



Saginaw City Council Agenda

1315 S. Washington Avenue
VIA TELECONFERENCE
PER EXECUTIVE ORDER 2020-154
September 28, 2020
6:30 p.m.

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. Proclamation presented to the Saginaw Fire Department designating October 4-10, 2020 as "Fire Prevention Week."

PUBLIC HEARINGS:

1. Request from 218 Washington LLC for a Commercial Rehabilitation Act Tax Exemption Certificate at 218 South Washington Avenue.
2. Five-Year Consolidated Plan and the Annual Plan for the Community Development Block Grant Program, Home Investment Partnership, Emergency Shelters Grant and Coronavirus Aid, Relief, and Economic Security Act funds.

PUBLIC INPUT:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

CONSENT AGENDA:

1. Approve the September 14, 2020 regular council meeting minutes.
2. Approve the purchase with Dominion Voting for \$104,618 for election equipment for the Election Division.
3. Approve the purchase with CDW Government LLC for \$36,631 for laptops and tablets for the Election Division.
4. Approve the blanket purchase order in an amount not to exceed \$430,000 for qualified vendors for demolition services for the Inspections Department.
5. Approve the purchase with Barrett Sign Company for \$5,000 for the restoration of the "Park" sign from the city owned parking structure at 220 S. Baum Street.
6. Approve the purchase with JM Graham Masonry for \$34,300 for repairs to the exterior walls of the parking area at the Police Department.
7. Approve the purchase with Ferguson Waterworks for \$101,513 for FY 2021; and pending budget approval, for \$101,513 for FY 2022, for the annual supply of fire hydrants for the Maintenance and Service Division.

8. Approve the Electrical Facilities and Electrical Facilities Protection Easement Agreements with Consumers Energy for the Engineering Section, Right of Way Division. Further, approve a budget adjustment of \$2,000 for FY 2021 to recognize funds received.
9. Approve the purchase with Super-Flite Oil for \$17,064 for gear oil for the Wastewater Treatment Division.
10. Approve the purchase with Lubrication Engineers, a sole source, for \$3,347 for gear oil for the Wastewater Treatment Division.
11. Approve the technical support services agreement with Optimization Solutions Environmental, LLC, a sole source, for \$10,000 for FY 2021 and \$10,000 for FY 2022 for the Water Treatment Plant.

BOARD/COMMISSION/COMMITTEE REPORTS:

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS:

1. Approve the Mayoral appointment of Stephanie Domina to the Saginaw Arts and Enrichment Commission with a term to expire June 30, 2023.
2. Approve the Mayoral appointment of Kujanna Ray to the Saginaw Arts and Enrichment Commission with a term to expire June 30, 2023.

ORDINANCE INTRODUCTION:

ORDINANCE CONSIDERATION AND ADOPTION:

1. An ordinance to add §12.042 "Citizens-Police Advisory Commission," of Chapter 12, "Boards and Commissions," of Title I, "Administrative Code," of the City Of Saginaw Code of Ordinances, O-1.

RESOLUTIONS:

1. Approve the Commercial Rehabilitation Act Tax Exemption Certificate for 218 South Washington Avenue.
2. Adopt the resolution with the Michigan Department of Transportation for the recertification of Dearborn Street for the Act 51 report.
3. Adopt the resolution with the Michigan Department of Transportation for the recertification of Salt Street for the Act 51 report.

UNFINISHED BUSINESS:

MISCELLANEOUS BUSINESS:

ADJOURNMENT:

Timothy Morales
City Manager

CITY OF SAGINAW

PROCLAMATION

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

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

WHEREAS, cooking is the leading cause of fires in the United States; and

WHEREAS, two out of every five home fires start in the kitchen with 31% of these fires resulting from unattended cooking; and

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

WHEREAS, the 2020 Fire Prevention Week theme, "Serve Up Fire Safety in the Kitchen" effectively serves to remind us that we need to take personal steps to increase our safety from fire.

NOW, THEREFORE, BE IT RESOLVED, I, Floyd Kloc, Mayor of the City of Saginaw, do hereby proclaim the week of October 4-10, 2020 as

"FIRE PREVENTION WEEK"

throughout the City of Saginaw, and I urge all residents of this city to protect their homes and families by heeding the important safety messages of Fire Prevention Week 2020, and to support the many public safety activities and efforts of the City of Saginaw Fire Department.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 28th day of September in the year of our Lord two thousand twenty.



September 28, 2020

Floyd Kloc, Mayor

Councilpersons

Brenda F. Moore, Mayor Pro Tem
Michael D. Balls, Annie Boensch,
John Milne, Jamie Forbes, Bill Ostash
Autumn L. Scherzer, and Reggie Williams II

Timothy Morales, City Manager



CITY OF SAGINAW

NOTICE OF PUBLIC HEARING

In compliance with requirements of Public Act 210 of 2005, the following notice is posted:

Notice is hereby given that the Saginaw City Council has scheduled a public hearing regarding an application for a Commercial Rehabilitation Act Exemption Certificate for 218 S. Washington Avenue. The request and legal description of the property is on file in the Office of the City Clerk.

The public hearing will be held Monday, September 28, 2020, at 6:30 p.m. via video/teleconference per Governor Whitmer's Executive Order 2020-154. The meeting will be streamed live on the SGTV Channel 191 and on the City's website www.saginaw-mi.com.

Requests to speak during this public hearing must be made to the City Clerk's Office at 989.759.1480 or by email to clerk@saginaw-mi.com. Include a phone number and email address. You will be connected when it is your turn to speak.

Janet Santos, MiPMC/MMC
City Clerk

IF YOU ARE DISABLED AND NEED ACCOMMODATION TO PROVIDE YOU WITH AN OPPORTUNITY TO PARTICIPATE OR OBSERVE IN PROGRAMS, SERVICES, OR ACTIVITIES, PLEASE CALL THE SAGINAW CITY CLERK AT 989.759-1480.

Posted: _____
By: __jks_____

August 31, 2020

City of Saginaw
Attention: Janet Santos, City Clerk
1315 South Washington Avenue
Saginaw, MI 48601



RE: Commercial Redevelopment District – Application Documents

Dear Mrs. Santos,

On behalf of 218 Washington LLC, a subsidiary within our Shaheen Development companies, we desire to apply for the establishment of a Commercial Rehabilitation District defined within the Commercial Rehabilitation Act for a real estate development project located in the City of Saginaw.

In the following pages, please find the PART 2: APPLICATION DOCUMENTS to support our APPLICATION FOR COMMERCIAL REHABILITATION EXEMPTION CERTIFICATE.

We look forward to continuing to be a part of the revitalization of Downtown Saginaw. Should you have any additional questions, please do not hesitate to reach out to me.

Thank you,

A handwritten signature in blue ink, appearing to read "Eric Tankersley", written over a horizontal line.

Eric Tankersley, VP of Finance
Shaheen Development
(989) 799-5700
ETankersley@ShaheenDevelopment.com

STATE USE ONLY		
Application Number	Date Received	LUCI Code

Application for Commercial Rehabilitation Exemption Certificate

Issued under authority of Public Act 210 of 2005, as amended.

Read the instructions page before completing the form. **This application should be filed after the commercial rehabilitation district is established.** The applicant must complete Parts 1, 2 and 3 and file one original application form (with required attachments) and one additional copy with the clerk of the local governmental unit (LGU). Attach the legal description of property on a separate sheet. This project will not receive tax benefits until approved by the State Tax Commission (STC). Applications received after October 31 may not be acted upon in the current year. This application is subject to audit by the STC.

