



Saginaw City Council Agenda

1315 S. Washington Avenue
VIA TELECONFERENCE
PER PA 267 OF 1976
March 22, 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. Wickes Park Drive Conversion, Louis J. Taylor, P.E., City Engineer, and Tanya M. Moore, Landscape Architect, Spicer Group, Inc.

CONSENT AGENDA:

1. Approve the March 8, 2021 regular council meeting minutes.
2. Approve the recommendations for the 2021 Single Lot Assessment Tax Roll.
3. Approve the three-year Service Agreement with NEOGOV for \$47,452 for employment application software for the Human Resources Department.
4. Approve the amendments to the FY 2021 Approved Budget to recognize changes that have occurred during the February period.
5. Approve the purchase with CMP Distributors, Inc. for \$3,652 for Simunition non-lethal training ammunition for the Police Emergency Services Team.
6. Approve the purchase with Exercise Warehouse for \$24,882 for physical fitness equipment for the Fire Department.
7. Approve the purchase with Firehouse Innovations Corporation, a sole source, for \$7,450 for a forcible entry door simulator for the Fire Department.
8. Approve the purchase with Pinnacle Design for \$18,715 for the professional services associated with the renovation of the Foreman and Field Inspector's office area for the Maintenance and Service Division.
9. Approve the purchase with Valley Glass Co. for \$4,360 for office windows in the Motor Pool Division.

10. Approve the purchase with MTech, The Safety Company for \$523,450 for a 2021 Peterbilt GapVax MC1511-3S4X Combination Jet/Vac for the Maintenance and Service Division.
11. Approve to increase the purchase order with Waste Management by \$7,500, for a new total of \$21,000, for trash disposal from the Convenience Station for the Streets Division.
12. Approve the purchase with Pro-Seal Service Group, a sole source, for \$2,925 for a 55-gallon drum of Royal Purple synthetic oil for the Water Treatment Division.
13. Approve the purchase with J.G.M. Valve Corporation, a sole source, for \$4,438 for an Auma Manual Valve Gearbox for the Water Treatment Division.
14. Approve the purchase with MLive for \$2,631 for the publication of the issuance of the Water Supply System Revenue and Revenue Refunding Bond, Series 2021.

BOARD/COMMISSION/COMMITTEE REPORTS:

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS:

1. Approve the Council reappointment of Darlean Carpenter to the Human Planning Commission with a term to expire January 31, 2023.
2. Approve the Mayoral reappointment of Erin Andrus to the Riverfront Development Commission with a term to expire April 1, 2026.

ORDINANCE INTRODUCTION:

ORDINANCE CONSIDERATION AND ADOPTION:

RESOLUTIONS:

1. Certifying the 2021 Single Lot Assessment Tax Roll.
2. Approving the Cost Agreement with the Michigan Department of Transportation for the rehabilitation of the Pump Station located on M-46 and CSX railroad tracks for the Engineering Section, Right of Way Division.
3. Authorizing to seek FY 2024 Local Bridge Program Funds from the Michigan Department of Transportation.
4. Authorizing issuance of Water Supply System Revenue and Revenue Refunding Bonds, Series 2021.

UNFINISHED BUSINESS:

MISCELLANEOUS BUSINESS:

ADJOURNMENT:

Timothy Morales
City Manager

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD MONDAY, MARCH 8, 2021, AT 6:30 P.M. VIA VIDEO/TELECONFERENCE PER PUBLIC ACT 267 OF 1976. THE MEETING WAS STREAMED LIVE VIA THE CITY'S WEBSITE AND ON SGTV.

OPENING PRAYER

Mayor Pro Tem Balls offered the opening prayer and led the Pledge of Allegiance to the Flag.

ROLL CALL

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

ANNOUNCEMENTS

City Clerk Janet Santos announced that a correction has been made to the Citizens-Police Advisory Commission appointment of Kelcei Schultz. The change is for her term to expire on February 28, 2022, rather than 2024. As provided by ordinance O-255, §12.042 (E), (1) "Membership," this position is a one-year term.

The City's Waste Convenience Station is open to City residents the second Saturday of the month from 8:00 am to 12:00 pm. The station is located at the Public Works Building and can be accessed using Holland Avenue. City residents may dispose of items that would otherwise be taken to the landfill that curbside does not pick up, such as building materials, with recycling for glass, plastic and paper. The next collection day will be this coming Saturday, March 13th.

PUBLIC INPUT

Public input that addressed the Council: Hayley Rivera, and Calvin Gill.

REMARKS OF COUNCIL

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

REPORTS FROM CITY MANAGER

City Manager Morales provided information and updates regarding City projects.

He introduced Dr. Eric Scorsone, Director of MSU Extension Center for Local Government Finance and Policy. Dr. Scorsone presented an update regarding the economic outlook.

CONSENT AGENDA:

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

1. Approve the February 22, 2021 regular council meeting minutes.

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2. Approve the purchase with Data Supplies Company for \$17,500 for the replacement of the raised floor workspace in the Technical Services-Information Services Division.
 3. Approve the purchase with West Side Decorating, Inc. for \$7,611 for carpet installation in the Technical Services-Information Services Division.
 4. Approve the purchase with Pinnacle Design for \$14,698 for the professional services associated with the renovation of the Technical Services-Information Services Division.
 5. Approve the transfer of ownership of retired K-9, Nvee, to his handler retired Police Officer, Douglas Stacer.
 6. Approve the contract with Consumers Energy to provide law enforcement support with the 2021 Grid Project in the City.
 7. Approve the purchase with Primera Technology, Inc. for \$5,390 for two Bravo 4202 Disc Publishers for the Police Department Support Services Division.
 8. Approve the Light Pole Attachment Agreement with the YMCA of Saginaw.
 9. Approve to increase the blanket purchase order with Jack Doheny Supplies, a sole source, by \$6,500, for a new total of \$19,000, for vehicle parts for the Garage Division.
 10. Approve the purchase with Signature Ford Lincoln for \$204,276 for four 2021 Police Interceptor Utility vehicles and one 2021 Super Crew Police Responder for the Police Department.
 11. Approve the purchase with Ferguson Waterworks for \$4,315 for a Mueller B101 Tap Machine with accessories for the Maintenance and Service Division.
 12. Approve the purchase with Michigan Cat for \$18,920 for the voltage change, inspection and testing of the Kochville generator for the Water Treatment Division.
 13. Approve the purchase with Trace Analytical Laboratories, Inc. for \$6,600 for laboratory analysis for the Water Treatment Plant.
 14. Approve the purchase with USA Blue Book for an electromagnetic flow meter for \$2,173 for the Wastewater Treatment Division.
 15. Approve the purchase with Kerr Pump and Supply, a sole source, for \$11,386 for wear rings on raw sewage pump No. 2 for the Wastewater Treatment Division.
 16. Approve the purchase with Hesco, a sole source, for \$70,905 for an Accusonics flow meter for the Wastewater Treatment Division.
 17. Approve the purchase with Mr. Asphalt for \$8,368 for parking lot seal coating and line striping for the Wastewater Treatment Division.

Moved by Council Member Lamar-Silvia, seconded by Council Member Boensch to approve consent agenda items 1 through 17 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

BOARD/COMMISSION/COMMITTEE REPORTS

Mayor Moore reported that the Region VII Area Agency on Aging is currently giving COVID-19 vaccines in Bay County and will be coming to Saginaw County shortly.

APPOINTMENT OF BOARD AND COMMISSION MEMBERS

Moved by Council Member Lamar-Silvia, seconded by Council Member Copeland to approve the Council appointment of Timothy Holden to the Citizens-Police Advisory Commission with a term to expire February 28, 2024. 8 ayes, 0 nays, 1 absent. Motion approved.

ADJOURNMENT

Moved by Council Member Boensch, seconded by Council Member Copeland to adjourn the meeting at 7:25 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: 2021 Single Lot Special Assessment Tax Roll
Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend the approval of the departmental recommendations to the 2021 SLSA objections filed and the adoption of the resolution confirming the 2021 Single Lot Special Assessment Tax Roll.

