
- 4. The City Clerk shall transmit all certified applications to the City Council prior to the Committee of the Whole meeting. The Council shall invite those persons whose certified application it has received to attend said Committee of the Whole meeting to address the Council and submit to questions of the Council.
- 5. The Committee of the Whole shall adjourn to a regular or special Council meeting and following "Miscellaneous Business," may proceed to nominate a candidate/s.
- 6. The vote on candidates shall be by roll call vote with each Council member naming the candidate of their choice. In the event no candidate receives five votes on the first ballot, candidates receiving no votes or a number of votes less than the candidate receiving the second highest number of votes shall be eliminated. If the two top candidates are tied, those with a fewer number of votes shall be eliminated. Candidates tied for second place shall remain in the running and voting shall continue until a candidate receives five votes.
- 7. Should all candidates be tied for first place, voting shall continue until the tie is broken and the process outlined in the preceding paragraph shall be followed.
- 8. The candidate appointed shall take office at the next regular or special Council meeting.

#### **Section 19: Election of Mayor**

- 1. In the event of the election of Mayor, the City Clerk shall serve as temporary Chair of the Council meeting until a Mayor is elected.
- 2. The Clerk shall entertain nominations for the office of Mayor. Those persons nominated are excluded from voting as Council members may not vote on any question in which they have a financial interest, such as the additional monthly salary paid to the Mayor.
- 3. Upon roll call vote, each Council member will indicate their choice. The candidate receiving the greatest number of votes is elected. In the case of three or more candidates, the candidate/s with the fewer number of votes will be eliminated from the contest. If the two top candidates are tied, those with a fewer number of votes shall be eliminated, and voting shall continue until one candidate receives a majority of votes.
- 4. The same procedures outlined in the above paragraphs will be followed for the election of the Mayor Pro Tem, except candidates may vote for themselves because there is no financial interest involved.

#### **Section 20: Suspension**

1. These rules or any part thereof may be temporarily suspended at any session, except insofar as they embody mandatory provisions of state law or the charter, by a majority vote of the members present.

#### Section 21: Amendment

1. These rules may be amended by the affirmative vote of six Council members, notice having been given in writing of proposed amendment/s at a previous meeting.

#### **Section 22: Continuing Education**

- 1. Members of Council are expected to attend and complete the Michigan Municipal League's newly elected official training, as well as any internal orientation and/or training offered at the City. Members of Council are encouraged to continue their professional development by attending educational conferences sponsored by the Michigan Municipal League or other appropriate entity; however, members agree to travel reimbursement in accordance with City policy and regulations. Members will be personally responsible for the costs associated with attendance at education conferences under the following circumstances:
  - a. Members will be personally responsible for any difference in cost between late registration and regular registration caused as a result of the actions or inactions of that member. This may include additional costs incurred as a result of having to stay at an off-site hotel, including the difference in cost of the hotel and mileage to and from the conference.
  - b. Members will be personally responsible for all costs of registration and travel, including mileage and meals, if, at the time of registration, they are in default to the City.
  - c. If a meal is provided as a part of the conference, members will be personally responsible for the cost of any meals consumed off the premises.
  - d. Members will be personally responsible for any costs associated in participating in social activities not officially part of the conference.

#### **Section 23: Boards & Commissions Participation**

1. Members of Council are encouraged to participate in and join other City or community-based Boards, Commissions, or Authorities when appropriate. All questions pertaining to the compatibility or conflicts with such memberships shall be referred to the City Attorney.

#### Section 24: Remote Participation

- 1. Should a member of City Council be absent from a meeting due to military duty, the absent member shall be allowed to participate in, and vote on, business before the Council via telephone or video conference or other means that ensures two-way communication.
- 2. For each member of City Council attending the meeting remotely, a public announcement must be made during roll call that the member is attending the meeting remotely. The remote attendance of the member of City Council shall be recorded in the minutes of the meeting. Where technology has been provided, or is otherwise available, to members of City Council that allows them to participate remotely via video conference, their cameras shall remain on to be seen and heard during the course of the meeting.
- 3. Should a member of the City Council be absent for one of the reasons cited above, notice of the absence of that member shall be posted to the Council page of the City website with alternative contact information (such as City email address, etc.) posted to same sufficiently in advance of a meeting to allow the pubic to provide input to that member of any business that comes before the Council.

