



Saginaw City Council Regular Meeting Agenda

1315 S. Washington Avenue
Council Chambers, Room 205
July 22, 2024
6:30 p.m.

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

PUBLIC HEARINGS:

PUBLIC INPUT:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

CONSENT AGENDA:

1. Approve the July 8, 2024 regular council meeting minutes.
2. Approve to amend the agreement with Guidehouse, Inc. by \$351,000, for a new total not to exceed \$1,201,000, for consulting services related to funds received under the American Resue Plan Act grant.
3. 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 Kroger.
4. Approve the termination of the Subrecipient Agreement with World Outreach Campus for funding received under the American Rescue Plan Act.
5. Approve the amendments to the FY 2025 Approved Budget to recognize changes that have occurred during the July period.
6. Approve the Listing and Marketing Commission Agreement with Brindlee Mountain Fire Apparatus for the sale of fire apparatus for the Fire Department.
7. Approve the purchase with Summit Fire Protection for an amount not to exceed \$8,609 for city wide fire extinguishers and service for all departments.
8. Approve the purchase with United Rotary Brush Corp. for an amount not to exceed \$34,595 for sweeper brooms for the Public Services Department, Motor Pool Division.
9. Approve the blanket purchases with specified vendors for an amount not to exceed \$30,000 for the annual supply of fluids for the Public Works Department, Motor Pool Operations Division.

10. Approve the purchase with Republic Services for \$143,013 for FY 2025 and \$157,315 for FY 2026, pending budget approval, for the hauling and disposal of street sweeping debris for the Public Services Department, Streets Division.
11. Approve the purchase with Michigan CAT Power Systems Division for \$66,988 for a 34-foot articulating boom with winch for the Water and Wastewater Treatment Services Division, Treatment and Pumping Division.
12. Approve the purchase with Monarch Welding and Engineering for \$54,400 to replace a hot water storage tank for the Water and Wastewater Treatment Services Department, Treatment and Pumping Division.
13. Approve the purchase with Kerr Pump and Supply for \$28,476 for a return activated sludge pump impeller and wear rings for the Water and Wastewater Services Department, Treatment and Pumping Division.

BOARD/COMMISSION/COMMITTEE REPORTS:

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS:

ORDINANCE INTRODUCTION:

1. An ordinance to amend §153.021 “Definitions,” and §§153.226 Principal Permitted Uses, 153.426, “Uses and Parking Standards,” and by adding a new section titled, “Short-Term Rentals,” by adding §§153.651 “Title,” 153.652 “Purpose,” 153.653 “Definitions,” 153.654 “Short-Term Rental Unit General Provisions,” 153.655 “Short-Term Rental Unit License and Fees,” 153.656 “Short-Term Rental Unit Requirements,” and 153.657 “Prohibited Acts and Penalties,” of Chapter 153, “Zoning Code,” of Title XV, “Land Usage,” of the City of Saginaw Code of Ordinances, O-204.
2. An ordinance to amend §151.003 “Definitions,” and §151.III “Definitions of Chapter 151, “Property Maintenance Code,” of Title XV, “Land Usage,” of the City of Saginaw Code of Ordinances, O-204.

ORDINANCE ADOPTION:

RESOLUTIONS:

1. Approve the emergency polling location change.

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.

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD MONDAY, JULY 8, 2024, AT 6:30 P.M. IN COUNCIL CHAMBERS AT CITY HALL, 1315 S. WASHINGTON AVENUE, SAGINAW, MICHIGAN.

PRAYER AND PLEDGE OF ALLEGIANCE

Council Member Copeland offered a prayer and Council Member Williams 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, Bill Ostash, Priscilla Garcia, Michael Flores, George Copeland, Brenda Moore: 9. Council Members absent: 0.

ANNOUNCEMENTS

City Clerk Kristine Bolzman made the following announcements:

- The Council Communication for Consent Agenda item 15 has been revised to include the addition of transportation costs for the Fire Department Rescue Vehicle.
- The City Convenience Station will be open this Saturday, July 13, from 8:00 a.m. to noon. Residents may utilize the station to drop off bulky items or other miscellaneous items that need to be disposed of.
- July 23 at 4:00 p.m. is the deadline to file to be a candidate for City Council or the Saginaw School Board. City Council will have five 4-year terms and one 2-year term. The Saginaw School District Board will have three 6-year terms. These positions will appear on the November 5 ballot.
- Petition sheets and Affidavit of Identity forms are available at the City Clerk's Office, Monday through Friday, 8:00 a.m. to 4:00 p.m.

PUBLIC INPUT

Members of the public that addressed the Council: Deborah Huddleston, Jimmy Carter, Ryan Lee, Craig Tatum, Inez Williams, Keymiyah Brooks, Jordan Bibb, Jamarion Holmes, Betty Holmes, Larry Camel, Delena Spates-Allen, Robert Brown, Gerald Kariem, Patrice Boulware.

Council Member Flores left the meeting at 7:08 p.m. and returned at 7:09 p.m.

Public Input continued with Steven Gaddy and Hurley Coleman III.

Council Member Copeland left the meeting at 7:12 p.m. and returned at 7:15 p.m.

Public Input concluded with Ayrah Mitchell.

COUNCIL REMARKS

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

Council Member Balls left the meeting at 7:28 p.m. and returned at 7:33 p.m.

REPORTS FROM CITY MANAGER

City Manager Tim Morales reported updates regarding various projects.

Manager Morales introduced Glenn Steffens, Executive Director of Saginaw Transit Authority Regional Services. Mr. Steffens provided an update on statistics of services provided recently by STARS with results of surveys taken after the Memorial Cup.

Mayor Moore left the meeting at 7:39 p.m. and returned at 7:42 p.m.

Council Member Silvia left the meeting at 7:41 p.m. and returned at 7:45 p.m.

Council Member Flores left the meeting at 8:09 p.m. and returned at 8:11 p.m.

Council Member Williams left the meeting at 8:28 p.m. and returned at 8:30 p.m.

CONSENT AGENDA:

Moved by Council Member Copeland, seconded by Mayor Pro Tem Boensch to approve the consent agenda, allowing room for exceptions. An exception was made to items 10, 15, 16, 24, and 25. 9 ayes, 0 nays, 0 absent. Motion approved.

1. Approve the June 17, 2024 regular council meeting minutes.
2. Approve the submission of the application for the Michigan Department of Treasury, MI Local Retirement Grant for the City's pension and retirement health benefit systems.
3. Approve the purchase with Priority Waste for \$10,494 for trash pick-up services for City departments.
4. Approve the purchase with AKT Peerless for \$25,000 for inspection of environmentally hazardous materials for residential and commercial demolitions for the Neighborhood and Inspections Services Department.
5. Approve the blanket purchase order to specified vendors for an amount not to exceed \$350,000 for FY 2025, and pending budget approval for FY 2026, for demolition services for the Neighborhood and Inspections Services Department.
6. Approve the second amendment to the program Subrecipient HOME Agreement for Program Year 2021-2022 with Saginaw Shiawassee Habitat for Humanity for the new construction of a property located at 1221 Cooper Street.
7. Approve the first amendment to the program Subrecipient HOME Agreement for Program Year 2022-2023 with Saginaw Shiawassee Habitat for Humanity for the new construction of properties located at 1221 Cooper Street and 1413 N. Fayette Street.
8. Approve the first amendment to the Subrecipient HOME Agreement for Program Year 2023-2024 with Saginaw Shiawassee Habitat for Humanity for the new construction of properties located at 1413 N. Fayette Street and 1407 N. Fayette Street.
9. Approve the five-year lease with Flock Group, Inc., a sole source, for \$229,050 for a Flock Safety Intersection Surveillance System for the Police Department.
10. Approve the Memorandum of Agreement with H.E.L.P. Community Violence Intervention Program for the Police Department.
11. Approve the blanket purchase with CFS Inspections for \$3,000 for annual ground and aerial ladder testing for the Fire Department.

-
12. Approve the purchase with Stryker, a sole source, for an annual amount of \$4,125.60, for a total of \$12,376.80 for a three-year maintenance agreement for three Lucas III Chest Compression systems for the Fire Department.
 13. Approve the blanket purchase with Municipal Emergency Services, a sole source, for \$8,000 for self-contained breathing apparatus parts for the Fire Department.
 14. Approve the blanket purchase with Phoenix Safety Outfitters for \$5,000 for annual maintenance of the breathing air compressor systems for the Fire Department.
 15. Approve the purchase with the Village of Cambridge, NY for \$40,000 for a 2001 Pierce Walk around Rescue Vehicle and with Falzone Towing Service, Inc. for \$3,800 for the transport of the vehicle for the Fire Department.
 16. Approve the agreement with Consumers Energy for \$8,810,000 for engineering services for the relocation of the aerial electric sub transmission and distribution facilities underground in preparation for the Medical Diamond Project. Further, approve the City Manager and/or his designee to sign all required documents.
 17. Approve a one-year Adopt-A-Park Agreement with Annie Boensch and Orlando Jones and authorize the City Manager to approve extensions of the Agreement for subsequent years.
 18. Approve the annual purchase with Maurer Textile Rental Services for an amount not to exceed \$3,600 for the annual rental supplies for the Andersen Enrichment Center.
 19. Approve the blanket purchase with Wohlfeil Hardware for \$3,000 for tools and supplies for the Public Services Department, Facilities Division.
 20. Approve the blanket purchase with Standard Electric Company for \$3,100 for electrical supplies for the Public Services Department, Facilities Division.
 21. Approve the blanket purchase with Lansing Sanitary Supply for \$5,000 for general janitorial supplies for the Public Services Department, Facilities Division.
 22. Approve the purchase with Great Lakes Window Cleaning for \$8,320 for annual window cleaning services at various city facilities.
 23. Approve the purchase with Webster Garner for \$4,796 for propane service at Green Point Nature Center and Oakwood Cemetery for the Public Services Department.
 24. Approve the blanket purchase with specified vendors for \$394,500 for local fleet parts and supplies for the Public Services Department, Motor Pool Division.
 25. Approve the blanket purchase with specified vendors for \$321,000 for vehicle services and repairs for the Public Services Department, Motor Pool Division.
 26. Approve the purchase with Young's Environmental Cleanup, Inc. for \$3,090 for the removal of contaminated fuel for the Public Services Department, Motor Pool Division.

