



Saginaw City Council Regular Meeting Agenda

1315 S. Washington Avenue
Council Chambers, Room 205
May 8, 2023
6:30 p.m.

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. Proclamation declaring May 2023 as "Mental Health Month."

PUBLIC HEARINGS:

PUBLIC INPUT:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

1. Update on the Saginaw Neighborhood Recognition Award Program, Alex Shephard, Code Enforcement Inspector, Department of Neighborhood Services.
2. Overview of the Fiscal Year 2023-2024 Proposed Budget, Yolanda M. Bland, Director of the Office of Management and Budget.

CONSENT AGENDA:

1. Approve the April 17, 2023 regular council meeting minutes.
2. Approve Petition 23-03 from Wolverine Fireworks Display, Inc. to display fireworks on Ojibway Island on July 4, 2023 at dusk.
3. Receive and file Petition 23-04 from the United Together Lupus Foundation to be recognized as a nonprofit organization for purposes of obtaining a charitable gaming license Petition.
4. Approve Petition 23-05 to approve the capital expenditure items for the 2023-2024 Budget for Operations, Capital Improvement, and Emergency Repair for the Saginaw-Midland Municipal Water Supply Corporation.
5. Approve the amendments to the FY 2023 Approved Budget to recognize changes that have occurred during the March period.
6. Approve the purchase with The Masters Touch, LLC for \$6,875 for FY 2024, pending budget approval, for the printing and mailing of utility bills for the Fiscal Services Department, Customer Accounting Division.

7. Approve the purchase with Axon Enterprise, Inc., a sole source, for \$15,860 for FY 2023; and pending budget approval, for \$16,494 for FY 2024 for 10 Taser 7 Conducted Energy Weapons for the Police Department.
8. Approve the purchase with Northeastern Paint Supply, Inc. for \$8,410 for replacement flooring at Station No. 4 for the Fire Department.
9. Approve the purchase with Sol-Air Heating and Cooling for \$21,808 for the replacement of two rooftop HVAC units at Station No. 1 for the Fire Department.
10. Approve the purchase with the specified vendors for a total amount not to exceed \$2,000,000 for roof replacements for the Saginaw Home Rehabilitation Program funded through the American Rescue Plan Act funds.
11. Approve the annual purchase with Environmental Testing and Consulting and Saginaw Shiawassee Habitat for Humanity for a total amount not to exceed \$5,000 for lead inspections, assessments, abatement, and clearance testing for the Community Services Division Rehabilitation Program.
12. Approve the Community Development Block Grant COVID-19 Amendment Agreements and Subrecipient Agreement for FY 2020-2021 for \$54,084.
13. Approve the purchase with Rohde Brothers Excavating, Inc. for \$369,311 for FY 2024, pending budget approval, for demolition services for Neighborhood Services and Inspections Department, Inspections Division.
14. Approve the Consent to Grade Easement with the Michigan Department of Transportation for the Public Services Department, Engineering Division.
15. Approve the Cash Contribution and Assurances Document and payment to the Saginaw Metropolitan Planning Organization, the Saginaw Area Transportation Agency for \$33,479 for the City's portion of the required cash match for federal planning funds for FY 2024, and at the local match pricing for FY 2025 through FY 2027, pending budget approval, for the Public Services Department, Engineering Division.
16. Approve the purchase with Tri-Valley Construction, LLC for \$7,982 for guardrail repairs for the Public Services Department, Engineering Division.
17. Approve the increase to the blanket purchase order with Engel's Autobody by \$10,000, for a new total of \$40,000, for vehicle repair services for the Public Services Department, Motor Pool Division.
18. Approve the purchase with Woodland Industries for \$14,670 for an enclosed trailer for the Public Services Department, Maintenance and Service Division.
19. Approve the agreement with Precision Concrete Cutting, Inc. for \$50,000 for a sidewalk trip hazard elimination pilot project for the Public Services Department, Engineering Division.
20. Approve the purchase with Vega Americas, Inc., a sole source, for \$17,185 for radar level detection units for the Water and Wastewater Treatment Services Department, Wastewater Treatment and Pumping and Remote Facilities Divisions.

21. Approve the purchase with purchase with ETNA Supply, a sole source, for \$48,630.00 for FY 2024; \$51,065.00 for FY 2025; \$53,620 for FY 2026; \$56,300 for FY 2027 and \$59,115 for FY 2028, pending budget approval, for annual hosting fees for Sensus Analytics and Regional Network Interface for the Water and Wastewater Treatment Services Department, Instrumentation and Process Controls Division.
22. Approve the purchase with Grainger, Inc. for \$4,029 for a replacement sand blast cabinet for the Water and Wastewater Treatment Service Department, Water Treatment Division.
23. Approve the blanket purchase with Kraft Power Corporation, a sole source, for \$25,000 for generator repair services for the Water and Wastewater Treatment Services Department, Water Treatment Division.
24. Approve the purchase with Kerr Pump & Supply, for \$11,139 for repair parts for the Kochville Station vacuum system for the Water and Wastewater Treatment Service Department, Water Treatment Division.

BOARD/COMMISSION/COMMITTEE REPORTS:

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS:

ORDINANCE INTRODUCTION:

1. Ordinance to amend the official city map to rezone 2100 and 2300 Hartsuff Street from M-1, Light Industrial, to R-1A, Residential Agricultural.

ORDINANCE CONSIDERATION AND ADOPTION:

1. An ordinance to amend §153.021 “Definitions,” and §§153.197, 153.282, 153.317, and 153.347 all Titled “Permitted Uses After Special Approval,” and by adding a new Section Titled, “Solar Energy Systems,” by adding §§153.625 “General,” 153.626 “Definitions,” 153.627 “Roof-Mounted And Accessory Ground-Mounted SES,” and 153.628 “Principal-Use Solar Power Systems,” of Chapter 153, “Zoning Code,” of Title XV, “Land Usage,” of the City of Saginaw Code of Ordinances, O-204.
2. An ordinance to add “Low Income Housing Tax Exemption for Saginaw-Shiawassee Habitat for Humanity,” to the Table of Special Ordinances, VIII, of the City of Saginaw Code of Ordinances, O-204.

RESOLUTIONS:

1. Recognize the United Together Lupus Foundation as a non-profit organization for the purpose of obtaining a charitable gaming license.
2. Authorize the Change in the Standard Street Lighting Contract with Consumers Energy Company for the Public Services Department, Engineering Division.

UNFINISHED BUSINESS:

MISCELLANEOUS BUSINESS:

1. Consideration of a FOIA Appeal submitted by Patrick Shaltry.
2. Consideration of a second FOIA Appeal submitted by Patrick Shaltry.

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.

CITY OF SAGINAW

PROCLAMATION

WHEREAS, mental health is essential to everyone's overall physical health and emotional well-being; and

WHEREAS, mental health will strike one in five adults and children in a given year regardless of age, gender, race, ethnicity, religion or economic status; and

WHEREAS, people who have mental illnesses can recover and lead full productive lives; and

WHEREAS, an estimated two-thirds of adults and young people who have mental health disorders are not receiving the help they need; and

WHEREAS, the cost of untreated and mistreated mental illnesses and addictive disorders to American business, government and families has grown \$113 billion annually; and

WHEREAS, community-based services that respond to individual and family needs are cost-effective, and beneficial to consumers and the community; and

WHEREAS, the National Mental Health Association and its national partners observe Mental Health Month every May to raise awareness and understanding of mental health and illness.

NOW, THEREFORE BE IT RESOLVED, I, Brenda F. Moore, Mayor of the City of Saginaw do hereby proclaim May 2023 as Mental Health Month in the City of Saginaw. I also call upon the citizens, government agencies, public and private institutions, businesses and schools in the state of Michigan to recommit to our community to increasing awareness and the understanding of mental health, and the need to appropriate accessible services for all people who have mental illnesses.

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



Brenda F. Moore, Mayor

Councilmembers

Annie E. Boensch, Mayor Pro Tem
Michael D. Balls, George Copeland, Jr. Michael Flores
Priscilla Garcia, Monique Lamar-Silvia,
Bill Ostash, and Reggie Williams II

Timothy Morales, City Manager

May 8, 2023

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, WAS HELD MONDAY, APRIL 17, 2023, AT 6:30 P.M. IN COUNCIL CHAMBERS AT CITY HALL, 1315 S. WASHINGTON AVENUE, SAGINAW, MICHIGAN.