Justification:

City Council conducted a public hearing on February 22, 2021 on the Single Lot Special Assessment Tax Roll for: Sewer Connections, Nuisances of Yard Violations, Board Ups, Wrecker Services, and Sidewalk Assessments. A notice of the hearing was mailed to approximately 152 property owners affected by the assessments as shown on the City Assessor records. These assessments represent fees and expenses incurred by the City for improvements constructed, and for abatement of nuisances of which expenses are charged against individual properties.

My recommendation is based upon review of the appropriate department's research and response. A recap of the written objections filed with the City Clerk's Office and the oral objections presented to City Council up to the close of the public hearing is as follows:

Written objections received and filed with the City Clerk

<u>Tax Roll #</u>	<u>Property</u>	<u>Property Owner</u>	<u>Fee Due</u>	<u>Code</u>
18 1178 00000	933 Gratiot	Orlando Soto	\$1,133.31	BU21

Objection: Board up was done prior to him acquiring the property on July 14, 2020.

Department Reply: Reviewed and confirmed the board up date.

Recommendation: The single lot special assessment should be removed from the tax roll.

<u>Tax Roll #</u>	<u>Property</u>	<u>Property Owner</u>	<u>Fee Due</u>	<u>Code</u>
11 1029 00000	1520 Hiland	Charles Smith	\$2,062.67	SDW21

Objection: Property owned by County Land Bank at time of sidewalk project. Land Bank agreed to pay the cost.

Department Reply: Confirmed Land Bank agreed to pay the cost.

Recommendation: The single lot special assessment should be removed from the tax roll.

Public comments presented during the Public Hearing on February 22, 2021

<u>Tax Roll #</u>	<u>Property</u>	<u>Property Owner</u>	<u>Fee Due</u>	<u>Code</u>
16 0365 00000	916 Adams	Genoveva Ells	\$1,321.02	SDW21

Objection: Feels she was misinformed on the cost quoted by Engineering Department.

Department Reply: Confirmed the correct amount was assessed.

Recommendation: The single lot special assessment should remain on the tax roll.

<u>Tax Roll #</u>	<u>Property</u>	<u>Property Owner</u>	<u>Fee Due</u>	<u>Code</u>
19 1065 00000	110 Braley	Russell Inman	\$1,521.54	SDW21

Objection: Engineering Department quoted \$700-800 for the project with very little notice.

Department Reply: Confirmed the correct amount was assessed.

Recommendation: The single lot special assessment should remain on the tax roll.

<u>Tax Roll #</u>	<u>Property</u>	<u>Property Owner</u>	<u>Fee Due</u>	<u>Code</u>
10 0965 00000	3344 Harold	Don Jackson	\$89.50	YV21

Objection: He had furniture at the curb and was told by the city this was a violation and to move it. He did and placed smaller loads out for garbage over time.

Department Reply: Environmental Division removed two couches from the curb on January 27, 2020. The owner only removed the mattresses.

Recommendation: The single lot special assessment should remain on the tax roll.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: NEOGOV Software Purchase and Service Agreement
Prepared by: Dennis Jordan, ACM/Director of Human Resources

Manager's Recommendation:

I recommend the approval of the three-year Service Agreement with NEOGOV for \$47,452 for employment application system software for the Human Resources Department.

Justification:

In 2018, the Human Resources Department implemented a web-based, on-line employment application system called NEOGOV Insights for employment application and recruitment processing. This system allows all applicants to easily apply electronically for open positions, which eliminates the need for applicants to fill out paper applications. This process has made applying for jobs in the City much easier for applicants and increased the applicant pool for all open positions in the City.

In an ongoing effort to create operational efficiencies in the City, the Human Resources Department has been introducing new paperless/electronic processes and methods to conduct business. This Service Agreement includes two additional NEOGOV application modules: Onboarding, and eForms.

The Onboarding module will provide an on-line employee portal solution that will accelerate the new hire orientation process. Currently, Human Resources spends 2-3 hours with a new hire completing an orientation packet comprised of all required employment forms, benefit forms, payroll forms, tax forms, and other necessary documents required for new employees. The Onboarding module will allow the new hire to complete the orientation packet on-line prior to the first day of their employment. This will eliminate all paper documents needed for the new hire orientation and deliver all forms in an electronic format. It will also eliminate the need for face to face orientations saving up to six man hours per new orientation.

The eForms module will provide a central storage depository for an employee's personnel documents. This module will store all the documents created during the Onboarding phase of the employment process. It will also have the capacity for the creation and storage of all other forms, files, and documents required for all employees. Examples of those forms, documents and files are medical records, disciplinary forms, payroll records, tax records, benefit forms, training and educational records, and other employment related records. This new electronic format will ultimately eliminate all hard copy paper personnel files for all employees. These records are all currently vulnerable to fire or water damage and destruction.

The Onboarding module will create not only a more efficient workflow electronic document process but will directly save approximately \$12,000 a year in labor/time and materials costs. The eForms module will create operational efficiencies, eliminate paper employment files and protect personnel records from potential fire/water loss. The projected annual labor/time and material cost savings is \$10,000 per year. The projected annual labor/time and material savings for both of these modules is \$22,000.

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

Funds are budgeted in the Department of Technical Services, Information Services Fund, Computer Software Account No. 658-1720-741.000.

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: February Budget Adjustment
Prepared by: Yolanda M. Jones, Office of Management and Budget

Manager's Recommendation:

I recommend approval of the amendments to the 2020/2021 Approved Budget for the listed funds. This adjustment is required to recognize any errors, omissions, or changes that have occurred within the month of February.

Justification:

The 2020/2021 annual budget will be adjusted in accordance with Public Act 2 of 1968, Uniform Budgeting and Accounting Act, the City Charter; and the approved 2021 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 February, 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 net \$1,772,165 from \$40,291,120 to \$42,063,285.

- A budget adjustment is also required to recognize the Public Safety and Public Health Payroll Reimbursement Grant from the State of Michigan for \$1,772,165 that was received on August 2020. This grant created to reimburse for eligible public safety and public health payroll expenditures under section 5001 of the Coronavirus Aid, Relief, and Economic Security (CARES) Act, Public Law 116-136. Revenues will be recognized in the General Fund Revenue, Other Federal Grants – PSPHPR Account No. 101-0000-528.001 for \$1,772,165. To offset the increase in revenues will be an increase to the General Fund, Other General Fund Expenditures, Increase to Fund Equity Division, Fund Equity Account No. 101-8559-989.001 for the same amount.
- A budget adjustment is required to recognize an Operating Transfer from the Boat Launch Fund Account No. 101-0000-699.239 in the amount of \$4,500. This is a repayment to the General Fund for fund's utilized to assist with the purchase of the Kiosk system at the Boat Launch site. A decrease in fund balance will be utilized to offset the transfer in.

The Department of Justice (DOJ) JAG Grant Fund (263) should be increased \$62,675 from \$136,226 to \$198,901. This increase is to recognize the purchase of police vehicles. Revenues will be recognized in the Sale of Property Item Account No. 263-0000-673.003 in the amount of \$3,747, the recognition of prior year's funds from the JAG 2018 Account No. 263-0000-501.036 in the amount of \$30,366 and JAG 2019

Account No. 263-0000-501.037 in the amount of \$28,562. The increase in revenues will be offset by the following increases to expenditures: in the JAG Grant 2018 Division, Vehicles Account No. 263-3337-982.000 in the amount of \$28,562; in the JAG Grant 2019 Division, Vehicles Account No. 263-3338-982.000 in the amount of \$30,366; and in the JAG Grant 2020 Division, Vehicles Account No. 263-3339-982.000 in the amount of \$3,747.

The Community Development Block Grant (CDBG) Fund (275) should be increased \$1,065,503 from \$6,071,994 to \$7,137,497. On February received and approved the COVID allocation for the CDBG and Emergency Solution Grant (ESG) Programs. This adjustment is to recognize these funds for use in the current fiscal year. Revenues will be recognized in the CDBG COVID Account No. 275-0000-501.052 in the amount of \$269,994 and ESG COVID Account No. 275-0000-501.053 in the amount of \$795,509. To offset this increase will be the same increase to the CDBG Fund, Subgrantees Division, Subgrantees Account No. 275-6513-965.001 in the amount of \$269,994 and the ESG COVID Subgrantees Division, Subgrantees Account No. 275-6586-965.001 in the amount of \$795,509.