4. At a meeting that accommodates members absent due to military duty, only those members absent due to military duty may participate remotely. Any member who is not on military duty must be physically present to participate.

#### Section 25: Authorization for Contacting City Staff.

 In accordance with Section 30 of the City Charter, members of Council shall not make direct inquiries of any appointive officer or other City employee, nor shall they direct the work of such appointive officers and employees or otherwise issue orders to same. Inquiries to appointive officers and employees shall be made solely through the City Manager, either through direct communication with the City Manager or discussion from the Council table.

#### Section 26: Use of City Email and Electronic Devices.

- Council members shall use only the City electronic mail system for their electronic communications for City business. Council members shall be mindful that all electronic communications pertaining to City business are subject to disclosure under Michigan's Freedom of Information Act, including communications sent from personal email accounts and cellular phones.
- City documents and emailed documents are property of the City of Saginaw. Under no circumstances does a member of Council have the right to give out copies of documents or emailed documents to any member of the public. A member of the public desiring to see a City document or email should be directed to the City website for submission of a FOIA request.
- 3. City-issued electronic devices and email accounts are intended to be used only for Cityrelated purposes. Personal use is discouraged and should occur infrequently and shall be incidental to the intended use of the electronic device and email account.
- 4. Council members shall not install any hardware or software on the electronic device without prior approval through the City Manager's office.
- 5. Council members shall have the use of the electronic device during the member's term of office, and such right shall terminate at the same time as the member's term of office ends, at which time the electronic device and all associated equipment shall be returned to the City. Council members shall be personally responsible for paying the City the value of any electronic device or associated equipment they failed to return at the end of their term.
- 6. Council members shall be responsible for maintaining the electronic device in good condition, and to reasonably protect it from theft, loss, or damage. City policies applicable to City staff with regard to damaged or lost equipment shall apply.
- 7. Council members may not use the electronic device in connection with election or reelection efforts or campaigning, either for the member or any other candidate for public office or ballot initiative.
- 8. Council members shall not use the electronic device, or the internet access or email provided with it, for any commercial, illegal, or illicit purpose or activity, or for financial gain. Council members shall not use the electronic device to download or store inappropriate or obscene material. Council members shall not knowingly violate copyright laws or site guidelines in connection with internet access. Council members shall not knowingly use the electronic device, or the internet access or e-mail provided with it, to propagate any virus,

worm, "Trojan horse," "trap door," or "back door" program code or to knowingly disable, disrupt, or overload the computer system or network, or to circumvent any system designed to protect the privacy or security of another user, computer system, communications network, or organization. Council members may be required to participate in IT security training offered by the City.

- 9. Council members shall not use the electronic device for any purpose that violates the Open Meetings Act, MCL 15.261, et seq.
- 10. The electronic device shall at all times remain City property, and therefore subject to return to the City upon request, for inspection, repair, installation of additional hardware or software or other applications, and the like, or to ensure compliance with these rules.

§ 130.16 CAUSING OR RISKING PUBLIC INCONVENIENCE, ANNOYANCE OR ALARM.

No person shall purposely cause, recklessly create a risk of, or knowingly contribute to inconvenience, annoyance, or alarm to any person in a public place by:

- (A) Engaging in fighting or threatening the physical safety or another;
- (B) Engaging in physically violent or tumultuous behavior; or
- (C) Jostling or roughly crowding persons unnecessarily.

## § 130.17 FAILURE OR REFUSAL OF DISORDERLY PERSONS OR BYSTANDERS TO DISPERSE UPON OFFICIAL ORDER.

When any person is participating in a course of conduct described in §130.16 which is likely to cause substantial harm or serious inconvenience, annoyance, or alarm, a peace officer may order the participant and others in the immediate vicinity to disperse. No person shall refuse or knowingly fail to obey such an order.