PRAYER AND PLEDGE OF ALLEGIANCE

Council Member Copeland offered a prayer and Mayor Pro Tem Boensch led the pledge of allegiance of the United States of America.

ROLL CALL

Mayor Moore called the meeting to order. Council Members present: Monique Silvia, Reggie Williams, Annie Boensch, William Ostash, Priscilla Garcia, Michael Flores, George Copeland, Brenda Moore: 8. Council Members absent: Michael Balls: 1.

ANNOUNCEMENTS

Deputy City Clerk Kristine Bolzman made the following announcements:

- Yard Waste pick up has begun and collection is on your regular trash day. Yard waste stickers are available in the City Clerk's Office during regular business hours.
- The 3rd Annual Team Up to Clean Up event will be Saturday, May 13. This citywide event is an effort to clean up litter and debris in various locations throughout the city. Individuals & organizations wishing to volunteer may visit the City's website at www.saginaw-mi.com/cleanup to sign up. Kickoff will be at 8:00 a.m. in front of City Hall and volunteers will return to wrap up at noon.

PUBLIC HEARINGS

Deputy Clerk Bolzman announced the public hearing regarding the request for an Obsolete Property Rehabilitation Certificate at 3424 E. Genesee Avenue. Mayor Moore called for comments. Tom Miller of Saginaw Future spoke in favor and explained the benefits to the community. Mayor Moore called twice for comments. No further comments were made.

Moved by Council Member Copeland, seconded by Council Member Flores to close the public hearing. 8 ayes, 0 nays, 1 absent. Motion approved.

PUBLIC INPUT

Members of the public that addressed the Council: Christopher Kubiak.

Moved by Council Member Flores, seconded by Council Member Silvia to extend the time for Christopher Kubiak by 45 seconds. 8 ayes, 0 nays, 1 absent. Motion approved.

Public input continued with Angie Miller and Amy Morales.

Moved by Council Member Flores, seconded by Council Member Williams to extend the time for Amy Morales by 45 seconds. 8 ayes, 0 nays, 1 absent. Motion approved.

Public Input continued with Valorie Blanco.

Moved by Council Member Flores, seconded by Council Member Ostash to extend the time for Valorie Blanco by 45 seconds. 8 ayes, 0 nays, 1 absent. Motion approved.

COUNCIL REMARKS

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

REPORTS FROM CITY MANAGER

City Manager Tim Morales reported updates regarding various projects. Manager Morales introduced Travis Hare, City Engineer. Mr. Hare provided an update on 2022 construction projects and presented the upcoming 2023 construction season projects.

Council Member Flores left the meeting at 7:14 p.m. and returned at 7:15 p.m.

CONSENT AGENDA:

Moved by Council Member Ostash, seconded by Council Member Copeland to approve the consent agenda, allowing room for exceptions. An exception was made to item #5. 8 ayes, 0 nays, 1 absent. Motion approved.

1. Approve the April 3, 2023 regular council meeting minutes.
2. Approve Petition 23-02 from Saginaw Art Initiative to erect banners at Court Street and West Genesee Avenue from July 17 through August 14, 2023 to promote the Saginaw Art Fair.
3. Approve the grant agreement between the Saginaw Housing Commission and the U.S. Department of Housing and Urban Development for the FY 2022 Family Self Sufficiency Program.
4. Approve the purchase with Proforce Marketing, Inc. for \$16,359 for shotguns and accessories for the Police Department. Further, recommend the acceptance of a \$3,744.40 trade-in credit for 23 used shotguns.
5. Approve the purchase with LeadsOnline, LLC for \$19,365 for a three-year software subscription for the Police Department, Police Investigative Services.
6. Approve the transfer of ownership of retiring K-9, Cigan, to his handler Officer Bradley Holp.
7. Approve the purchase with CMP Distributors, Inc. for \$10,756 for FY 2024, pending budget approval, for Point Blank tactical body armor and body armor plates for the Police Department Emergency Services Team.
8. Approve the purchase with Warwick Cleaners for \$9,000 for the Police Department and \$4,300 for the Fire Department for dry cleaning services for the Police and Fire Departments.
9. Approve the purchase with Todd Wenzel Buick GMC for \$47,133 for a 2022 GMC Sierra 1500 4x4 Double Cab pickup truck, as specified for the Neighborhood Services and Inspections Department, Inspections Division.
10. Approve the Consent to Grade Easement with the Michigan Department of Transportation for the Engineering Section, Right of Way Division.
11. Approve the purchase with Shannon Supply for \$8,035 for Husqvarna saw blades for the Public Services Department, Maintenance and Service Division.

12. Approve the purchase with A.C. Klopff, Inc. for \$138,000 for the replacement of the Trane heating and cooling system at the Operations building for the Water and Wastewater Treatment Services Department, Wastewater Treatment Division.
13. Approve the purchase with Dell, Inc for \$109,547 for computers and servers for the Supervisory Control and Data Acquisition Systems for the Water and Wastewater Treatment Divisions.

Moved by Council Member Williams, seconded by Mayor Pro Tem Boensch to approve consent agenda item #5 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

BOARD/COMMISSION/COMMITTEE REPORTS

Mayor Pro Tem Boensch reported that the City/County/School Liaison Committee is looking at project ideas and that the next meeting is April 20 at 5:00 p.m.

APPOINTMENT OF BOARD/COMMISSION/COMMITTEE MEMBERS

Moved by Mayor Pro Tem Boensch, seconded by Council Member Williams to approve the following appointments:

1. the Mayoral appointment of Gary Fahndrich to the Saginaw Economic Development Corporation with a term to expire June 30, 2023.
2. the Mayoral appointment of John Humphreys to the Local Officers Compensation Commission with a term to expire March 1, 2030.
3. the Council appointment of Cathy Wagner to the Human Planning Commission with a term to expire December 31, 2024.
4. the Mayoral reappointment of Brian Keenan-Lechel to the Riverfront Development Commission with a term to expire April 1, 2028.

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

ORDINANCE INTRODUCTION

Moved by Mayor Pro Tem Boensch, seconded by Council Member Williams to introduce an ordinance to add "Low Income Housing Tax Exemption for Saginaw-Shiawassee Habitat for Humanity," to the Table of Special Ordinances, VIII, of the City of Saginaw Code of Ordinances, O-204. 8 ayes, 0 nays, 1 absent. Motion approved. Mayor Moore announced that the ordinance will be laid over per the City Charter.

RESOLUTIONS

Moved by Mayor Pro Tem Boensch, seconded by Council Member Williams to adopt the resolution approving an Obsolete Property Rehabilitation Certificate at 3424 E. Genesee Avenue. 8 ayes, 0 nays, 1 absent. Motion approved.

ADJOURNMENT

Moved by Mayor Pro Tem Boensch, seconded by Council Member Copeland to adjourn the meeting at 7:46 p.m. 8 ayes, 0 nays, 1 absent. Motion approved.

As recorded by,
Kristine Bolzman, MiPMC/MMC
Deputy City Clerk

Janet Santos, MiPMC/MMC
City Clerk

#23-03

2023 Permit for Fireworks Other than Consumer or Low Impact

Authority: 2011 PA 258	The LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD will not discriminate against any individual or group because of race, sex, religion, age, nationality, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act you may make your needs known to this Legislative Body of City, Village or Township Board.
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This permit is not transferable. Possession of this permit authorizes the herein named person to possess, transport and display fireworks in the amounts, for the purpose of and at the place listed below only through permit expiration date.