27. Approve the blanket purchase with Larry's Auto Supply for \$5,000 for shop supplies for the Public Services Department, Garage Operations Division.
28. Approve the purchase with Eggers Excavating LLC for \$25,000 for receiving excavated spoils for the Public Services Department, Maintenance and Service Division.
29. Ratification to increase the contract with Lois Kay Contracting, Co by \$228,177 for a new total of \$938,210 for the 3rd and 10 Street mill and resurface and ADA ramps project for the Public Services Department, Engineering Division.
30. Approve the purchase with Trace Analytical Laboratories, Inc. for \$57,720 for outside laboratory toxicity testing for the Water and Wastewater Treatment Services Department, Treatment and Pumping Division.
31. Approve the purchase with Johnson Controls for \$12,258 for annual maintenance and service of the Ccure door and gate access systems located at various City facilities.

Moved by Council Member Copeland, seconded by Council Member Williams to approve consent agenda item 10. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Silvia, seconded by Council Member Williams to approve consent agenda item 15. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Copeland, seconded by Council Member Williams to approve consent agenda item 16. 9 ayes, 0 nays, 0 absent. Motion approved.

Council Member Copeland left the meeting at 8:43 p.m. and returned at 8:44 p.m.

Moved by Council Member Flores, seconded by Council Member Silvia to approve consent agenda items 24 and 25. 9 ayes, 0 nays, 0 absent. Motion approved.

BOARD/COMMISSION/COMMITTEE REPORTS

Council Member Ostash reported that the Site Plan Review for 303 Adams was approved at the last Planning Commission meeting.

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS

Moved by Council Member Silvia, seconded by Council Member Flores to approve the following appointments:

1. Approve the Council appointment of James Nightingale to the Zoning Board of Appeals with a term to expire December 31, 2024.
 2. Approve the Council appointment of Tyler Danek to the Saginaw Economic Development Corporation with a term to expire June 30, 2027.
- 9 ayes, 0 nays, 0 absent. Motion approved.

UNFINISHED BUSINESS

Moved by Council Member Flores, seconded by Council Member Silvia to adopt the resolution allocating ARPA funds to the Saginaw Community Foundation, for the benefit of, and as fiduciary for T.D. Holden Jail and Prison Ministries, Inc., in the amount of \$740,000 for eligible programming or capital expenses for the Come Out Stay Out Workforce Development Program. Discussion was held.

Council Member Silvia left the meeting at 9:05 p.m. and returned at 9:08 p.m.

Moved by Council Member Copeland, seconded by Council Member Silvia to amend the motion to add “in partnership with Changing Situations.” Discussion was held

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

Ayes: Silvia, Ostash, Flores, Copeland, Moore

Nays: Williams, Boensch, Garcia

Abstain: Balls

Absent:

Motion approved.

Moved by Council Member Garcia, seconded by Council Member Copeland to postpone adoption of the resolution until further research can be done on Changing Situations as a partner. Discussion was held.

Moved by Council Member Copeland, seconded by Council Member Flores to amend the motion to add “with a detailed partnership agreement provided.” 8 ayes, 0 nays, 0 absent, 1 abstention (Balls). Motion approved.

Mayor Moore conducted the vote on the motion to postpone, as amended. 8 ayes, 0 nays, 0 absent, 1 abstention (Balls). Motion approved.

MISCELLANEOUS BUSINESS

Moved by Council Member Silvia, seconded by Council Member Copeland to adopt the resolution allocating ARPA funds to Emmaus House in the amount of \$100,000 for eligible capital expenses. 9 ayes, 0 nays, 0 absent. Motion approved.

ADJOURNMENT

Moved by Council Member Flores, seconded by Council Member Copeland to adjourn the meeting at 9:22 p.m. 9 ayes, 0 nays, 0 absent. Motion approved.

Submitted by,

Kristine Bolzman, MiPMC/CMC
City Clerk

From: Timothy Morales, City Manager
Subject: Guidehouse, Inc. Consulting Services
Prepared by: Lori Brown, Finance Director

Manager's Recommendation:

I recommend the approval to amend the agreement with Guidehouse, Inc. by \$351,000, for a new total not to exceed \$1,201,000, for consulting services related to funds received under the American Rescue Plan Act grant.

Justification:

On February 7, 2022, City Council approved the agreement with Guidehouse for a total amount not to exceed \$850,000 to retain the consulting services of Guidehouse to help navigate federal guidelines and ensure compliance and transparency of American Rescue Plan Act (ARPA) funds.

Guidehouse services include financial administration, oversight and reporting of grant funds, risk assessments, and develop internal controls to maintain compliance as well as projects, budgets and assist with day-to day operations as needed to ensure necessary compliance with the US Treasury Final Rule. Guidehouse has also subcontracted with Plante Moran for additional support with financial reporting. Plante Moran currently serves as the City's contract Controller under a separate agreement.

Guidehouse has invoiced for services on a monthly basis for time, materials, and incidental expenses, totaling \$792,420.82 through June 30, 2024. Upon original approval of the agreement, City Council agreed that Guidehouse services could be scaled up or down as City Council determines the allocation of funds and the level of consulting services needed.

Guidehouse services have included oversight of the City Council appointed ARPA committee from February through August 2022 where multiple meetings were held to create a final report of funding recommendations to City Council. Guidehouse is currently monitoring 20 subrecipients that received City Council allocations and conducting a full audit of one subrecipient that has required the services of Plante Moran. In addition, all food feasibility study expenses from Public Policy Associates have been paid under the Guidehouse contract.

At this time, it is necessary to amend the agreement with Guidehouse Consultants by \$351,000, for a new total of \$1,201,000 to extend the use of Guidehouse services. This new agreement total of \$1,201,000 is 2.3% of the total award allocation of \$52,089,151.

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 American Rescue Plan Act Grant Fund, Administration Division, Professional Services Account No. 285-1784-801.000.

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: National Opioid Litigation

Prepared by: Lori Brown, Finance Director

Manager's Recommendation:

I recommend the approval 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 settlement of the national opioid litigation with Kroger.

Justification:

The State of Michigan is in the process of ratifying a proposed settlement agreement with regards to the Kroger opioid litigation. City Council previously approved participation in the proposed opioid litigation settlements with Teva, Allergan, CVS and Walmart on March 20, 2023 and with Walgreens on August 7, 2023.

Provided the participation rate of local communities is reached, the settlement will move forward; the greater the level of local participation, the more funds will ultimately be paid out for abatement. Assuming maximum participation is reached, the national settlements require Kroger to pay \$1.2 billion over 11 years.

The amount to be paid to the State of Michigan is not yet known, but the State's agreement requires that 50% of that amount be paid to local governments. Michigan is expected to be allocated approximately 3.5% of the overall settlement; Saginaw is expected to be allocated about 0.26% of the State's settlement amount. Any amounts are ultimately dependent on rates of participation of the various jurisdictions. Settlement funds must be used for "opioid remediation," such as opioid use treatment and prevention and first responder support.

To date, the City has received \$353,798 from other opioid litigation settlements. Settlement funds have been spent on a harm reduction vending machine, public safety first responder training to overdose situations and a narcotics analyzing machine.

I have approved this agreement and related materials 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: Termination of Subrecipient Agreement with World Outreach Campus
Prepared by: Lori Brown, Finance Director

Manager's Recommendation:

I recommend the approval of the termination of the Subrecipient Agreement with World Outreach Campus for funding received under the American Rescue Plan Act.

Justification:

On March 6, 2023, City Council approved the allocation of American Rescue Plan Act (ARPA) funds to World Outreach Campus for the benefit of and as fiduciary for the Youth Employment and Recreation Network (YEARN) Program. YEARN, an unofficial collaboration between World Outreach Campus, Strive, New Birth, Heavenly Realm, and Full Gospel, used member organization World Outreach Campus as the fiduciary and official subrecipient. By entering into the agreement, dated April 25, 2023, World Outreach agreed to oversee the distribution of ARPA funds among the YEARN member organizations and ensure all funding was used for only eligible purposes outlined in ARPA and the U.S. Treasury's implementing regulations and guidance.

On March 19, 2024, the City received an official notification from the YEARN Organizational Offices that YEARN had terminated its agreement with World Outreach Campus as fiduciary for the federal ARPA award funding. The City of Saginaw continued to meet with World Outreach Campus to review all funds advanced to World Outreach Campus, as the fiduciary, and determine eligibility for the use of those funds.