#### § 130.20 DISRUPTING MEETINGS AND PROCESSIONS.

No person shall, with purpose to prevent or disrupt a lawful meeting, procession, or gathering:

- (A) Do any act tending to obstruct or interfere with it physically; or
- (B) Make any utterance, gesture, or display designed to outrage the sensibilities of the group.

#### § 130.30 HARASSING, ALARMING, OR OFFENSIVE CONDUCT.

No person with purpose to harass or alarm another shall:

- (A) Use lewd, disorderly, threatening, profane, or obscene words or physical gestures in a fighting or taunting manner that is reasonably likely to provoke another person of common intelligence to retaliate in a physically violent or disorderly manner;
- (B) Frighten or attempt to frighten another by threat, physical gesture or menace of unlawful bodily harm that places the other in fear for their personal safety; or
  - (C) Subject another to an offensive and/or unwelcome touching.

 $<sup>^{\</sup>mbox{\scriptsize i}}$  City ordinances pertaining to disorderly conduct include:

**Subject:** August Budget Adjustment

**<u>Prepared by</u>**: Yolanda M. Bland, Office of Management and Budget

#### Manager's Recommendation:

I recommend approval of the amendments to the 2023/2024 Approved Budget for the listed funds. This adjustment is required to recognize any errors, omissions, or changes that have occurred within the month of August as well as the carry forward of purchase orders into the 2024 Approved Budget.

#### Justification:

The 2023/2024 annual budget will be adjusted in accordance with Public Act 2 of 1968, Uniform Budgeting and Accounting Act, the City Charter; and the approved 2024 Budget Resolution, which states that the City Manager must provide budget adjustments to City Council quarterly and/or as needed. As a result of the City Manager's monthly analysis for August, the below-mentioned budget adjustments take into consideration any errors, omissions, or changes in the funding levels and expenditures approved by City Council as prescribed by the City Charter.

In review of the General Fund, it is recommended that this fund be increased by \$114,937, from \$44,730,066 to \$44,845,003.

- A budget adjustment is required to continue to recognize the rebates from Consumers Energy for the Saginaw Home Rehabilitation Program, for the furnaces and hot water heaters, in the amount of \$94,277. Expenditures will be recognized in the General Fund, Offices of General Government, OMB Division, Sub-grantees Account No. 101-1735-965.0001 in the amount of \$94,277. To offset the increase in expenditures will be the same increase to the General Fund Revenues, Reimbursement Account No. 101-0000-676.000.
- In June 2023, City Council approved purchase order 0516984 with On Duty Gear LLC for the purchase of Ultra Conceal Vest for four employees. This budget adjustment is required to recognize the carry forward of purchase order 0516984 in the amount of \$2,660. Expenditures will be realized in the General Fund, Office of Neighborhood Services and Inspections, Inspections Division, Clothing Supplies Account No. 101-3865-728.000. To offset the increase in expenditures will be an appropriation of fund balance.
- A budget adjustment is required to assist with the engineering services for the Henry Marsh Plaza lighting in the amount of \$18,000. Expenditures will be recognized in the Department of Public Services, Street Lighting Division, Professional Services Account No. 101-4620-801.000 in the amount of \$18,000. To offset the increase in expenditure will be an appropriation of fund equity.

The Community Development Block Grant Fund (275) should be increased \$380,000, from \$2,526,899 to \$2,906,899. This increase represents a carry forward of unspent funds from fiscal year 2022-2023. Revenues will be recognized in this fund's Special Projects Account No. 275-0000-501.041 in the amount of \$380,000. To offset the increase in revenues will be the same increase to this fund's Special Project Division, Street Resurfacing Account No. 275-6511-821.000.

The Downtown Development Authority Fund (259) should be increased from \$171,849 to \$189,849. This represents a \$18,000 increase. This increase is to recognize the carryforward of funds from the previous year to cover the cost of expenditures from the previous year that had to be paid in the current year. Expenditures will be realized in this fund's, 2-Mill Levy Division, Sponsorship Account No. 259-1777-965.006 in the amount of \$1,500 and in the Grant Disbursement Account No. 259-1777-965.000 in the amount of \$16,500. An appropriation of available fund balance will offset the increase in expenditures.

