



Saginaw City Council Agenda

1315 S. Washington Avenue
Council Chambers, Room 205
December 6, 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:

CONSENT AGENDA:

1. Approve the November 22, 2021 regular council meeting minutes.
2. Approve the Medicare Group Enrollment and Coverage Agreement with Blue Cross Blue Shield of Michigan.
3. Approve the amendments to the FY 2022 Approved Budget to recognize changes that have occurred during the October period.
4. Approve the purchase with Signature Ford Lincoln for \$39,401 for a 2022 Police Interceptor Utility vehicle for the Saginaw Police Department.
5. Approve the purchase with Top Flight Tree Removal, LLC for \$19,825 for the removal of trees within the cemeteries for the Public Services Department, Cemeteries Division.
6. Approve the purchase with Saginaw Control Engineering for \$6,141 for an electrical enclosure for the Public Services Department, Traffic Engineering Division.
7. Approve the purchase with Delta Controls Corporation for \$6,418 for three level transmitters for the Water and Wastewater Treatment Services Department, Remote Facilities Division.
8. Ratification of an increase to a purchase with JCI Jones Chemicals, Inc. by \$8,280, for a new total of \$44,640, for chlorine for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.

9. Ratification of an increase to a purchase with JCI Jones Chemicals, Inc. by \$38,973, for a new total of \$174,423, for Sodium Hypochlorite for the Water and Wastewater Treatment Services Department, Remote Facilities Division; and ratification of an increase to a purchase with JCI Jones Chemicals, Inc. by \$15,348, for a new total of \$114,358, for Sodium Hypochlorite for the Water Treatment Division.

BOARD/COMMISSION/COMMITTEE REPORTS:

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS:

1. Approve the Council appointment of Kevin Rooker to the Historic District Commission - Bearinger Study Committee with a term to expire when committee work is complete.
2. Approve the reappointment of Ronald Wheatley to the Housing Board of Appeals with a term to expire December 31, 2023.
3. Approve the Council reappointment of Diana Gutierrez to the Saginaw Transit Authority Regional Services with a term to end December 31, 2024.

ORDINANCE INTRODUCTION:

ORDINANCE CONSIDERATION AND ADOPTION:

1. Ordinance to Chapter 12, of Title I, "Administrative Code," by adding §12.043 Titled, "Saginaw Human Rights Commission," of the City of Saginaw Code of Ordinances, O-204.

RESOLUTIONS:

1. Establishing the American Rescue Plan Act Advisory Committee.

UNFINISHED BUSINESS:

MISCELLANEOUS BUSINESS:

1. Consideration of a motion to go into closed session to discuss pending litigation in LaTarte v. Harris per MCL 15.268(e).

ADJOURNMENT:

Timothy Morales
City Manager

IF YOU ARE DISABLED AND NEED ACCOMMODATION TO PROVIDE YOU WITH AN OPPORTUNITY TO PARTICIPATE OR OBSERVE IN PROGRAMS, SERVICES, OR ACTIVITIES, PLEASE CALL THE SAGINAW CITY CLERK, 1315 S. WASHINGTON AVE., 759-1480.

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD MONDAY, NOVEMBER 22, 2021, AT 6:30 P.M. IN COUNCIL CHAMBERS AT CITY HALL, 1315 S. WASHINGTON AVENUE, SAGINAW, MICHIGAN.

PRAYER AND PLEDGE OF ALLEGIANCE

Council Member Williams led the pledge of allegiance of the United States of America and Council Member Lamar-Silvia offered a prayer.

ROLL CALL

Mayor Pro Tem Balls called the meeting to order. Council Members present: Monique Lamar-Silvia, Reggie Williams, Annie Boensch, Michael Balls, Autumn Scherzer, William Ostash, Michael Flores, George Copeland: 8. Council Members absent: Brenda Moore: 1.

ANNOUNCEMENTS

City Clerk Santos made the following announcements:

- Yard Waste services will end next week on December 3.
- City Hall will be closed Thursday and Friday, November 25 and 26 for the Thanksgiving Holiday.

Council Member Ostash presented a proclamation declaring November 27, 2021 as "Small Business Saturday." The proclamation was accepted by Kisha Smith and Lillie Gray of the Saginaw Economic Development Corporation.