After a thorough review and a full audit by Guidehouse, Plante Moran Consultants, and city staff a determination has been made that termination of the Subrecipient Agreement with World Outreach Campus is appropriate under the Federal guidelines.

Pursuant to Article XIX, Section 1 of the Subrecipient Agreement, this termination shall be effective 30 days from the date of a written notice to the other party. As required by the agreement, the Subrecipient must return to the City any funds not authorized for use, and the City shall have no further obligation to reimburse the Subrecipient.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: July Budget Adjustment
Prepared by: Yolanda M. Bland, Office of Management and Budget

Manager's Recommendation:

I recommend approval of the amendments to the 2024/2025 Approved Budget for the listed funds. This adjustment is required to recognize any errors, omissions, or changes that have occurred within the month of July as well as the carry forward of purchase orders into the 2025 Approved Budget.

Justification:

The 2024/2025 annual budget will be adjusted in accordance with Public Act 2 of 1968, Uniform Budgeting and Accounting Act, the City Charter; and the approved 2025 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 July, the below-mentioned budget adjustments take into consideration any errors, omissions, or changes in the funding levels and expenditure approved by the City Council as prescribed by the City Charter.

In review of the General Fund, it is recommended that this fund be increased by \$1,867,249, from \$44,555,952 to \$46,423,201.

- On January 31, 2023, Public Act 1 of 2023 appropriated funds to support the implementation of required annual in-service training standards for all licensed law enforcement officers. This budget adjustment is needed to recognize \$29,500 of funds for the additional required training. Revenues will be recognized in the General Fund Revenues, Reimbursement – PD Account No. 101-0000-676.020. To offset the increase in revenues will be the same increase to the General Fund, Community Public Safety – Police, Police Administration Division Account No. 101-3512-823.003.
- A budget adjustment is required to recognize the 2024 assessment for maintenance on the Dieckmann Drain. The Dieckmann Drain runs along the eastern edge of the city (23rd Street) from M-46 to the railroad tracks north of M-81 and then goes due east through Buena Vista Township to another county drain. The total cost of the assessment is estimated at \$2,589. Expenditures will be recognized in Other General Fund Expenditures, Payment to Other Governments Account No. 101-8541-827.007 in the amount of \$2,589. An appropriation of available fund equity will offset the increase.
- A budget adjustment is required to reflect \$993,700 of the Department of Housing and Urban Development – Community Project Funds into the FY 2025 budget. Expenditures will be reflected in the Department of Public Services, HUD

Community Project Fund Division, Professional Services Account No. 101-4693-801.000 of \$993,700. To offset the increase in expenditures will be the same increase to the General Fund, HUD Account No. 101-0000-501.024.

- On July 8, 2024, the City Council approved the purchase of a used Fire Apparatus (\$40,000) as well as the transporting of the vehicle (\$3,800) in a total amount of \$43,800. This budget adjustment is to recognize the use of the Community Public Safety – Fire Rutledge Funds to cover the cost of the purchase. Revenues will be recognized in the General Fund Revenue, Restricted Fund Equity Account No. 101-0000-989.000. To offset the increase in revenues will be the same increase to Community Public Safety – Fire, Fire Apparatus Operations and Maintenance Division, Vehicle Account No. 101-3554-982.000.
- On October 9, 2023, the City Council approved the FY 2023 Byrne Discretionary Community Project Funding grant through the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance in the amount of \$300,000. Funds were not spent in the previous fiscal year nor budgeted. This budget adjustment is to recognize these grant dollars. Revenues will be recognized in the General Fund Revenues, Byrne Grant – Kildee No. 1 Account No. 101-0000-501.059 in the amount of \$300,000. To offset the increase in revenues will be the same increase to the Community Public Safety – Police, Byrne Grant – Kildee No. 1 Division, Equipment Account No. 101-3348-984.000.
- On May 20, 2024, the City Council approved the FY 2022-2023 Byrne State Crisis Intervention Program grant through the U.S. Department of Justice, Bureau of Justice Assistance, Michigan State Police Grant and Community Services Division in the amount of \$134,900. This budget adjustment is to recognize these grant dollars. Revenues will be recognized in the General Fund Revenues, Other Federal Grant Account No. 101-0000-501.027 in the amount of \$134,900. To offset the increase in revenues will be the same increase for the Community Public Safety – Police, Police Administration Division, Professional Services Account No. 101-3512-801.000.
- A budget adjustment is required to recognize unanticipated revenues for the Vestry Drive detail in the amount of \$5,748. Revenues will be recognized in the General Fund Revenues, Police Dept. Services Account No. 101-0000-632.000. To offset the increase in revenues will be the same increase to the Community Public Safety – Police, Police Patrol Division, Billable Overtime Account No 101-3511-704.001.
- A budget adjustment is required to recognize the carry forward of funds received from the Birch Park detail in the amount of \$14,894. Revenues will be recognized in the General Fund Revenues, Police Dept. Services Account No. 101-0000-632.000. To offset the increase in revenues will be the same increase to the Community Public Safety – Police, Police Patrol Division, Billable Overtime Account No 101-3511-704.001.

- A budget adjustment is required to recognize a reimbursement from the Insurance Company for the 2020 Ford Interceptor that was totaled out in February of 2023. Revenues will be recognized in the General Fund Revenues – Reimbursement – PD Account No. 101-0000-676.020 in the amount of \$22,226. To offset the increase in revenues will be the same increase to the Community Public Safety – Police, Police Building Management Division, Vehicles Account No. 101-3514-982.000.
- A budget adjustment is required to carry forward purchase orders 0517094 to Lenco Armored Vehicles., for the purchase Lenco Bearcat Armored Rescue Vehicle in the amount of \$295,892. Expenditures will be recognized in the General Fund, Community Public Safety – Police, Police Building Management Division, Vehicle Account No. 101-3514-982.000. To offset the increase in expenditures, will be an increase in General Fund Revenues Restricted Fund balance from the Rutledge Fund Account No. 101-0000-989.000 of \$139,892 and from a carry forward of restricted grant and donated funds Account No. 101-0000-989.000 of \$156,000.
- A budget adjustment is required to recognize a \$24,000 reimbursement from the State of Michigan Police Assistance Program of Joseph Coffey. Revenues will be recognized in the General Fund Revenues, Reimbursement – PD Account No. 101-0000-676.020 in the amount of \$24,000. To offset the increase in revenues will be the same increase to the Community Public Safety – Police, Police Administration Division, Training and Development Account No. 101-3514-823.003.

The American Rescue Plan Grant Fund (285) should be increased from \$37,545,020 to \$37,645,020. This represents a \$100,000 increase to the fund. On July 8, the City Council approved a \$100,000 allocation to the Emmaus House for the purchase of vehicles. This budget adjustment accounts for this allocation. Expenditures will be recognized in this fund's Public Health Division, Subgrantee Account No. 285-1778-965.000 of \$100,000. An appropriation of the fund balance will offset the increase in expenditure.

In review of the Water Operations and Maintenance Fund (591), it is recommended that this fund should be increased by \$11,000,000, from \$62,552,099 to \$72,552,099. This increase is necessary for the Elevated Storage Tank Project. Expenditures will be recognized in this fund's Surplus Division, Engineering Services Account No. 591-4740-802.000 of \$2,500,000 and the Construction Project Account No. 591-4740-822.000 of \$8,500,000. An appropriation of available retained earnings will be utilized to offset the increase.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Brindlee Mountain Fire Apparatus Agreement
Prepared by: Brandon Hausbeck, Fire Chief

Manager's Recommendation:

I recommend the approval of the Listing and Marketing Commission Agreement with Brindlee Mountain Fire Apparatus to market and advertise used fire apparatus at a cost of 10% of the final sale price for the Fire Department.

Justification:

The Fire Department has three vehicles that have reached the end of their useful life. While the vehicles are no longer usable for the Fire Department, they still have value. Brindlee Mountain Fire Apparatus has a means to market the vehicles to fire departments across the nation, helping to increase the sale price when compared to standard online bidding.

The Fire Department will utilize Brindlee Mountain Fire Apparatus to broker the used vehicles. Brindlee Mountain will receive 10% of the final sale price for each vehicle. Listed below are the vehicles for sale:

<u>Year</u>	<u>Description</u>	<u>Listing Price</u>
1999	Spartan 75' ladder truck	\$49,900
1999	Ford F450 utility truck	\$20,000
2001	Surrey 28' Fire prevention trailer	\$10,000

I have approved this 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: City Wide Fire Extinguishers and Service
Prepared by: Jay Gustin, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with Summit Fire Protection for an amount not to exceed \$8,609 for city wide fire extinguishers and service for all departments.

Justification:

On June 18, 2024, bids were received for as needed fire extinguisher services for all city buildings and vehicles. The services specified in the bid package were itemized and priced by each unit's recharge and replacement cost. Summit Fire Protection will perform condition assessments of each fire extinguisher looking at overall condition and for structural damage, age of the assembly, recharging if necessary and certifying that the fire extinguisher meets the industry standard as required.