TYPE OF PERMIT(S) (Select all applicable boxes) ☐ Agricultural or Wildlife Fireworks ☐ Articles Pyrotechnic ☒ Display Fireworks ☐ Public Display ☐ Private Display ☐ Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes		FOR USE BY LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD ONLY. PERMIT(S) EXPIRATION DATE (ENTER DATE OF EXPIRATION)
NAME OF PERSON PERMIT ISSUED TO Wolverine Fireworks Display, Inc.		AGE (18 YEARS OR OLDER) ☒ YES ☐ NO
ADDRESS OF PERSON PERMIT ISSUED TO 205 W. Seiders Rd., Kawkawlin, MI 48631		
NAME OF ORGANIZATION, GROUP, FIRM OR CORPORATION Saginaw Area Fireworks, Inc.		
ADDRESS PO Box 1923, Saginaw, MI 48605		
NUMBER AND TYPES OF FIREWORKS (Please attach additional pages if necessary) See Proposal		
EXACT LOCATION OF DISPLAY OR USE Ojibway Island and Holland Ave. Bridge, Saginaw, MI		
CITY, VILLAGE, TOWNSHIP Saginaw	DATE July 4, 2023 RD July 6, 2023	TIME Dusk
BOND OR INSURANCE FILED ☒ YES ☐ NO		AMOUNT \$10,000,000.00



Issued by action of the Legislative Body of a ☐ City ☐ Village ☐ Township of _____ on the _____ day of _____	
(Signature and Title of Legislative Body Representative)	

THIS FORM IS VALID UNTIL THE DATE OF EXPIRATION OF PERMIT

FOR USE BY LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD ONLY
DATE PERMIT(S) EXPIRE:

BFS 899 (Rev 06/15)



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

2/27/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

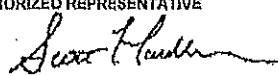
IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER The Partners Group Ltd 1111 Lake Washington Blvd N. Suite 400 Renton WA 98056	CONTACT NAME: Janet Nau	
	PHONE (A/C, No, Ext): 425-455-5640 FAX (A/C, No): 425-455-6727	
	E-MAIL ADDRESS: jnau@tpgrp.com	
	INSURER(S) AFFORDING COVERAGE	NAIC #
	INSURER A : Everest Indemnity Insurance Co	10851
	INSURER B : Everest Denali Insurance Company	16044
	INSURER C : Arch Specialty Insurance Company	21199
	INSURER D :	
	INSURER E :	
	INSURER F :	

COVERAGES	CERTIFICATE NUMBER: 993873941	REVISION NUMBER:
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.		

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVO	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY	Y	S18GL02099231	2/1/2023	2/1/2024	EACH OCCURRENCE \$ 1,000,000
	☒ COMMERCIAL GENERAL LIABILITY					DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000
	☐ CLAIMS-MADE ☒ OCCUR					MED EXP (Any one person) \$ Excluded
						PERSONAL & ADV INJURY \$ 1,000,000
						GENERAL AGGREGATE \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:					PRODUCTS - COM/OP AGG \$ 2,000,000
	☐ POLICY ☒ PROJECT ☐ LOC					\$
B	AUTOMOBILE LIABILITY		S18CA00274231	2/1/2023	2/1/2024	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	☒ ANY AUTO ALLOWED AUTOS					BODILY INJURY (Per person) \$
	☒ HIRED AUTOS	☒ SCHEDULED AUTOS NON-OWNED AUTOS				BODILY INJURY (Per accident) \$
						PROPERTY DAMAGE (Per accident) \$
						\$
C	☒ UMBRELLA LIAB	☒ OCCUR	UXP104806301	2/1/2023	2/1/2024	EACH OCCURRENCE \$ 4,000,000
	☐ EXCESS LIAB	☐ CLAIMS-MADE				AGGREGATE \$ 4,000,000
	☐ DED ☐ RETENTION \$					\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	Y/N				WC STATUTORY LIMITS OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)					E.L. EACH ACCIDENT \$
	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. DISEASE - EA EMPLOYEE \$
						E.L. DISEASE - POLICY LIMIT \$
A	Excess Liability - Occurrence		S18EX01908231	2/1/2023	2/1/2024	Each Occurrence \$5,000,000 Aggregate \$5,000,000

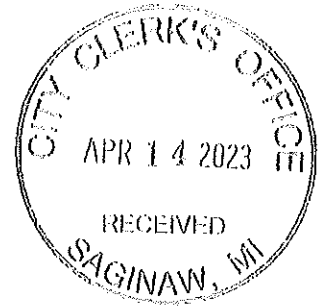
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
The following are included as Additional Insured on General Liability as their interest may appear as respects operations performed by or on behalf of the Named Insured per form ECG 20592 0509 attached:
City of Saginaw; Saginaw Area Fireworks and Linear Motion, its subsidiaries, affiliates, directors and officers, BR FMC Saginaw Investments, LLC, and Linear Motion, LLC/Umbra
Location of Display: North end of Ojibway Island and Holland Avenue Bridge, Saginaw, MI.
Show Date: 7/4/23 Rain Date 7/5/23

CERTIFICATE HOLDER	CANCELLATION
City of Saginaw 1315 S Washington Ave Saginaw MI 48601	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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#23-04

United Together Lupus Foundation
804 South Hamilton, Suite 114
Saginaw, Michigan 48602
OFFICE: 989-401-2239
Website: www.utlfoundation.org



April 13, 2023

**TO: CITY OF SAGINAW
CITY COUNCIL BOARD**

REQUESTING GAMING LICENSE

On May 20, 2023, United Together Lupus Foundation will be hosting "A Gift of Hope" Lupus Awareness Banquet at the Horizon Conference Center, 6200 State Street, Saginaw, Michigan 48603. We are located in the City of Saginaw and our foundation is serving the Saginaw County and surrounding communities. For this event there will be raffle giveaways and gifts giveaways. As a result, will are requesting a gaming license for this event. Thank you in advance for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Tonya Jones", with a long horizontal flourish extending to the right.

Tonya Jones, Founder/CEO
United Together Lupus Foundation



4678 S. THREE MILE ROAD • BAY CITY, MI 48706 • PH. 989-684-2220 • FAX 989-684-7741

April 20, 2023

Ms. Janet Santos, City Clerk
City of Saginaw
1315 S. Washington
Saginaw, MI 48601

Dear Ms. Santos:

Please be advised that the Board of Trustees of the Saginaw-Midland Municipal Water Supply Corporation, at their regular meeting this date have approved the 2023-2024 Operating, Capital Improvement, and Debt Service Budgets for the Corporation.

In accordance with the 1946 agreement between the City of Saginaw and the City of Midland, it is necessary for capital improvement expense to be additionally approved by the governing bodies of both owner Cities.

The Management and Board of Trustees of the Saginaw-Midland Municipal Water Supply Corporation; therefore, recommend that the City of Saginaw approve the capital expenditure items as shown on the attached Budget for Capital Improvement and Emergency Repair Fund in the amount of \$690,000 for the 2023-2024 budget year, with a fund income allocation set at \$.03 per 1,000 gallons pumped.

We request that this petition for approval be advanced to the council as soon as possible. Please notify our office when Saginaw-Midland's Budget for Capital Improvement and Emergency Repair Fund has been approved. Thank you for your efforts in this regard.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Dan Stickel".

Daniel Stickel
Manager

DS:ld

Enc.



**SAGINAW-MIDLAND MUNICIPAL WATER SUPPLY CORPORATION
2023-2024 FISCAL YEAR**

BUDGET FOR CAPITAL IMPROVEMENT AND EMERGENCY REPAIR FUND

I.	Projected I&ER Fund Ending Balance (June 30, 2023)		\$3,271,151
II.	Proposed Improvement Expenses for 2023-2024 Fiscal Year		
a.	SCADA Improvements (Carryover)	\$50,000	
b.	Pressure Relief Vault Repair at Whitestone (Carryover)	\$70,000	
c.	Chlorine System Replacement (Carryover)	\$500,000	
d.	Chlorine Room Door/Lintel Replacement (Carryover)	\$20,000	
e.	Pipeline miscellaneous improvements	\$50,000	
			(\$690,000)
III.	Projected Improvement Income for the 2023-2024 Fiscal Year		
a.	Income forecasted (\$0.03 per 1000 gallons)	\$450,000	
b.	Projected interest income	<u>\$2,000</u>	
			<u>\$452,000</u>
IV.	Projected I&ER Fund Ending Balance (June 30, 2024)		<u><u>\$3,033,151</u></u>



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

Manager's Recommendation:

I recommend approval of the amendments to the 2022/2023 Approved Budget for the listed funds. This adjustment is required to recognize any errors, omissions, or changes that have occurred within the month of March.