PART 1: OWNER / APPLICANT INFORMATION (applicant must complete all fields)			
Applicant (Company) Name (applicant must be the owner of the facility) 218 Washington LLC		NAICS or SIC Code 531120	
Facility's Street Address 218 S. Washington Avenue	City Saginaw	State MI	ZIP Code 48607
Name of City, Township or Village (taxing authority) City of Saginaw	County Saginaw	School District Where Facility is Located Saginaw Public School District	
☒ City ☐ Township ☐ Village			
Date of Rehabilitation Commencement (mm/dd/yyyy) 04/01/2020	Planned Date of Rehabilitation Completion (mm/dd/yyyy) 03/31/2021		
Estimated Cost of Rehabilitation \$1,250,000	Number of Years Exemption Requested (1-10) 10		
Expected Project Outcomes (check all that apply)			
☒ Increase Commercial Activity ☐ Retain Employment ☒ Revitalize Urban Areas			
☒ Create Employment ☐ Prevent Loss of Employment ☒ Increase Number of Residents in Facility's Community			
No. of jobs to be created due to facility's rehabilitation 8	No. of jobs to be retained due to facility's rehabilitation	No. of construction jobs to be created during rehabilitation 20	
PART 2: APPLICATION DOCUMENTS			
Prepare and attach the following items:			
☒ General description of the facility (year built, original use, most recent use, number of stories, square footage)		☒ Statement of the economic advantages expected from the exemption	
☒ Description of the qualified facility's proposed use		☒ Legal description	
☒ Description of the general nature and extent of the rehabilitation to be undertaken		☐ Description of the "underserved area" (Qualified Retail Food Establishments only)	
☒ Descriptive list of the fixed building equipment that will be a part of the qualified facility		☐ Commercial Rehabilitation Exemption Certificate for Qualified Retail Food Establishments (Form 4753) (Qualified Retail Food Establishments only)	
☒ Time schedule for undertaking and completing the facility's rehabilitation			
PART 3: APPLICANT CERTIFICATION			
Name of Authorized Company Officer (no authorized agents)		Telephone Number (989) 799-5700	
Fax Number		E-mail Address etankersley@shaheendevlopment.com	
Street Address 1100 S. Washington Ave., Ste. 3	City Saginaw	State MI	ZIP Code 48601
<i>I certify that, to the best of my knowledge, the information contained herein and in the attachments is truly descriptive of the property for which this application is being submitted. Further, I am familiar with the provisions of Public Act 210 of 2005, as amended, and to the best of my knowledge the company has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local governmental unit and the issuance of a Commercial Rehabilitation Exemption Certificate by the State Tax Commission.</i>			
<i>I further certify that this rehabilitation program, when completed, will constitute a rehabilitated facility, as defined by Public Act 210 of 2005, as amended, and that the rehabilitation of this facility would not have been undertaken without my receipt of the exemption certificate.</i>			
Signature of Authorized Company Officer (no authorized agents) 		Title Manager	Date 08/31/2020

PART 4: ASSESSOR RECOMMENDATIONS (assessor of LGU must complete Part 4)			
Provide the Taxable Value and State Equalized Value of Commercial Property, as provided in Public Act 210 of 2005, as amended, for the tax year immediately preceding the effective date of the certificate (December 31 of the year approved by the STC).			
	Taxable Value	State Equalized Value (SEV)	
Land			
Building(s)			
The property to be covered by this exemption may not be included on any other specific tax roll while receiving the Commercial Rehabilitation Exemption. For example, property on the Eligible Tax Reverted Property (Land Bank) specific tax roll cannot be granted a Commercial Rehabilitation Exemption that would also put the same property on the Commercial Rehabilitation specific tax roll.			
☐ By checking this box I certify that, if approved, the property to be covered by this exemption will be on the Commercial Rehabilitation Exemption specific tax roll and not on any other specific tax roll.			
Name of Local Government Body			
Name of Assessor (first and last name)		Telephone Number	
Fax Number		E-mail Address	
I certify that, to the best of my knowledge, the information contained in Part 4 of this application is complete and accurate.			
Assessor's Signature			Date
PART 5: LOCAL GOVERNMENT ACTION (clerk of LGU must complete Part 5)			
Action Taken By LGU (attach a certified copy of the resolution):			
☐ Exemption approved for _____ years, ending December 30, _____ (not to exceed 10 years)			
☐ Exemption Denied			
Date District Established (attach resolution for district)	Local Unit Classification Identification (LUCI) Code	School Code	
PART 6: LOCAL GOVERNMENT CLERK CERTIFICATION (clerk of LGU must complete Part 6)			
Clerk's Name (first and last)		Telephone Number	
Fax Number		E-mail Address	
Mailing Address	City	State	ZIP Code
LGU Contact Person for Additional Information	LGU Contact Person Telephone Number	Fax Number	
I certify that, to the best of my knowledge, the information contained in this application and attachments is complete and accurate and hereby request the State Tax Commission issue a Commercial Rehabilitation Exemption Certificate, as provided by Public Act 210 of 2005, as amended.			
Clerk's Signature			Date

The clerk must retain the original application at the local unit and mail one copy of the completed application with attachments to:

State Tax Commission
P.O. Box 30471
Lansing, MI 48909

GENERAL DESCRIPTION OF THE FACILITY

Currently there is no commercial facility on the downtown land parcels under consideration for rehabilitation in the City of Saginaw. The site formerly housed qualified retail commercial property with the most recent operator, Jitterbug's Bar & Grill, ceasing operations in 2007. When Shaheen Development acquired the property in 2008, the facility was so poorly deteriorated, the second floor could not be accessed at that time of purchase. In 2012, due to the safety concerns and the poor condition the property, it was demolished for the betterment of downtown Saginaw.

DESCRIPTION OF THE QUALIFIED FACILITY'S PROPOSED USE

The Commercial Rehabilitation District would consist of four vacant, economically distressed South Washington Avenue parcels located between Valerie's Restaurant and the Spicer Group buildings better known as parcel numbers 03-0115-00000, 03-0114-00000, 03-0113-00000 and 03-0112-00000 in the City of Saginaw. The proposed use would be a new commercial, mixed-use construction development which will provide an immediate local and economic benefit to the downtown Saginaw community through an increase in local commercial activity, job creation, urban revitalization and an increase in the number of community residents.

DESCRIPTION OF THE GENERAL NATURE AND EXTENT OF THE REHABILITATION TO BE UNDERTAKEN

This exciting \$1,250,000 development shall consist of a 6,800 square foot, three-story, mixed use building to include retail commercial space on the first floor and residential apartment units on the two upper floors. The project plays an important economic development role in reversing the deterioration of the tax base and is expected to bring at least 8 new jobs to Downtown Saginaw.

DESCRIPTIVE LIST OF THE FIXED BUILDING EQUIPMENT THAT WILL BE A PART OF THE QUALIFIED FACILITY

Fixed building equipment for the development will include fire protection and alarm equipment, commercial and residential appliances, HVAC installation, plumbing, restroom and bath facilities, decorative fencing, interior and exterior signage, window treatments and blinds and all remaining fixed building equipment to be expected from a new construction commercial and residential facility.

TIME SCHEDULE FOR UNDERTAKING AND COMPLETING THE FACILITY'S REHABILITATION

Construction is expected to commence in the Spring of 2020 with completion of the facility in the Spring of 2021.