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, Department of Public Services, Facilities Division, Operating Services Account No. 101-7575-805.000 \$190, Cemeteries Division, Operating Services Account No. 101-1747-805.000 \$70, Celebration Park Division Operating Services Account No. 101-7580-805.000 \$63, Parks and Grounds Maintenance Operating Services Account No. 101-7570-805.000 \$66, General Fund, Community Public Safety – Police, Police Building Management Division, Operating Services Account No. 101-3514-805.000 \$137, General Fund, Community Public Safety – Fire, Fire Building Management Division, Operating Services Account No. 101-3551-805.000 \$1,900, Public Works Building Fund, Operating Services Account No. 641-4439-805.000 \$325, the Local Streets Fund, Traffic Engineering Division, Operating Services Account No. 203-4621-805.000 \$113, Andersen Center Operation Fund, Andersen Enrichment Center Division Operating Services Account No. 236-7540-805.000 \$45, Sewer Operations and Maintenance Fund, Treatment and Pumping Division, Operating Services Account No. 590-4830-805.000 \$500, Remote Facilities Division, Operating Services Account No. 590-4835-805.000 \$500, Maintenance and Service Division, Operating Services Account No. 590-4821-805.000 \$1,100, Water Operations and Maintenance Fund, Treatment and Pumping Division, Operating Services Account No. 591-4730-805.000 \$2,500, and Maintenance and Service Division, Operating Services Account No. 591-4721-805.000 \$1,100.

Council Action:

Motion to approve the recommendation of the City Manager.

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 amount not to exceed \$34,595.00 for various sweeper brooms for inventory for the Public Services Department, Motor Pool Division.

Justification:

On August 22, 2023, two bids were received for FY 2024 and FY 2025 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. The FY 2024 purchase was approved by the Council on September 25, 2023. These brooms are being purchased for inventory as replacements when needed. The following is a tabulation of the bids received:

<u>Vendor</u>	<u>Bid Amount FY 2025</u>
United Rotary Brush Corp. Lenexa, KS	\$34,595.00
MTECH Company Oakwood Village, OH	\$57,960.00

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, 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:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Blanket Purchases for Motor Vehicle Fluids
Prepared by: Dan Ryan, Public Services Department

Manager's Recommendation:

I recommend approval of blanket purchases for a total annual amount not to exceed \$30,000.00 with the following primary suppliers of fluids for FY 2025 for the Public Services Department, Motor Pool Division.

Justification:

The City's municipal motor pool operation requires various fluids to maintain its fleet of over 300 vehicles including engine oil, DEF fluid, gear lube, etc. Fluid vendors are unable to hold pricing throughout the fiscal year without inflating the bid cost, due to fluctuating pricing for the various fluids. For this reason, it is in the best interest of the City to price quote fluid and award the purchase to the lowest and best vendor at the time fluids are needed. The following is a list of primary suppliers:

Super-Flite Oil Saginaw, MI (out-city)	Not to exceed \$10,000.00 for FY 2025
Safety Kleen Systems Saginaw, MI (out-city)	Not to exceed \$10,000.00 for FY 2025
Rowleys Wholesale Bay City, MI (out-city)	Not to exceed \$10,000.00 for FY 2025

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, Motor Vehicle Supplies Account No. 661-4481-737.000, \$30,000.00 and will be accounted for in the Motor Pool Operation Fund, Garage Operations Division, Inventory Account No. 661-0000-110.001.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Hauling and Disposal of Street Sweeping Debris
Prepared by: Beth London, Public Service Department

Manager's Recommendation:

I recommend the approval of a purchase with Republic Services for \$143,013.00 for FY 2025 and \$157,314.30 for FY 2026, pending budget approval, for the hauling and disposal of street sweeping debris for the Public Services Department, Streets Division.

Justification:

On May 14, 2024, the City received two bids for the hauling and disposal of street sweeping debris. The contractor is responsible for all landfill fees, obtaining all necessary State and City permits and licenses, and complying with all laws, governmental regulations and ordinances. The Contractor shall pick up all street sweeping debris from the City's compost facility on Veteran's Memorial Highway (M-13). It is estimated that there will be approximately 3,667 tons of street sweeping debris to dispose of each fiscal year. The following is a tabulation of the bids received:

<u>Vender</u>	<u>Fiscal Year</u>	<u>Unit Cost</u>	<u>Cost</u>
Republic Services	FY 2025	\$39.00 / ton	\$143,013.00
Pinconning, MI	FY 2026	\$42.90 / ton	\$157,314.30
Waste Management of Michigan	FY 2025	\$71.25 / ton	\$261,273.75
Saginaw, MI (in-City)	FY 2026	\$76.95 / ton	\$282,175.65

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, Catch Basin Cleaning Division Operating Services Account No. 590-4822-805.000 and will be budgeted in the same account for FY 2026, pending budget approval.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Articulating Boom
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with Michigan CAT Power Systems Division for \$66,987.15 for a 34-foot articulating boom with winch for the Water and Wastewater Treatment Services Department, Treatment and Pumping Division.

Justification:

On March 7, 2024, the City received a quote to replace an electric scissor lift used to work aloft. This purchase is through the State of Michigan MIDEAL state bid pricing contract #240000000165. Michigan CAT Power Systems Division is a participant in the MiDeals program, which is an extended purchasing program that allows Michigan cities to buy goods and services from state contracts.

The current electric hoist lacks the ability to traverse areas in which floors and roadways are uneven, limiting its effectiveness to interior projects only. Numerous options were compared, and it was determined that an articulating boom from Michigan CAT was the best option.

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, Sewer Surplus Division, Maintenance Equipment Account No. 590-4840-978.000 for \$66,987.15.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Replace Condensate Return Tank
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with Monarch Welding and Engineering for \$54,400.00 to replace a hot water storage tank for the Water and Wastewater Services Department, Treatment and Pumping Division.

Justification:

The Wastewater Treatment Plant Operations building, which contains the administrative offices, maintenance shop, and laboratory, uses a condensate return tank to store condensate (condensed steam), for reuse in the boiler system. This 70-year-old tank has begun to leak and requires replacement. Two condensate pumps and associated float level controls also require replacement. On June 18, 2024, sealed bids were opened for its replacement. Following is a summary of the bids received:

<u>Vendor</u>	<u>Amount</u>
Monarch Welding & Engineering Bay City, MI	\$54,400.00
J.E. Johnson, Inc. Midland, MI	\$62,600.00

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

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Pump Impeller
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with Kerr Pump and Supply for \$28,476.00 for a return activated sludge pump impeller and wear rings for the Water and Wastewater Services Department, Treatment and Pumping Division.

Justification:

The Wastewater Treatment Plant has five Return Activated Sludge Pumps which return solids from the final clarifiers to the aeration basins for biological treatment. During a preventative maintenance inspection, maintenance staff discovered that the impeller and wear rings required replacement. Wear rings are a sacrificial component and require periodic scheduled replacement. The impeller has been in service for over twenty years and requires replacement to maintain pump capacities. On June 18, 2024, one lone bid was received for the replacement impeller.

<u>Vendor</u>	<u>Amount</u>
Kerr Pump & Supply Oak Park, MI	\$28,476.00

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 Sewer Operations and Maintenance Fund, Treatment and Pumping Division's Parts and Supplies Account No. 590-4830-742.000.

Council Action:

Motion to approve the recommendation from the City Manager.

From: Timothy Morales, City Manager

Subject: Amendment to Zoning Ordinance – Short Term Rentals

Prepared by: Robert Gollin, Urban Planner

Manager's Recommendation:

I recommend the introduction of an ordinance to amend §153.021 “Definitions,” and §§153.226 Principal Permitted Uses, 153.426, Uses and Parking Standards and by adding a new section titled, “Short-Term Rentals,” by adding §§153.651 “Title,” 153.652 “Purpose”, 153.653 “Definitions,” 153.654 “Short-Term Rental Unit General Provisions,” 153.655 “Short-Term Rental Unit License and Fees,” 153.656 “Short-Term Rental Unit Requirements,” and 153.657 “Prohibited Acts and Penalties,” 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 “Short-Term Rentals.”

Sharing or leasing out homes on a short-term basis has been commonplace for many years. With advance of the internet and website platforms such as Airbnb.com, Vrbo.com and HomeAway.com it has become common place for people to advertise and rent out their homes or spare bedrooms. The rapid growth of these types of lodging choices has caused many communities across the country to experience the many positive and negative consequences of an increased volume of “strangers” in residential communities. While some of these consequences are arguably positive (increased business for local merchants catering to the tourists etc.) there are also many potential issues and negative side-effects that the City of Saginaw may want to try to mitigate by adopting sensible and enforceable regulation.

There are many good reasons why local government leaders are focused on finding ways to manage the rapid growth of home-sharing and short-term rental properties in their communities. To name a few:

1. Increased tourist traffic from short-term renters has the potential to slowly transform peaceful residential communities into “communities of transients” where people are less interested in investing in one another’s lives, be it in the form of informal friend groups or church, school, and other community-based organizations.
2. Short-term renters may not always know (or follow) local rules, resulting in public safety risks, noise issues, trash, and parking problems for nearby residents.

3. So-called “party houses” i.e. homes that are continuously rented to larger groups of people with the intent to party can severely impact neighbors and drive down nearby home values.
4. Conversion of residential units into short-term rentals can result in less availability of affordable housing options and higher rents for long-term renters in the community.

Saginaw is not alone in the struggle on how to treat the use of property listed on these rental platforms. There have been several attempts by the Michigan state legislature to include language within the Michigan Zoning Enabling Act to mandate all short-term rentals, by-right, as a residential use of property, permitted in all residential zones. They can't be subject to a special use or conditional use permit, or any procedure different from those required for other dwellings in the same zone. These bills would eliminate the ability to inspect short-term rentals unless you are inspecting all dwellings in that zone, including owner-occupied. As a result, many communities are enacting/amending short term rental ordinances to regulate such use.