The CDBG Residential Loan Fund (276) should be increased \$279,867 from \$841,160 to \$1,121,027. This increase is due to the carryover funds from the previous fiscal year. Revenues will be recognized in this fund's Single Family Account No. 276-0000-501.047 in the amount of \$279,867. To offset these revenues will be an increase to this fund's Single Family Division, Loan Disbursement Account No. 276-6550-965.003 by the same amount.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Simunition Non-lethal Training Ammunition Purchase
Prepared by: Brian Rowell, Community Public Safety – Police

Manager's Recommendation:

I recommend the approval of purchase with CMP Distributors, Inc. for \$3,652 for Simunition non-lethal training ammunition for the Saginaw Police Department Emergency Services Team.

Justification:

CMP Distributors, Inc. provided the sole bid received on March 2, 2021, in response to the City of Saginaw's request for bids for Simunition non-lethal training ammunition. The following is a tabulation of the bid received:

VENDOR & LOCATION	TOTAL COST
CMP Distributors, Inc. Lansing, MI	\$3,652.00

On January 25, 2021, City Council approved acceptance of the grant award of \$3,667 from the 100 Club of Saginaw County to the Saginaw Police Department for the purchase of Simunition non-lethal training ammunition for the Saginaw Police Emergency Services Team (EST). The EST will utilize this training ammunition during monthly training sessions and to more effectively present scenarios during the countywide response to active shooter training, which involves all Saginaw County law enforcement agencies, fire departments, and emergency medical services teams. Training with Simunition training rounds helps present realistic training scenarios, allowing for a more proficient response to acts of terrorism and active shooter events.

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 Administration Division, Parts and Supplies Account No. 101-3512-742.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Fire Station Physical Fitness Equipment
Prepared by: Christopher Van Loo, Fire Chief

Manager's Recommendation:

I recommend the approval of a purchase with Exercise Warehouse for \$24,881.29 for physical fitness equipment for the Fire Department.

Justification:

For the health and safety of fire department personnel, the Fire Department will purchase replacement physical fitness equipment for all three fire stations. It is essential for firefighters to be physically fit due to the rigorous physical demands of the job. According to the National Fire Protection Association (NFPA), sudden cardiac arrest is the leading cause of firefighter fatalities and strains and sprains from overexertion are the leading cause of firefighter injuries on the fireground. Physical fitness is recognized as an effective risk management tool for firefighter deaths and injuries. For this reason, Saginaw Fire Department personnel actively participate in cardiovascular exercises and strength training.

The Fire Department Physical Fitness Committee researched the wide variety of commercial physical fitness equipment available and met with multiple vendors to select equipment that will best meet the needs of the department. Each of our three fire stations will receive a treadmill, rowing machine, and a free weight rack with an integrated pulley system. This equipment will replace physical fitness equipment that was purchased 17 years ago that is outdated and worn due to daily usage. This project is funded through a donation from the Rutledge Trust.

The following is a tabulation of the quotes received:

<u>Vendor</u>	<u>Cost</u>
Exercise Warehouse Livonia, MI	\$24,881.29
All Pro Fitness Things Livonia, MI	\$26,636.85
American Home Fitness Sterling Heights, MI	\$26,998.00

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 Fire, Fire Operations Division's Repairs and Replacements Account No. 101-3551-974.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Fire Department Forcible Entry Door Simulator
Prepared by: Christopher Van Loo, Fire Chief

Manager's Recommendation:

I recommend the approval of a purchase with Firehouse Innovations Corporation, a sole source, for \$7,450 for a forcible entry door simulator for the Fire Department.

Justification:

When responding to structure fires in commercial buildings, firefighters are often faced with locked and secured entry doors. In order to search the structure for trapped victims and extinguish the fire, firefighters must utilize forcible entry tools and tactics to force the secured doors. Mastery of forcible entry techniques is critical to ensuring a timely rescue of trapped occupants and a successful outcome for all involved. Currently, it is difficult to practice forcible entry techniques due to the lack of suitable training locations. The forcible entry door simulator is capable of providing realistic training to firefighters that can be replicated thousands of times without damaging any city or private property. Firehouse Innovations Corporation is the sole source provider of the patented forcible entry door simulator. This project is funded through a donation from the Rutledge Trust.

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, Repairs & Replacements, Account No. 101-3551-974.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Office Furniture Purchase
Prepared by: Wayne Tornberg II, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with Pinnacle Design for \$18,714.70 for the professional services associated with the renovation of the Foreman and Field Inspector's office area for the Maintenance and Service Division.

Justification:

On February 4, 2021, Pinnacle Design provided a quote for new furniture for the renovation of the Maintenance and Service Division's Foreman and Field Inspector's office area. The current office furniture is over 30 years old and does not provide an efficient work environment for Maintenance and Service staff.

Pinnacle Design has provided a design plan which includes the construction and design oversight to reconfigure the Foreman and Field Inspector's workstations. This new design will better utilize the office workspace and add additional storage for field manuals and record keeping.

The new furniture includes cubicle workstations and additional storage cabinets. The cubicle workstations will be equipped with desktops and both upper and lower file cabinet units.

Pinnacle Design and the City are participants in US Communities Contracts, a program by which the product and services are bid to vendors on a national basis. Therefore, an additional bidding process is not required. Pinnacle Design is a local vendor in Saginaw Township and has been doing business in Saginaw and the surrounding area for over 35 years.

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, Office Equipment Account No. 591-4721-981.000 \$9,357.35 and the Sewer Operations and Maintenance Fund, Maintenance and Service Division's, Office Equipment Account No. 590-4821-981.000 \$9,357.35.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Replacement of Motor Pool Windows
Prepared by: Jay Gustin, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with Valley Glass Co. for \$4,360.00 to replace the office windows in the Motor Pool Division.

Justification:

On March 9, 2021, two bids were received to replace the office windows in the Motor Pool Division. The current windows are original to the building and no longer hold a seal or are energy efficient. The bid includes removing and disposing of the current windows and frame and the installation of the new windows made of Low-E insulated glass. The following is a tabulation of the bids received:

<u>Vendor</u>	<u>Costs</u>
Valley Glass Co. Saginaw, MI (out-city)	\$ 4,360.00
Henderson Glass Saginaw, MI (out-city)	\$ 5,049.00

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

Funds are budgeted in the Motor Pool Operations Fund, Garage operations Division's, General Repair Account No. 661-4481-930.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Sewer Jet Purchase
Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with MTech, The Safety Company for \$523,450.00 for a 2021 Peterbilt GapVax MC1511-3S4X Combination Jet/Vac for the Maintenance and Service Division.

Justification:

The Maintenance and Service Division has budgeted in fiscal year 2021 to purchase a 2021 Combination Jet/Vac Sewer Cleaner. This Combination Jet/Vac is a front line truck that is used for hydro-excavating water service connections and extensions for materials identification and also for performing daily maintenance and emergency repairs on the water distribution and sewer collection system throughout the City. In June 2018, Michigan adopted the new Lead and Copper Rule, as part of that rule, the City must have a verified material inventory of all water service connections and water extensions connected to its distribution system by the year 2025. At this time as a gesture of appreciation to the Saginaw Community, our vendor MTech is offering additional discounted pricing that exceeds the discounts offered within the cooperative municipal bid per Wayne County RESA CoPro+ contract #2018-WR-060-M pricing which they have also provided as reference, allowing us an additional \$8,575.00 (1.64%) savings as shown below.

<u>Vendor</u>	<u>Cost</u>
MTech - Wayne County RESA CoPro+Contract	\$532,025.00
MTech - 2021 appreciation discounted	<u>\$523,450.00</u>
Additional Savings	\$ 8,575.00

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

Funds are budgeted in the Water Operations and Maintenance Fund, Water Surplus Division's Vehicle Account No. 591-4740-982.000 \$261,725.00 and the Sewer Operations and Maintenance Fund, Sewer Surplus Division's Vehicle Account No. 590-4840-982.000 \$261,725.00.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Convenience Station Trash Disposal PO Increase
Prepared by: Simeon Martin, Public Services Department

Manager's Recommendation:

I recommend the approval to increase the purchase order with Waste Management by \$7,500, for a new total of \$21,000, for the disposal of trash from the operation of the Convenience Station for the Streets Division.

