



Saginaw City Council Agenda

1315 S. Washington Avenue
Council Chambers, Room 205
August 9, 2021
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:

1. Ken LeCureux, Urban Racquet Sports Foundation, update on Garber Tennis Courts.

CONSENT AGENDA:

1. Approve the July 26, 2021 regular council meeting minutes.
2. Approve the purchase with AIS Construction Equipment for \$66,742 for a 2021 JCB Skid Steer for the Neighborhood Services and Inspections Department, Inspections Division.
3. Approve the purchase with Johnson Controls for \$8,590 for repairs to the cooling system at the Police Department for the Public Services Department, Facilities Division.
4. Approve the purchase with Advanced Business Communications, LLC for \$13,980 for security cameras at Celebration Square for the Public Services Department, Parks and Facilities Division.
5. Approve the purchase with Bandit for \$69,330 for a 2021 18XP Bandit Brush Chipper for the Public Services Department, Streets Division.
6. Approve the purchases with Hotsy of Mid-Michigan for \$867, Michigan Petroleum for \$7,780, Rhomar Industries, Inc. for \$3,288, Rowleys Wholesale for \$3,650, and Webster & Garner for \$32,723 for the annual supply of fluids for the Public Services Department, Motor Pool Operations Division.
7. Approve the purchase with AIS Construction Equipment for \$272,289 for a 2021 John Deere 624P Wheel Loader for the Public Services Department, Streets Division.
8. Approve the purchase with Bell Equipment Company for \$178,000 for a 2021 International Heil Packer Truck for the Pubic Services Department, Streets Division.

9. Approve the purchase with Corby Energy Service, Inc. for \$1,900,000 for FY 2022; and pending budget approval, for FY 2023 and FY 2024 for water distribution and sewer collection maintenance services for the Public Services Department, Maintenance and Service Division.
10. Adopt the resolution authorizing sponsors of specific community events to use amplifying equipment for 2021.
11. Adopt the resolution authorizing the sale and consumption of alcoholic beverages during specific community events for 2021.
12. Approve the agreement with Covenant Medical Center, Inc. for the Cooper Street Pedestrian Crossing Improvements for the Public Services Department, Right of Way Division.
13. Approve the payment to the Urban Youth Tennis Foundation for \$22,950 for the replacement of public park sidewalk for the Public Services Department.
14. Approve the Easement Agreement with SVRC Marketplace, LLC for the Public Services Department, Right of Way Division.
15. Approve the blanket purchase with Kendall Electric, a sole source, for \$12,000 for specific parts and supplies for the Water and Wastewater Treatment Services Department, Water and Wastewater Treatment Divisions, Instrumentation and Process Controls Division.
16. Approve the purchase with Lyden Oil Company for \$9,180 for gear oil for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.
17. Approve the purchase with ABBA Pump Parts and Service, a sole source, for \$12,822 for impeller and wear rings for Return Activated Sludge Pump No. 4 for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.
18. Approve a purchase with JWC Environmental, a sole source, for \$10,400 for parts to rebuild a primary treatment sludge grinding unit for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.
19. Ratification of the emergency purchase with Great Lakes Tower for \$30,000 for tower and antenna repairs for the Water and Wastewater Treatment Services Department, Instrumentation and Process Controls Division.
20. Ratification of the emergency purchase with Arizona Heating and Cooling for \$3,200 for the replacement of an air conditioning unit at Station No. 2 for the Fire Department.

BOARD/COMMISSION/COMMITTEE REPORTS:

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS:

ORDINANCE INTRODUCTION:

ORDINANCE CONSIDERATION AND ADOPTION:

RESOLUTIONS:

1. Approving the Performance Resolution with the Michigan Department of Transportation.

UNFINISHED BUSINESS:

MISCELLANEOUS BUSINESS:

1. Motion to designate an official representative of the City, and the alternate, for the Michigan Municipal League Annual Meeting to be held in Grand Rapids, September 22-24, 2021.
2. Consideration of a FOIA Appeal submitted by Charles C. Smith, Jr.
3. Consideration of a FOIA Appeal submitted by Felicia Hogan.

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.

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD MONDAY, JULY 26, 2021, AT 6:30 P.M. IN COUNCIL CHAMBERS AT CITY HALL, 1315 S. WASHINGTON AVENUE, SAGINAW, MICHIGAN.

OPENING PRAYER

Mayor Moore offered the opening prayer and led the Pledge of Allegiance to the Flag.