Justification:

The 2022/2023 annual budget will be adjusted in accordance with Public Act 2 of 1968, Uniform Budgeting and Accounting Act, the City Charter; and the approved 2023 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 March, 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 \$21,898, from \$42,354,464 to \$42,376,362.

- A budget adjustment is required for the unspent 2022 donation from the Saginaw Community Foundation in the amount of \$1,000 for the Team Up to Clean Up. Expenditures will be recognized in the Office of General Government, Office of the City Manager, Parts and Supplies Account No. 101-1710-742.000 in the amount of \$1,000. To offset the increase in expenditures will be an appropriation of restricted fund balance.
- On April 17, 2023, City Council approved the purchase of new shotguns and accessories for Community Public Safety – Police. Rutledge donation funds are to be utilized to pay for this purchase in the amount of \$16,359. This budget adjustment is to allocate the Rutledge monies for the purchase. Expenditures are recognized in Community Public Safety – Police, Police Building Management Division, Capital Outlay less than \$5,000 Account No. 101-3514-971.000. To offset the increase in expenditures will be an appropriation of restricted fund balance.
- A budget adjustment is required to recognize unanticipated revenues for Community Public Safety – Fire in the total amount of \$4,539. The following increases will be recognized in the Fire Training Account No. 101-0000-628.004 in the amount of \$2,839 for CPR Training and Fire Department – Inspections Services Account No. 101-0000-628.005 in the amount of \$1,700 at the Dow Event Center. To offset the increase in revenues will be an increase to

Community Public Safety – Fire, Fire Training Division, Overtime Account No. 101-3512-704.000 in the amount of \$2,839 and Fire Prevention Division, Overtime Account No. 101-3553-704.000 in the amount of \$1,700.

The Boat Launch Operations Fund (239) should be increased from \$25,000 to \$27,364. This represents a \$2,364 increase. On July 9, 2020, the President of the United States declared a disaster for the county of Saginaw under the authority of The Robert T Stafford Disaster Relief and Emergency Assistance Act because of the severe storms and flooding during the incident period of May 16-22, 2020. This increase is to recognize the reimbursement from FEMA for damages at the Boat Launch gate house. Revenues will be recognized in the Boat Launch Fund, FEMA Account No 239-0000-501.012. To offset the increase revenues will be the same increase in this fund's Increase to Fund Equity Account No. 239-8559-989.001.

The Downtown Development Authority – 2011 (DDA-2011) Fund (259) should be increased \$25,000, from \$225,363 to \$250,363. This increase represents the second Match on Main Grant that was received in February of 2023. Funds will be recognized in this fund's State Grant Account No. 259-0000-539.000. To offset the increase in revenues will be an increase to the DDA-2011 2 Mill Levy Division, Professional Services Account No. 259-1777-801.000 by \$10,000 and Grant Disbursement Account No. 259-1777-965.000 by \$15,000.

The Police Training Grant Fund (261) should be increased from \$9,000 to \$11,935. This represents a \$2,935 increase. This increase is attributed to the increase in the funds received from the State of Michigan. Fund will be recognized in the State Grant Account No. 261-0000-575.002 of \$2,930 and in Interest Account No. 261-0000-664.000 of \$5. To offset the increase revenues will be the same increase to the Police Training Fund, Training and Development Account No. 261-3323-823.003.

The Police Justice Grant Fund (268) should be increased from \$340,595 to \$350,221, which is a \$9,626 increase. This increase is largely due to the city receiving additional funds from the ASAP Grant in November 2022 as well as recognizing the Interest on Investments. Revenues will be recognized in the Justice Victims Services Grant Account No. 268-0000-501.039 in the amount of \$9,440 and in the Interest Account No. 268-0000-664.000 in the amount of \$186. To offset the increase in revenues will be an increase to this fund's Justice Victim Services Grant Division, Professional Services Account No. 268-3343-801.000.

The Community Development Block Grant (CDBG) Fund (275) should be increased from \$2,978,600 to \$3,226,875. This represents a \$248,275 increase. This increase is due to the following:

- The Saginaw Economic Development hosted a six-week Business Writing Workshop charging \$25 per participant. The total revenues received for this training equated to \$275. This budget adjustment recognizes receiving these funds. Funds will be realized in the Community Development Block Grant Fund, Material and Services Account No. 275-0000-642.011. To offset the increase in

revenues will be the same increase to this fund's Saginaw Economic Development Division, Professional Services Account No. 275-6520-801.000.

- A budget adjustment is also required to recognize the carry forward of CDBG COVID funds. Revenues will be recognized in this fund's CDBG-COVID Account No. 275-0000-501.052 in the amount of \$160,000. To offset the increase in revenues will be the same increase to this fund's COVID Subgrantees Division, Subgrantees Account No. 275-6514-965.001.
- A budget adjustment is also required to recognize the carry forward of program funds. Revenues will be recognized in this fund's Subgrantees Account No. 275-0000-501.043 in the amount of \$88,000. To offset the increase in revenues will be the same increase to this fund's Subgrantees Division, Subgrantees Account No. 275-6574-965.001.

The National OPIOID Settlement Fund (284) should be increased from \$0 to \$148,733. This is an increase of \$148,733. This increase reflects the city portion of the Janssen Settlement Agreement that was dated July 21, 2021. Revenues will be recognized in this fund's Other Revenue Account No. 284-0000-671.023. Until a determination is made on how these funds can be spent, expenditures will be recognized in Increase to Fund Equity Account No. 284-8559.989.001.

The Unfunded Liabilities Fund (296) should be increased from \$178,000 to \$395,712. This is an increase of \$217,712. This increase in expenditures represents the OPEB Pension expenditure in accordance with the City's corrective action plan contribution per the State of Michigan. Expenditures will be recognized in this fund's OPEB Expense Account No. 296-8525-715.024. An appropriation of fund balance will offset this expenditure.

The Other Post Employee Benefit (OPEB) Fund should be increased from \$0 to \$395,712. This is a \$395,712 increase that is required due to the City's corrective action plan with the State of Michigan. Revenues will be recognized in this fund's Contribution Account No. 731-0000-674.000. To offset the increase in revenues will be realized in this fund's Increased to Fund Equity Account No. 731-8559-989.001.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Printing of Utility Bills
Prepared by: Julie Olgine, Administrator of Utilities Accounts

Manager's Recommendation:

I recommend the approval of a purchase with The Masters Touch, LLC for \$14,472 for FY 2024, pending budget approval, for the printing and mailing of utility bills for the Customer Accounting Division, Fiscal Services Department.

Justification:

Our current vendor, The Masters Touch, LLC provided a quote of the printing and mailing of utility bills. The prior unit cost was \$0.0617 per unit and will increase to \$0.067 for approximately 216,000 annual post cards used for mailing water and sewer bills. Postage cost will be billed at the current rate.

It is in the City's best interest to continue with the current vendor to avoid costly set up fees with a new vendor to restructure the exported data, reconfigure the bill and ensure compatibility with Treasury scanning equipment.

<u>Vendor</u>	<u>FY 2023</u>	<u>FY 2024</u>
The Masters Touch, LLC Spokane, WA	\$12,053	\$14,472

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, Customer Accounting Division, Operating Services Account No. 590-5311-805.000 \$7,236 and Water Operations and Maintenance Fund, Customer Accounting Division, Operating Services Account No. 591-5310-805-000 \$7,236.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Taser 7 Conducted Energy Weapons Lease
Prepared by: Brian Rowell, Community Public Safety – Police

Manager's Recommendation:

I recommend the approval of purchase with Axon Enterprise, Inc., a sole source, for \$15,859.12 for FY 2023 and \$16,493.48 for FY 2024, pending budget approval, for 10 Taser 7 Conducted Energy Weapons for the Police Department.

Justification:

Tasers are a vital component of modern policing efforts and an integral tool in less-lethal tactics. Axon Enterprise, Inc. is the sole-source provider of taser products.

On April 20, 2020, City Council approved the five-year lease of 15 handheld taser units, their accompanying hardware, training programs and materials, software licenses, warranties, and services to modernize the Police Department's taser arsenal.