Justification:

On July 13, 2020, City Council approved purchase order No. 509064 with Waste Management for \$13,500 for the supply of 36 forty cubic yard containers, and disposal of the rubbish collected for the FY 2021 monthly operation of the Convenience Station. The supply and rubbish disposal cost per container is \$375. Due to the increase in rubbish collected at the Convenience Station, an additional 20 containers are necessary to operate the Convenience Station for the remainder of FY 2021.

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, Rubbish Collection Division's, Operating Services Account No. 226-4582-805.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: High Service Pump Oil
Prepared by: Ken Manchester, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with Pro-Seal Service Group, a sole source, for \$2,924.32 for a 55-gallon drum of Royal Purple Synthetic Oil for the Water Treatment Division.

Justification:

On February 26, 2021, the City received a quote for a 55-gallon drum of Royal Purple Synfilm 68 oil. The Water Plant uses high-quality oil to extend the service life of our 92-year old high service pumps. This purchase replenishes the pump oil inventory. Pro-Seal Service Group is the sole supplier and dealer for the Royal Purple oil.

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 Parts and Supplies Account No. 591-4730-742.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Auma Valve Gearbox
Prepared by: Ted Bomba, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with J.G.M. Valve Corporation, a sole source, for \$4,437.50 for an Auma Manual Valve Gearbox for the Water Treatment Division.

Justification:

On February 24, 2021, the City received a quote for a replacement Auma Manual Valve Gearbox. The Water Treatment Division experienced a failure of a critical valve gearbox in the settling basin. The gearbox is submerged in the basin and requires a specific replacement. J.G.M. Valve Corporation is the sole supplier and dealer for the replacement Auma gearbox.

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 Capital Less Than \$5,000 Account No. 591-4730-971.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager

Subject: Publication of the Issuance of the Water Supply System Revenue and Revenue Refunding Bond, Series 2021

Prepared by: Yolanda M. Jones, Director of Office of Management and Budget

Manager's Recommendation:

I recommend the approval of a purchase with MLive for \$2,630.80 for the publication of the issuance of the Water Supply System Revenue and Revenue Refunding Bond, Series 2021.

Justification:

The City is in the process of issuing a Water Supply System Revenue Bond and Revenue Refunding Bonds for 2021. In accordance with the Public Acts of Michigan, 1933, as amend ("Act 94"), the City must publicize its authorization of issuing these bonds to finance improvements to the water supply system and to refund the outstanding water supply system revenue bonds in the local newspaper.

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 Administration Division, Professional Services Account No. 591-4710-801.000.

Council Action:

Motion to approve the recommendation of the City Manager.

CERTIFYING THE 2021 SINGLE LOT SPECIAL ASSESSMENT TAX ROLL

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

WHEREAS: the City Council has complied with the requirements of ordinances of the City relative to making special assessments to include: Sewer Connections, Sidewalk Assessments, and Nuisances of Board-Ups, Wrecker Services, and Yard Violations; and

WHEREAS: a Public Hearing was conducted on February 22, 2021 during which objections were heard and written objections were accepted until the time of said Hearing; and

WHEREAS: all objections have been reviewed and the single lot special assessments have been determined to be the responsibility of the property owners.

NOW THEREFORE BE IT RESOLVED: that the City Clerk is hereby directed to transmit immediately said assessment rolls to the City Treasurer for collection of the assessments therein contained together with interest and penalties as provided in the City Charter and in Title III, Section 33.24, of the City of Saginaw Code of Ordinances; and

BE IT FURTHER RESOLVED: that all single lot special assessments assessed to properties owned by the Saginaw County Land Bank Authority or the Michigan Land Bank Fast Track Authority shall be removed from the Tax Roll; and

BE IT FURTHER RESOLVED: that each assessment in rolls in Sewer are payable in 10 annual installments, assessments in rolls for Sidewalk, and Nuisances of Board-Ups, Wrecker Services, and Yard Violations, are payable in one installment, and the rate of interest to be charged on unpaid installments shall be eight percent (8%) per annum.

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 March 22, 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: MDOT Cost Agreement 20-5408, M-46 Pump Station at CSX Railroad
Prepared by: Louis Taylor, Public Services Department

Manager's Recommendation:

I recommend the approval of Cost Agreement 20-5408 with the Michigan Department of Transportation for the rehabilitation of the Pump Station located on M-46 (East Holland Avenue) and CSX railroad tracks for the Engineering Section, Right of Way Division.

Justification:

Michigan Department of Transportation (MDOT) Cost Agreement 20-5408 fixes the rights and obligations of the parties in agreeing to the following construction improvements:

Pump station rehabilitation work located at Structure X01 of 73063 which carries CSX Railroad over Highway M-46, including new pump installation, building rehabilitation, and new control equipment installation work; together with necessary related work, located within the corporate limits of the City.

The total estimated project cost is \$1,293,800 and is partially funded with Federal Surface Transportation Urban Local (STUL) Funds. Federal STUL Funds shall be applied to the project costs at 81.85 percent, the normal Federal participation ratio for such funds. The balance of the project costs, after deduction of all Federal STUL Funds, shall be shared by MDOT and the City of Saginaw. The shared amount is \$234,800, of which the City pays 12.5 percent, or \$29,400. In summary, Federal STUL Funds will pay for \$1,059,000 of the project costs and MDOT will pay for \$205,400 of the project costs. The City's estimated share of the project costs is \$29,400.

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

Funds are budgeted in the Sewer Operations and Maintenance Fund, Surplus Division's Construction Projects Account No. 590-4840-822.000 \$14,700 and the Major Street Fund, Street Project Division's Construction Project Account No. 202-4614-822.000 \$14,700.

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

Council Action:

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

**APPROVING MDOT COST AGREEMENT No. 20-5408
FOR THE PUMP STATION REHABILITATION AT STRUCTURE X01 OF 73063
CARRYING CSX RAILROAD OVER M-46**

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

WHEREAS: Cost Agreement No. 20-5408 has been submitted by the Michigan Department of Transportation, which requires the City of Saginaw to adopt a resolution indicating its willingness to participate in the cost of the pump station rehabilitation work located at Structure X01 of 73063 which carries CSX Railroad over Highway M-46, including new pump installation, building rehabilitation, and new control equipment installation work; and all together with necessary related work; and

WHEREAS: Cost Agreement No. 20-5408 has been approved by the City Manager as to substance and the City Attorney as to form; and

WHEREAS: By virtue of their positions, the Mayor and City Manager are authorized to sign the cost agreement contract.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Saginaw does hereby approve Cost Agreement No. 20-5408 submitted by the Michigan Department of Transportation.

Ayes:

Nays:

Absent:

Abstain:

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 March 22, 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: Local Bridge Program Funds Application
Prepared by: Louis J. Taylor, Public Services Department

Manager's Recommendation:

I recommend adoption of the resolution allowing the request for Local Bridge Program Funds from the Michigan Department of Transportation for preventative maintenance of the Court Street, Genesee Avenue, Holland Street, and Johnson Street bridges for FY 2024.

Justification:

The Local Bridge Program was enacted in 2004 and is the federal legislation that provides funds for local agency bridges. The Michigan Department of Transportation (MDOT) has called for project applications from eligible communities who wish to participate in this program. The applications have to meet certain criteria and because of funding limitations, the applications are evaluated by MDOT and ranked against these criteria.

Per the MDOT Local Bridge Program Guidelines, the total number of applications from any local agency is limited to five. The preventative maintenance projects are eligible for a maximum of 95 percent participation from federal and/or state funds. The City is responsible for the 5 percent match and all right-of-way, design engineering and construction engineering costs. Per the City's most recent bi-annual bridge inspection reports, it is apparent that the Court Street, Genesee Avenue, Holland Street, and Johnson Street bridges are in need of preventative maintenance.