STATEMENT OF ECONOMIC ADVANTAGES EXPECTED FROM THE EXEMPTION

For the previous 8 years, Shaheen Development has diligently searched for and negotiated with several prospective commercial businesses to consider relocation to the downtown Saginaw area. A major component to these discussions was a commitment to enter into and guaranty a long-term lease thereby allowing the property owner to make the economic infusion of capital required to revitalize these parcels into a new commercial facility.

Specific to this project, the developer, needing to abide by local zoning and planning requirements, will be constructing a three-story building. With the commercial tenant only in need of a single-story office space, the developer will be incurring the added construction cost of the remaining two stories of speculative construction at their expense and with no revenue assurances. Secondly, as part of the lease negotiation and an incentive to bring the tenant to downtown Saginaw, the developer has agreed to pay for the property tax expense against new commercial development customs.

The establishment of a Commercial Rehabilitation District exemption ensures the commercial development will be an economic success by assisting in expense management, market rate commercial and residential tenancy rates and be an ignitor for future relocation to our downtown area.

LEGAL DESCRIPTION

Land situated in the City of Saginaw, County of Saginaw, Michigan:

The North 20 feet of Lot 3, Block 33 of HOYT'S PLAT, City of Saginaw, County of Saginaw, Michigan, according to the recorded plat thereof, as recorded in Liber 38 of Plats, Page 303, Saginaw County Records.

Land situated in the City of Saginaw, County of Saginaw, Michigan:

The North 20 feet of the South 40 feet of Lot 3, Block 33 of HOYT'S PLAT, City of Saginaw, County of Saginaw, Michigan, according to the recorded plat thereof, as recorded in Liber 38 of Plats, Page 303, Saginaw County Records.

Land situated in the City of Saginaw, County of Saginaw, Michigan:

The South 20 feet of Lot 3, Block 33 of HOYT'S PLAT, City of Saginaw, County of Saginaw, Michigan, according to the recorded plat thereof, as recorded in Liber 38 of Plats, Page 303, Saginaw County Records.

Land situated in the City of Saginaw, County of Saginaw, Michigan:

Lot 2, except the South 20 feet, Block 33 of HOYT'S PLAT, City of Saginaw, County of Saginaw, Michigan, according to the recorded plat thereof, as recorded in Liber 38 of Plats, Page 303, Saginaw County Records.



CITY OF SAGINAW

PUBLIC HEARING NOTICE

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

Notice is hereby given that the City of Saginaw Community Services Division is seeking input during its public introduction of the planning processes for the 2021–2025 Consolidated Plan and 2021 Annual Action Plan for the Community Development Block Grant (CDBG), Home Investment Partnership (HOME), Emergency Shelters Grant (ESG) and Coronavirus Aid, Relief, and Economic Security Act (CARES Act) funds.

Saginaw citizens and stakeholder / community partners are invited to participate in a discussion about the 2020 program year's accomplishments to date and the city's community development needs. Additionally, the hearing signifies the opening of the application window for the 2021 – 2022 program year.

The public hearing will be held Monday, September 28, 2020, at 6:30 p.m. via video/teleconference per Governor Whitmer's Executive Order 2020-154. The meeting will be streamed live on the SGTV Channel 191 and on the City's website www.saginaw-mi.com

Requests to speak during this public hearing must be made to the City Clerk's Office at 989.759.1480 or by email to clerk@saginaw-mi.com. Include a phone number and email address. You will be connected when it is your turn to speak.

Comments and feedback on the process may be submitted by participating in the public hearing described above via WebEx video conference by video or call in, or by submitting written comments to Kanah Franklin, Deputy Director of Community Services at the

address below via US Mail OR by emailing comments to
kfranklin@saginaw-mi.com.

City of Saginaw, Michigan
Office of Management & Budget
Community Services Division
1315 South Washington, Room 208
Saginaw, Michigan 48601
Kannah Franklin, Deputy Director

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., 989.759.1480.

Posted: _____
By: lct _____

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD MONDAY, SEPTEMBER 14, 2020, AT 6:30 P.M. VIA VIDEO/TELECONFERENCE PER GOVERNOR WHITMER'S EXECUTIVE ORDER 2020-154. THE MEETING WAS STREAMED LIVE VIA THE CITY'S WEBSITE AND ON SGTV.

ROLL CALL

Mayor Kloc called the meeting to order. Council Members present: Jamie Forbes, Annie Boensch, Brenda Moore, Autumn Scherzer, John Milne, Michael Balls, Bill Ostash, and Floyd Kloc: 8. Council Members absent: Reginald Williams II: 1.

PUBLIC HEARING

City Clerk Janet Santos announced the public hearing regarding a request to establish a Commercial Rehabilitation Act District for 218, 222, 224, and 226 South Washington Avenue. Mayor Kloc called for public comment. Eric Tankersley, representative for the requestor, 218 Washington LLC, gave details of the project plan and spoke in favor for the district creation.

Council Member Williams entered the meeting at 6:36 p.m.

Mayor Kloc called for public comment again. Cassi Miller of Saginaw Future spoke about the positive economic impact, including housing, this project will offer. Mayor Kloc called for public comment one more time. No other comments were made.

Moved by Mayor Pro Tem Moore, seconded by Williams to close the public hearing. 9 ayes, 0 nays, 0 absent. Motion approved.

PUBLIC INPUT

Public Input that addressed the Council was: Cassi Miller, Timothy Bouchard, Debbie Melkonian, and Kevin Hayes.

REMARKS OF COUNCIL

Remarks were heard from the following Council Members: Ostash, Balls, Milne, Scherzer, Moore, Boensch, Forbes, and Williams.

REPORTS FROM CITY MANAGER

City Manager Morales provided information and updates regarding City projects.

CONSENT AGENDA:

Mayor Kloc asked if there were any exceptions to the consent agenda. No exceptions were made.

1. Approve the August 24, 2020 regular council meeting minutes.
2. Approve the amendments to the FY 2021 Approved Budget to recognize changes that have occurred during the September period.
3. Approve the Professional Services Agreement with Michele Allen for legal services.
4. Approve the Professional Services Agreement with McKenna for \$28,500 for consulting services for the Community Development Block Grant Program.

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5. Approve the HOME Grant Agreement from the Department of Housing and Urban Development for FY 2021 for the HOME Investment Partnership Program for \$437,069.
 6. Approve the HOME Subrecipient Agreements and Memorandum of Understanding for FY 2021 for operating expenses and various rehabilitations for \$437,069.
 7. Approve the Emergency Solutions Grant Agreement for \$186,847 and the Emergency Solutions Grant COVID-19 Agreement for \$644,300 from the Department of Housing and Urban Development for FY 2021.
 8. Approve the Emergency Solutions Grant Subrecipient Agreements for FY 2021 to seven organizations providing shelters and transitional housing for the homeless for \$186,847.
 9. Approve the Emergency Solutions Grant COVID-19 Subrecipient Agreements for FY 2021 to five organizations providing shelters and transitional housing for the homeless for \$644,300.
 10. Approve the Community Development Block Grant Agreement from the Department of Housing and Urban Development for \$2,568,986 which includes prior year funds and the Community Development Block Grant COVID-19 Agreement for \$872,030 for FY 2021.
 11. Approve the Community Development Block Grant Subrecipient Contracts and Memorandums of Understanding for FY 2021 with various organizations for housing, economic development, public improvements, and public service activities for \$2,162,219.
 12. Approve the Community Development Block Grant COVID-19 Subrecipient Contracts and Memorandums of Understanding for FY 2021 with various organizations for housing, economic development, public improvements, and public service activities for \$872,030.
 13. Approve the purchase with Vance Outdoors, Inc. for \$15,234 for duty and training ammunition for the Police Department.
 14. Approve the Saginaw County Mental Health Authority/Mid-State Health Network Treatment and Prevention Services Grant for \$199,805. Further, approve a budget adjustment for FY 2021 to recognize these funds.
 15. Approve the purchase with Gerald Bergman, Inc. for \$11,630 for the replacement of the roof at the Fire Training Facility for the Fire Department.
 16. Approve the purchase with Westside Decorating Center for \$10,439 for replacement of the flooring in the Public Services Building.
 17. Approve the Hoyt Park Chip Seal Agreement with Saginaw County Road Commission for \$19,000 for the Public Services Department.
 18. Approve the purchase with Compass Minerals America, Inc. for \$67,150 for early fill road salt for the Streets Division.