In review of the Sewer Operations and Maintenance Fund (590), it is recommended that this fund should be increased by \$549,070, from \$32,881,478 to \$33,430,548. This increase is to recognize a grant that was received from the Michigan Department of Environment, Great Lakes, and Energy (EGLE) in FY 2023 for the purchase of Global M3EV Electric Street Sweeper as well as the additional funds received for the purchase of the Electric Charging Stations in the amount of \$86,239. These grant funds will be recognized in the Sewer Operations and Maintenance Fund, State Grants Account No. 590-0000-539.000 in the amount of \$86,239 and Retained Earnings Account No. 590-0000-989.000 in the amount of \$462,831. To offset the increase in revenues will the same increase to the Surplus Division, Vehicles Account No. 590-4840-982.000 in the amount of \$464,670 and Maintenance Equipment Account No. 590-4840-978.000 in the amount of \$84,400.

#### **Council Action:**

**Subject:** ARPA Housing Revolving Fund Reallocation

**<u>Prepared by</u>**: Yolanda M. Bland, Office of Management and Budget

#### Manager's Recommendation:

I recommend the approval of the reallocation of \$4 million from the ARPA Housing Revolving Loan allocation to the Saginaw Home Rehabilitation Program for the improvement of furnaces, roofs, windows, and demolition services.

#### Justification:

On September 26, 2022, City Council approved the allocation of \$5,000,000 of ARPA funds for a revolving loan fund to address commercial and residential structures, \$1,000,000 and \$4,000,000 respectfully. The City has determined that establishing a housing revolving loan fund would not be feasible under existing ARPA guidelines and time constraints.

At the same meeting, City Council approved the allocation of \$3,800,000 to the Saginaw Home Rehabilitation Program wherein ARPA funds were to be utilized to improve residential owner-occupied dwellings by providing new roofs, furnaces, and windows. This program has been very successful and the original \$3.8 million allocation will be exhausted without fulfilling the needs of the qualified applicants. Staff is currently working on the furnace and roof applications prior to accepting applications for windows. Upon completion of the Saginaw Home Rehabilitation Program, any remaining funds will be used to address blight in an effort to further stabilize our neighborhoods.

This council communication would reallocate the \$4,000,000 from the residential structures to the Saginaw Home Rehabilitation Program to continue to address furnaces, roofs, windows and to include demolition services.

#### **Council Action:**

**Subject:** eSkill Software Annual Maintenance & Support Fees

**Prepared by:** Jeff Klopcic, Technical Services Director

#### Manager's Recommendation:

I recommend the approval of the purchase with eSkill Corporation for the annual software and maintenance fees for \$4,600.00 for the Technical Services Department.

#### Justification:

The City of Saginaw recruits and hires individuals to fill vacancies within the City. As part of the due diligence within the hiring process, the Human Resources department conducts practical skills and competency testing. eSkill Corporation is the testing software application used by the Human Resources Department for recruitment of positions throughout City departments and divisions. This purchase is for the renewal of the annual software and maintenance support from eSkill Corporation.

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, Computer Software Account No. 658-1720-741.000.

#### **Council Action:**

**Subject:** HUD HOME Investment Partnership Program American Rescue Plan

Subgrantee Agreements

**<u>Prepared by</u>**: Leticia Trevino, CDBG Specialist

#### **Manager's Recommendation:**

I recommend the approval of the HOME Investment Partnership Program American Rescue Plan Subgrantee Agreements for \$1,464,738 for FY 2021-2022.

#### Justification:

The City of Saginaw entered into a HOME Investment Partnership Program American Rescue Plan (HOME-ARP) Grant Agreement (Agreement) with the Department of Housing and Urban Development (HUD) for FY 2021 through September 30, 2030, for the HOME Investment Partnership Program American Rescue Plan. The agreement is in the amount of \$1,627,448 with 10% being used for administration. The funds are to assist only with at risk individuals of becoming homeless; sheltered and unsheltered homeless populations; individuals and families currently housed populations at risk of homelessness; other families requiring services or housing assistance to prevent homelessness; those at greatest risk of housing instability or in unstable housing situations and supportive services. The CDBG Division prepared a Substantial Change Amendment to the Program Year 2021-2022 Annual Action Plan Submission as required and had it approved by Council on February 6, 2023.