ROLL CALL

Council Members present: Monique Lamar-Silvia, Reggie Williams II, Annie Boensch, Autumn Scherzer, Bill Ostash attending remotely from Saginaw, MI, Michael Flores, George Copeland, and Brenda Moore: 8. Council Member absent: Michael Balls: 1.

PUBLIC INPUT

Public input that addressed the Council: Dion Hardy, Alex Mixter, Jeffrey Bulls, Audrey Beatty, and Jacob Way.

REMARKS OF COUNCIL

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

REPORTS FROM CITY MANAGER

City Manager Morales provided information and updates regarding City projects and announced that the September 13 regular Council meeting has been rescheduled for September 17 and will include a Strategic Planning session regarding the American Rescue Plan Act.

Manager Morales introduced Beth London, Deputy Director of Public Services. Ms. London gave an update regarding the Wickes Park project.

Mayor Pro Tem Balls entered the meeting at 7:25 p.m.

CONSENT AGENDA:

Moved by Council Member Boensch, seconded by Council Member Scherzer to approve the consent agenda, allowing room for exceptions. Exceptions were made to items 2, 3, and 13. 9 ayes, 0 nays, 0 absent. Motion approved.

1. Approve the July 12, 2021 regular council meeting minutes.
2. Approve the amendments to the FY 2022 Approved Budget to recognize changes that have occurred during the July period.
3. Approve the agreement with Public Sector Consultants for an amount not to exceed \$10,000 to facilitate the September 17, 2021 Strategic Planning Session and to provide other consulting services for the American Rescue Plan Act grant funds.
4. Approve the HOME Grant Agreement for \$449,489 from the Department of Housing and Urban Development for FY 2022 for the HOME Investment Partnership Program.
5. Approve the HOME Subrecipient Agreements and Memorandum of Understanding for FY 2022 for operating expenses and three specific rehabilitation projects for \$449,489.

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6. Approve the Emergency Solutions Grant Agreement for \$184,410 from the Department of Housing and Urban Development for FY 2022.
 7. Approve the Emergency Solutions Grant Subrecipient Agreements for FY 2022 to seven specific organizations providing shelters and transitional housing for the homeless for \$184,410.
 8. Approve the Community Development Block Grant Agreement from the Department of Housing and Urban Development for FY 2022 for \$2,602,600 which includes prior year funds.
 9. Approve the Community Development Block Grant Subrecipient Agreements and Memorandums of Understanding for FY 2022 to specific organizations for housing, economic development, public improvements, and public service activities for \$2,162,004.
 10. Approve the purchase with Homeland Title Company for \$5,000 for Title Services for the Community Development Block Grant Division.
 11. Approve a purchase with The Masters Touch, LLC for \$8,640 for the printing and mailing of utility bills for FY 2022.
 12. Approve the purchase with UniFirst Corporation for \$38,996 for FY 2022 for city wide uniform rental services for city departments.
 13. Approve a blanket purchase with Angel Armor for \$19,000 for ballistic vests for the Police Department.
 14. Approve the Interlocal Agreement with Saginaw County for administration of the 2021-22 Byrne Justice Assistance Grant in the amount of \$31,448.
 15. Approve a purchase with Wobig Construction Co. for \$46,950 to replace the concrete platform at Fire Station 2.
 16. Approve a purchase with ETNA Supply for \$399,529 for no-lead brass fittings for the Maintenance and Service Division.
 17. Approve the contract with Edw. C. Levy Co., dba Ace-Saginaw Paving Company, for \$538,279 for the 2021 Mill and Resurface project for the Engineering Section, Right of Way Division.
 18. Approve the purchases with Bell Equipment Co. for \$14,003 and United Rotary Brush Corp. for \$21,550; and pending budget approval, to Bell Equipment Co. for \$14,878 and United Rotary Brush Corp. for \$22,628 for FY 2023 for various sweeper brooms for the Motor Pool Operations Division.
 19. Ratification of a purchase with Otis Elevator Company for \$5,210.00 for an emergency repair to the elevator at City Hall for the Facilities Division.
 20. Approve the purchases with Truck and Trailer Specialties for \$6,747, Valk Manufacturing Co. for \$13,196, and Winter Equipment Co. for \$10,774 for the annual supply of snow plow blades and guards for the Motor Pool Operations Division.

21. Approve a purchase with Michigan CAT, a sole source, for \$6,148 for installation of a repaired circuit breaker and testing for the emergency backup CAT generator for the Water Treatment Division.
22. Approve the blanket purchase orders to specific vendors for a total of \$25,000 for electrical and mechanical equipment repair services for the Water Treatment Division.
23. Approve a purchase with Jacobi Carbons, Inc. for \$52,150 for Powdered Activated Carbon for the Water Treatment Division.