19. Approve the purchase with Bandit Industries for \$69,451 for a 2020 18XP Bandit Brush Chipper for the Streets Division.
20. Approve the purchase with MTech Company for \$240,866 for a 2020 Global M-3 Street Sweeper for the Streets Division.
21. Approve the purchase with Republic Services for \$162,500 for FY 2021; and pending budget approval for \$169,000 for FY 2022, for the hauling and disposal of street sweeping debris for the Streets Division.
22. Approve the purchase with Waste Management for \$45,000 for FY 2021; and pending budget approval for FY 2022, for catch basin and sewer debris hauling for the Maintenance and Service Division.
23. Approve the purchase with Ferguson Enterprises for \$339,993 for no-lead brass fittings for the Maintenance and Service Division.
24. Approve the purchase with Ferguson Waterworks for \$65,750 for K-Copper tubing for the Maintenance and Service Division.
25. Approve the purchase with Holzberg Communications, Inc. for \$72,801 to upgrade the Supervisory Control and Data Acquisition System radio telemetry network for the Water and Wastewater Treatment Divisions, Instrumentation and Process Controls Division.
26. Approve the purchase with Infor for \$17,394 for the EAM software annual renewal fee at the Water and Wastewater Treatment Divisions, Instrumentation and Process Controls Division.
27. Approve the Agreement with Kendall Electric, Inc., a sole source, for \$4,882 for software support for the Supervisory Control and Data Acquisition System for the Water and Wastewater Treatment Divisions, Instrumentation and Process Controls Division.
28. Approve the grant award of \$402,878 and grant agreement with the Center for Tech and Civic Life for the City's Safe Voting Plan for the Election Division. Further, approve a budget adjustment for FY 2021 to recognize these funds.
29. Approve the appointment of Kaylene VanWagner as officer delegate and Lisa Crook as alternate officer delegate, and Gerald Gregory as employee delegate, to attend the Municipal Employees Retirement System's 74th Annual Meeting.
30. Approve the purchase with Inclusion Solutions, a sole source, for \$86,122 for one hundred 4-station voting booths for the Election Division.

Moved by Mayor Pro Tem Moore, seconded by Council Member Milne to approve consent agenda items 1 through 30 as presented. 9 ayes, 0 nays, 0 absent. Motion approved.

APPOINTMENT OF BOARD AND COMMISSION MEMBERS

Moved by Mayor Pro Tem Moore, seconded by Council Member Boensch to approve appointments as follows:

1. the Council appointment of Brandell Adams to the Board of Appeals on Zoning - Alternate with a term to expire December 31, 2022.
2. the Council appointment of Kevin Rooker to the Study Committee for the Pere Marquette Potter Street Station Local Historic District with a term to expire upon completion of the study.
3. the Council reappointment of Misty Grumbley to the Historic District Commission with a term to expire July 31, 2023.
4. the Council appointment of Trisha Baker to the Public Libraries of Saginaw with a term to expire June 30, 2022.

9 ayes, 0 nays, 0 absent. Motion approved.

ORDINANCE INTRODUCTION

Moved by Council Member Boensch, seconded by Council Member Forbes to introduce an ordinance to add §12.042 "Citizens-Police Advisory Commission," of Chapter 12, "Boards and Commissions," of Title I, "Administrative Code," of the City Of Saginaw Code of Ordinances, O-1. 9 ayes, 0 nays, 0 absent. Motion approved.

ORDINANCE CONSIDERATION AND ADOPTION

Moved by Mayor Pro Tem Moore, seconded by Council Member Boensch to adopt an ordinance to repeal Chapter 118 and replace with §§118.01 through 118.23, Titled "Chapter 118: Licensing of Marihuana Establishments," of Title XI, "Business Regulations," of the City of Saginaw Code of Ordinances, O-204. Discussion was held. Mayor Kloc asked Clerk Santos to conduct a roll call vote.

Ayes: Forbes, Boensch, Moore, Scherzer, Balls, Ostash, Williams, Kloc

Nays: Milne

Motion approved.

Moved by Council Member Boensch, seconded by Mayor Pro Tem Moore to adopt an ordinance to add §153.601 "Title," §153.603 "Purpose," §153.605 "Applicability," §153.607 "Definitions," §153.609 "Approval Procedures For Marihuana Establishments," §153.611 "Authorized Marihuana Establishments," §153.613 "Consumption; Violations," §153.615 "Penalties," §153.617 "Rights," Titled "Marihuana Establishments" of Title XV, "Land Usage," of the City of Saginaw Code of Ordinances, O-204. Discussion was held. Mayor Kloc asked Clerk Santos to conduct a roll call vote.

Ayes: Boensch, Moore, Scherzer, Balls, Ostash, Williams, Forbes, Kloc

Nays: Milne

Motion approved.

Moved by Council Member Boensch, seconded by Council Member Balls to adopt an ordinance to amend the official city map to rezone property known as 3304 State Street, legal description of E. 74 ft. of S. 222.98 ft. of Outlot A, Davenside, City of Saginaw be rezoned from B-1, Local Business to B-2, General Business. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Balls, seconded by mayor Pro Tem Moore to adopt an ordinance to amend the official city map to rezone property known as 3307 Davenport, legal description of E.117 ft. of N.150 ft. of E. 427 ft. of Outlot A, Davenside except a strip of land beg at NE'y Cor. of said Outlot A Th N 89 deg 03'30" W 117 ft, Th S 00 deg 00'00" W 64.28 to POB, Th S 89 deg 02'14" E 6.08 ft. Th S 01 deg 09'08" W 81.31 ft, Th

N 89 deg 02'14" W 4.44 ft, Th N 00 deg 00'00" E 81.32 to POB, City of Saginaw be rezoned from B-1, Local Business to B-2, General Business. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Scherzer, seconded by Council Member Milne to adopt an ordinance to amend the official city map to rezone property known as 3325 Davenport, legal description of E. 427 ft. of Outlot A, exc. E. 117 ft. of N.150 ft., and exc. E. 74 ft. of S. 222.98 ft. Lot 78, Davenside also a strip of land beg. at NE'ly Cor of said Outlot A Th N 89 deg 03'30" W 117 ft, Th S 00 deg 00'00" W 64.28 to POB, Th S 89 deg 02'14" E 6.08 ft. Th S 01 deg 09'08" W 81.31 ft, Th N 89 deg 02'14" W 4.44 ft, Th N 00 deg 00'00" E 81.32 to POB, City of Saginaw be rezoned from B-1, Local Business to B-2, General Business. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Ostash, seconded by Council Member Milne to adopt an ordinance to amend the official city map to rezone property known as 3430 State Street, legal description of Outlot A exc. E. 427 ft. Davenside, also including n 20 ft of vacated State St lying adjacent thereto, City of Saginaw be rezoned from B-1, Local Business to B-2, General Business. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Mayor Pro Tem Moore, seconded by Council Member Boensch to adopt an ordinance to amend the official city map to rezone property known as 3446 State Street, legal description of S. 200 ft. of W.140 ft. of that part of W.1/2 of W.1/2 of S.1/2 of S.E.1/4 of S.W.1/4 of Sec.15, T.12, N. R.4, E. Lying N. of State St. & E. of Warwick St., exc. a parcel viz. beg. at intersection of N. line of State St. & E. line of Warwick St. thence E. along N. line of State St.10 ft., thence NWly. to a point on E. line of Warwick St., said point being 25 ft. N. of point of beg., thence S. along E. line of Warwick St. 25 ft.to point of beg., City of Saginaw, be rezoned from B-1, Local Business to B-2, General Business. 9 ayes, 0 nays, 0 absent. Motion approved.