The Planning Commission held a public hearing on the proposed amendment on April 23, 2024, 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 §§153.226 PRINCIPAL PERMITTED USES," 153.426, "USES AND PARKING STANDARDS," AND BY ADDING A NEW SECTION TITLED, "SHORT-TERM RENTALS," BY ADDING §§153.651 "TITLE," 153.652 "PURPOSE," 153.653 "DEFINITIONS," 153.654 "SHORT-TERM RENTAL UNIT GENERAL PROVISIONS," 153.655 "SHORT-TERM RENTAL UNIT LICENSE AND FEES," 153.656 "SHORT-TERM RENTAL UNIT REQUIREMENTS," AND 153.657 "PROHIBITED ACTS AND PENALTIES," 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 introduce an ordinance entitled and reading as follows:

O- _____

AN ORDINANCE TO AMEND §153.021 “DEFINITIONS,” AND §§153.226 PRINCIPAL PERMITTED USES, 153.426, “USES AND PARKING STANDARDS,” AND BY ADDING A NEW SECTION TITLED, “SHORT-TERM RENTALS,” BY ADDING §§153.651 “TITLE,” 153.652 “PURPOSE,” 153.653 “DEFINITIONS,” 153.654 “SHORT-TERM RENTAL UNIT GENERAL PROVISIONS,” 153.655 “SHORT-TERM RENTAL UNIT LICENSE AND FEES,” 153.656 “SHORT-TERM RENTAL UNIT REQUIREMENTS,” AND 153.657 “PROHIBITED ACTS AND PENALTIES,” 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 §§153.226 Principal Permitted Uses, 153.426, Uses and Parking Standards and by adding a new section titled, “Short-Term Rentals,” by adding §§153.651 “Title,” 153.652 “Purpose,” 153.653 “Definitions,” 153.654 “Short-Term Rental Unit General Provisions,” 153.655 “Short-Term Rental Unit License and Fees,” 153.656 “Short-Term Rental Unit Requirements,” and 153.657 “Prohibited Acts and Penalties,” 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.

BOARDING HOUSE, ~~TOURIST HOUSE ROOMING HOUSE OR GUEST HOUSE.~~ A building ~~arranged or used for lodging, with or without meals, for compensation, by more than five and not more than 20 individuals, where the principal use is a dwelling by the owner and where the owner provides long term lodging for up to three (3), but not more than twenty (20), persons who are not members of the owner’s family, and the lodgers pay compensation to use not more than ten (10) rooms. The common parts of the building or structure are maintained by the owner who may also provide lodgers with some services, such as meals, laundry, and cleaning. Boarding houses are not motels or hotels and are not open to transient guests.~~

DWELLING. A house or building, or portion thereof, which is occupied wholly as the home, residence, or sleeping place by one or more human beings, either permanently or transiently, but in no case shall an automobile chassis, basement, accessory building, temporary building, tent, or portable building, motel, or automobile court, ~~rooming or boarding house~~, hotel, or hospital be considered as a **DWELLING**, so long as these are used for the purposes described in this chapter. In case of mixed occupancy where a building is occupied in part as a **DWELLING**, the part so occupied shall be deemed a **DWELLING** for the purpose of this chapter and shall comply with the provisions hereof relative to **DWELLINGS**. Garage space, whether in an attached or detached garage, shall not be deemed as part of a **DWELLING** for area requirements.

(1) **DWELLING, MULTIPLE.** A building or portion thereof used for and as a residence for three or more families living independently of each other and each having their own cooking facilities therein, including apartment houses, townhouses, and apartment hotels, ~~but not~~

~~including boarding houses or tourist houses.~~ Such dwellings shall conform in all other respects to the standards set forth in division (2) below of this definition, **DWELLING, SINGLE-FAMILY**.

HOME, TOURIST. A dwelling which offers sleeping accommodations in less than ten rooms to transient guests for compensation. See definition of ~~BOARDING HOUSE, TOURIST HOUSE SHORT-TERM RENTALS~~.

ROOMING HOUSE. Any building containing more than two and less than ten rooms that are occupied for sleeping purposes for compensation, whether the compensation be paid directly or indirectly. The term Rooming House shall include ~~lodging house and~~ Boarding House or Guest House but not tourist home, short-term rental, automobile court, hotel, motel, or dwelling. See definition of **BOARDING HOUSE**.

SHORT-TERM RENTALS. Any building, or part of a building, or group of buildings, other than a hotel, boarding house, rooming house, or guest house, which provides lodging accommodations for not more than ten (10) transient persons for compensation for a period of less than thirty (30) days. This definition includes Tourist homes, Lodging homes, and Bed and Breakfast.

R-3, LOW DENSITY MULTIPLE DWELLING RESIDENTIAL DISTRICT

§ 153.226 PRINCIPAL PERMITTED USES.

In the R-3 District, no uses shall be permitted unless otherwise provided in this subchapter, except the following:

(A) All principal permitted uses in the R-2 District;

(B) Multiple-family dwellings, including apartments, townhouses, terraces, and row houses provided all such dwellings shall have at least one property line abutting a major or secondary thoroughfare as classified in the city's Trafficways Plan, or have vehicular access to such a thoroughfare through property zoned R-3 or R-4. All ingress and egress shall be directly onto said thoroughfare;

(C) Adult foster care small and large group homes subject to standards established in §§ [153.455](#) through [153.491](#);

(D) **Short Term Rentals**, Boarding or rooming houses, lodging houses, and tourist homes subject to standards established in §§ [153.455](#) through [153.491](#);

RIVERFRONT MIXED USE DISTRICT

§ 153.426 USES AND PARKING STANDARDS.

(A) *Use definitions.*

(1) *Attached residential.* Two or more family residence, boarding or lodging houses, **tourist homes, short-term rentals, rooming houses, guest houses**, or residential care facilities, and accessory uses thereto.

SITE DESIGN STANDARDS FOR PERMITTED USES AND PERMITTED USES AFTER SPECIAL APPROVAL

§ 153.462 **SHORT TERM RENTALS, BOARDING HOUSES, ROOMING HOUSES, GUEST HOUSES, LODGING HOUSES AND TOURIST HOMES.**

The following regulations shall apply to short-term rentals boarding houses, rooming houses, lodging houses, and tourist homes:

- (A) Zoning district in which permitted: R-3,~~and~~ R-4, RMU-UE, RMU-UF, RMU-RR, and RMU-MS;
- (B) Minimum lot area: none specified.
- (C) Special minimum yard space and lot width requirements: none specified.
- (D) Special screening requirements: none specified.
- (E) All needed parking is provided on-site and not in the street, and
- (F) Other requirements: site to be evaluated for degree of potential residential-commercial use conflicts.

(Prior Code, § 153.497) (Ord. D-1418, § 2307, passed 11-22-1982, effective 1-21-1983)

SHORT-TERM RENTALS

§ 153.651 TITLE.

This section shall be known as the Short-Term Rentals Zoning Ordinance.

§ 153.652 PURPOSE

The city has determined that regulation of short-term rentals is necessary to establish a community standard for the integration of short-term rental units in the city to ensure health, safety, and welfare of visitors and residents by re-affirming police, fire, and building safety guidelines. Towards that end, the city has determined that all persons or entities that desire to operate a short-term rental unit within the city must be issued a license pursuant to the requirements of this chapter.

§ 153.653 DEFINITIONS.

For purposes of this subchapter, the following words, terms, and phrases shall be defined as follows:

Guest means a person renting lodging from a short-term rental host, or through a hosting platform on behalf of the short-term rental host, for less than 30 consecutive days.

Host means a person engaged in providing a short-term rental unit.

Hosting platform means a marketplace in any form or format which facilitates short-term rentals , through advertising, matchmaking or any other means.

Principal residence short-term rental means the one dwelling unit where an owner of the property has their true, fixed, and permanent home to which, whenever absent, they intend to provide lodging accommodations for compensation, for not more than ten (10) transient persons , for periods of (30) days or less, and then to return and that shall continue as a principal residence until another principal residence is established.

Non-principal residence short-term rental (or commercial rental) means an activity where the owner of a non-principal residence dwelling unit intends to provide lodging accommodations for compensation, for not more than ten (10) transient persons, for periods of (30) days or less.

Short-term rental unit means any dwelling unit that is rented wholly or partly for compensation, for not more than ten (10) individuals, for periods of 30 consecutive days or less, by the owner of the property, whether the property is their principal residence or is a non-owner occupied.

§ 153.654 SHORT-TERM RENTAL UNIT GENERAL PROVISIONS

(A) Standards For Use: The use must meet all the following standards:

- a. Zoning districts in which short-term rentals are permitted: R-3, and R-4, RMU-UE, RMU-UF, RMU-RR, and RMU-MS;
- b. Shall be operated entirely within the principal dwelling.
- c. Shall not involve the alteration or construction not customarily found in a dwelling.
- d. At no time shall the number of total guests exceed ten (10) lodgers.
- e. Shall not generate traffic volumes greater than that normally associated with residential land use.
- f. Shall operate in such a way that all needed parking is provided on-site and not in the street. If additional on-site parking is needed it should be approved by the Chief Building Inspector-and installed and designed in such a way as is common in the zoning district where it resides. If outdoor lighting is provided for the parking locations, it must be approved by the Chief Building Inspector. It shall not exceed typical residential installation and it must be located in such a way as to screen neighboring properties.
- g. Shall have a minimum of two exits and meet all the requirements and regulations of the Michigan Building Code per City Code Chapter 150.
- h. If the property is located in a local historic district, the applicable sign permit request must be approved by the Historic District Commission.
- i. Each short-term rental must maintain a record of all guests.
- j. Tents and RVs are not allowed as a part of short-term rentals.