Moved by Council Member Flores, seconded by Council Member Copeland to approve consent agenda item 2, as presented. 9 ayes, 0 nays, 0 absent. Motion approved.

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

Moved by Council Member Flores, seconded by Council Member Copeland to approve consent agenda item 13, as presented. 9 ayes, 0 nays, 0 absent. Motion approved.

APPOINTMENT OF BOARD AND COMMISSION MEMBERS

Moved by Mayor Pro Tem Balls, seconded by Council Member Lamar-Silvia to approve the following:

1. the Mayoral reappointment of Sonia Severin to the Saginaw Arts and Enrichment Commission with a term to expire June 30, 2024.
 2. the Mayoral appointment of TayVell Richmond to the Saginaw Economic Development Corporation with a term to expire June 30, 2024.
- 9 ayes, 0 nays, 0 absent. Motion approved.

ORDINANCE CONSIDERATION AND ADOPTION

Moved by Council Member Scherzer, seconded by Council Member Boensch to adopt the ordinance to amend Chapter 94, "Nuisances: Health and Safety," of Title IX, "General Regulations," by adding §§94.100 "Purpose," 94.101 "Definitions," 94.102 "Prohibition," 94.103 "Violation and Enforcement," of the City of Saginaw Code of Ordinances, O-204. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Lamar-Silvia, seconded by Mayor Pro Tem Balls to adopt the ordinance to amend Chapter 72, "Parking Regulations," of Title VII, "Traffic Regulations," by amending §72.99 "Penalty," of the City of Saginaw Code of Ordinances, O-204. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Boensch, seconded by Council Member Scherzer to adopt the ordinance to amend Chapter 12, "Boards and Commissions," of Title I, "Administrative Code," by adding §12.50 "Saginaw Water System Advisory Council," of the City of Saginaw Code of Ordinances, O-204. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Copeland, seconded by Council Member Flores to adopt the ordinance to amend Chapter 132, "Drug and Alcohol Offenses," of Title XIII, "General Offenses," by amending §132.21 "Definitions," and §132.22 "Possession, Manufacture, and Sale Prohibited, Exceptions," of the City of Saginaw Code of Ordinances, O-204. 9 ayes, 0 nays, 0 absent. Motion approved.

RESOLUTIONS

Moved by Council Member Scherzer, seconded by Council Member Boensch to adopt the resolution approving the Cost Agreement with the Michigan Department of Transportation for the rehabilitation of the Genesee Avenue Bridge for the Engineering Section, Right of Way Division. 9 ayes, 0 nays, 0 absent. Motion approved.

Moved by Council Member Lamar-Silvia, seconded by Council Member Boensch to adopt the resolution accepting the Coronavirus Local Fiscal Recovery Funds from the American Rescue Plan Act in the amount of \$52,089,151 from the U.S. Department of Treasury. 9 ayes, 0 nays, 0 absent. Motion approved.

ADJOURNMENT

Moved by Council Member Boensch, seconded by Mayor Pro Tem Balls to adjourn the meeting at 7:53 p.m.

Council Member Ostash left the meeting at 7:53 p.m.

8 ayes, 0 nays, 1 absent. Motion approved.

As recorded by,

Janet Santos, MiPMC/MMC
City Clerk

From: Timothy Morales, City Manager
Subject: Replacement Skid Steer
Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with AIS Construction Equipment for \$66,742.00 for a 2021 JCB Skid Steer for the Neighborhood Services and Inspections Department, Inspections Division.

Justification:

The Inspections Division has budgeted in FY 2022 to purchase a 2021 JCB Skid Steer replacing a 1990 skid steer with over 4,064 hours, scheduled for replacement in 2004 that has been sold at auction. It had extensive rust, fatigue to the body, and frame along with hydraulic and mechanical issues that made it expensive to maintain to DOT and OSHA standards. This skid steer is used to perform property and environmental clean-ups. This purchase will be made using State bid pricing per MDeal contract number 071B7700090.

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

Funds are budgeted in the Rubbish Collection Fund, Environmental Improvement Division's, Vehicle Account No. 226-4583-982.000 \$66,742.00.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Chiller Repairs
Prepared by: Jay Gustin, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with Johnson Controls for \$8,590.00 for repairs to the cooling system at the Police Department for the Public Services Department, Facilities Division.

Justification:

On June 29, 2021, the City received three bids for the repair of the chiller at the Police Department. These repairs are necessary to keep the unit running. The repairs include rebuilding two compressor contactors, replacing a crank case heater, replacing two pressure gauges, and perform two oil compressions. The following is a listing of the bids received.