This purchase will add an additional 10 taser units, and their peripherals, to the current Police Department taser lease. This purchase will help ensure that there are enough functional units available on occasions where units are out for repair or when special events scheduled in the city require additional police staffing.

This purchase is to be paid under a two-year lease plan as follows: \$15,859.12 in FY 2023 and \$16,493.48 in FY 2024.

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, Installment Payments - Police Equipment, Account No. 101-3514-991.023.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager

Subject: Fire Station 4 Flooring

Prepared by: Thomas Raines, Fire Chief

Manager's Recommendation:

I recommend the approval of a purchase with Northeastern Paint Supply, Inc. for \$8,410 for replacement flooring at Station No. 4 for the Fire Department.

Justification:

On April 20, 2023, Northeastern Paint Supply, Inc. provided a quote for replacement of the linoleum flooring at Fire Station 4. The current flooring is over 40 years old and is worn beyond repair. The quote includes the removal of the old flooring, installation of new LVT vinyl flooring, and the labor and miscellaneous materials needed for the installation. Northeastern Paint Supply has been used in multiple flooring replacement projects and has consistently been the low bidder.

Council approved the replacement of linoleum flooring on the main floor at Station 4 on April 28, 2021. This flooring will complete the entire lower level of the Station with the same flooring that was used for the previous project.

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, Repairs and Replacements No. 101-3551-974.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Fire Station No. 1 HVAC Replacement
Prepared by: Thomas Raines, Fire Chief

Manager's Recommendation:

I recommend approval of a purchase with Sol-Air Heating and Cooling for \$21,807.62 for the replacement of two rooftop HVAC units for Station No. 1 for the Fire Department.

Justification:

Fire Station No. 1 utilizes rooftop HVAC units for the heating and cooling of common spaces. There are two units that are past their useful life and need to be replaced. The two units are over 30 years old, making it difficult to keep them operating and the parts for repair are not readily available. One of the units has a cracked heat exchanger making it unusable as a heating source. The installation of new units will improve the air quality in the station and be more energy efficient.

On April 25, 2023, the City of Saginaw opened sealed bids for the replacement of the two rooftop HVAC units at Station No. 1. The following is a tabulation of the bids that were received:

<u>Vendor</u>	<u>Cost</u>
Sol-Air Heating & Cooling Saginaw, MI (In city)	\$21,807.62
Arizona Heating & Cooling Freeland, MI	\$23,700.00
Answer Heating and Cooling. Freeland, MI	\$25,897.00
GW Heating and A/C Saginaw, MI (In city)	\$30,834.00

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, 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: Roof Contractor Bids
Prepared by: Leticia Trevino, CDBG Specialist

Manager's Recommendation:

I recommend approval of the purchase with the vendors listed below for a total amount not to exceed \$2,000,000 for roof replacements for the Saginaw Home Rehabilitation Program funded through the American Rescue Plan Act funds.

Justification:

On September 26, 2022, City Council approved an allocation of \$3.8 million of American Rescue Plan Act (ARPA) funds to improve residential properties on owner occupied houses, which would include improvements to furnaces, roofs, and windows. Bids were opened on April 25, 2023. The City received ten qualified bids for roof replacement. The bids were reviewed, and the vendors below have been accepted into the program. Federal procurement rules require the City to prepare a preliminary cost estimate to determine reasonableness. Individual roof replacement jobs to be awarded based on low bids, the contractors' availability to perform the work, and the contractor must be current with its existing project assignments.

Due to the volume of work that will need to be performed within a short period of time, it is recommended that the bids be accepted and the work will be assigned to the lowest bidder first and then to the next lowest bidder until such time that the low bidder becomes current with its awarded projects and can take on new projects. This rotation will remain throughout the process. The following lists the qualified bidders:

Absolute Building & Cuellar, Inc.
St. Charles, MI

Above Board Home Improvement, LLC
Sanford, MI

Tree House Construction
Flushing, MI

Upright Construction, LLC
Saginaw, MI

Bilt Tuff Construction, LLC
Freeland, MI

Stratton Home Improvement & Repair, LLC
Columbiaville, MI

All R's Construction, LLC
Saginaw, MI (in City)

T-and-S Construction, LLC
Saginaw, MI

J & J Contracting of Saginaw, LLC
Saginaw, MI

Vondette Roofing
Saginaw, MI

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

Funds are budgeted in the American Rescue Plan Act Grant Fund, Public Health Division, Grant Disbursement Account No. 285-1778-965.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Lead Inspection Contractor Services
Prepared by: Leticia Trevino, CDBG Specialist

Manager's Recommendation:

I recommend the approval of an annual purchase with Environmental Testing & Consulting and Saginaw-Shiawassee Habitat for Humanity for an amount not to exceed \$5,000 for lead inspections, assessments, abatement, and clearance testing for the Community Services Division Rehabilitation Program.

Justification:

On March 28, 2023, the Community Services Division received bids for lead inspections, assessments, abatement, and clearance testing. The bids were reviewed, and the vendors below have been accepted into the program. The services will be used throughout the basic needs, rehabilitation and demolition programs as required.

The following lists the qualified bidders:

Environmental Testing & Consulting, Inc
Romulus, Michigan

Habitat for Humanity
Saginaw, Michigan

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

Funds are budgeted in the CDBG Residential Loans Fund, Residential Loans Division, Services Fees Account No. 276-6540-824.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager

Subject: HUD Community Development Block Grant COVID-19 (CDBG-CV) Amendments and Subrecipient Agreement

Prepared by: Leticia Trevino, CDBG Specialist

Manager's Recommendation:

I recommend the approval of the Community Development Block Grant COVID-19 (CDBG-CV) Amendment Agreements and a Subrecipient Agreement for FY 2020-21 for a total of \$54,084.

Justification:

There are three Amendments and one Subrecipient Agreement for purchases of wipeable furniture, flooring, room dividers, consumable supplies, PPE, and the hiring of additional staffing for programs to support social distancing during activities and to clean/disinfect the areas utilized for activities. The following information outlines the scope of work or activity and funding level for each organization in the city.

1. Habitat for Humanity \$40,000
The funding will be used to replace existing flooring with vinyl flooring throughout the building, buy room dividers and the purchase of wipeable chairs for the conference room and office seating for clients. These modifications and purchases support the ongoing efforts of keeping frequented areas in the building clean and disinfected.
2. Hearts for the Community \$3,500
Funds will be used to purchase wipeable furniture to support their disinfecting and sanitizing efforts in areas that have high traffic of children and staff.
3. Houghton Jones Neighborhood Taskforce \$8,824
This funding supports the hiring of additional custodial staff to clean the utilized areas and personnel to divide participants into groups for greater social distancing and the purchase of PPE supplies for staff and students.
4. The Emmaus House of Saginaw \$1,760
Purchasing outdoor furniture that can be cleaned and disinfected after meetings held outside.

I have approved the Amendments and the Subrecipient 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: Demolition Contractor

Prepared by: Cassi Zimmerman, Planning and Economic Development

Manager's Recommendation:

I recommend the approval of a purchase with Rohde Brothers Excavating, Inc. \$369,311.00 for FY 2024, pending budget approval, for demolition services for the Department of Neighborhood Services, Inspections Division.

Justification:

On April 27, 2021, the City received bids for demolition, curb replacements, concrete removal, tree removal and debris removal for various buildings in the City for FY 2022 and FY 2023 with a third year option for FY 2024.

Rohde Brothers Excavating, Inc. has accepted the third-year option commencing on July 1, 2023 through June 30, 2024.

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 Community Development Block Grant Fund – Special Project Division's Demolitions Account No. 275-6511-816.00 for \$248,154.00 and the General Fund Department of Neighborhood Service and Inspections, Inspections Division, Demolition Account No. 101-3865-816.000 for \$91,157.00.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Michigan Department of Transportation Consent to Grade Easement
Prepared by: Travis J. Hare, Public Services Department

Manager's Recommendation:

I recommend the approval of the Consent to Grade Easement with the Michigan Department of Transportation for the Public Services Department, Engineering Division.