(B) Posting of Standards. The owner shall post local City regulations and rules, as outlined in §153. 656 E of this ordinance, during the application process, in a prominent place within the short-term rental unit and include it as part of all rental agreements. All advertising handouts, flyers, or any other information provided for short-term rentals shall conform to the approved occupancy limits and standards as stated on the short-term rental permit. The name and phone number of the designated representative and the short-term rental permit shall be posted in a conspicuous place near the entrance to the short-term rental.

§ 153.655 SHORT-TERM RENTAL UNIT LICENSE, REGISTRATION AND FEES

- (A) The city shall only issue a short-term rental license for a short-term rental unit to the owner of the property.
- (B) The city shall issue only 1 short-term rental license per dwelling unit.
- (C) All short-term rental units must also be registered with the City Clerk and must be inspected annually in accordance with Section 151.113 of the City Code
- (D) All Non-Owner Occupied Short-Term Rentals must comply with §§151.110-151.117 of the City Code regarding non-owner occupied properties.

(a) Complete and file with the City Clerk a registration application for each non-owner occupied property, which shall state or have attached, as applicable:

(1) The name, date of birth, driver's license number, mailing address, telephone number, email address, and webpage address of the owner and of any controller of the property. If the owner of the property resides out-of-state, the applicant shall designate a local agent by name, mailing address, telephone number, email address, and webpage address.

(2) A copy of the written agreement appointing a local agent or controller for the owner. Contact information shall be updated with the city as required.

(E) The application for a short-term rental license shall at a minimum include the following:

- a. Address of the short-term rental unit.
- b. Type of dwelling unit (e.g., single-family home, apartment, condominium).
- c. Type of short-term rental unit (non-principal residence or principal residence)
- d. For principal residence short-term rental units, the permanent resident shall submit a sworn statement each year, prior to expiration of the original issuance of the license.
- e. Any licensee that has submitted a sworn statement pursuant to subparagraph (E)(d) of this section as part of its original application shall complete the following each year, prior to expiration of the original issuance of the license.
- f. Number of bedrooms available for rent.
- g. The names, telephone numbers, and email addresses of 2 contact persons responsible for the short-term rental unit. For principal residence short-term rental units at least 1 of the contact persons shall be a permanent resident of the property. Contact information shall be updated with the city as necessary.
- h. A complete floor plan of the dwelling unit and an off-street parking plan shall be submitted with the initial application for operation of a short term rental.
- i. Short-term rental licensing and registration fees. The applicant of the property shall be responsible for payment of a nonrefundable license and registration fee, in accordance with the City of Saginaw Fees & Rates Schedule determined by City Council.

(F) Applicants must also comply with the applicable provisions of Chapter 110 of the City Code pertaining to business licenses.

(G) The owner or agent shall cause the dwelling to be inspected by appropriate representatives of the city for compliance with Michigan Building Code regulations. Proof of such inspections must be provided to the City Clerk upon annual renewal of registration to document that the property remains in compliance with this subchapter.

(H) The short-term rental license shall not be transferred or assigned to another person or address, nor shall the licensee authorize any person, other than the person named therein, to operate a short-term rental unit on the property.

(I) Any licensee that has submitted a sworn statement pursuant to subparagraph (C)(d), of this section as part of its original application shall complete the following each year, prior to expiration, of the original issuance of the license:

- a. For principal residence short-term rental units, the permanent resident shall submit a sworn statement affirming that the licensed dwelling unit continues to be the applicant's principal residence.
- b. Pay the fee described in subsection 153.655 (E)(i).
- c. Cause the property to be inspected as described above.

§ 153.656 SHORT-TERM RENTAL UNIT REQUIREMENTS

- (A) Short-term rental units are prohibited unless the city has issued a short-term rental license for the unit.
- (B) The occupancy of a dwelling unit rented as a short-term rental shall not exceed the occupancy permitted pursuant to section § 153.654 (A)(d) above
- (C) No host shall rent a short-term rental unit in a manner that requires a person to sleep in an area that is not habitable as set forth in § 151.076 “REQUIRED FACILITIES” of the City’s Code of Ordinances.
- (D) No host shall advertise a short-term rental unit, unless the advertisement includes the applicant's short-term rental unit license number and the maximum occupancy permitted in the unit.
- (E) The short-term rental unit host shall be responsible for all nuisance and enforcement complaints as outlined in the City Code of Ordinances on their premises including the following:
 - a. The city's noise ordinance (§§ 94.045 through 94);
 - b. The city's curfew for minor’s ordinance (§§ 130.50 through 130.53);
 - c. The city's disturb the peace of neighborhoods ordinance (§ 130.32)
 - d. The city's property maintenance regulations (§§ 151.097 and 151.098); and
 - e. The city's parking regulations (§ 72.23).

§ 153.657 PROHIBITED ACTS AND PENALTIES

- (A) Prohibited acts.
 - a. It shall be unlawful for any person to:
 - i. Violate any provision of this chapter or any condition of any license granted pursuant to this chapter.
 - ii. Make any changes or allow any changes to be made in the operation of the short-term rental unit as represented in the license application, without first notifying the city by amending the application.
- (B) License revocation.
 - a. The city finds that the suspension or revocation of a license may be necessary if an owner fails to operate the short-term rental unit in accordance with the provisions of this chapter.
 - b. A license issued under this chapter may be suspended or revoked for any of the following violations:
 - i. A license holder is convicted of or found responsible for violating any provision of this chapter.
 - ii. A license application contains any misrepresentation or omission of any material fact, or false or misleading information, or the license applicant has provided the city with any other false or misleading information related to the short-term rental unit.
 - iii. The short-term rental unit is operated or is operating in violation of the specifications of the license application, any conditions of approval by the city or any other applicable state or local law, rule, or regulation.
 - iv. The short-term rental unit is determined by the City, to have become a public nuisance.
- (C) Revocation not exclusive penalty.

- a. Nothing in this chapter shall be deemed to prohibit the City from imposing other penalties authorized by the Saginaw City Code or other ordinance or to file a public nuisance lawsuit or to take any other legal action authorized by law.
- (D) Penalty for violations.
- a. Any person who violates a provision of this chapter shall be responsible for a Class C municipal civil infraction, subject to payment of a civil fine as set forth in Ch. 37, plus costs, restitution, and other sanctions, for each infraction. Each day of violation shall be a separate violation.

This ordinance shall become effective September 5, 2024.

Enacted: August 26, 2024.

Yeas:

Nays:

Absent:

ORDINANCE DECLARED ADOPTED

Brenda F. Moore
Mayor

Kristine Bolzman, MiPMC/MMC
City Clerk

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 August 26, 2024; 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/MMC
City Clerk

From: Timothy Morales, City Manager

Subject: Amendment to Property Maintenance Code, Unsupervised Properties

Prepared by: Robert Gollin, Urban Planner

Manager's Recommendation:

I recommend the introduction of an ordinance to amend § 151.003, "Definitions," to include Short-Term Rentals; and §151.111, "Definitions, Non-Owner Occupied Property," of Chapter 151, "Property Maintenance Code," of Title XV, "Land Usage," of the City of Saginaw Code of Ordinances, O-204.

Justification:

In conjunction with the City of Saginaw Planning Commission's request for consideration of an amendment to Chapter 153, "Zoning Code," to include Short-Term Rentals, if approved, an amendment to the Property Maintenance Code would be required. This would include registering these units with the City Clerk's office and an annual inspection. The proposed changes include adding to the definitions section Short-Term Rentals and also include adding Short-Term Rentals within the definition of Non-Owner Occupied Property.

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 §151.003 "DEFINITIONS," AND §151.III "DEFINITIONS," OF CHAPTER 151, "PROPERTY MAINTENANCE 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 introduce an ordinance entitled and reading as follows:

O- _____

AN ORDINANCE TO AMEND §151.003 “DEFINITIONS,” AND §151.III “DEFINITIONS OF CHAPTER 151, “PROPERTY MAINTENANCE 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 §151.003 “Definitions,” and §151.III “Definitions of Chapter 151, “Property Maintenance Code,” of Title XV, “Land Usage,” of the City of Saginaw Code of Ordinances, O-204, as follows:

§ 151.003 DEFINITIONS.

For the purpose of this chapter, certain terms, phrases, words, and their derivatives shall be construed as specified in this section. Words used in the singular include the plural, and the plural the singular. Words used in the masculine gender include the feminine, and in the feminine include the masculine.

ACCESSIBLE. (As applied to electrical equipment.) Admitting close approach; not guarded by locked doors, elevation, or other effective means. (See **ACCESSIBLE, READILY**.)

ACCESSIBLE, READILY (READILY ACCESSIBLE). Capable of being reached quickly for operation, renewal, or inspections, without requiring those to whom ready access is requisite to climb over or remove obstacles or to resort to portable ladders, chairs, and the like. (See **ACCESSIBLE**.)

ACCESSORY BUILDING. 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. **ACCESSORY BUILDINGS** include garages, garden equipment sheds, small greenhouses, swimming pools, and similar structures.

ADDITION. An extension or increase in floor area or height of a building or structure.