<u>Vendor</u>	<u>Total</u>
Johnson Controls Saginaw, MI (Out of City)	\$8,590
William E. Walter, Inc. Flint, MI	\$8,850
John E. Green Company Saginaw, MI (Out of City)	\$11,340

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 Management Division, Repairs and Replacement Account No. 101-3514-974.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Security Camera Project
Prepared by: Jay Gustin, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with Advanced Business Communications, LLC for \$13,979.84 for security cameras at Celebration Square for the Public Services Department, Parks and Facilities Division.

Justification:

The City is requesting the installation of twelve security cameras and related hardware for the Celebration Park, Skate Park and parking lot areas. The City has security observation cameras at most municipal buildings, municipal parking lots, and remote cameras used for code enforcement violations. Advanced Business Communications, LLC is the City's current vendor for cameras at other City facilities.

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, Public Services Department, Celebration Park Repairs and Replacement Account No. 101-7580-974.000 \$13,979.84.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Replacement Brush Chipper
Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with Bandit for \$69,330.00 for a 2021 18XP Bandit Brush Chipper for the Public Services Department, Streets Division.

Justification:

The Streets Division has budgeted, in FY 2022 to purchase a 2021 18XP Bandit Brush Chipper replacing a 2004 brush chipper with over 7,000 hours, scheduled for replacement in 2014, that will be sold at auction. It has structural fatigue and mechanical issues that have become expensive to repair and can hamper the timeliness of the brush pickup. This brush chipper will be used on a daily basis on the brush route. This purchase will be made using State bid pricing per MIDeal contract number 171-190000000-301.

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

Funds are budgeted in the Rubbish Collection Fund, Brush Collection Division's, Maintenance Equipment Account No 226-4585-978.000 \$69,330.00.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Motor Vehicle Fluids
Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend approval of purchases with Hotsy of Mid-Michigan for \$867.00, Michigan Petroleum for \$7,779.66, Rhomar Industries, Inc. for \$3,287.30, Rowleys Wholesale for \$3,649.63, and Webster & Garner for \$32,722.08 for the annual supply of fluids for the Public Services Department, Motor Pool Operations Division.

Justification:

On June 15, 2021, bids were received for an annual supply of 20,486 gallons of fluids, which is a 145.02% increase in fluids bid compared to FY 2021. The City's Municipal Motor Pool Operation requires various fluids to maintain its fleet. A cost comparison of items on the previous purchase in Fiscal Year 2021 shows a 51% increase. It is in the best interest of the City to distribute the bids among the five bidders listed with their low respective pricing.

The following is a listing of the purchase orders requested:

<u>Vendor</u>	<u>PO Amount</u>
Hotsy of Mid Michigan Saginaw, MI (out-city)	\$ 867.00
Michigan Petroleum Technologies Port Huron, MI (out-city)	\$ 7,779.66
Rhomar Industries Inc. Springfield, MO (out-city)	\$ 3,287.30
Rowley's Wholesale Bay City, MI (out-city)	\$ 3,649.63
Webster & Garner Clio, MI (out-city)	<u>\$32,722.08</u>
Total	\$48,305.83

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

Funds are budgeted in the Motor Pool Operation Fund, Garage Operations Division's Motor Vehicle Supplies Account No. 661-4481-737.000, \$48,305.83 and will be accounted for in the Motor Pool Operation Fund, Garage Operations Division's Inventory Account No. 661-0000-110.001.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Replacement Wheel Loader
Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with AIS Construction Equipment for \$272,288.99 for a 2021 John Deere 624P Wheel Loader for the Public Services Department, Streets Division.

Justification:

The Streets Division has budgeted in FY 2022 to purchase a 2021 John Deere 624P Wheel Loader replacing a 2005 loader with over 20,487 hours, scheduled for replacement in 2021 that has been sold at auction. It had extensive rust, fatigue to the body and frame, along with mechanical issues that made it expensive to maintain to DOT and OSHA standards. This loader will be used to better keep up with compost processing, improve response time in clean up after storm events, assist with loading salt into plow trucks, and the removal of hazardous trees in the Right of Way. This purchase will be made using State bid pricing per MIDeal contract number 071B7700090.