Justification:

The purpose of the Consent to Grade Easement is for the completion of a Michigan Department of Transportation (MDOT) traffic signal project at the intersection of M-46 and Cumberland Street in the City. The project includes upgrading the existing traffic signal to a box-span configuration and installing new ADA sidewalk ramps at the intersection. The existing sidewalk ramp on the northwest corner of the intersection is partially located on City property. Once the project is completed, the new ADA sidewalk ramp will be located on the northeast corner of the intersection and will be entirely within the MDOT road right-of-way. MDOT is required to obtain a temporary consent to grade easement from the City for this work to be completed. The City will receive payment from MDOT in the amount of \$300 for the use of the easement.

I have approved the Consent to Grade Easement 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: SATA Cash Contributions and Assurances
Prepared by: Travis J. Hare, Public Services Department

Manager's Recommendation:

I recommend the approval of the Cash Contribution and Assurances Document and payment to the Saginaw Metropolitan Planning Organization, the Saginaw Area Transportation Agency for \$33,478.38 for the City's portion of the required cash match for federal planning funds for FY 2024, and for future years at the local match pricing for FY 2025 through FY 2027 pending budget approval, for the Public Services Department, Engineering Division.

Justification:

The Metropolitan Planning Organization (MPO) for Saginaw County, Saginaw Area Transportation Agency (SATA), is funded with federal urban road planning funds for \$368,907.77. Receipt of these funds requires a local match of 18.15%, or \$66,956.76 for FY2024, of the total planning cost of \$435,864.53. The Saginaw County Road Commission and the City are the only local road agencies that receive federal urban local road funds in Saginaw County and are each required to pay half of the local match. In the past, the City provided their match with in-kind services by collecting traffic count data, conducting traffic studies, developing the Transportation Improvement Plan and road asset management plan. Beginning with the 2021 federal fiscal year which began October 1, 2020, a cash match is required. The City will still provide services for the MPO and be reimbursed for these services quarterly.

The United States Department of Transportation (USDOT) relies on the MPO to ensure that road and transit projects that use federal funds are products of a credible planning process and meet local priorities. The role of the MPO is to develop and maintain a Transportation Improvement Plan (TIP) for the area that supports locally developed road and transit improvement plans and projects. USDOT will not approve federal funding for urban road and transit projects unless they have been approved by the MPO and are on the MPO's TIP.

Funds will be budgeted in FY 2024 through FY 2027 Major Street Fund, Engineering Administration Division's Operating Services Account No. 202-4612-805.000, pending budget approval.

I have approved the Document 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: Veterans Memorial Parkway Guardrail Repair (P1931-23)
Prepared by: Travis J. Hare, Public Services Department

Manager's Recommendation:

I recommend the approval of a purchase with Tri-Valley Construction, LLC for \$7,981.20 for guardrail repairs for the Public Services Department, Engineering Division.

Justification:

On April 11, 2023, the City received two qualified bids for guardrail material and installation. These repairs are necessary due to a vehicular accident in the Winter 2022 took out much of the guardrail in the area surround the Norman Street Bridge. The following is a tabulation of the bids received:

<u>Vendor</u>	<u>Cost</u>
Tri-Valley Construction, LLC Saginaw, MI (Out-City)	\$7,981.20
Nationwide Construction Group Richmond, MI	\$8,562.00

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 Major Street Fund, Streets Projects Division's Construction Projects Account No. 202-4614-822.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Increase Blanket Purchase Orders – Vehicle Repair Services
Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend the approval to increase blanket purchase order with Engel's Autobody by \$10,000, for a new total of \$40,000, for vehicle repair services for the Public Services Department, Motor Pool Division.

Justification:

In FY 2023, the purchase order (PO) listed below was issued to Engel's Autobody in the amount of \$30,000. The City's Municipal Garage requires the services of this vendor for various repairs from July 1, 2022 to June 30, 2023.

In FY 2022, the Garage spent \$23,073.31 on services from Engel's Autobody. In the current fiscal year we have spent \$27,548.25 leaving a balance of \$2,451.75. We have received a quote for \$4,777 for needed repairs to a patrol vehicle for the Police Department. This vendor is used to repair body damage on all city vehicles maintained by the Motor Pool.

There are no feasible means to predetermine what services will be needed. The Garage Division's personnel obtain price quotes for services awarding purchases to the lowest and best vendor for each item. The original blanket PO information is as follows:

<u>PO Number</u>	<u>Vendor</u>	<u>Current Amount</u>	<u>Recommended Increase</u>	<u>New Total Amount</u>
513835	Engel's Autobody	<u>\$30,000</u>	<u>\$10,000</u>	<u>\$40,000</u>
Total:		\$30,000	\$10,000	\$40,000

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 Motor Pool Operation Fund, Garage Operations Division's Motor Vehicle Repairs Account No. 661-4481-931.000 \$40,000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager

Subject: Tool and Equipment Trailer

Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend approval of a purchase with Woodland Industries for \$14,669.77 for an enclosed trailer for the Public Services Department, Maintenance and Service Division.

Justification:

On April 20, 2023, a quote was received for an enclosed trailer equipped as specified. The Maintenance and Service Division has budgeted to replace a 7' x 14' tandem axle enclosed trailer. This trailer is used by the Maintenance and Service Division to haul tools, equipment, forms, and barricades for various repairs on job sites within the City. As these trailers are towed with heavy duty tandem axle trucks, special frame specifications are required. Based upon multiple bid lettings for this specification trailer Woodland Industries has been determined to be the local sole source for this trailer. The following is the quote received:

<u>Vendor</u>	<u>Total Cost</u>
Woodland Industries Kawkawlin, MI	\$14,669.77

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 Repairs and Replacements Account No. 591-4721-974.000 \$7,334.89 and the Sewer Operations and Maintenance Fund, Maintenance and Service Division's Repairs and Replacements Account No. 590-4821-974.000 \$7,334.88.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Sidewalk Trip Hazard Elimination Project
Prepared by: Travis J. Hare, Public Services Department

Manager's Recommendation:

I recommend approval of the agreement and purchase with Precision Concrete Cutting, Inc. for \$50,000.00 for a sidewalk trip hazard elimination pilot project for the Public Services Department, Engineering Division.

Justification:

In January 2023, Precision Concrete Cutting submitted a proposal for a pilot project to eliminate sidewalk trip hazards throughout the city. They propose a saw cut solution to remove trip hazards on the sidewalk along Ezra Rust Drive in front of the Water Treatment Plant and on various sidewalks throughout the City. The various locations throughout the City will be determined by City staff based on the sidewalk trip hazard. The scope of the sidewalk trip hazard is defined as a differential in the walkway of .375" high but less than or equal to 1.5" high. Trip hazards will be eliminated, leaving a maximum ramp of 8.3% slope to meet ADA requirements wherever possible. It is estimated that 770 trip hazards will be eliminated through this pilot project.

Precision Concrete Cutting has been removing trip hazards from sidewalks across the U.S. for over 25 years. The tools used to remove trip hazards have been developed and patented by them. The only contractors authorized to use the patented equipment and methods are Precision Concrete Cutting and their local branches, making them a sole source. With the patented equipment, it is estimated that the City will see a 70-80% cost savings compared to the standard sidewalk replacement that has been utilized in the past. Sidewalk trip hazards resulting from tree roots would still have to be replaced in the traditional method of removal and replacement, but it is believed this program would eliminate much of the trip hazard complaints received in any given year.

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

Funds are budgeted in the Major Street Fund, Street Projects Division's Construction Projects Account No. 202-4614-822.000.

I have approved the agreement as to substance and is contingent on City Attorney approval as to form.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Radar Level Detection Units
Prepared by: John Frollo, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with Vega Americas, Inc., a sole source, for \$17,184.35 for radar level detection units for the Water and Wastewater Treatment Services Department, Wastewater Treatment and Pumping and Remote Facilities Division's.

Justification:

On April 18, 2023, we received a quote from Vega Americas, Inc., the manufacturer of Vega radar level sensors and the sole source for these products, for radar level detection units. Experience has proven that the Vega meters are the most robust in harsh "wastewater" environments and have proven to be extremely reliable. We currently have fifteen units requiring replacement, ten in the 12 million gallon underground stored sludge tanks and five in Hypochlorite tanks for the Retention Treatment Basins.