PUBLIC INPUT

Members of the Public that addressed the Council: Patrice Boulware, Amy Spadafore, Tanya Welch, Cirven Merrill, Stacy Byron, Jeffrey Bulls, Henry Hill, Jessica Jackson, Tarsha Works, and Audrey Beatty.

Moved by Council Member Flores, seconded by Council Member Lamar-Silvia to extend the time for Audrey Beatty by one and a half minutes. 8 ayes, 0 nays, 1 absent. Motion approved.

REMARKS OF COUNCIL

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

Council Member Flores left the meeting at 7:18 p.m. and returned at 7:20 p.m.

REPORTS FROM CITY MANAGER

Manager Morales provided information and updates regarding City projects.

CONSENT AGENDA:

Moved by Council Member Copeland, seconded by Council Member Flores to approve the consent agenda, allowing room for exceptions. An exception was made to item 6. 8 ayes, 0 nays, 1 absent. Motion approved.

1. Approve the November 8, 2021 regular council meeting minutes.
2. Approve the 2022 City Council meeting schedule.

3. Approve the purchase with Pinnacle Design for \$7,296 for chairs to be used in Council Chambers for the City Manager's Office.
4. Approve the purchase with Earegood Plumbing & Heating, Inc. for \$17,500 for the purchase and installation of seven Elkay bottle filling stations for the Police Department.
5. Approve the purchase with Michigan Police Equipment Co. for \$3,578 for patrol officer equipment pouches for the Police Department.
6. Approve the purchase with Draeger, Inc., a sole source, for \$114,000 for a Live Fire Training Structure for the Fire Department.
7. Approve the purchase with MD Solutions for \$9,990 for sign posts for the Public Services Department, Right of Way Division.
8. Approve the blanket purchase with Ferguson Waterworks for \$15,000 for parts and supplies for the City's sewer collection system for the Public Services Department, Maintenance and Service Division.
9. Approve the purchase with Michigan Pipe & Valve for \$93,185 for ductile iron pipe and water main fittings for the Public Services Department, Maintenance and Service Division.
10. Approve the purchase with Michigan Petroleum Technologies, Inc. for \$4,199 for petroleum products for the Water and Wastewater Treatment Services Department, Water Treatment Division.

Moved by Council Member Lamar-Silvia, seconded by Council Member Flores to approve consent agenda item #6 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

BOARD/COMMISSION/COMMITTEE REPORTS

Mayor Pro Tem Balls reported that the City/County/School Liaison Committee met and discussed options regarding a possible Community Center project.

APPOINTMENT OF BOARD AND COMMISSION MEMBERS

Moved by Council Member Scherzer, seconded by Council Member Boensch to approve the following:

1. Council reappointment of Karla Matuzak to the Board of Review with a term to expire December 31, 2026.
2. Council reappointment of Dennis Browning to the Board of Appeals on Zoning with a term to expire December 31, 2024.
3. Council appointment of Darla Hane to the Historic District Commission with a term to expire July 31, 2023.
4. Council appointment of Jordan Chambers to the Historic District Commission with a term to expire July 31, 2023.
5. Council reappointment of Susanne Smokoska to the Human Planning Commission with a term to expire December 31, 2023.

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

ORDINANCE INTRODUCTION

Moved by Council Member Boensch, seconded by Council Member Ostash to introduce an ordinance to Chapter 12, of Title I, "Administrative Code," by adding §12.043 Titled, "Saginaw Human Rights Commission," of the City of Saginaw Code of Ordinances, O-204. 8 ayes, 0 nays, 1 absent. Motion approved.

Mayor Pro Tem Balls announced that the ordinance will be laid over under Charter provision.

ORDINANCE CONSIDERATION AND ADOPTION

Moved by Council Member Boensch, seconded by Council Member Copeland to adopt an ordinance to amend §12.037, "Saginaw Human Planning Commission," of Chapter 12, "Boards and Commissions," of Title I, "Administrative Code," of the City of Saginaw Code of Ordinances, O-204. 8 ayes, 0 nays, 1 absent. Motion approved.

RESOLUTIONS

Moved by Council Member Scherzer, seconded by Council Member Boensch to adopt the resolution designating Assistant City Engineer Travis Hare as the single Street Administrator with the Michigan Department of Transportation. 8 ayes, 0 nays, 1 absent. Motion approved.