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

Funds are budgeted in the Major Streets Fund, Routine Maintenance Division's, Maintenance Equipment Account No. 202-4651-978.000 \$81,686.70, the Major Streets Fund, Winter Maintenance Division's, Maintenance Equipment Account No 202-4655-978.000 \$81,686.70, the Rubbish Collection Fund, Composting Division's, Maintenance Equipment Account No. 226-4587-978.000 \$54,457.80, the Rubbish Collection Fund, Brush Collection Division's, Maintenance Equipment Account No 226-4585-978.000 \$27,228.90, and the Rubbish Collection Fund, Rubbish Collection Division's, Maintenance Equipment Account No. 226-4582-978.000 \$27,228.89.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Replacement Packer Truck
Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with Bell Equipment Company for \$178,000.00 for a 2021 International Heil Packer Truck for the Pubic Services Department, Streets Division.

Justification:

The Streets Division has budgeted in FY 2022 to purchase a 2021 International Heil Packer Truck replacing a 2002 packer truck with over 121,877 miles, scheduled for replacement in 2017 that will be sold at auction. It has extensive rust, fatigue to the body and frame, along with mechanical issues that make it expensive to maintain to DOT and OSHA standards. This packer truck is used as a yard waste truck during peak yard waste months, as a back up to the recycling packer truck, for environmental clean-ups, and operation of the convenience station. This purchase will be made using NJPA Sourcewell contract number 091219-THC.

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

Funds are budgeted in the Rubbish Collection Fund, Yard Waste Division's, Vehicle Account No 226-4588-982.000 \$105,020.00, the Rubbish Collection Fund, Rubbish Collection Division's, Vehicle Account No. 226-4582-982.000 \$38,270.00, and the Rubbish Collection Fund, Recycling Division's, Vehicle Account No. 226-4586-982.000 \$34,710.00.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Water & Sewer Maintenance Services
Prepared by: Joshua Hoffman, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with Corby Energy Service, Inc. for \$1,900,000.00 for FY 2022; and pending budget approval, for \$1,900,000.00 for FY 2023 and \$1,900,000.00 for FY 2024 for water distribution and sewer collection maintenance services for the Public Services Department, Maintenance and Service Division.

Justification:

The Maintenance and Service Division requires these maintenance services to investigate suspected defects or condition concerns, identify and correct same and to minimize or prevent future problems in the City's aging water and sewer infrastructure. The contractor will provide planned and emergency water distribution, transmission and sewer collection repair services on an as needed basis. Trenchless methods utilized by the contractor provide for minimal restoration costs and disruption to traffic when compared to traditional open cut methods.

The contractor's cleaning and televising of the sewer collection system will reveal and identify structural deficiencies in existing sewer mains. A sewer can be identified with a deficiency and be repaired with a structural liner using the trenchless methodology. All the engineering and design can be provided by Corby Energy Services, Inc. This allows minimization of the costs for mobilization of crews.

The City is using The National Intergovernmental Purchasing Alliance / Omnia Partners Contract #R170801, a national bidding entity that provides a competitive solicitation process consistent with applicable suppliers that the contract may be used by other government agencies throughout the United States. This language is based on the lead jurisdiction "Joint Power Authority" or "Cooperative Procurement Authority." It allows governmental and public entities opportunities for greater efficiency and economy in procuring goods and services.

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

Funds are budgeted in the Water Operations and Maintenance Fund, Water Surplus Divisions Construction Account No. 591-4740-822.000 \$500,000.00, Water Operations and Maintenance Fund, Water Surplus Division's Engineering Account No. 591-4740-802.000 \$100,000.00, Water Operations and Maintenance Fund, Maintenance and Service Division's Operating Services Account No. 591-4721-805.000 \$150,000.00 and

Sewer Operations and Maintenance Fund, Sewer Surplus Divisions Construction Account No. 590-4840-822.000 \$500,000.00, Sewer Operations and Maintenance Fund, Sewer Surplus Division's Engineering Account No. 590-4840-802.000 \$150,000.00, Sewer Operations and Maintenance Fund, Maintenance and Service Division's Operating Services Account No. 590-4821-805.000 \$500,000.00 for FY 2022, and will be budgeted in the same accounts for FY 2023 and FY 2024, pending budget approval.

Council Action:

Motion to approve the recommendation of the City Manager.

AUTHORIZE SPONSORS OF COMMUNITY EVENTS THE USE OF AMPLIFYING EQUIPMENT

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

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

Name of Event	Location	Date	Sponsor
Saginaw Harvest Table	Morley Plaza	9/19	Pride
HSC Employee Picnic	Morley Plaza	9/1	HSC
Team One Wine Run	Huntington Park	9/22	Team One Credit Union

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

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

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

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 August 9, 2021; 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

PERMIT THE SALE OF ALCOHOLIC BEVERAGES AT COMMUNITY EVENTS

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

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

Name of Event	Location	Date	Sponsor
Saginaw Harvest Table	Morley Plaza	9/19	Pride
Team One Wine Run	Huntington Park	9/22	Team One Credit Union

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

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

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

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 August 9, 2021; 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: Cooper Pedestrian Crossings Agreement with Covenant
Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend the approval of the agreement with Covenant Medical Center, Inc. for the Cooper Street Pedestrian Crossing Improvements for the Public Services Department, Right of Way Division.