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

Funds are budgeted in the Sewer Operations and Maintenance Fund, Treatment and Pumping Division's Parts and Supplies Account No. 590-4830-742.000 and the Remote Facilities Division's Parts and Supplies Account No. 590-4835-742.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Automated Metering System Annual Hosting Fees
Prepared by: Dan Simmer, Water and Wastewater

Manager's Recommendation:

I recommend approval of a purchase with ETNA Supply, a sole source, for \$48,630.00 for FY 2024; \$51,065.00 for FY 2025; \$53,620 for FY 2026; \$56,300 for FY 2027 and \$59,115 for FY 2028, pending budget approval, for annual hosting fees for Sensus Analytics and Regional Network Interface for the Water and Wastewater Treatment Services Department, Instrumentation and Process Controls Division.

Justification:

On October 13, 2017, the City entered into a 5-year agreement with ETNA Supply Company (ETNA) to upgrade the software and switch to a hosted format system which is the natural progression for software in the Sensus automated reading system we are currently using. We are nearing completion of this 5-year agreement and are now required to pay a hosting fee to continue metering services. This is a fixed base network system requiring radio equipment to transmit and receive digital signals from end points to four tower-based antennas. This brings the City's water meter information in for billing. The current Sensus Analytics automated reading system runs on a hosted database and software. The annual fee covers usage and maintenance of the Sensus database and software.

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, Instrumentation and Process Controls Division's Operating Services Account No. 590-4815-805.000 \$24,315 and the Water Operations and Maintenance Fund, Instrumentation and Process Controls Division's Operating Services Account No. 591-4715-805.000 \$24,315 and pending budget approval will be budgeted in the same account numbers for \$51,065 in FY 2025; \$53,620 for FY 2026; \$56,300 for FY 2027 and \$59,115 for FY 2028.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Sand Blasting Cabinet
Prepared by: Ken Manchester, Water and Wastewater

Manager's Recommendation:

I recommend the approval of a purchase with Grainger, Inc. for \$4,028.50 for a replacement sand blast cabinet for the Water and Wastewater Treatment Service Department, Water Treatment Division.

Justification:

The City Water Treatment Plant's sand blast cabinet is over 20 years old and in need of replacement. A new blast cabinet with supplies is required for restoration of parts. On April 13, 14, and 18, 2023 the following quotes were received:

<u>Vendor</u>	<u>Total Quote</u>
Grainger, Inc. Lake Forest, IL	\$4,028.50
Global Industrial Port Washington, NY	\$4,146.32
Northern Tool Burnsville, MN	\$4,206.18

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 Water Operations and Maintenance Fund, Treatment and Pumping Division's Maintenance Equipment Account No. 591-4730-978.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Generator Repair Services
Prepared by: Theodore Bomba, Water and Wastewater

Manager's Recommendation:

I recommend the approval of a blanket purchase order with Kraft Power Corporation, a sole source, for \$25,000.00 for generator repair services for the Water and Wastewater Treatment Services Department, Water Treatment Division.

Justification:

The Water Treatment Divisions Waukesha Generators require specialized services for various repairs of electrical and mechanical components. There is no feasible means to predetermine what type of services will be needed, some of which include load testing, voltage output testing, engine repairs, etc. These are services that may be needed in any given time period to ensure the standby generators are repaired in a timely manner.

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

Funds are budgeted in the Water Operation and Maintenance Fund, Treatment and Pumping Division's Service Fees Account No. 591-4730-824.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Timothy Morales, City Manager
Subject: Busch Dry Claw Vacuum pump
Prepared by: Theodore Bomba, Water and Wastewater

Manager's Recommendation:

I recommend the approval of a purchase with Kerr Pump & Supply, a sole source, for \$11,138.28 for repair parts for the Kochville Station vacuum system for the Water and Wastewater Treatment Service Department, Water Treatment Division.

Justification:

The Kochville Pump Station is a reservoir to supply raw water to the Water Treatment Plant. The Kochville Station vacuum system is not operational and is need of replacement. The vacuum system plays a vital role in the operation of the plant in the case of low level reservoirs. The current parts are in need of replacement for the vacuum system to function properly. Kerr Pump & Supply provided a quote on March 15, 2023 and is the sole supplier for Busch parts.

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

Funds are budgeted in the Water Operations and Maintenance Fund, Treatment and Pumping Division's Repairs and Replacement Account No. 591-4730-974.000.

Council Action:

Motion to approve the recommendation of the City Manager.

From: Tim Morales, City Manager

Subject: Rezoning

Prepared by: Robert Gollin, Urban Planner

Manager's Recommendation:

I recommend the rezoning of the property located at 2100 and 2300 Hartsuff St. from M-1, Light Industrial to R-1A, Residential Agriculture.

Justification:

A petition has been received to rezone 2100 and 2300 Hartsuff St. from M-1, Light Industrial to R-1A, Residential Agriculture. The request was initiated by Robert McDuffy who recently purchased the properties. His intent is to utilize the properties for urban agriculture. Both properties were owned by Central Michigan Railroad as part of the railroad right of way that extended along Atwater and has since been abandoned.

The Planning Commission held a public hearing on April 25, 2023, regarding this request and all interested parties were given the opportunity to be heard. The Planning Commission found in favor of the rezoning request and is forwarding a recommendation to approve the rezoning.

Council Action:

This Council Communication is for explanation purposes of the ordinances to be introduced and enacted according to the City Chapter, Section 22, titled "Ordinances."

Moved by Council Member _____, seconded by Council Member _____ to introduce an Ordinance entitled and reading as follows:

O-_____

AN ORDINANCE TO AMEND THE OFFICIAL CITY MAP TO REZONE, A PARCEL OF LAND USED FOR RAILROAD RIGHT OF WAY BOUNDED AS FOLLOWS, ON N. BY S. LINE OF HARTSUFF ST., ON E. BY W. LINE OF 17 TH ST., ON S. BY N. LINE OF BLK. 5 HOSMER FARM & ON W. BY E. LINE OF 15 TH ST.; AND, A PARCEL OF LAND VIZ; BOUNDED ON N BY S LN OF HARTSUFF ST, ON W BY E LN OF 17TH ST, ON S BY N LN OF BLK 14, HOSMER FARM, ON E BY W LN OF 20TH ST CITY OF SAGINAW, FROM M-1, LIGHT INDUSTRIAL TO R-1A, AGRICULTURAL RESIDENTIAL DISTRICT.

Laid over under the Charter Provision.

Moved by Council Member _____, seconded by Council Member _____ that an ordinance introduced on May 8, 2023 be taken up and enacted, entitled and reading as follows:

O-_____

AN ORDINANCE TO AMEND THE OFFICIAL CITY MAP TO REZONE, A PARCEL OF LAND USED FOR RAILROAD RIGHT OF WAY BOUNDED AS FOLLOWS, ON N. BY S. LINE OF HARTSUFF ST., ON E. BY W. LINE OF 17 TH ST., ON S. BY N. LINE OF BLK. 5 HOSMER FARM & ON W. BY E. LINE OF 15 TH ST.; AND, A PARCEL OF LAND VIZ; BOUNDED ON N BY S LN OF HARTSUFF ST, ON W BY E LN OF 17TH ST, ON S BY N LN OF BLK 14, HOSMER FARM, ON E BY W LN OF 20TH ST CITY OF SAGINAW, FROM M-1, LIGHT INDUSTRIAL TO R-1A, AGRICULTURAL RESIDENTIAL DISTRICT.

The City of Saginaw Ordains:

Section 1. An Ordinance to amend the Official City Map to Rezone, a Parcel of Land Used for Railroad Right of Way Bounded as Follows, on N. by S. Line of Hartsuff St., on E. by W. Line of 17 th St., on S. by N. Line of Blk. 5 Hosmer Farm & on W. by E. Line of 15 th St.; and, a Parcel of Land viz; Bounded on N by S Ln of Hartsuff St, on W by E Ln of 17th St, on S by N Ln of Blk 14, Hosmer Farm, on E by W Ln of 20th St City of Saginaw, from M-1, Light Industrial to R-1a, Agricultural Residential District.

Section 2. That the official map of the City of Saginaw is hereby amended accordingly.