Moved by Council Member Boensch, seconded by Council Member Scherzer to adopt the resolution authorizing the extension of the Master Plan until June 1, 2022. 8 ayes, 0 nays, 1 absent. Motion approved.

MISCELLANEOUS BUSINESS

Moved by Lamar-Silvia to re-evaluate the set-backs in the marihuana establishment ordinance. No second was given. Discussion was held.

Moved by Council Member Scherzer, seconded by Council Member Boensch to have the City Manager draft a resolution to establish an American Rescue Plan Act (ARPA) study committee. 8 ayes, 0 nays, 1 absent. Motion approved.

Moved by Council Member Flores, seconded by Council Member Lamar-Silvia to expend \$950,000.00 of ARPA funds to City employees for premium pay. Discussion held.

Moved by Council Member Flores to amend the motion to "exclude City Council members." No second was given. Discussion held.

Mayor Pro Tem Balls asked Clerk Santos to conduct a roll call vote on the main motion to expend \$950,000.00 of APRA funds to City employees for premium pay.

Ayes: Lamar-Silvia

Nays: Williams, Boensch, Scherzer, Ostash, Flores, Copeland, Balls

Absent: Moore

Motion is denied.

Moved by Council Member Boensch, seconded by Council Member Williams to have the City Manager review options for the possibility of premium pay for City Employees.

Moved by Council Member Scherzer, seconded by Council Member Flores to amend the motion to add "excluding City Council." 8 ayes, 0 nays, 1 absent. Motion approved.

Vote taken on the main motion, as amended to have the City Manager review options for the possibility of premium pay for City Employees, excluding City Council. 8 ayes, 0 nays, 1 absent. Motion approved.

ADJOURNMENT

Moved by Council Member Copeland, seconded by Council Member Boensch to adjourn the meeting at 8:42 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: BCBS Medicare Enrollment and Coverage Agreement
Prepared by: Dennis Jordan, ACM/Director of Human Resources

Manager's Recommendation:

I recommend the approval of the Medicare Group Enrollment and Coverage Agreement with Blue Cross Blue Shield of Michigan with an effective date of March 1, 2022.

Justification:

The City provides retiree healthcare coverage for eligible retirees. The coverages vary based on negotiated benefit levels at the time of retirement. All plans are covered and administered by Blue Cross Blue Shield. The City continues to monitor and modify health insurances programs to the extent allowable by law and within compliance with collective bargaining agreements in an effort to manage, control and reduce costs. Cost control is imperative due to our high Unfunded Retiree Healthcare Liability. PA 202 requires municipalities to demonstrate progress in reducing unfunded liabilities and the State Treasury supports Medicare Advantage plans as a method to achieve that goal.

Further, these plans are designed to provide the same level of benefits to the retirees while improving the funding element of the plans. Not all retirees will be eligible for these plans at this time; however, those that are eligible will be informed and have the opportunity for educational and information sessions prior to any plan changes.

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.

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

Council Action:

Motion to approve the recommendation of the City Manager.

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

Manager's Recommendation:

I recommend approval of the amendments to the 2021/2022 Approved Budget for the listed funds. This adjustment is required to recognize any errors, omissions, or changes that have occurred within the month of October.

Justification:

The 2021/2022 annual budget will be adjusted in accordance with Public Act 2 of 1968, Uniform Budgeting and Accounting Act, the City Charter; and the approved 2022 Budget Resolution, which states that the City Manager must provide budget adjustments to City Council quarterly and/or as needed. As a result of the City Manager's monthly analysis for October, the below-mentioned budget adjustments take into consideration any errors, omissions, or changes in the funding levels and expenditures approved by City Council as prescribed by the City Charter.

In review of the General Fund, it is recommended that this fund be increased by a \$55,097, from \$39,021,189 to \$39,076,286.

- A budget adjustment is required to recognize unanticipated sale of property for Community Public Safety Fire in the amount of \$11,166. Most of the items sold ranged from Briggs and Stratton Generator to 2007 Chevy Tahoe. Revenues will be recognized in the General Fund Revenues, Sale of Property/Fire Department Account No. 101-0000-673.004 in the amount of \$11,166. To offset the increase in revenues will be the same increase to Community Public Safety – Fire, Fire Operations Division, Parts and Supplies Account No. 101-3551-742.000.
- A budget adjustment is required in the amount of \$43,931 to recognize the purchase as well as the trade in amount of vehicles purchased through McDonald Ford for Municipal Vehicle Buy Back Program. On November 8, 2021, city council approved the trade in of four 2021 Ford F-250s Pickup Trucks to McDonald Ford. These trucks will be replaced by the purchase of four 2022 Ford F-250s. Expenditures will be recognized in the Department of Public Services, Abatement of Nuisances Division Vehicles Account No. 101-7571-982.000. This expenditure will be shared with the Major and Local Streets and Public Works Building Funds.