RESOLUTIONS

Moved by Mayor Pro Tem Moore, seconded by Council Member Milne to adopt the resolution establishing a Commercial Rehabilitation Act District for 218, 222, 224, and 226 South Washington Avenue. 9 ayes, 0 nays, 0 absent. Motion approved.

ADJOURNMENT

Moved by Mayor Pro Tem Moore, seconded by Council Member Boensch to adjourn the meeting at 7:36 p.m. 9 ayes, 0 nays, 0 absent. Motion approved.

As recorded by

Janet Santos, MiPMC/MMC
City Clerk

From: Tim Morales, City Manager
Subject: Election Equipment Purchase
Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend the approval of the purchase with Dominion Voting for \$104,618.00 for election equipment for the Election Division.

Justification:

On September 14, 2020 Council approved the acceptance of a grant from the Center for Tech and Civic Life (CTCL). Listed in the application for the CTCL grant were two additional precinct tabulators, two high speed scanners and one adjudication module for the tabulating and processing of absentee ballots. The adjudication module is a workstation and software that allows for electronic adjudication of AV ballots. Adjudication is required per election law when an AV ballot needs duplication.

The City currently utilizes two high speed scanners and one adjudication module. Since the passage of State proposal 2018-03 in November 2018, and the current COVID pandemic, there has been a significant increase in absentee voting. These additional scanners along with the adjudication module are necessary to process the increase of absentee voting, especially for the November 3, 2020 General Election when absentee voting turnout is predicted to be historically higher.

In the event that a precinct tabulator is found to need repairs during preliminary testing or requires replacing on Election Day, an adequate number of extra tabulators need to be available. The City currently has two extra tabulators. The purchase of two additional tabulators will ensure there are enough available for immediate deployment.

The State of Michigan, Department of State – Bureau of Elections new election equipment program enables the City to purchase additional election equipment at reduced pricing. Election equipment must be purchased from a Federal and State approved vendor and Dominion Voting is the vendor contracted with the City of Saginaw until 2027.

A quote was received from Dominion for the equipment utilizing State Contract 071B7700117 pricing. The additional equipment will be utilized at the November 3, 2020 General Election.

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 available in the General Government, Office of General Government, Election Division, Office Equipment Account No. 101-1731-981.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Tim Morales, City Manager
Subject: Precinct Laptops and Tablets
Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend the approval of a purchase with CDW Government LLC in the amount of \$36,630.96 for laptops and tablets for the Election Division.

Justification:

On September 14, 2020, Council accepted the grant from the Center for Tech and Civic Life (CTCL). Listed in the application for the CTCL grant were thirty six laptops and sixteen tablets for use in the City's sixteen precincts.

On March 5, 2018, Council approved the purchase of sixteen laptops to implement the dual poll book system, which utilizes two laptops in each precinct. On October 21, 2019, Council approved the purchase of sixteen laptops to replace the remaining aged models due to the operating system becoming obsolete and no longer allowed by the Bureau of Elections (BOE). The phased replacement resulted in two different types of laptops with the minimum specifications set by the BOE. The BOE has added a preferred set of specifications that will guarantee a more efficient laptop. Replacing all laptops with the same version will provide more continuity in poll worker training.

The BOE offers a greeter application that is loaded onto a laptop or tablet for use in verifying voters' registration, polling location, and directing voters to the correct precinct line in dual precincts. The purchase of sixteen tablets will facilitate the use of the greeter application while allowing the poll worker to remain mobile and assist in ensuring voters are in the correct precinct.

On September 22, 2020, sealed bids were received as follows:

COMPANY	PRICE
Hypertec USA Inc.	\$25,670.00
Net Solutions LLC	\$33,724.40
Sehi Computer Products	\$34,998.80
CDW Government LLC	\$36,630.96
MVation Worldwide Inc.	\$40,034.88
Malor & Company	\$53,460.00
The Horus Group LLC	\$70,046.72
Howard Technology Solutions	\$90,640.00

CDW Government LLC quoted State MiDeal contract pricing and has equipment available in stock. The lower bidders could not guarantee delivery in sufficient time for the setup and implementation of the new equipment for the November 3, 2020 General Election.

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, Offices of General Government, Election Division's Capital Less than \$5,000 Account No. 101-1731-971.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Demolition Contractor
Prepared by: John Stemple, Director of Neighborhood Services

Manager's Recommendation:

I recommend the approval to purchase demolition services by individual projects for FY 2021, to the applicable qualified vendor for a cumulative total of \$430,000 for Neighborhood Services.

Justification:

On July 9, 2019, the City received bids for demolition, curb replacements, concrete removal, tree removal, and debris removal for various buildings in the City. Bids were received from the following firms:

Rohde Bros. Excavating, Inc.
1240 N. Outer Drive
Saginaw, MI 48601

Bolle Contracting, LLC
408 E. 4th St.
Clare, MI 48617

Bids will be qualified and work will be awarded to the highest scoring bidder until such time that the highest scoring bidder cannot meet the volume demands as determined by the City. Work will then be awarded to the second highest scoring bidder until such time that volume demands are met. All determinations as to whether a bidder can or will meet the volume demands shall be determined solely by the City.

Bids were evaluated based on the firm's ability to meet production goals within timelines, demonstration of the firms understanding of the scope of work, readiness to proceed and availability to complete work assigned, the provision of a letter from the City or County indicating that the firm is a certified HUD Section 3 business concern, the firm is located within Saginaw County, and price.

This work was bid with a provision that the services could be extended for an additional year provided all parties agreed that pricing would remain the same as the first year. This is an extension of said services for the second year.

The bids submitted by these firms meet City specifications and the contractors are currently in compliance with the City's dangerous building demolition contracting policy.

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 Community Development Block Grant Fund – Special Project Division's Demolitions Account No. 275-6511-816.000 for \$350,000.00 and the General Fund Department of Neighborhood Services and Inspections, Inspections Division, Demolition Account No. 101-3865-816.000 for \$80,000.00.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: "Park" Sign Restoration
Prepared by: John Stemple, Director of Neighborhood Services

Manager's Recommendation:

I recommend the approval of a purchase with Barrett Sign Company for \$5,000.00 for the restoration of the "Park" sign that was attached to the parking structure at 220 S. Baum Street.

Justification:

The City is in the process of demolishing the City owned parking structure located at 220 S. Baum St. Attached to the parking structure was a neon "Park" sign. The sign has since been removed in an effort to preserve some of the history and character important to downtown.