Funds for the City's share of the construction costs will be made available in the FY 2024 and FY 2025 Major Streets Fund – Bridge Projects Division's, Construction Projects Account No. 202-4616-822.000, pending Council approval. Funds for design and construction engineering costs will be made available in the FY 2023, FY 2024 and FY 2025 Major Streets Fund – Bridge Projects Division's, Engineering Services Account No. 202-4616-802.000, pending Council approval.

Council Action:

This council communication is for informational purposes only of the resolution to be adopted.

AUTHORIZING THE CITY OF SAGINAW TO SEEK FY 2024 LOCAL BRIDGE PROGRAM FUNDS

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

WHEREAS: the Local Bridge Program Fund provides funding for repair, preventative maintenance and rehabilitation of local bridges; and

WHEREAS: a need for preventative maintenance for the Court Street, Genesee Avenue, Holland Street, and Johnson Street Bridges has been determined by recent engineering and bridge inspection reports done by Spicer Group, the City's structural bridge consultant; and

WHEREAS: the cost of such rehabilitation has yet to be determined, and will be once engineering estimates are prepared; and

WHEREAS: the deadline for submission of new funding applications for the State of Michigan and FY 2024 Local Bridge Program funds is April 1, 2021; and

WHEREAS: the application will be prepared and reviewed for the purpose of procuring State and Federal Local Bridge Program Funds for such rehabilitation.

NOW, THEREFORE, BE IT RESOLVED, that the City of Saginaw is seeking Local Bridge Program Funds for preventative maintenance for the Court Street, Genesee Avenue, Holland Street, and Johnson Street Bridges, and is willing to participate in project cost and implementation.

Ayes:

Nays:

Absent:

Abstain:

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 March 22, 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

SUPPLEMENTAL RESOLUTION AUTHORIZING ISSUANCE OF WATER SUPPLY SYSTEM REVENUE AND REVENUE REFUNDING BONDS, SERIES 2021

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

WHEREAS: by resolution adopted on March 6, 2000 (the "Resolution"), the City Council of the City of Saginaw authorized the issuance of its Water Supply System Revenue and Revenue Refunding Bonds, Series 2000 in the aggregate principal amount of \$10,010,000 (the "Series 2000 Bonds") under Act 94, Public Acts of Michigan, 1933, as amended ("Act 94"), to finance improvements to the System (as defined in the Resolution) and to refund then outstanding water supply system revenue bonds of the City; and

WHEREAS: by resolution adopted on December 17, 2007 that supplemented the Resolution (the "2008 Supplemental Resolution"), the City Council of the City authorized the issuance of its Water Supply System Revenue Bonds, Series 2008 in the aggregate principal amount of \$11,100,000 (the "Series 2008 Bonds") under Act 94 to finance improvements to the System; and

WHEREAS: by resolution adopted on October 25, 2010 that supplemented the Resolution (the "2011A Supplemental Resolution"), the City Council of the City authorized the issuance of its Water Supply System Revenue Bonds, Series 2011A in the aggregate principal amount of \$18,000,000 (the "Series 2011A Bonds") under Act 94 to finance improvements to the System; and

WHEREAS: by resolution adopted on August 22, 2016 that supplemented the Resolution (the "2016 Supplemental Resolution"), the City Council of the City authorized the issuance of its Water Supply System Revenue and Revenue Refunding Bonds, Series 2016 in the aggregate principal amount of \$23,730,000 (the "Series 2016 Bonds") under Act 94 to finance improvements to the System and to advance refund a portion of the Series 2008 Bonds; and

WHEREAS: the Resolution authorizes the issuance of Additional Bonds (as defined therein) of equal standing with the Series 2000 Bonds, the Series 2008 Bonds, the Series 2011A Bonds and the Series 2016 Bonds for the acquisition and construction of repairs, enlargements, extensions, additions and improvements to the System and for refunding all or a part of any outstanding Bonds if the actual or augmented Net Revenues (as defined therein) of the System for the then last preceding audited Fiscal Year (as defined therein) shall be equal to at least 125% of the Maximum Annual Debt Service (as defined therein) on the Series 2000 Bonds, the Series 2008 Bonds, the Series 2011A Bonds, the Series 2016 Bonds and any Additional Bonds then being issued; and

WHEREAS: the only Bonds outstanding on the date hereof under the Resolution are the Series 2011A Bonds and the Series 2016 Bonds; and

WHEREAS: the Series 2011A Bonds remain outstanding and unpaid as of the date of the adoption of this resolution in the aggregate principal amount of \$6,815,000; and

WHEREAS: it is desirable to refund a portion of the Series 2011A Bonds currently outstanding; and

WHEREAS: this City Council does hereby determine that it is necessary to acquire and construct the 2021 Project (as hereinafter defined); and

WHEREAS: the cost of the 2021 Project is estimated to be Fourteen Million Six Hundred Thousand Dollars (\$14,600,000); and

WHEREAS: the City desires to issue a series of Additional Bonds, as authorized by the Resolution and Act 94, to pay all or part of the cost of acquiring, constructing and installing the 2021 Project and to Refund the Refunded Bonds (as hereinafter defined).

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw, Saginaw County, Michigan, as follows:

1. 2021 SUPPLEMENTAL RESOLUTION. This resolution (hereinafter referred to as the "2021 Supplemental Resolution") is adopted in accordance with Section 26(a)(i) of the Resolution and pursuant to the authority contained in Act 94.
2. DEFINITIONS. All terms which are defined in Section 1 of the Resolution shall have the same meanings in this 2021 Supplemental Resolution including the preambles thereto. In addition, the following terms shall have the following meanings in this 2021 Supplemental Resolution:
 - a. "Interest Payment Date" means each January 1 and July 1 on which interest shall be payable on the Series 2021 Bonds, as provided in the Sale Order.
 - b. "Refunded Bonds" means the Series 2011A Bonds maturing in the years 2022, 2025, 2026 through 2028, and 2031, which are being Refunded by the Series 2021 Bonds.
 - c. "Sale Order" means the written order of the City Manager approving the sale of the Series 2021 Bonds and making certain determinations regarding the final terms thereof within the parameters of this 2021 Supplemental Resolution.
 - d. "Series 2021 Bonds" means the City's Water Supply System Revenue and Revenue Refunding Bonds, Series 2021, as authorized by this 2021 Supplemental Resolution.

- e. "Series 2021 Issue Date" means the date on which the Series 2021 Bonds are issued and delivered to the original purchaser upon receipt of payment therefor.
 - f. "2021 Project" means the improvements to the System, including but not limited to: the rehabilitation or replacement of water distribution and transmission mains, including 6,200 feet of 20 inch parallel main on Gratiot Avenue and the State Street main from Passolt Road to Bay Road; the construction of a new parallel transmission main from the Portsmouth Road main to the pump station at Junction and Reimer Roads; the construction of improvements to the raw reservoir site and pump station in Kochville Township, including the addition of diesel fuel nurse tanks for emergency power supply; and the construction of improvements to the City's water treatment plant on Ezra Rust Drive; together with related appurtenances.
3. NECESSITY; PUBLIC PURPOSE. It is hereby determined to be a necessary public purpose of the City to acquire, construct and install the 2021 Project and to Refund the Refunded Bonds.
4. ESTIMATES OF PERIOD OF USEFULNESS AND COST. The Council adopts the estimates of twenty years and upwards as the period of usefulness of the 2021 Project and \$14,600,000 as the cost of the 2021 Project (including no capitalized interest), which estimates are now on file with the City Clerk.
5. AUTHORIZATION OF SERIES 2021 BONDS - PURPOSE. To pay all or part of the cost of acquiring, constructing and installing the 2021 Project and the cost necessary to Refund all of the Refunded Bonds, including payment of bond insurance premiums, if any, legal, financial and other expenses incident thereto and incident to the issuance and sale of the Series 2021 Bonds and incident to the Refunding of the Refunded Bonds, the City shall borrow the sum of not to exceed Twenty-Three Million Five Hundred Thousand Dollars (\$23,500,000), as finally determined in the Sale Order, and issue the Series 2021 Bonds therefor pursuant to the provisions of Act 94.
6. SERIES 2021 BOND DETAILS. The Series 2021 Bonds shall be designated "Water Supply System Revenue and Revenue Refunding Bonds, Series 2021;" shall be payable out of Net Revenues, as more fully set forth in Section 7 of the Resolution; shall be dated as of the date of delivery thereof; shall be issued as Serial Bonds or Term Bonds, or a combination thereof, as determined by the City Manager in the Sale Order; shall be numbered from 1 upwards; shall be fully registered; shall be in the denomination of \$5,000 each or any integral multiple thereof not exceeding the aggregate principal amount for each maturity at the option of the purchaser thereof; shall bear interest at a rate or rates not exceeding 6% per annum to be determined by the City Manager in the Sale Order, payable on each Interest Payment Date; shall mature on July 1 in such

years and amounts as shall be determined by the City Manager in the Sale Order; and shall be sold at a purchase price to be determined by the City Manager in the Sale Order.