Justification:

Covenant Medical Center, 1447 N. Harrison Street, is anticipating increased pedestrian traffic across Cooper Street when the recently constructed Mary Free Bed Rehabilitation facility opens in November. Covenant and their engineering consultants worked with the City to design pedestrian crossing improvements on Cooper Street to improve pedestrian safety. The pedestrian crossing improvements include the relocation of mid-block crosswalks, installation of upgraded signing and flashers, and the installation of new pedestrian refuge islands in the center turn lane.

The Agreement establishes that the City will bid the construction work for the improvements per their City Ordinances and purchasing requirements and Covenant Medical Center will reimburse the City for all construction costs and pay the City an additional 8% administration fee.

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: Urban Youth Tennis Foundation Payment for Sidewalk
Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend approval of a payment to the Urban Youth Tennis Foundation in the amount of \$22,950 for the replacement of public park sidewalk for the Public Services Department.

Justification:

The Urban Youth Tennis Foundation raised over \$2 million to rebuild the Garber Tennis Courts Facility on the southeast corner of Ezra Rust Drive and Fordney Street. The Urban Youth Tennis Foundation leases the property where the courts are located from the City of Saginaw and they are responsible for the management and maintenance of the facility. Existing sidewalk on the east side of the courts is in poor condition and needs to be replaced. The maintenance of this sidewalk is the responsibility of the City of Saginaw. The cost to have the 2,500 square feet of sidewalk and curb replaced utilizing Garber Tennis Court construction bid pricing is \$22,950.

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, Engineering Division's Construction Projects Account No. 101-4611-822.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Permanent Easement Agreement for Electric Charging Stations
Prepared by: Beth D. London, Public Services Department

Manager's Recommendation:

I recommend the approval of the Easement Agreement with SVRC Marketplace, LLC for \$1.00 for the Public Services Department, Right of Way Division.

Justification:

The sole purpose of the easement agreement is to allow the City to install, maintain, repair, inspect, improve, replace, and/or remove two electrical vehicle charging stations which are located within the easement located on the southeast corner of 211 S. Water Street. The easement agreement also grants the City a utility easement to allow electricity to be provided to the two electrical vehicle charging stations. This Agreement and Easement will be terminate at such time as when the Easement Improvements are removed by Grantee with no intent of replacement or continued use of the Easement Area.

Funds are budgeted in the General Fund, Public Services Department, Engineering Division's, Operating Services Account No. 101-4611-805-000 \$1.00.

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

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Blanket for Parts and Supplies
Prepared by: Dan Simmer, Water and Wastewater

Manager's Recommendation:

I recommend approval of a blanket purchase order with Kendall Electric, a sole source, for \$12,000.00 for specific parts and supplies for the Water and Wastewater Treatment Services Department, Water and Wastewater Treatment Divisions, Instrumentation and Process Controls Division.

Justification:

The City of Saginaw's Water and Wastewater Treatment Divisions' Supervisory Control and Data Acquisition (SCADA) systems are based on Allen Bradley/Rockwell Automation programmable logic controllers. These controllers are installed in more than two dozen locations in Saginaw County, which include the City's Water and Wastewater Treatment plants, pump stations, CSO basins and lift and storm stations, as well as in our wholesale water customers' water towers. They provide critical remote monitoring and control the water and wastewater systems, via the SCADA system. This blanket is to provide for various repair parts for unpredictable problems that may arise in this critical system. Kendall Electric is the distributor for Rockwell Automation, Inc. and the sole provider of this equipment.

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

Funds are budgeted in the Sewer Operations and Maintenance Fund, Instruments and Process Controls Division's Parts and Supplies Account No. 590-4815-742.000 \$6,000 and the Water Operations and Maintenance Fund, Instruments and Process Controls Division's Parts and Supplies Account No. 591-4715-742.000 \$6,000.

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 Lyden Oil Company for \$9,180.00 for gear oil used in the aeration tank aerators for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.