The Major Street Fund (202) should be increased from \$9,696,250 to \$9,741,433. This is an increase of \$45,183. This increase is due to the following:

- On November 8, 2021, city council approved the trade in of four 2021 Ford F-250s Pickup Trucks to McDonald Ford. These trucks will be replaced by the purchase of four 2022 Ford F-250s through the Municipal Vehicle Buy Back Program. An amendment of \$29,555 is required to recognize the purchase of these vehicles as well as the trade in amount to offset the purchase. Expenditures will be recognized in this fund's Vehicles Account No. 202-4651-982.000 in the amount of \$29,555. This expenditure will be shared with the General, Local Streets and Public Works Building Funds.
- A budget adjustment is required to carryover purchase order 0511036 to Leica Geosystem, Inc. for the purchase of a Leica Data Collector for engineering's GPS system. Expenditures will be recognized in this fund's Engineering Administration Division, Vehicle Account No. 202-4612-978.000 in the amount of \$15,628. To offset this expenditure will be an appropriation of available fund balance. In addition, this expenditure is shared with the Sewer Operations and Maintenance and Water Operations and Maintenance Funds.

The Local Street Fund (203) should be increased from \$1,862,022 to \$1,891,577. This is an increase of \$29,555. On November 8, 2021, city council approved the trade in of four 2021 Ford F-250s Pickup Trucks to McDonald Ford. These trucks will be replaced by the purchase of four 2022 Ford F-250s through the Municipal Vehicle Buy Back Program. This adjustment is to recognize the purchase of these vehicles as well as the trade in amount to offset the purchase. Expenditures will be recognized in this fund's Routine Maintenance Division, Vehicles Account No. 203-4651-982.000 in the amount of \$29,555. This expenditure will be shared with the General, Major Streets and Public Works Building Funds.

The Community Development Block Grant Fund (275) should be increased from \$3,792,019 to \$7,023,762, which is a \$3,231,743 increase. This amendment reflects a carryover of unspent prior year's entitlement dollars as well as CARES funds. An appropriation of fund balance will be utilized to offset this increase in expenditures.

The CDBG Residential Loan Fund (276) should be increase from \$669,177 to \$700,206, which is an increase of \$31,029. This amendment reflects a carryover of unspent prior year's entitlement dollars. An appropriation of fund balance will be utilized to offset this increase in expenditures.

The Sewer Operations and Maintenance Fund (590) should be increased \$87,537, from \$25,963,603 to \$26,051,140. This amendment reflects the following:

- An adjustment to carryover purchase order 0511036 to Leica Geosystems for engineering's GPS data collector in the amount of \$15,628. Expenditures will be recognized in this funds, Surplus Division, Maintenance Equipment Account No. 590-4840-978.000. An available appropriation of retained earnings will offset the fund's increase. This expenditure is shared with Major Streets and the Water Operations and Maintenance Funds.

- A budget adjustment for the purchase of a backhoe for the Maintenance and Service Division in the amount of \$71,909. Expenditures will be recognized in this funds, Surplus Division, Maintenance Equipment Account No. 590-4840-978.000. An available appropriation of retained earnings will offset the fund's increase. This expenditure is shared with the Water Operations and Maintenance Fund

The Water Operations and Maintenance Fund (591) should be increased \$87,537, from \$37,352,504 to \$37,440,041. This amendment reflects the following:

- A budget adjustment is required to carryover purchase order 0511036 to Leica Geosystems for engineering's GPS data collector in the amount of \$15,628. Expenditures will be recognized in this funds, Surplus Division, Maintenance Equipment Account No. 591-4740-978.000. An available appropriation of retained earnings will offset the fund's increase. This expenditure is shared with Major Streets and the Sewer Operations and Maintenance Funds.
- A budget adjustment for the purchase of a backhoe for the Maintenance and Service Division in the amount of \$71,909. Expenditures will be recognized in this funds, Surplus Division, Maintenance Equipment Account No. 591-4740-978.000. An available appropriation of retained earnings will offset the fund's increase. This expenditure is shared with the Sewer Operations and Maintenance Fund.