7. PAYMENT OF PRINCIPAL AND INTEREST. The principal of and interest on the Series 2021 Bonds shall be payable in lawful money of the United States. Principal shall be payable upon presentation and surrender of the Series 2021 Bonds to the Bond Registrar as they severally mature. Interest shall be paid to the registered owner of each Series 2021 Bond as shown on the registration books of the City kept by the Bond Registrar at the close of business on the 15th day of the calendar month preceding the month in which the interest payment is due (the "Record Date"). Interest shall be paid when due by check or draft drawn upon and mailed by the Bond Registrar to the registered owner on the Record Date at the registered address as of said Record Date. Interest on the Series 2021 Bonds shall be computed on the basis of a 360-day year consisting of twelve 30-day months.
8. MANDATORY REDEMPTION. If any of the Series 2021 Bonds are designated as Term Bonds in the Sale Order such Series 2021 Bonds shall be subject to mandatory redemption at a redemption price of par and accrued interest to the redemption date in accordance with the Sale Order and upon the terms and conditions set forth in the form of Series 2021 Bonds contained in Section 14 hereof. The Series 2021 Bonds to be so redeemed shall be selected by lot.
9. OPTIONAL REDEMPTION. The Series 2021 Bonds shall be subject to optional redemption prior to maturity, if so determined by the City Manager at the time of sale, upon such terms and conditions as may be determined by the City Manager in the Sale Order. The Series 2021 Bonds to be so redeemed in accordance with this Section 9 shall be selected by lot and shall be subject to the terms and conditions contained in the form of Series 2021 Bonds contained in Section 14 hereof.
10. BOOK-ENTRY SYSTEM. Initially, one fully-registered Series 2021 Bond for each maturity, in the aggregate amount of such maturity, shall be issued in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC") for the benefit of other parties (the "Participants") in the book-entry-only transfer system of DTC. In the event the City determines that it is in the best interest of the City not to continue the book-entry system of transfer or that the interests of the holders of the Series 2021 Bonds might be adversely affected if the book-entry system of transfer is continued, the City may notify DTC and the Bond Registrar, whereupon DTC will notify the Participants of the availability through DTC of Series 2021 Bond certificates. In such event, the Bond Registrar shall deliver, transfer and exchange Series 2021 Bond certificates as requested by DTC and any Participant or "beneficial owner" in appropriate amounts in accordance with the Resolution and this 2021 Supplemental Resolution. DTC

may determine to discontinue providing its services with respect to the Series 2021 Bonds at any time by giving notice to the City and the Bond Registrar and discharging its responsibilities with respect thereto under applicable law or the City may determine that DTC is incapable of discharging its duties and may so advise DTC. In either such event, the City shall use reasonable efforts to locate another securities depository. Under such circumstances (if there is no successor securities depository), the City and the Bond Registrar shall be obligated to deliver Series 2021 Bond certificates in accordance with the procedures established by the Resolution and this 2021 Supplemental Resolution. In the event Series 2021 Bond certificates are issued, the provisions of the Resolution and this 2021 Supplemental Resolution shall apply to, among other things, the transfer and exchange of such certificates and the method of payment of principal of and interest on such certificates. Whenever DTC requests the City and the Bond Registrar to do so, the City and the Bond Registrar shall cooperate with DTC in taking appropriate action after reasonable notice to make available one or more separate certificates evidencing the Series 2021 Bonds to any Participant having Series 2021 Bonds certificated to its DTC account or to arrange for another securities depository to maintain custody of certificates evidencing the Series 2021 Bonds.

Notwithstanding any other provision of this 2021 Supplemental Resolution to the contrary, so long as any Series 2021 Bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of, interest on and redemption premium, if any, on the Series 2021 Bonds and all notices with respect to the Series 2021 Bonds shall be made and given, respectively, to DTC as provided in the Blanket Issuer Letter of Representations between the City and DTC, and the City Manager is authorized to sign such additional documents as he deems necessary or appropriate in order to accomplish the issuance of the Series 2021 Bonds in accordance with law and the Resolution and this 2021 Supplemental Resolution.

11. EXECUTION AND DELIVERY OF SERIES 2021 BONDS. The Series 2021 Bonds shall be executed in the name of the City with the facsimile signatures of the Mayor and City Clerk and shall have a facsimile of the City's seal printed thereon. No Series 2021 Bond shall be valid until authenticated by an authorized representative of the Bond Registrar. The Series 2021 Bonds shall be delivered to the Bond Registrar for authentication and be delivered by the Bond Registrar to the City Treasurer for delivery to the purchaser upon payment of the purchase price for the Series 2021 Bonds.
12. PAYMENT OF BONDS; DEFEASANCE. As provided in Section 7 of the Resolution, the Bonds and the interest thereon shall be payable solely from the Net Revenues (except to the extent payable from the proceeds of bond insurance or other credit enhancement or from the proceeds of Bonds), and to secure such payment there is hereby created a statutory lien upon the whole of

the Net Revenues which shall be a first lien, to continue until payment in full of the principal of and interest on all Bonds (including the Series 2000 Bonds, the Series 2008 Bonds, the Series 2011A Bonds, the Series 2021 Bonds and any Additional Bonds) payable from the Net Revenues, or, until Sufficient cash, Sufficient Government Obligations, Sufficient Municipal Obligations or any combination thereof shall have been deposited in trust for payment in full of the principal of and the interest on all Bonds to be paid or defeased to their maturity, or, if called or if irrevocable instructions have been given to call for redemption, to the date fixed for redemption together with the amount of the redemption premium, if any. Upon deposit of Sufficient cash, Sufficient Government Obligations, Sufficient Municipal Obligations or any combination thereof, as provided in the previous sentence, the statutory lien herein created shall be terminated with respect to the Bonds to be defeased, the holders of these Bonds shall have no further rights under the Resolution, the 2008 Supplemental Resolution, the 2011A Supplemental Resolution, the 2016 Supplemental Resolution or this 2021 Supplemental Resolution except for payment from the deposited funds and for rights of replacement, registration and transfer, and such Bonds shall no longer be considered to be outstanding under the Resolution, the 2008 Supplemental Resolution, the 2011A Supplemental Resolution, the 2016 Supplemental Resolution or this 2021 Supplemental Resolution.