The City received five applications from local shelter agencies. The Human Planning Commission interviewed the applicants on April 19, 2023, and deliberated after the meeting and completed allocations in part and met again on August 16, 2023, to complete the process.

There are three agreements for the HOME-ARP Program, which would include but are not limited to, the purchase of materials for rehabilitation of property, new construction, supportive services, and operational expenses. The following information outlines the scope of activity and funding level for the projects under agreement with the City.

#### 1. <u>Saginaw Habitat for Humanity</u> \$762,772

Acquisition and rehabilitation of vacant, abandoned, or foreclosed houses to be used for rental purposes for families or individuals leaving a homeless shelter.

# 2. <u>Saginaw County Youth Protection Council</u> \$363,870 The rapid rehousing homeless youth project expansion program will provide rental assistance and supportive services for homeless youth and homeless young families.

3. Rescue Ministries of Mid-Michigan \$338,096
Secure locations in a targeted area of the City and rehabilitate or build new rental properties for individuals requiring low-income assistance to housing access and provide supportive services.

The Council approved the City's submission to HUD for these funds on November 8, 2021.

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

#### **Council Action:**

### **COUNCIL COMMUNICATION**

From: Timothy Morales, City Manager

Subject: Annual Supply of Sweeper Brooms

Prepared by: Dan Ryan, Public Services Department

#### Manager's Recommendation:

I recommend the approval of a purchase with United Rotary Brush Corp. for an annual amount not to exceed \$35,980.00 for various sweeper brooms for inventory for the Public Services Department, Motor Pool Division.

#### **Justification:**

On August 22, 2023, two bids were received for replacement gutter and main brooms that will be used on the City's Sweeper fleet to maintain City Streets. United Rotary Brush Corp. was the low bidder. These brooms are being purchased for inventory as replacements when needed. A cost comparison of items on the previous purchase in Fiscal Year 2022 shows a 39.5% increase. The following is a tabulation of the bids received.

<u>Vendor</u>	<u>Bid Amount</u>
United Rotary Brush Corp. Lenexa, KS	\$35,980.00
MTECH Company Oakwood Village, OH	\$59,560.00

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 Motor Pool Operation Fund, Garage Operations Division's, Motor Vehicle Supplies Account No. 661-4481-737.000, and will be accounted for in the Motor Pool Operation Fund, Garage Parts Inventory Account No. 661-0000-110.001.

#### **Council Action:**

**Subject**: Motor Vehicle Fluids

**Prepared by**: Dan Ryan, Public Services Department

#### Manager's Recommendation:

I recommend the approval of purchases with Hotsy of Mid-Michigan, Super-Flite Oil, Safety Kleen Systems, Inc., Rhomar Industries, Inc. and Rowleys Wholesale for a total of \$53,722.00 for the annual supply of various fluids for the Public Services Department, Motor Pool Operations Division.

#### Justification:

On August 22, 2023, bids were received for an annual supply of 8,916 gallons of various fluids. The City's Municipal Motor Pool Operation requires various fluids to maintain its fleet. It is in the best interest of the City to distribute the purchases among the five bidders listed with their low respective pricing. The following is a listing of the purchase orders requested:

<u>Vendor</u>	PO Amount
Hotsy of Mid-Michigan Saginaw, MI (out-city)	\$ 1,017.00
Super-Flite Oil Saginaw, MI (out-city)	\$31,204.00
Safety Kleen Systems, Inc. Saginaw, MI (out-city)	\$ 4,971.06
Rhomar Industries, Inc. Springfield, MO	\$ 3,311.20
Rowleys Wholesale Bay City, MI	<u>\$13,218.74</u>
Total	\$53,722.00

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 Motor Pool Operation Fund, Garage, Operations Division's Motor Vehicle, Supplies Account No. 661-4481-737.000, \$53,722.00 and will be accounted for in the Motor Pool Operation Fund, Garage Operations Division's, Inventory Account No. 661-0000-110.001.