The Public Works Building Fund (641) should be increased \$16,761 from \$575,777 to \$592,538. On November 8, 2021, city council approved the trade in of four 2021 Ford F-250s Pickup Trucks to McDonald Ford. These trucks will be replaced by the purchase of four 2022 Ford F-250s through the Municipal Vehicle Buy Back Program. This adjustment is to recognize the purchase of these vehicles as well as the trade in amount to offset the purchase. Expenditures will be recognized in this fund's Vehicles Account No. 641-4439-982.000 in the amount of \$16,761. This expenditure will be shared with the General, Major, and Local Street Funds.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Purchase Police Patrol Vehicle
Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with Signature Ford Lincoln for \$39,400.62 for one 2022 Police Interceptor Utility vehicle for the Saginaw Police Department.

Justification:

The Saginaw Police Department has scheduled to replace one patrol vehicle. The Police Department's replacement schedule on patrol vehicles is every three years due to the high use and continuous idling of these vehicles. Using this replacement plan has allowed the Police Department to save an average of \$58,000.00 annually on vehicle maintenance for the last two years along with ensuring the Police Department's fleet is in a ready-to-use state. The current vehicle will be sold at auction. The cost includes the installation of specialized equipment. This vehicle is similar to a Ford Explorer. However, to Ford they are different vehicles due to differences in the drive train, interior, suspension, and trim that make it suitable for police operations. This purchase meets the requirements of a municipal bid per the Macomb County Bid #21-18.

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's Vehicle Account No. 101-3514-982.000 \$39,400.62.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Tree Removal
Prepared by: Jay Gustin, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with Top Flight Tree Removal, LLC for \$19,825.00 for the removal of 17 dead trees within the cemeteries for the Public Services Department, Cemeteries Division.

Justification:

On February 18, 2020, bids were received to remove selected trees within the cemeteries and entered the winning bidder (Top Flight Tree Removal) into a 3 year bid for annual tree removal. The Cemetery Division has marked 17 trees for this year's removal. The bid includes cutting down the specified trees, stump grinding, debris removal and backfilling the area with top soil and seed. These selected trees are all dead and have the potential to cause injury.

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, Cemeteries Division's Operating Services Account No. 101-1747-805.000.

Council Action:

Motion to approve the recommendation of the City Manager.

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

Manager's Recommendation:

I recommend approval of a purchase with Saginaw Control Engineering for \$6,140.29 for an electrical enclosure for the Public Service Department, Traffic Engineering Division.

Justification:

On November 23, 2021, the City received three quotes for an electrical enclosure to be installed at 220 Baum Street, the site of the proposed downtown parking lot scheduled to be constructed in 2022. The enclosure will be used to provide the necessary power to the site for lighting, a parking kiosk and gates, the historic neon parking sign, and two new electric vehicle (EV) charging stations. The electric vehicle charging stations must be up and operational in March of 2022 in order to meet EGLE grant and Consumers rebate requirements. City personnel will be installing the enclosure and other necessary electrical hardware to make the EV charging stations operational by March of 2022.

The following is a tabulation of the quotes received:

<u>Vendor</u>	<u>Total</u>
Saginaw Control & Engineering Saginaw, MI (out-City)	\$6,140.29
Standard Electric Company Saginaw, MI (out-City)	\$6,822.55
Marshall E. Campbell Company Saginaw, MI (in-City)	\$8,652.22

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 Capital Project Fund, Parking Operation and Maintenance Division's Fixtures Account No. 401-3868-985.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Delta Level Transmitters
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with Delta Controls Corporation for \$6,417.62 for three level transmitters for the Water and Wastewater Treatment Services Department, Remote Facilities Division.

Justification:

On August 31, 2021, we received a quote from Delta Controls Corporation, the manufacturer of Delta level transmitters, for three units requiring replacement at the Weiss and Emerson retention treatment basins. The City operates seven retention and treatment basins and six sewage pumping stations. Each location requires level monitoring and control; many have multiple level meters. Delta level transmitters are preferred because of their accuracy, reliability and durability in confined spaces.