Justification:

On June 15, 2021, the City received bids for Phillips 66 Syncon EP plus 220 Gear Oil to replace the oil in 5 of the 20 aerators at the Wastewater Treatment Plant. The oil being replaced has been in use for 9 years and is nearing the end of its service life. The aerators run 24 hours a day, maintaining dissolved oxygen levels to ensure proper biological treatment in the secondary treatment process. Following is a tabulation of the bids received:

Lyden Oil Company Shelby Twp., MI (out-City)	\$9,180.00
Michigan Petroleum Saginaw, MI (in-City)	\$9,660.00
Foster Blue Water Oil Richmond, MI (out-City)	\$10,620.00
Super-Flite Oil Saginaw, MI (out-City)	\$11,780.00

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: Pump Impeller and Wear Rings
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with ABBA Pump Parts and Service, the sole source, for \$12,822.00 for the purchase of impeller and wear rings for Return Activated Sludge Pump No. 4 for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.

Justification:

The Wastewater Treatment Plant has five return activated sludge (RAS) pumps which return concentrated microorganisms (activated sludge) from the final clarifiers to the aeration basins, to remove incoming organic matter. During a routine inspection, extreme wear of one of the pump impellers was discovered and the pump was taken out of service. The pump impeller is beyond repair and requires replacement.

Fairbanks Morse was the manufacturer of the RAS Pumps, but have since discontinued manufacturing pumps and parts. ABBA Pump Parts and Service bought the patterns for Fairbanks Morse Pumps and is the sole source manufacturer for replacement parts. On July 8, 2021, we received a quote from ABBA Pumps Parts and Service in the amount of \$12,822.00 for the impeller and wear rings needed to repair this pump.

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

Funds for this purchase are budgeted in the Sewer Operations and Maintenance Fund, Treatment and Pumping Division's Repairs and Replacements Account No. 590-4830-974.000.

Council Action:

Motion to approve the recommendation from the City Manager.

From: Timothy Morales, City Manager
Subject: Primary Treatment Sludge Grinder
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with JWC Environmental, a sole source, for \$10,399.50 for the purchase of parts to rebuild a primary treatment sludge grinding unit for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.

Justification:

The Wastewater Treatment Plant has six JWC Muffin Monster grinders on the suction piping coming from each primary settling tank. They are used to grind up larger materials that have settled out in the tanks to a smaller size to eliminate plugging and fouling of downstream equipment and piping. On July 9, 2021, we received a quote from JWC Environmental for the replacement parts needed to repair the damaged grinder. They are the inventor and manufacturer of the Muffin Monster and the sole source for spare parts.

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 for this purchase are available in the Sewer Operations and Maintenance Fund, Treatment and Pumping Division's Repairs and Replacements Account No. 590-4830-974.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Ratification of Annual for Tower/Antenna Repairs
Prepared by: Dan Simmer, Water and Wastewater

Manager's Recommendation:

I recommend ratification of an annual purchase order with Great Lakes Tower for \$30,000.00 for tower and antenna repairs for the Water and Wastewater Treatment Services Department, Instrumentation and Process Controls Division.

Justification:

The City's Water and Wastewater Treatment Supervisory Control and Data Acquisition (SCADA) systems are comprised of a large radio network that spans the entire county. There are more than a dozen towers in the system that provide constant critical monitoring and control for City staff at the Water and Wastewater Treatment Divisions, as well as for the automated meter reading system for the Maintenance and Service Division. This purchase will provide tower maintenance services for various unpredictable issues that may arise due to weather or wear and tear because of continuous use. Great Lakes Tower has staff and equipment that specializes in troubleshooting radio communications issues and has completed tower repairs satisfactorily for us in the past.

On July 27, 2021, emergency purchase order #511599 was issued, as service technicians were available to complete maintenance deferred from FY21. The work could not be completed in FY21 due to the lack of available technicians. Great Lakes Tower contacted us on July 27, 2021 to inform us they could be on-site July 28, 2021. As these systems are critical, I gave approval to proceed with the emergency 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 for this purchase are available in the Sewer Operations and Maintenance Fund, Instrumentation and Process Controls Division's Professional Services Account No. 590-4815-801.000 \$15,000 and the Water Operations and Maintenance Fund, Instrumentation and Process Controls Division's Professional Services Account No. 591-4715-801.000 \$15,000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Ratification of Emergency Purchase of Air Conditioning Unit
Prepared by: Battalion Chief Scott Yaw, Saginaw Fire Department

Manager's Recommendation:

I recommend ratification of an emergency purchase with Arizona Heating and Cooling for \$3,200.00 for the replacement of a rooftop air conditioning unit at Station No. 2, 1305 Gratiot, for the Fire Department.