It is the intent of the City to restore the sign and re-install it on a pole where the City plans to construct a new surface lot. The City has investigated the most logical method to cause the restoration to occur and since neon work is a specialty service that does not have widespread availability in the Saginaw area. With the assistance of Historic District Commissioner Thomas Mudd, City staff has been working with Barrett Sign Company (Barrett) to develop a plan to complete this work. Barrett is the only known vendor capable of completing this work efficiently and economically in the area and further, neon signs do require some maintenance and having a local vendor familiar with the sign will have a cost benefit to the City as well. Since Barrett is located within the City and completed restoration to all of the neon sign in the sign park located at the corner of Court and Hamilton Streets, it made fiscal sense to have them complete this work. While there may be other firms outside of Saginaw County that could likely complete the work, transportation of this very large sign to and from another vendor would significantly increase costs and potentially result in damage to the sign during transport. Barrett's quote to complete the work is at a great discount to the City.

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 Capital Project Fund, Parking Division, Repairs and Replacements Account No. 401-3868-974.000 for \$5,000.00.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: PD Exterior Masonry Wall Repairs P1748-21
Prepared by: Jay Gustin, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with JM Graham Masonry for \$34,300.00 for repairs to the exterior walls that enclose the parking area at the Police Department.

Justification:

On September 15, 2020, the City received 3 bids for repairs of the masonry walls in the officer parking area of the Police Department. The repairs are necessary due to falling brick. Currently, one of three exits remains closed for safety reasons. These repairs include removing and replacing the north wall door, removing and replacing beam masonry units at all entries on the east wall, painting and cleaning all debris. The following is a tabulation of the bids received.

<u>Vendor</u>	<u>Total Bid</u>
JM Graham Masonry Saginaw, MI	\$34,300.00
D.C. Beyers Co. Lansing, MI	\$55,900.00
Cusack's Masonry Resoration, Inc. Hubbardston, MI	\$87,636.00

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 General Fund, Community Public Safety - Police, Police Building Maintenance Division, Repairs and Replacements Account, Account No. 101-3514-974.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Tim Morales, City Manager
Subject: Annual Supply of Fire Hydrants
Prepared by: Josh Hoffman, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with Ferguson Waterworks for \$101,512.35 for FY 2021; and pending budget approval for \$101,512.35 for FY 2022 for the annual supply of fire hydrants for the Maintenance and Service Division.

Justification:

On September 9, 2020, Maintenance and Service Division received a two-year bid for the annual supply of 60 fire hydrants of various sizes. An annual supply of fire hydrants is needed for the division to maintain adequate inventory and secure the best cost for the City. A comparison to FY19 price extension shows a 3.5% increase in cost. Following is a tabulation of the bids received:

<u>Vendor</u>	<u>Fiscal Year 2021</u>	<u>Fiscal Year 2022</u>
Ferguson Waterworks Saginaw, MI (out of city)	\$101,512.35	\$101,512.35
Core and Main LP Shelby Twp., MI	\$103,949.80	\$103,949.80
East Jordan Iron Works East Jordan, MI	\$116,526.80	\$119,394.40

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

Funds are budgeted in the Water Operations and Maintenance Fund, Maintenance and Service Division's, Parts and Supplies Account No. 591-4721-742.000 \$101,512.35 and will be budgeted in the same accounts for FY 2022, pending budget approval and will be accounted for in the Water Operation and Maintenance Fund Water Inventory Account No. 591-0000-110.002.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Consumers Energy Easement Agreement
Prepared by: Louis J. Taylor, PE, Public Services Department

Manager's Recommendation:

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

It is further recommended that a budget adjustment be completed to increase the Major Street Fund Revenues, Reimbursements Account No. 202-0000-676.000 from \$28,061 to \$30,061, which is a \$2,000 increase. This increase is necessary in order to recognize the payment to the City of Saginaw for easements given to Consumer Energy. This increase in revenue will be offset by an increase to the Major Street Fund, Engineering Administration Division's Professional Services Account No. 202-4612-801.000 by the same amount.

Justification:

The purpose of the easement agreement is to install, maintain, protect, repair and replace the lines/electrical facilities, and cut, trim and remove vegetation in the areas of the easements east of North Niagara Street and west of the Saginaw River, and east of North Niagara Street and south of the Railroad Right of Way. The easements are required to meet the new legal standards for utilities that are not in the road Right of Way and cross parcels owned by the City of Saginaw.

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

These Exhibits will be filed and recorded with the Register of Deeds in Saginaw County.

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

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Gear Oil Change Out for Aerators
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with Super-Flite Oil for \$17,064.00 for gear oil to change out the aerators for the Wastewater Treatment Division.

Justification:

On September 1, 2020, the City received bids for Phillips 66 Syncon EP plus 220 Gear Oil to replace the oil in 10 of the 20 aerators at the Wastewater Treatment Plant. We will replace the oil in the remaining aerators next fiscal year. The oil being replaced has been in use for 9 years, is nearing the end of its service life and has been showing signs of organic contamination. The aerators are located in the secondary treatment process, which consists of 4 basins, each containing 5 aerators. They run 24 hours a day, maintaining dissolved oxygen levels to ensure proper biological treatment in the secondary portion of the plant. Following is a tabulation of the bids received:

Super-Flite Oil Saginaw, MI (out-City)	\$17,064.00
Michigan Petroleum Saginaw, MI (in-City)	\$18,000.00

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 of the City Manager.

From: Timothy Morales, City Manager
Subject: Gear Oil for Gearboxes and Compressors
Prepared by: Brian Baldwin, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with Lubrication Engineers, a sole source, for \$3,346.60 for various weights of gear oil for the Wastewater Treatment Division.

Justification:

The gear oil is used in gear boxes and compressors throughout the plant. Over the years, City staff has tested many different types of lubricants. Oil analysis and bearing replacement frequency have shown that the products manufactured by Lubrication Engineers provide the best value by extending the time between oil changes and minimizing equipment failure due to lubrication issues. Lubrication Engineers is the manufacturer of the product and the sole source for this purchase.

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 of the City Manager.

From: Timothy Morales, City Manager
Subject: Optimization Solutions Environmental, LLC, Maintenance Agreement
Prepared by: Theodore Bomba, Water and Wastewater

Manager's Recommendation:

I recommend approval of the technical support services agreement with Optimization Solutions Environmental, LLC, a sole source, for \$10,000.00 for FY 2021 and \$10,000 for FY 2022, for the Water Treatment Division.

Justification:

In 2007, Optimization Solutions Environmental, LLC ("OSE") developed a customized computer model to assist the Water Treatment Plant in optimization of the treatment process. Optimization of the process helps control coagulant feed rates, increase plant performance and increase operator awareness of factors affecting plant performance. Since the initial model development, the City has continued technical support services with OSE that include database management, upgrades to the customized coagulation computer model and ongoing consulting services related to coagulation and treatment.

The optimization of chemical feed rates and plant performance continue to be important with chemical additive costs fluctuating, source water quality changes and increased regulatory requirements. This agreement extends the technical support services through Fiscal Year 2022. OSE created the model specifically for the City's source water and associated treatment process; therefore, OSE is a sole source vendor.

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

Funds are budgeted in the Water Operations and Maintenance Fund, Treatment and Pumping Division's Engineering Services Account No. 591-4730-802.000, and will be budgeted in FY2022 for the same services.

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.

Moved by Council Member _____, seconded by Council Member _____ that an ordinance introduced September 14, 2020, be taken up and enacted, entitled and reading as follows:

O-_____

AN ORDINANCE TO ADD §12.042 "CITIZENS-POLICE ADVISORY COMMISSION," OF CHAPTER 12, "BOARDS AND COMMISSIONS," OF TITLE I, "ADMINISTRATIVE CODE," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-204.