#### **Council Action:**

**Subject**: Annual Supply of Portland Cement

**Prepared By:** Wayne Tornberg II, Public Services Department

#### Manager's Recommendation:

I recommend the approval of a purchase with Core and Main LP for \$12,012.00 for Portland cement for the Public Services Department, Maintenance and Service Division.

#### Justification:

On August 22, 2023, the Maintenance and Service Division received one qualified bid for 700 bags, 94-pound each, of Portland Cement. The Maintenance and Service Division uses Portland Cement daily in the maintenance and repair of the City's water distribution and sewer collection systems. A cost comparison shows an18% increase in cost from the last bid in FY22. The following is a tabulation of the bid received:

<u>Vendor</u> <u>Cost</u>

Core and Main LP Shelby Township, MI \$12,012.00

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, Maintenance and Service Division's, Part and Supplies Account No. 591-4721-742.000 \$6,006.00 and Sewer Operations and Maintenance Fund, Maintenance and Service Division's Parts and Supplies Account No. 590-4821-742.000 \$6,006.00.

#### **Council Action:**

**Subject**: Accusonics Flow Meter

Prepared by: John Frollo, Water and Wastewater

#### Manager's Recommendation:

I recommend the approval of a purchase with Hesco, a sole source, for \$92,791.69 for an Accusonics flow meter for the Water and Wastewater Treatment Services Department, Remote Facilities Division.

#### Justification:

Accusonics flow meters are installed at the Wastewater Treatment Plant and the seven Retention Treatment Basins. These meters provide an accurate flow measurement required for disinfection of waters discharged to the Saginaw River and are required by the National Pollutant Discharge Elimination System.

Accusonics flow meters were installed in the early 1990's and are nearing the end of their service lives. Due to their age, repair parts are unavailable from the manufacturer, and they have been scheduled for replacement in accordance with the Capital Improvement Plan. Each year one of these six units is scheduled to be removed from service and replaced with an updated model. Three units have been replaced with the updated models.

On July 13, 2023, we received a quote from Hesco, the sole source manufacturer's representative for Accusonics in Michigan, for a replacement Accusonics flow meter, cables, and installation. Multiple flow measuring systems have been tried in the past, but Accusonics flow meters have proven to be the most reliable and accurate method of measurement in enclosed piping and channel systems available.

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 Sewer Operations and Maintenance Fund, Surplus Division's Repairs and Replacements Account No. 590-4840-974.000.

#### **Council Action:**

**ORDINANCE** Moved Council Member seconded Council Member by that an ordinance introduced on August 21, 2023, be taken up and enacted, entitled and reading as follows: O-\_\_\_ AN ORDINANCE TO AMEND THE OFFICIAL CITY MAP TO VACATE THE ALLEY RUNNING NORTHWESTERLY TO SOUTHEASTERLY **WILLIAM** IN GALLAGHER'S SUBDIVISION OF LOT 11 IN BLOCK 9 OF GALLAGHER'S PLAT OF SALINA, IN THE CITY OF SAGINAW. The City of Saginaw Ordains: Section 1. That the alley located in William Gallagher's Subdivision of Lot 11 in Block 9 of Gallagher's Plat of Salina, City of Saginaw, Michigan be and the same is hereby vacated. Section 2. That there are presently no utilities located in the vacated area. However, there is hereby reserved, in the street vacated, an easement for such other public purposes as determined by the City of Saginaw, to the same extent as though said street had not been vacated and no structure shall hereafter be erected thereon without the consent of the City of Saginaw. Section 3. That the official map of the City of Saginaw is hereby amended accordingly. This ordinance shall become effective October 5, 2023. Enacted: September 25, 2023. Yeas: Nays: Absent: Brenda F. Moore Kristine Bolzman, MiPMC/CMC Mayor City Clerk **ORDINANCE DECLARED ADOPTED** I, Kristine Bolzman, 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 September 25, 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.

> Kristine Bolzman, MiPMC/CMC City Clerk