AIR CONDITION EQUIPMENT. All of that equipment intended or installed for the purpose of cooling air by mechanical means and discharging such air into any room or space.

ALTER or ALTERATION. Any change, addition, or modification in construction or occupancy.

APARTMENT HOUSE. Any building or portion thereof which contains three or more dwelling units and, for the purpose of this chapter, includes residential condominiums.

APPLIANCE. Utilization equipment, generally other than industrial, normally built in standardized sizes or types, which is installed or connected as a unit to perform one or more functions such as clothes washing, air conditioning, food mixing, deep frying, and the like.

APPROVED. Approval as to materials and types of construction by the Chief Inspector as the result of investigation or tests conducted by him or her, or by reason of accepted principles or tests by recognized authorities or technical or scientific organizations.

BASEMENT. Any floor level below the first story in a building, except that a floor level in a building having only one floor level shall be classified as a basement unless such floor level qualifies as a story (first) as defined herein.

BATHROOM. A room equipped with facilities consisting of one or more water closets, lavatories, and either bathtubs or showers.

BRANCH CIRCUIT. The circuit conductors between the final overcurrent device protecting the circuit and the outlets.

BRANCH CIRCUIT, APPLIANCE. A branch circuit supplying energy to one or more outlets to which appliances are to be connected; such circuits to have no permanently connected lighting fixtures not a part of an appliance.

BRANCH CIRCUIT, GENERAL PURPOSE. A branch circuit that supplies a number of outlets for lighting and appliances.

BRANCH CIRCUIT, INDIVIDUAL. A branch circuit that supplies only one utilization equipment.

BUILDING. Any structure used or intended for supporting or sheltering any use or occupancy.

BUILDING CODE. The Michigan Building Code promulgated by the International Conference of Building Officials, as adopted by the city.

CLOSET. A small private room or recess used primarily for storing clothes, linens, and the like.

CONDEMN. To declare that a dwelling structure is unfit for human habitation, use, or occupation. The term may also include an order that the structure shall be vacated.

CONDUCTOR (ELECTRICAL). An approved material used for the transmission of electrical energy.

CONDUIT (ELECTRICAL). An approved material enclosing only air and unspliced electrical conductors.

CROSS-CONNECTION. Any physical connection or arrangement between two otherwise separate piping systems, one of which contains potable water and the other either water of unknown or questionable safety or steam, gas, or chemical whereby there may be a flow from one system to the other, the direction of flow depending on the pressure differential between the two systems.

DEAD FRONT (ELECTRICAL). Without live parts exposed to a person on the operating side of the equipment.

DEVICE (ELECTRICAL). A unit of an electrical system which is intended to carry but not utilize electric energy.

DORMITORY. A room occupied by more than two guests.

DWELLING. Any building or portion thereof which contains not more than two dwelling units.

DWELLING UNIT. Any building or portion thereof which contains living facilities, including provisions for sleeping, eating, cooking, and sanitation, as required by this chapter, for not more than one family.

EFFICIENCY DWELLING UNIT. A dwelling unit containing only one habitable room.

ELECTRICAL CODE. The National Electrical Code promulgated by the National Fire Protection Association, as adopted by the city.

ELECTRICAL SYSTEM. Every supplied piece of electrical equipment, including, but not limited to, services, permanently connected electrical appliances, conductors, boxes, fittings, conduit, receptacles, switches, devices, cover plates, and fixtures shall be installed in accordance with the Electrical Code of the city and shall be maintained in a safe, satisfactory working condition, free of hazards, and adequate to carry the loads required.

EXIT. A place or means of going out.

EXTERMINATION. The control and elimination of insects, rodents, or other pests by eliminating their harborage places; by removing or making inaccessible materials that may serve as their food; by poisoning, spraying, fumigating, trapping, or by any other recognized and legal pest elimination methods approved by the local or state authority having such administrative authority.

FAMILY. As defined in division (1)(a) of the definition of **FAMILY** found in § [153.021](#).

FIRE CODE. The Uniform Fire Code promulgated jointly by the Western Fire Chiefs Association and the International Conference of Building Officials, as adopted by the city.

FIRE-RESISTIVE CONSTRUCTION. Construction complying with the requirements of the Building Code for the time period specified.

FLOOR AREA. The area included within the surrounding exterior walls of a building or portion thereof, exclusive of vent shafts and courts. The **FLOOR AREA** of a building, or portion thereof, not provided with surrounding exterior walls shall be the usable area under the horizontal projection of the roof or floor above.

GROUND. A conducting connection, whether intentional or accidental, between an electrical circuit or equipment and the earth, or to some conducting body that serves in place of the earth.

GROUND-FAULT CIRCUIT-INTERRUPTER. A device intended for the protection of personnel that functions to de-energize a circuit or portion thereof within an established period of time when a current to ground exceeds some predetermined value that is less than that required to operate the overcurrent protective device of the supply circuit.

GROUND-FAULT PROTECTION OF EQUIPMENT. A system intended to provide protection of equipment from damaging line-to-ground fault currents by operating to cause a disconnecting means to open all ungrounded conductors of the faulted circuit. This protection is provided at current levels less than those required to protect conductors from damage through the operation of a supply circuit overcurrent device.

GROUNDING. Connected to earth or to some conducting body that serves in place of the earth.

GUEST. Any person hiring or occupying a room for living or sleeping purposes. A **GUEST** shall be considered an occupant upon the expiration of 30 consecutive days of such occupancy.

GUEST ROOM. Any room or rooms used or intended to be used by a guest for sleeping purposes. Every 100 square feet of superficial floor area in a dormitory shall be considered a **GUEST ROOM**.

HABITABLE SPACE (ROOM). Space in a structure for living, sleeping, eating, or cooking. Bathrooms, toilet compartments, closets, halls, storage or utility space, and similar areas are not considered **HABITABLE SPACE**.

HEATING EQUIPMENT. Includes all warm-air furnaces, warm-air heaters, combustion products vents, heating air-distribution ducts and fans, all steam and hot-water piping together with all control devices and accessories installed as part of, or in connection with, any environmental heating system or appliance regulated by the Mechanical Code.

HEATING SYSTEM. A warm-air heating plant consisting of a heat exchanger enclosed in a casing, from which the heated air is distributed through ducts to various rooms and areas. A **HEATING SYSTEM** includes the circulating-air and conditioned-air supply and all accessory apparatus and equipment installed in connection therewith.

HOT WATER. Water at a temperature greater than or equal to 110°F.

HOTEL. Any building containing six or more guest rooms intended or designed to be used, or which are used, rented, or hired out to be occupied, or which are occupied for sleeping purposes by guests.

INSPECTOR. The official also known as Chief Inspector who has been assigned the duty of enforcing this chapter, and all deputies and assistants of said official designated by him or her to enforce this chapter.

LODGING HOUSE. Any building or portion thereof containing not more than five guest rooms where rent is paid in money, goods, labor, or otherwise.

MECHANICAL CODE. The Michigan Mechanical Code as adopted by the state and the city.

MOTEL. A building or a group of buildings in which overnight lodging is provided and offered to the public for compensation and catering primarily to the public traveling by motor vehicles.

MULTIPLE DWELLING. Any dwelling containing more than two dwelling units.

OCCUPANCY. The purpose for which a building, or part thereof, is used or intended to be used.

OCCUPANT. Any person, over one year of age, living, sleeping, cooking, or eating in, or having actual possession of a dwelling unit or rooming unit, except that in dwelling units a guest will not be considered an **OCCUPANT**.

OPERATOR. Any person who has charge, care, control, or management of a building, or part thereof, in which dwelling units or rooming units are let.

OUTLET. A point on the electrical wiring system at which current is taken to supply utilization equipment.

OVERCURRENT. Any electrical current in excess of the rated current of equipment or the amperage of a conductor.

OWNER. Every person who is listed on the records in the office of the City Assessor or Register of Deeds Office for Saginaw County as owning an interest in a parcel of property on which any dwelling or dwelling unit is located.

PERMIT. An official document or certificate issued by the Building Official authorizing performance of a specified activity.

PERSON. A natural person, his or her heirs, executor, administrator, agents, or assigns, and also includes a firm, partnership, or corporation, its or their successors or assigns, or the agent of any of the aforesaid.

PLUMBING. The practice, materials, and fixtures used in the installation, maintenance, extension, and alteration of all piping, fixtures, plumbing appliances, and plumbing appurtenances in connection with sanitary drainage or storm drainage facilities; venting system and public or private water supply systems; within or adjacent to any building or structure. Not included in this definition are installations of gas piping; chilled water piping in connection with refrigeration, process, and comfort cooling; hot water piping in connection with building heating; and piping for fire sprinklers and standpipes.

PLUMBING APPLIANCE. Any one of a special class of plumbing fixtures which is intended to perform a special function. Its operation or control may be dependent upon one or more energized components, such as motors, controls, heating elements, or pressure or temperature sensing elements. Such fixtures may be manually adjusted or controlled by the user or operator, or may operate automatically through one or more of the following actions: a time cycle; a temperature range; or a pressure range, a measured volume or weight.

PLUMBING APPURTENANCE. A manufactured device or prefabricated assembly of component parts which is an adjunct to the basic piping system and plumbing fixtures. An appurtenance does not demand additional water supply, nor does it add any discharge load to a fixture or the drainage system. It is presumed that it performs some useful function in the operation, maintenance, servicing, economy, or safety of the plumbing system.