13. SERIES 2021 BOND PROCEEDS. On the Series 2021 Issue Date, the proceeds of the sale of the Series 2021 Bonds shall be deposited as follows:

- (a) First, there shall be deposited in the Redemption Fund an amount equal to the accrued interest, if any, received on the delivery of the Series 2021 Bonds and the City may take credit for the amount so deposited against the amount required to be deposited in the Redemption Fund for payment of the next maturing interest on the Series 2021 Bonds.
- (b) Next there shall be deposited in the Bond Reserve Account an amount sufficient, when added to any other deposits made by the City, to meet the Bond Reserve Requirement, but not in excess of the maximum permitted by the Code.
- (c) Next there shall be deposited in the Construction Fund an amount not to exceed the sum of (i) \$14,600,000 or such lesser amount as shall be determined by the City Manager in the Sale Order and (ii) the costs of issuance related to the 2021 Project determined by the City Manager in the Sale Order which amount shall be the estimated cost of acquiring, constructing and installing the 2021 Project including engineering fees, legal and financial advisor fees, bond insurance premiums or other credit enhancement fees, if any, rating agency fees and other expenses incident to the acquisition, construction and installation of the 2021 Project and the issuance of the Series 2021 Bonds therefor.
- (d) Next there shall be deposited in an escrow fund (the "Escrow Fund"), Sufficient cash and/or Sufficient Government Obligations which shall be

used to pay the principal of and interest on the Refunded Bonds as they become due at maturity or earlier redemption and, except as otherwise herein provided, shall be used only for such purposes. The deposit to the Escrow Fund shall be made from proceeds of the sale of the Series 2021 Bonds and other available moneys held under the Resolution, as determined by the City Manager in the Sale Order. The Escrow Fund shall be held by The Huntington National Bank, hereby appointed as escrow agent (the "Escrow Agent"), in trust pursuant to an escrow deposit agreement (the "Escrow Agreement"), which Escrow Agreement shall direct the Escrow Agent irrevocably to take all necessary steps to pay the principal of and interest on the Refunded Bonds when due at redemption and to cause the Refunded Bonds to be called for redemption as specified in the Escrow Agreement. Any balance remaining in the Escrow Fund after payment in full of principal of and interest on the Refunded Bonds, shall be applied as provided in the Escrow Agreement.

The City Manager, in the Sale Order, shall authorize the form of and execution of the Escrow Agreement for and on behalf of the City.

- (e) The balance from the proceeds of the Series 2021 Bonds shall be deposited in a separate subaccount in the Construction Fund and used to pay the costs of issuance of the Series 2021 Bonds not paid from the deposit to the Construction Fund as above provided and to pay the costs of refunding the Refunded Bonds.

14. FORM OF SERIES 2021 BONDS. The Series 2021 Bonds shall be in substantially the following form, with such changes and additions as shall be determined to be appropriate.

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF SAGINAW

CITY OF SAGINAW
WATER SUPPLY SYSTEM REVENUE AND REVENUE REFUNDING BOND
SERIES 2021

<u>INTEREST RATE</u>	<u>MATURITY DATE</u>	<u>DATE OF ORIGINAL ISSUE</u>	<u>CUSIP</u>
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Registered Owner:

Principal Amount:

The City of Saginaw, County of Saginaw, State of Michigan (the "City"), acknowledges itself indebted to, and for value received hereby promises to pay to, the Registered Owner identified above, or registered assigns, the Principal Amount set forth above on the Maturity Date specified above, unless redeemed prior thereto as hereinafter provided, upon presentation and surrender of this bond at The Huntington National Bank in the City of Grand Rapids, Michigan, the bond registrar and paying agent, or at such successor bond registrar and paying agent as may be designated pursuant to the Resolution (as hereinafter defined), and to pay to the Registered Owner, as shown on the registration books at the close of business on the 15th day of the calendar month preceding the month in which an interest payment is due, by check or draft drawn upon and mailed by the bond registrar and paying agent by first class mail postage prepaid to the Registered Owner at the registered address, interest on such Principal Amount until the City's obligation with respect to the payment of such Principal Amount is discharged, at the rate per annum specified above. Interest is payable on the first days of January and July in each year, commencing on _____ 1, 20___. Principal and interest are payable in lawful money of the United States of America.

This bond is one of a series of bonds (the "Series 2021 Bonds") of even date and like tenor, except as to denomination, rate of interest and date of maturity, aggregating the principal sum of _____ Dollars (\$_____) issued by the City under and pursuant to a resolution duly adopted by the City Council of the City on March 6, 2000, as supplemented by resolutions adopted by the City Council of the City on December 17, 2007, October 25, 2010, August 22, 2016 and _____, 2021 (as supplemented, the

“Resolution”) and an order of the City Manager of the City and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan, 1933, as amended, for the purpose of paying the cost of acquiring, constructing and installing improvements to the Water Supply System of the City (the “System”) and refunding certain outstanding water supply system revenue bonds of the City and the costs of issuing the Series 2021 Bonds.

OPTIONAL REDEMPTION

Series 2021 Bonds maturing prior to July 1, 20__, are not subject to optional redemption prior to maturity. Series 2021 Bonds maturing on and after July 1, 20__, are subject to redemption prior to maturity at the option of the City, in such order as shall be determined by the City, on any one or more dates on and after July 1, 20__. Series 2021 Bonds of a denomination greater than \$5,000 may be partially redeemed in the amount of \$5,000 or any integral multiple thereof. If less than all of the Series 2021 Bonds maturing in any year are to be redeemed, the Series 2021 Bonds or portions of Series 2021 Bonds to be redeemed shall be selected by lot. The redemption price shall be the par value of the Series 2021 Bond or portion of the Series 2021 Bond called to be redeemed plus interest to the date fixed for redemption without premium.

MANDATORY REDEMPTION

Series 2021 Bonds maturing in the year _____ are subject to mandatory prior redemption at par and accrued interest as follows:

Redemption Date

Principal Amount of Series 2021
Bonds to be Redeemed

[Repeat if more than one term bond]

Series 2021 Bonds or portions of Series 2021 Bonds to be redeemed by mandatory redemption shall be selected by lot.

In case less than the full amount of an outstanding Series 2021 Bond is called for redemption, the bond registrar and paying agent, upon presentation of the Series 2021 Bond called in part for redemption, shall register, authenticate and deliver the registered owner a new Series 2021 Bond in the principal amount of the portion of the original Series 2021 Bond not called for redemption.

Not less than thirty days' notice of redemption shall be given to the holders of Series 2021 Bonds called to be redeemed by mail to the registered holder at the registered address. Series 2021 Bonds or portions of Series 2021 Bonds called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the bond registrar and paying agent to redeem the same.

This bond is a self-liquidating bond and is not a general obligation of the City and does not constitute an indebtedness of the City within any constitutional, statutory or charter limitation, but is payable, both as to principal and interest, solely from the net revenues of the System, including all appurtenances, extensions and improvements thereto, after provision has been made for reasonable and necessary expenses of operation, maintenance and administration (the "Net Revenues"). The principal of and interest on this bond are secured by a statutory lien on the Net Revenues. The bonds of this series shall have equal standing with outstanding bonds issued pursuant to the Resolution and with any additional bonds that may be issued pursuant to the Resolution.

For a complete statement of the revenues and reserves from which and the conditions under which this bond is payable, a statement of the conditions under which additional bonds of equal standing may hereafter be issued, the rights and limitations on the owner of this bond and the general covenants and provisions pursuant to which this bond is issued, reference is made to the Resolution.

The City has covenanted and agreed, and does hereby covenant and agree to fix and maintain at all times while any bonds payable from the Net Revenues of the System shall be outstanding, such rates for service furnished by the System as shall be sufficient to provide for payment of the principal of and interest on this bond and any other bonds payable from the Net Revenues as and when the same shall become due and payable, and to maintain a bond redemption fund and a bond reserve account therefor, to provide for the payment of expenses of administration and operation and such expenses for maintenance of the System as are necessary to preserve the same in good repair and working order, and to provide for such other expenditures and funds for the System as are required by the Resolution.

This bond is transferable, as provided in the Resolution, only upon the books of the City kept for that purpose by the bond registrar and paying agent, upon the surrender of this bond together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the Registered Owner or his attorney duly authorized in writing. Upon the exchange or transfer of this bond a new bond or bonds of any authorized denomination, in the same aggregate principal amount and of the same interest rate and maturity, shall be authenticated and delivered to the transferee in exchange therefor as provided in the Resolution, and upon payment of the charges, if any, therein provided. Bonds so authenticated and delivered shall be in the denomination of \$5,000 or any integral multiple thereof not exceeding the aggregate principal amount for each maturity.

It is hereby certified, recited and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this bond existed, have happened and have been performed in due time, form and manner as required by law, and that the total indebtedness of the City, including the series of bonds of which this bond is one, does not exceed any constitutional, statutory or charter limitation.