The City of Saginaw Ordains:

Section 1. §12.042 "Citizens-Police Advisory Commission," of Chapter 12, "Boards and Commissions," of Title I, "Administrative Code," of the City of Saginaw Code of Ordinances, O-1, is hereby added to read as follows:

§12.042 CITIZEN-POLICE ADVISORY COMMISSION

(A) *Purpose and establishment.* Public safety and crime reduction have been a focus of the City for several years. To have a truly effective police department, the department and city must be engaged with residents. Lack of outreach and availability creates distrust and tension, particularly between marginalized populations and law enforcement. The City is committed to building trust and positive relationships with all segments of the community. The formation of the Citizen-Police Advisory Commission is a necessary step in reframing the relationship that the residents of Saginaw have with the police and in developing the community-oriented policing that the City strives for and that our community deserves.

(B) *Definitions.* For purposes of the ordinance, the following terms shall have the following defined meanings:

(1) *Commission* means the Citizen-Police Advisory Commission.

(2) *Department* means the City of Saginaw Police Department.

(C) *Purpose.* The Commission has all of the following purposes:

(1) To improve and strengthen police-community relations.

(2) To create an environment that allows for better communication, understanding, and relations between the Department and the community.

(3) To provide the community with a role in recommending policies and practices that ensure a high quality of police services.

(4) To work with the Department to encourage the respectful treatment of all persons.

(5) To provide a process for outside review of particular complaints, and the Department's (or external agency's) investigation and conclusion related to such complaints, in order to recommend potential changes in police policies or practices.

(D) *Nature of the Commission.* The Commission shall provide recommendations to the Police Chief, the City Manager, and/or the City Council with respect to matters concerning the Department. The creation and operation of the Commission shall not impair the authority and responsibility of the Police Chief, the City Manager, or the City Council. Recommendations produced by or for the Commission are not binding, factually or legally, on the City or any part thereof, including the Department, the City Manager, the City Attorney, and the City Council.

(E) *Formation of Commission.*

(1) *Membership.* The Commission shall consist of 9 members to be appointed by City Council. Membership on the Commission shall consist of members from each of the following:

- (a) One youth representative from a local high school.
- (b) One representative nominated by the local chapter of the NAACP or similar organization active in the City.
- (c) One representative nominated by the local chapter of the Mexican American Council or similar organization active in the City.
- (d) One representative nominated by a LGBTQ+ organization active in the City.
- (e) One representative from the local neighborhood associations.
- (f) One representative who had previously been convicted of a crime and incarcerated for same.
- (g) One mental health professional.
- (h) One at-large member.
- (i) The Department Chaplain.

Persons who are current employees of the City, or persons who have been employed by the City or another jurisdiction as a police officer, shall not be eligible for appointment. At least four of the members of the Commission shall be female. Members shall be residents of the City. Members shall serve without compensation.

(2) *Terms.* Terms for members shall be 3 years, other than the youth member whose term shall be 1 year. Members shall be limited to 2 consecutive terms.

(3) *Filling vacancies.* If a seat on the Commission becomes vacant, it shall be filled by City Council in the same manner as the original appointment. The individual filling such vacancy shall serve the remainder of the term. A member holding over after their term expires may continue to act until a successor is appointed.

(4) *Member removal.* Council may remove any member for cause upon notice to that member and an opportunity for that member to respond to Council in writing.

(a) Members are expected to attend meetings on a regular basis. Three consecutive absences, or five absences within one calendar year, will constitute cause for the automatic removal of the member.

(5) *Ethical considerations.* Each member of the Commission, and every person who renders services to the Commission, shall maintain and protect the status of confidential information. Each member shall avoid conflicts of interest.

(F) *Incident review.*

(1) The Police Chief shall report to the Commission at least every 3 months on any developments bearing on the Department's performance of its functions, including any significant changes in policies or procedures, staffing, budgetary needs, data on field operations disaggregated by race or other protected class to the maximum extent feasible, and any use of force complaint received by the Department. The Chief shall not report to the Commission on any use of force complaint until any internal or other investigation related to same has concluded. The Police Chief's report will include the facts of the incident, whether the conduct of the officers involved was determined to be appropriate or inappropriate, any discipline that has been or will be imposed, and any changes in Department policies or procedures that were or will be made as a result of the complaint.

(a) The Police Chief will make available to the Commission all documents, videos, and descriptions of tangible evidence related to the incident. Documents, videos, and other materials shall be redacted or withheld from the Commission to the extent necessary to maintain privacy, confidentiality, and other concerns, or as required by federal or state law, City Charter, collective bargaining agreement, or legally recognized privilege.

(b) Members of the Commission shall not disclose private, confidential, or privileged information or records and shall be subject to the same penalties as the legal custodian of the information or records for any unlawful or unauthorized disclosure.

(2) The Commission shall review findings of fact made by the Department, or other outside investigating authorities, with respect to any use of force complaint reported on by the Police Chief, for the purpose of making recommendations for improvement to Department policy and procedure. The Commission's review shall not precede or be concurrent with Department actions, but shall occur after the Department, or other applicable authorities, have completed all proceedings related to the complaint under review, including investigative, criminal, disciplinary, and other proceedings.

(G) *Recommendations concerning policies, practices, and compliance.* The Commission will examine and assess, according to such priorities as it may determine, all non-tactical Department-related policies and the Department's degree of compliance with same. The Commission will make recommendations for improvements, including the development of new policies, as well as revisions to existing ones.

(H) *Reports.*

(1) The Commission may issue a report at any time it deems appropriate concerning any Department-related policy, unless such report would interfere with an ongoing investigative, disciplinary, criminal, or other proceeding. Such a report may make recommendations for improvements. Such recommendations shall be addressed to the Police Chief.

(2) *Public reports; confidentiality.* Reports of the Commission shall be public records, but the Commission shall take care not to make public release of information that

should remain confidential by reason of law, collective bargaining agreement, or overriding public policy, or that has been provided to the Commission in confidence.

(I) *Community relations.*

(1) *Building community relations.* For the Department to be able to perform its vital function in a way that is both effective and equitable to all segments of the community, especially those segments of the community that are vulnerable and marginalized, it is crucial that there be increased understanding of the needs of those particular community groups by the Department. The Commission shall be proactive in discharging its responsibilities of fostering better communications and understanding between the Department and community. The Commission may convene advisory boards or host listening sessions, discussion circles, and educational sessions with community groups and with the community at large, with or without police participation, based on the preferences of each community group. In conducting these actions, the Commission:

(a) Shall seek input from a broad representation of community groups, including but not limited to youth of color; adults of color; women; persons living with mental illness; formerly incarcerated persons; persons who have had adverse interactions with the Department; persons living with persistent economic hardship; LGBTQ+ persons; and persons with immigrant status.

(b) Shall consider whether information that it learns from these actions suggests that it should make any recommendations as to changes in practices and policies bearing on the City's exercise of the policing function.

(c) Shall, through the youth liaison, work with an existing youth council to incorporate a youth perspective into the Commission's decisions and recommendations.

(2) *Community liaisons.* The Commission may identify one or more persons in the community who may serve as a liaison for persons who wish to provide suggestions, concerns, complaints, or other information related to the Commission's purpose, but who do not wish to contact the Commission or City directly. In identifying community liaisons, the Commission shall take reasonable steps to ensure that the liaisons will:

(a) Be publicly available to any person wishing to provide information.