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, Remote Facilities Division's Repairs and Replacements Account No. 590-4835-974.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Ratification of Emergency Chlorine Price Adjustment
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend ratification of an increase to purchase order No. 511456 with JCI Jones Chemicals, Inc. by \$8,280.00, for a new total of \$44,640.00, for chlorine for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.

Justification:

On November 2, 2021, the City received a letter from JCI Jones Chemicals, Inc. indicating that there would be an increase in cost for chlorine effective November 15, 2021. The cost increase is from \$391/ton to \$870/ton.

The City of Saginaw has used two vendors to provide one ton chlorine products in the past. Alexander Chemical is the other supplier, but didn't submit a bid for this fiscal year. They were contacted in August, to provide us with an informal bid, they estimated a cost of \$1,000.00 per ton and delivery would be contingent on availability.

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 Chemicals Account No. 590-4830-727.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager

Subject: Ratification of Emergency Sodium Hypochlorite Price Adjustment, Joint Bid

Prepared by: John Frolo, Water and Wastewater

Manager's Recommendation:

I recommend ratification of an increase to purchase order No. 511182 with JCI Jones Chemicals, Inc. by \$38,972.23, for a new total of \$174,422.23, for Sodium Hypochlorite for the Remote Facilities Division; and ratification of an increase to purchase order No. 511064 by \$15,347.88, for a new total of \$114,357.18, for Sodium Hypochlorite for the Water Treatment Division.

Justification:

Sodium Hypochlorite is used at both the Water Treatment and Remote Facilities Divisions for disinfection during the water treatment process. The Cities of Saginaw and Bay City issued a joint bid for chemical purchases.

On November 2, 2021 the City received an increase letter from JCI Jones Chemicals, Inc. indicating that there would be an increase in cost for hypochlorite effective November 15, 2021. The cost increased from \$0.774/gal to \$1.0500/gal.

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 & Pumping Division's Chemicals Account No. 591-4730-727.000 \$114,357.18; and in the Sewer Operations and Maintenance Fund, Remote Facilities Division's Chemicals Account No. 590-4835-727.000 \$172,400.62 for FY 2022.

Council Action:

Motion to approve the recommendation of the City Manager.

Moved by Council Member _____, seconded by Council Member _____ to adopt an ordinance introduced November 22, 2021, entitled and reading as follows, be taken up and enacted:

O- _____

A NEW ORDINANCE TO CHAPTER 12, OF TITLE I, "ADMINISTRATIVE CODE," BY ADDING §12.043 TITLED, "SAGINAW HUMAN RIGHTS COMMISSION," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-204.

The City of Saginaw ordains:

Section 1. A new ordinance to Chapter 12, of Title I, "Administrative Code," by adding §12.043 Titled, "Saginaw Human Rights Commission," of the City of Saginaw Code of Ordinances, O-204, is hereby amended to read as follows:

§12.043 SAGINAW HUMAN RIGHTS COMMISSION

(A) *Establishment.* There is hereby created in the City a commission known as the Saginaw Human Rights Commission.

(B) *Duties and purpose.* The duties of the Saginaw Human Rights Commission shall be as follows:

(1) It shall foster mutual understanding and respect between all races, religions, genders/gender identities, sexual orientations, nationalities and other classes of people in the City protected by federal and state anti-discrimination laws. It shall strive towards discouraging and preventing discriminatory practices towards any such group.

(2) It may, for the purpose of developing policy recommendations, review complaints of particular instances, or complaints as to general conditions, relative to any tension, practices of discrimination, or acts of prejudice against any person or group.

(3) It shall carry on research projects and obtain factual data to ascertain the status and treatment of racial, religious, ethnic, and other protected groups within the City; and it shall make reports and recommendations to the City Manager as to its findings of fact relative to existing conditions and as to the policies, programs, and legislation for relief and alleviation of such discriminatory practices and conditions. The City Manager shall review the reports and findings and take steps to implement recommendations or, if a matter of policy or legislation, to submit the reports or findings to the City Council for its consideration. Recommendations produced by or for the Commission are not binding, factually or legally, on the City or any part thereof, including the City Manager, the City Attorney, and the City Council.

(4) It shall cooperate with other public, governmental, or private agencies in developing courses of instruction for presentation in public and/or private schools, in public libraries, in public museums, or other suitable places, showing and illustrating the contributions of various religious, ethnic, and other protected groups to the culture, tradition, and progress of our City, state, and nation, and further showing the deplorable effects and menace of prejudice, intolerance, and discrimination.