PLUMBING FIXTURE. A receptacle or device which is either permanently or temporarily connected to the water distribution system of the premises, and demands a supply of water therefrom; or discharges used water, waste materials, or sewage either directly or indirectly to the drainage system of the premises; or requires both water supply connection and a discharge to the drainage system of the premises. Plumbing appliances as a special class of fixture are further defined.

PLUMBING SYSTEM. Includes the water supply and distribution pipes; plumbing fixtures, and traps; soil, waste, and vent pipes; and sanitary and storm sewers and building drains; including their respective connections, devices, and appurtenances within a building or premises.

PORTABLE HEATING APPLIANCE (PORTABLE HEATING EQUIPMENT). A heating appliance designed for environmental heating which may have a self-contained fuel supply and is not secured or attached to a building other than by fuel piping or electrical wiring.

RECEPTACLE (ELECTRICAL). A contact device installed at the outlet for the connection of a single attachment plug.

REPAIR. The reconstruction or renewal of any part of an existing building for the purpose of its maintenance.

ROOMING HOUSE. Any dwelling, or that part of any dwelling, containing one or more rooming units, in which space is let by the owner to three or more persons who are not husband or wife, son or daughter, grandson or granddaughter, mother or father, or sister or brother of the owner or operator.

ROOMING UNIT. Any room or group of rooms forming a single habitable unit used or intended to be used for living and sleeping, but not for cooking or eating purposes.

RUBBISH. Nonputrescible solid wastes (excluding ashes) consisting of either:

(1) Combustible wastes such as paper, cardboard, plastic containers, yard clippings, and wood; or

(2) Noncombustible wastes such as tin cans, glass, and crockery.

SERVICE. The conductors and equipment for delivering energy from the electricity supply system to the wiring system of the premises served.

SERVICE EQUIPMENT. The necessary electrical equipment, usually consisting of a circuit breaker or switch and fuses, and their accessories, located near the point of entrance of supply conductors to a building or other structure, or an otherwise defined area, and intended to constitute the main control and means of cutoff of the supply.

SHALL. As used in this chapter, is mandatory.

SMOKE DETECTOR. An approved detector which senses visible or invisible particles of combustion. The **DETECTOR** shall bear a label or other identification issued by an approved testing agency having a service for inspection of materials and workmanship at the factory during fabrication and assembly.

SHORT-TERM RENTALS. Any building, or part of a building, or group of buildings, other than a hotel, boarding house, rooming house, or guest house, which provides lodging accommodations for not more than ten (10) transient persons for compensation for a period of less than thirty (30) days. This definition includes Tourist homes, Lodging homes, and Bed and Breakfast. (See 153.653 for further definitions)

STORY. The portion of a building included between the upper surface of any floor and the upper surface of the floor next above, except that the topmost **STORY** shall be that portion of a building included between the upper surface of the topmost floor and the ceiling or roof above. If the finished floor level directly above a usable or unused under-floor space is more than six feet above grade as defined herein for more than 50% of the total perimeter or is more than 12 feet above grade as defined herein at any point, such usable or unused under-floor space shall be considered a **STORY**.

STORY (FIRST). The lowest story in a building which qualifies as a story, as defined herein, except that a floor level in a building having only one floor level shall be classified as a **FIRST STORY**, provided such floor level is not more than four feet below grade, as defined herein, for more than 50% of the total perimeter, or not more than eight feet below grade, as defined herein, at any point.

STRUCTURE. That which is built or constructed, an edifice or building of any kind, or any piece of work artificially built up or composed of parts joined together in some definite manner.

SUPPLIED. Paid for, furnished, or provided by or under the control of the owner, operator, or agent.

SWITCH. An approved electrical device, other than circuit breakers and fuses, manually used to interrupt electrical current.

UBC STANDARDS. The Uniform Building Code Standards promulgated by the International Conference of Building Officials, as adopted by the city.

VENT (MECHANICAL). A listed factory-made vent pipe and vent fittings for conveying flue gases to the outside atmosphere.

VENTING SYSTEM (MECHANICAL). The vent or chimney and its connectors assembled to form a continuous open passageway from an appliance to the outside atmosphere for the

purpose of removing products of combustion. This definition also shall include the venting assembly which is an integral part of an appliance.

WATER CLOSET. An approved plumbing fixture designed, installed, and used, or intended to be used, for the deposit and disposition of human wastes.

WATER CLOSET COMPARTMENT. Any room containing a water closet.

WATER HEATER. Any heating device that heats potable water and supplies it to the potable hot water distribution system.

WATER SUPPLY SYSTEM. The water service pipe, water distributing pipes, and necessary connecting pipes, fittings, control valves, and all appurtenances in or adjacent to the building or premises.

§ 151.111 DEFINITIONS.

For the purpose of this subchapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CITY. The City of Saginaw.

CONTROLLER. The person under contract with the owner for the management and/or maintenance of the property or who is otherwise authorized by the owner to exercise any physical control over the property, including but not limited to any property management or property preservation company responsible for the maintenance and security of the property.

DRUG RELATED ACTIVITY. The illegal manufacture, sale, distribution, possession, or use of a controlled substance (as defined by Article 7, Controlled Substances, of Michigan's Public Health Code, Public Act 368 of 1978, being M.C.L. §§ 333.7101 et seq.).

LOCAL AGENT. A Michigan-based person or business entity appointed in writing by the owner to be the contact person on behalf of the owner and/or controller with the city.

NON-OWNER OCCUPIED PROPERTY. Any dwelling, dormitory, dwelling unit, apartment house, or guest room in a lodging house, rooming house, **short-term rental**, bed and breakfast establishment, hotel or motel within the city which is occupied by someone other than the owner.

NUISANCE. A nuisance as defined by § [94.001](#) of this code of ordinances.

OWNER. The person noted as the last owner of record (i.e. person holding legal title to the property) in the records of the City Assessor.

PERSON. An individual, firm, corporation, trust, estate, partnership, incorporated or unincorporated association, limited partnership, limited liability company, or any other legal entity.

QUALITY OF LIFE VIOLATION.

(1) Occurs when the resident, any members of the resident's household or a guest or other person under the resident's control has been convicted of, defaulted on, or otherwise held responsible for, by or in a court of competent jurisdiction, a violation of any state law or local ordinance on the non-owner occupied property that involves:

- (a) Drug related activity;
- (b) Prostitution;
- (c) Criminal gang activity;
- (d) Assaultive, threatening, or intimidating behavior (including but not limited to unlawful discharge of firearms);
- (e) Malicious destruction of property; or
- (f) Conduct that jeopardizes the health, safety, and/or welfare of others. "Conduct that jeopardizes the health, safety, and/or welfare of others" could include, but is not limited to, the following:

1. Dangerous dog violation contrary to §§ [94.031](#) and [94.999](#) of this code of ordinances;

2. Unlawful discharge of a firearm violation contrary to § [130.03](#)(D) of this code of ordinances;

3. Illegal business or occupation violation contrary to § [130.33](#) of this code of ordinances;

4. Noise violation contrary to § [94.047](#) of this code of ordinances; and

5. Violation of the maximum occupancy overcrowding, illegal use of space provisions of the city ordinance contrary to [Chapter 153](#) of this code of ordinances.

(2) A violation shall be deemed to have occurred in the vicinity of non-owner occupied property if it occurs in an adjacent common area or in the adjacent public right-of-way in front of the non-owner occupied property.

REPEATED QUALITY OF LIFE VIOLATIONS. Will be considered to be three quality of life violations by one or more tenants or their guests, with respect to any dwelling unit within any 12-month period.

UNOCCUPIED PROPERTY. Any improved property or lot that contains a vacant dwelling or other structure, and regardless of the zoning classification of such property.

This ordinance shall become effective September 5, 2024.

Enacted: August 26, 2024.

Yeas:

Nays:

Absent:

ORDINANCE DECLARED ADOPTED

Brenda F. Moore
Mayor

Kristine Bolzman, MiPMC/MMC
City Clerk

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 August 26, 2024; 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/MMC
City Clerk

EMERGENCY ELECTION POLLING LOCATION CHANGE

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

WHEREAS: on July 17, 2024, the City Clerk received written notice that the polling location currently listed as SASA at 1903 Niagara will not be available for the August 6, 2024, election due to a delay in the timeline of the replacement of the parking lot; and

WHEREAS: the City Clerk immediately conducted a review of potential polling locations according to Election Law, Public Act 116 of 1954, as amended; and

WHEREAS: according to MCL 168.662, the City Council has the responsibility to approve polling locations; and

WHEREAS: due to the situation the City Clerk recommends to the City Council to proceed with an emergency polling location change for precincts 12 and 15 for the August 6, 2024, election; and

WHEREAS: per State Election Law, the City Clerk shall notify all applicable voters of the City of Saginaw by posting signage at the former location, posting the new location on the City website, posting the new location on the Department of State's website, and mailing notice to the affected voters.

NOW, THEREFORE, BE IT RESOLVED, the polling location shall be established for August 6, 2024 election as follows:

#	CURRENT LOCATION	CHANGE TO	ADDRESS
12	SASA – new Saginaw United	Andersen Enrichment Center	120 Ezra Rust Drive
15	SASA – new Saginaw United	Andersen Enrichment Center	120 Ezra Rust Drive

All prior resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

Ayes:

Nays:

Absent:

RESOLUTION 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 resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on July 22, 2024; 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