(b) Be available to provide the Commission with regular updates regarding all information received related to their role as a community liaison.

(c) To the best of their ability, accurately report the information received.

(d) In understanding that the information the liaison provides to the Commission is likely to be a public record, protect the identity or confidential information of a person who provides information, unless the person expressly authorizes otherwise.

The Commission may evaluate whether and to what extent any of the information received from a community liaison warrants further discussion or review by the Commission, bearing in mind that the Commission likely will not have access to first-hand information.

(J) *Operations and support.*

(1) *Committees and assignments.* The Commission may create and form special purpose task forces and subcommittees to carry out the business of the Commission, provided that any report prepared by these groups that the Commission wishes to issue must be presented to and adopted by the Commission as a whole.

(2) *Facilities and staff support.* The City shall provide the Commission with suitable facilities for the conduct of its meetings and other business. The City Clerk shall serve as clerk of the Commission meetings and preserve the record of such meetings.

(3) *Meetings.* The Department Chaplain shall serve as Chair of all Commission meetings. At the first regular meeting of each calendar year, the Commission shall select from its members a Vice Chair, who shall serve in the Chair's absence. Regular Commission meetings shall be determined at the January meeting for the current year by a majority vote of the Commission. All meetings shall be open to the public and subject to the requirements of Michigan's Open Meetings Act, PA 267 of 1976. A majority vote of those members present shall be necessary to approve any motion, resolution, or recommendation of the Commission. All records of the Commission shall be subject to the requirements of Michigan's Freedom of Information Act, PA 442 of 1976.

This ordinance shall become effective October 8, 2020.

Enacted: September 28, 2020.

Yeas:

Nays:

Absent:

Floyd Kloc
Mayor

Janet Santos
City Clerk

ORDINANCE DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the ordinance adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on September 28, 2020; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, MiPMC/MMC
City Clerk

Approving Commercial Rehabilitation Exemption Certificate Application for 218 Washington LLC Located at 218 S. Washington Avenue

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

WHEREAS: the City of Saginaw legally established the Commercial Rehabilitation District 218 Washington Avenue Commercial Rehabilitation District No. 2 on September 14, 2020 after a public hearing held on September 14, 2020; and

WHEREAS: the taxable value of the property proposed to be exempt plus the aggregate taxable value of property previously exempt and currently in force under Public Act 210 of 2005 does not exceed 5% of the total taxable value of the City of Saginaw; and

WHEREAS: a public hearing was held on the application as provided by section 4(2) of Public Act 210 of 2005 on September 28, 2020; and

WHEREAS: 218 Washington LLC is not delinquent in any taxes related to the facility; and

WHEREAS: the application was approved for 10 years; and

WHEREAS: the application is for commercial property as defined in section 2(a) of Public Act 210 of 2005; and

WHEREAS: the applicant 218 Washington LLC has provided answers to all required questions under the application instructions to the City of Saginaw; and

WHEREAS: the City of Saginaw requires that rehabilitation of the facility shall be completed by March 31, 2021; and

WHEREAS: the commencement of the rehabilitation of the facility did not occur more than six months prior to the filing of the application for exemption; and

WHEREAS: the application relates to a rehabilitation program that when completed constitutes a qualified facility within the meaning of Public Act 210 of 2005 and that is situated within a Commercial Rehabilitation District established under Public Act 210 of 2005; and

WHEREAS: completion of the qualified facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to increase commercial activity, create employment, revitalize urban areas, and increase the number of residents in the community in which the facility is situated; and

WHEREAS: the rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at commencement of the rehabilitation as provided by section 2(j) of Public Act 210 of 2005.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Saginaw, 218 Washington LLC, be and hereby is granted a Commercial Rehabilitation Exemption for the real property, excluding land, located in 218 Washington Avenue Commercial Rehabilitation District No. 2 at 218 S. Washington Avenue for a period of ten (10) years, beginning December 31, 2020 and ending December 30, 2030, pursuant to the provisions of PA 210 of 2005, as amended.

Ayes:

Nays:

Absent:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on September 28, 2020; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, MiPMC/MMC
City Clerk

From: Timothy Morales, City Manager
Subject: Act 51 Street Recertification
Prepared by: Louis Taylor, Public Services Department

Manager's Recommendation:

I recommend adoption of the Michigan Department of Transportation Resolutions for the Act 51 Recertification of Dearborn Street between King Street and Queen Street and Salt Street between Fraser Street and Queen Street.

Justification:

The Michigan Department of Transportation requires all municipalities when filing the Act 51 Annual Report for Mileage Certification for Cities and Villages, to certify all street additions, deletions, vacations, and changes for the prior year. Dearborn Street and Salt Street were vacated at the request of the Fullerton Tool to allow for the expansion of their business. The expansion did not proceed. The street was reopened to the public as if it was not vacated. Council adopted the Dearborn Street and Salt Street vacations on December 17, 2012, and the ordinances became effective on December 27, 2012.

Council adopted to repeal the ordinances for the Dearborn Street and Salt Street vacations on June 22, 2020, and the ordinances became effective on August 6, 2020. However, the Michigan Department of Transportation requires a City Council resolution to formally recertify the streets on the Act 51 roadway system.

Council Action:

This communication is for informational purposes only for the following resolutions.

RECERTIFICATION DEARBORN STREET

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

WHEREAS: at a regular meeting of the City Council of the City of Saginaw did on June 22, 2020, repeal the vacation of Dearborn Street; and

WHEREAS: it is necessary to furnish certain information to the State of Michigan to place this street within the City of Saginaw Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended.

NOW, THEREFORE, BE IT RESOLVED, that the center line of said street is described as being located between the eastern line of King Street and the western line of Queen Street abutting Lots 4 and 5 of Block 91, H.L. Miller's Addition and abutting Lots 1 and 8 of Block 96, H.L. Miller's Second Addition and also abutting Lot 1 of Block 95 of H.L. Miller's Addition and the western line of Queen Street in the City of Saginaw, Michigan for a total recertification length of 240.44 feet.

That said street is located within the City of Saginaw right-of-way and is under the control of the City of Saginaw, Michigan.

That said street is a public street and is for public street purposes.

That said street is accepted into the municipal street system and is open to the public for public use on or before August 6, 2020.

Ayes:

Nays:

Absent:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on September 28, 2020; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, MiPMC/MMC
City Clerk

RECERTIFICATION SALT STREET

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

WHEREAS: at a regular meeting of the City Council of the City of Saginaw did on June 22, 2020, repeal the vacation of Salt Street; and

WHEREAS: it is necessary to furnish certain information to the State of Michigan to place this street within the City of Saginaw Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended.

NOW, THEREFORE, BE IT RESOLVED, that the center line of said street is described as being located between the northern line of Fraser Street and the southwestern line of Queen Street abutting Lots 5 and 6 of Block 91, H.L. Miller's Addition and abutting the southwestern line of Queen Street and also abutting Lots 5, 6, 7 and 8 of Block 96, HL Miller's Second Addition and Lots 1, 2, 3, 4 and 5 of Block 95 of H.L. Miller's Addition, City of Saginaw, Michigan for a total recertification length of 240 feet.

That said street is located within the City of Saginaw right-of-way and is under the control of the City of Saginaw, Michigan.

That said street is a public street and is for public street purposes.

That said street is accepted into the municipal street system and is open to the public for public use on or before August 6, 2020.

Ayes:

Nays:

Absent:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on September 28, 2020; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, MiPMC/MMC
City Clerk