(5) It shall formulate and carry out programs of community education and information with the object of discouraging and eliminating any such tension, prejudice, and discrimination.

(6) It may issue such publications and reports of research as in its judgment will tend to minimize or eliminate prejudice, intolerance, tensions or discrimination, or which will promote or tend to promote goodwill.

(7) It shall cooperate with and seek cooperation of federal, state, and City agencies and departments in carrying out projects within their respective authorities to eliminate intergroup tensions and to promote intergroup harmony. It shall recommend to the City Council policy considerations aimed at improving relations within and among the population, as well as improving the variability of various City departments and agencies to insure protection of any and all persons and groups from discrimination.

(C) *Formation of Commission.*

(1) *Membership.* The Saginaw Human Rights Commission shall consist of 5 members to be appointed by the Mayor with the approval of City Council. Members shall be residents of the City. Members, insofar as possible, shall represent the City's diverse population and be committed to the protection of human rights. The members of the Commission, as nearly as possible, shall be representative of the community at large. All members shall serve without compensation. Members of City Council and City employees and contractors are not eligible to serve on the Commission.

(2) *Terms.* All appointments to the Saginaw Human Rights Commission shall be for a term of three years, except that the initial appointments shall be staggered to allow for appointments each year.

(3) *Filling vacancies.* If a seat on the Saginaw Human Rights Commission becomes vacant, it shall be filled in the same manner as the original appointment. The individual filling such vacancy shall serve the remainder of the unexpired 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 of the Saginaw Human Rights Commission 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 Saginaw Human Rights 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.

(D) *Operations and support.*

(1) *Facilities and staff support.* The City shall provide the Commission with suitable facilities for the conduct of its meetings and other business. The City Manager shall designate a member of staff to serve as clerk of the Commission meetings and preserve the record of such meetings. The Commission shall work within the constraints of any budget allocation adopted by City Council.

(2) *Meetings.* The Saginaw Human Rights Commission shall, at its first meeting and at the first regular meeting of any calendar year thereafter, select from its members a Chair, as well as 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 its members 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 December 16, 2021.

Enacted: December 6, 2021.

Yeas:

Nays:

Absent:

ORDINANCE DECLARED ADOPTED

Brenda F. Moore
Mayor

Janet Santos, MiPMC/MMC
City Clerk

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the ordinance adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on December 6, 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

ESTABLISHING THE AMERICAN RESCUE PLAN ACT ADVISORY COMMITTEE

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

WHEREAS: the City of Saginaw has received funding from the federal government through the American Rescue Plan Act (ARPA); and

WHEREAS: the City Council for the City of Saginaw desires to form a citizen committee to provide input regarding ARPA funded projects and initiatives; and

NOW, THEREFORE, BE IT RESOLVED: the City Council for the City of Saginaw hereby determines:

1. An American Rescue Plan Act Advisory Committee shall be established for the limited purpose of:
 - a. Providing input regarding potential projects or category spending for which the City may use ARPA funds;
 - b. Formulating recommendations for a strategic funding plan that considers the community priorities established by City Council; and
 - c. Preparing recommended funding priorities for consideration by City Council.
2. The ARPA Advisory Committee shall be comprised of no less than ten and no more than fifteen individuals. Members will be City residents, individuals who own businesses located within the City, or the directors/managers of established/recognized non-profit corporations or churches located within the City. Members of City Council and City employees or contractors shall not be eligible to serve on the Committee. Members will be responsible for providing input from the various communities of interest that they represent. Members must be non-biased and keep the spirit and intent of the ARPA funding, as well as all applicable rules and regulations, in mind when making recommendations. Members will serve without pay.
3. Membership on the ARPA Advisory Committee shall be by Mayoral appointment with Council approval, and potential members shall be required to submit an application for membership to the City Clerk's Office in the regular course.
4. City administration and consultants will be available to provide assistance to the ARPA Advisory Committee as necessary.
5. The ARPA Advisory Committee shall exist for a limited duration. It shall meet approximately once a month or as needed. The ARPA Advisory Committee may be dissolved by City Council once all ARPA funds have been earmarked to specific categories for spending or projects, or earlier if it shall fail to serve its purpose, or it shall automatically dissolve once all ARPA funds have been spent.

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 December 6, 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