Justification:

On August 4, 2021, emergency purchase order no. 511688 was issued to Arizona Heating and Cooling for the purchase of a 3 Ton 13 SEER air conditioning package to replace a failed AC unit for the office, kitchen and living quarters for Fire Station No. 2. Due to vendor availability and scheduling limitations, Arizona Heating & Cooling was the only vendor able to provide an immediate estimate and complete the replacement within the week.

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

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

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: MDOT Performance Resolution
Prepared by: Louis Taylor, Public Services Department

Manager's Recommendation:

I recommend the approval of the Performance Resolution agreeing to the requirements the City must follow in all applications for permits to perform work within the Michigan Department of Transportation Right-of-Way within the city boundaries for the Engineering Section, Right of Way Division.

Justification:

The Michigan Department of Transportation (MDOT) requires all municipalities that construct, operate, use and/or maintain utilities or other facilities, or conduct other activities on, over and under State Highway Right-of-Way, apply for an annual permit to perform the work, and to provide advance notification of the activity to the Michigan Department of Transportation.

The activities performed may include tree trimming and removal, water and sewer underground utility operations, aerial utility operations, banner installation, road closures and traffic control for special events, and detours on State Highway routes. MDOT requires a resolution from the municipality before they will issue permits.

The existing Performance Resolution was previously approved by City Council on January 9, 2017. The Michigan Attorney General requested the Performance Resolution be updated to reflect new language.

The Performance Resolution shall continue in force from this date until cancelled by the City or MDOT with no less than thirty (30) days prior written notice provided to the other party.

Council Action:

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

PERFORMANCE RESOLUTION FOR MUNICIPALITIES

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

WHEREAS: the City of Saginaw hereinafter referred to as the "MUNICIPALITY," periodically applies to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT," for permits, referred to as "PERMIT," to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over, and under State Highway Right of Way at various locations within and adjacent to its corporate limits.

NOW THEREFORE, in consideration of the DEPARTMENT granting such PERMIT, the MUNICIPALITY agrees that:

1. Each party to this Resolution shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Resolution, as provided by law. This Resolution is not intended to increase either party's liability for, or immunity from, tort claims, nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this Agreement.
2. If any of the work performed for the MUNICIPALITY is performed by a contractor the MUNICIPALITY shall require its contractor to hold harmless, indemnify and defend in litigation, the State of Michigan, the DEPARTMENT and their agents and employee's, against any claims for damages to public or private property and for injuries to person arising out of the performance of the work, except for claims that result from the sole negligence or willful acts of the DEPARTMENT, until the contractor achieves final acceptance of the MUNICIPALITY. Failure of the MUNICIPALITY to require its contractor to indemnify the DEPARTMENT, as set forth above, shall be considered a breach of its duties to the DEPARTMENT.
3. Any work performed for the MUNICIPALITY by a contractor or subcontractor will be solely as a contractor for the MUNICIPALITY and not as a contractor or agent of the DEPARTMENT. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the MUNICIPALITY, or their subcontractors or any other person not a party to the PERMIT without the DEPARTMENT'S specific prior written consent and notwithstanding the issuance of the PERMIT. Any claims by any contractor or subcontractor will be the sole responsibility of the MUNICIPALITY.
4. The MUNICIPALITY shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the PERMIT which results in claims being asserted against or judgment being imposed against the State of Michigan, the Michigan Transportation Commission, the DEPARTMENT, and

all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract. In the event that the same occurs, for the purposes of the PERMIT, it will be considered as a breach of the PERMIT thereby giving the State of Michigan, the DEPARTMENT, and/or the Michigan Transportation Commission a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

5. The MUNICIPALITY will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State Highway Right of Way resulting from the installation, construction, operation and/or maintenance of the MUNICIPALITY'S facilities according to a PERMIT issued by the DEPARTMENT.

6. With respect to any activities authorized by a PERMIT, when the MUNICIPALITY requires insurance on its own or its contractor's behalf it shall also require that such policy include as named insured the State of Michigan, the Transportation Commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract.

7. The incorporation by the DEPARTMENT of this Resolution as part of a PERMIT does not prevent the DEPARTMENT from requiring additional performance security or insurance before issuance of a PERMIT.

8. This Resolution shall continue in force from this date until cancelled by the MUNICIPALITY or the DEPARTMENT with no less than thirty (30) days prior written notice provided to the other party. It will not be cancelled or otherwise terminated by the MUNICIPALITY with regard to any PERMIT which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following positions are authorized to apply to the DEPARTMENT for the necessary permit to work within State Highway Right of Way on behalf of the MUNICIPALITY.

City Engineer
Assistant City Engineer
Traffic Engineering Assistant

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 August 9, 2021; 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