IN WITNESS WHEREOF, the City of Saginaw, County of Saginaw, State of Michigan, by its City Council, has caused this Series 2021 Bond to be executed in its name by the facsimile signatures of its Mayor and City Clerk and a facsimile of its corporate seal to be imprinted hereon, all as of the Date of Original Issue. This Series 2021 Bond shall not be valid unless the Certificate of Authentication has been manually executed by an authorized representative of the bond registrar and paying agent.

CITY OF SAGINAW

(Seal)

By: _____
City Clerk

By: _____
Mayor

CERTIFICATE OF AUTHENTICATION

This bond is one of the Series 2021 Bonds described in the within mentioned Resolution.

Bond Registrar and Paying Agent

By: _____
Authorized Representative

Date of Authentication:

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto

_____ (please print or type name, address and taxpayer identification number of transferee) the within bond and all rights thereunder and hereby irrevocably constitutes and appoints

_____ attorney to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Signature(s) must be guaranteed by an eligible guarantor institution participating in a Securities Transfer Association recognized signature guarantee program.

[END OF SERIES 2021 BOND FORM]

15. COVENANTS. The City covenants and represents to the register owners of the Series 2021 Bonds that so long as any of the Series 2021 Bonds remain outstanding and unpaid as to either principal or interest:
- (a) The City shall acquire and construct the 2021 Project promptly and in accordance with the plans therefor.
 - (b) The City agrees to take all action, and refrain from taking any action, that is necessary, including making any rebate payments to the United States government that may be required by the Code, which are hereby authorized to be paid from the Operation and Maintenance Fund as an expense of the System, so as not to impair the exclusion of the interest on the Series 2021 Bonds from gross income for federal income tax purposes.
16. APPROVAL OF MICHIGAN DEPARTMENT OF TREASURY. The issuance and sale of the Series 2021 Bonds shall be subject to permission being granted therefor by the Department of Treasury of the State of Michigan and the City Manager is authorized and directed, if necessary, to make application to the Department of Treasury for permission to issue and sell the Series 2021 Bonds as provided by the terms of this 2021 Supplemental Resolution.
17. SALE, ISSUANCE, DELIVERY, TRANSFER AND EXCHANGE OF SERIES 2021 BONDS; AUTHORIZATION OF OFFICERS. (a) The City Manager is authorized to sell the Series 2021 Bonds at a negotiated sale to Huntington Securities, Inc. (the "Underwriter"). The negotiated sale to the Underwriter is authorized to provide the City maximum flexibility to achieve the lowest possible interest costs with respect to the Series 2021 Bonds. The sale of the Series 2021 Bonds shall be made pursuant to the terms and conditions to be set forth in a Bond Purchase Agreement (the "Purchase Agreement") between the City and the Underwriter. The City Manager is authorized to execute and deliver the Purchase Agreement in such form as shall be approved by the City Manager, with such approval to be evidenced by his signature thereon. The City Manager is authorized to approve, execute and deliver the Escrow Agreement with the Escrow Agent. The Sale Order shall be executed by the City Manager at the time of the sale of the Series 2021 Bonds and shall set forth the principal amount, principal maturities and payment dates, interest rates and Interest Payment Dates, and redemption provisions, if any, with respect to the Series 2021 Bonds, purchase price to be paid by the Underwriter and compensation to be paid to the Underwriter, as well as such other provisions as the City Manager determines to be necessary or appropriate in connection with the sale of the Series 2021 Bonds. In making the determination in the Sale Order with respect to principal maturities and dates, interest rates, purchase price of the Series 2021 Bonds, and compensation to be paid to the Underwriter, the City Manager shall be limited as follows:

- 1) The interest rate on any Series 2021 Bond shall not exceed 6% per annum.
- 2) The final maturity date of the Series 2021 Bonds shall be no later than July 1, 2041.
- 3) The purchase price of the Series 2021 Bonds shall not be less than 98.00% of the principal amount thereof.
- 4) The Underwriter's discount with respect to the Series 2021 Bonds or the compensation to be paid to the Underwriter shall not exceed 1.00% of the principal amount of the Series 2021 Bonds.

Notwithstanding the foregoing, the City Manager shall not be authorized to execute and deliver the Sale Order or to execute and deliver the Purchase Agreement as provided in this Section 17 unless and until he has determined that the conditions providing for the issuance of Additional Bonds, as set forth in Section 22 of the Resolution, have been satisfied with respect to the Series 2021 Bonds being sold pursuant to the Purchase Agreement.

- (b) The Mayor, the City Clerk, the City Manager and other officers of the City are each hereby authorized and directed, on behalf of the City, to take any and all actions, perform any and all acts and execute any and all contracts, certificates and other documents as shall be required, necessary or desirable to effect the proper sale, issuance, delivery, transfer and exchange of the Series 2021 Bonds in accordance with the provisions of the Resolution, the 2008 Supplemental Resolution, the 2011A Supplemental Resolution, the 2016 Supplemental Resolution and this 2021 Supplemental Resolution, including but not limited to: (1) organizing presentations to rating agencies and obtaining a rating or ratings for the Bonds; and (2) making such filings with the Michigan Department of Treasury with respect to the Bonds as are required by Act 34, Public Acts of Michigan, 2001, as amended.

18. BOND REGISTRAR AND PAYING AGENT. The Huntington National Bank is hereby appointed bond registrar and paying agent for the Series 2021 Bonds, and the City Manager may enter into an agreement with such bond registrar and paying agent. The City Manager from time to time may designate, and may enter into an agreement with, a new bond registrar and paying agent, which shall be a bank or trust company located in the State of Michigan which is qualified to act in such capacity under the laws of the United States of America or the State of Michigan.

19. OFFICIAL STATEMENT; CONTINUING DISCLOSURE: The City Manager is authorized to cause the preparation of a preliminary official statement and a final

official statement for the Series 2021 Bonds for the purpose of enabling compliance with SEC Rule 15c2-12 (the "Rule") and to do all other things necessary to enable compliance with the Rule. Within seven (7) business days after the award of the Series 2021 Bonds, the City shall provide, on a timely basis, up to 100 copies of the final official statement at its expense (and such additional copies of the final official statement as reasonably requested by, and at the expense of, the purchaser thereof) to enable the purchaser to comply with paragraph (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board.

The City Manager is authorized to deliver a continuing disclosure certificate to the purchaser of the Series 2021 Bonds, pursuant to which the City will undertake to provide annual reports and notices of certain events to assist the purchaser of the Series 2021 Bonds in complying with paragraph (b)(5) of the Rule.

20. SEVERABILITY; SECTION HEADINGS. If any section, paragraph, clause or provision of this 2021 Supplemental Resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this 2021 Supplemental Resolution. The section headings in this 2021 Supplemental Resolution are furnished for convenience of reference only and shall not be considered to be part of this 2021 Supplemental Resolution.

21. PUBLICATION AND RECORDATION. This 2021 Supplemental Resolution shall be published in full in *The Saginaw News*, a newspaper of general circulation in the City qualified under State law to publish legal notices, promptly after its adoption and shall be recorded in the official proceedings of the City Council and such recording shall be authenticated by the signature of the Mayor and the City Clerk.

22. PROFESSIONAL SERVICES. The following are appointed to act in the following capacities with respect to the Series 2021 Bonds:

As registered municipal advisor: Bendzinski & Co., Municipal Finance Advisors
Grosse Pointe, Michigan

As Underwriter: Huntington Securities, Inc.
Southfield, Michigan

As bond counsel: Dickinson Wright PLLC
Troy, Michigan

23. RATIFICATION OF RESOLUTION; CONFLICTING RESOLUTIONS. The Resolution, as amended and supplemented by the 2008 Supplemental Resolution, the 2011A Supplemental Resolution, the 2016 Supplemental

Resolution and this 2021 Supplemental Resolution, is hereby ratified and confirmed. All other resolutions and parts of other resolutions insofar as they may be in conflict herewith are hereby rescinded.

24. EFFECTIVE DATE. This 2021 Supplemental Resolution shall take effect immediately.

Ayes:

Nays:

Absent:

Abstain:

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 March 22, 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