This ordinance shall become effective June 29, 2023.

Enacted: June 19, 2023.

Yeas:

Nays:

Absent:

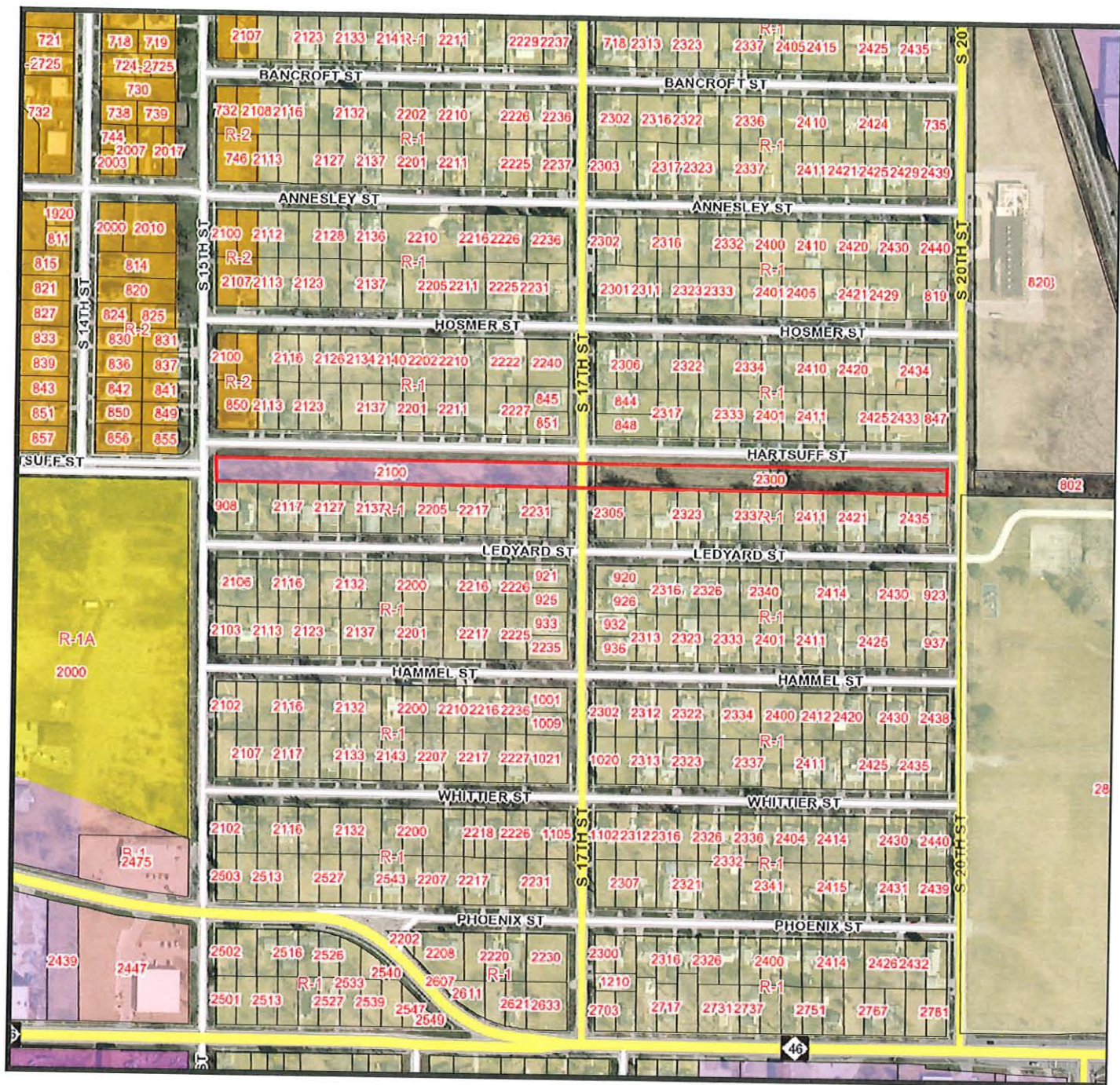
Brenda F. Moore
Mayor

Janet Santos, MiPMC/MMC
City Clerk

ORDINANCE DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the ordinance adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on June 19, 2023; 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



Moved by Council Member _____, seconded by Council Member _____ to adopt an ordinance introduced April 3, 2023 entitled and reading as follows, be taken up and enacted:

O-_____

AN ORDINANCE TO AMEND §153.021 "DEFINITIONS," AND §§153.197, 153.282, 153.317, AND 153.347 ALL TITLED "PERMITTED USES AFTER SPECIAL APPROVAL," AND BY ADDING A NEW SECTION TITLED, "SOLAR ENERGY SYSTEMS," BY ADDING §§153.625 "GENERAL," 153.626 "DEFINITIONS," 153.627 "ROOF-MOUNTED AND ACCESSORY GROUND-MOUNTED SES," AND 153.628 "PRINCIPAL-USE SOLAR POWER SYSTEMS," OF CHAPTER 153, "ZONING CODE," OF TITLE XV, "LAND USAGE," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-204.

The City of Saginaw ordains:

An ordinance to amend §153.021 "Definitions," and §§153.197, 153.282, 153.317, and 153.347 all Titled "Permitted Uses After Special Approval," and by adding a new Section Titled, "Solar Energy Systems," by adding §§153.625 "General," 153.626 "Definitions," 153.627 "Roof-Mounted And Accessory Ground-Mounted SES," and 153.628 "Principal-Use Solar Power Systems," of Chapter 153, "Zoning Code," of Title XV, "Land Usage," of the City of Saginaw Code of Ordinances, O-204, as follows:.

§ 153.021 DEFINITIONS.

ACCESSORY BUILDING OR STRUCTURE. A supplementary building or a portion of a main building, the use of which is incidental to that of the main building and which is located on the same lot as the main building, but such use shall not include any building used for dwelling, lodging, or sleeping quarters for human beings. ACCESSORY BUILDINGS OR STRUCTURES include garages, garden equipment sheds, small greenhouses, swimming pools, solar energy systems and kennels/pens for dogs or animals as defined.

§ 153.197 PERMITTED USES AFTER SPECIAL APPROVAL.

The following uses shall be permitted subject to applicable site design standards in §§ 153.455 through 153.491 and subject further to the approval of the City Planning Commission in accordance with processing procedures in § 153.562:

- (A) All permitted uses after special approval in the R-1 District;
- (B) Agricultural and industrial expositions, thoroughbred horse racing, harness racing;
- (C) Cemeteries, including necessary buildings, subject to standards established in §§ 153.455 through 153.491;
- (D) Private museums; and
- (E) Small scale principal-use solar energy systems, subject to standards established in § 153.628.

§ 153.282 PERMITTED USES AFTER SPECIAL APPROVAL.

The following uses may be permitted subject to applicable site design standards in §§ 153.455 through 153.491 and subject further to the approval of the City Planning Commission in accordance with processing procedures in § 153.562:

- (A) Automobile service stations subject to site design standards in § 153.071;
- (B) Drive-in restaurants or other drive-in establishments serving food and/or beverages, subject to site design standards in §§ 153.455 through 153.491; and
- (C) Public utility buildings, telephone exchange buildings, electric transformer stations and substations, and gas regulator stations, but not including storage yards; and
- (D) Small scale principal-use solar energy systems, subject to standards established in § 153.628.

§ 153.317 PERMITTED USES AFTER SPECIAL APPROVAL.

The following uses may be permitted subject to applicable site design standards in §§ 153.455 through 153.491 and subject further to the approval of the City Planning Commission in accordance with processing procedures in § 153.562:

- (A) Adult bookstores, adult motion picture theaters, cabarets, or massage parlors, provided that no such business shall be located within 1,000 feet of another adult bookstore, adult motion picture theater, cabaret, or massage parlor in order to prevent the concentration of these uses in any one area and discourage the development of a skid row area, and provided that none of the above-named uses shall be permitted within 1,000 feet of any residentially zoned district, except that this provision may be waived if the person applying for the waiver shall file with the City Planning Commission a petition which indicates approval of the proposed regulated use by at least 51% of the persons owning, residing or doing business within a radius of 1,000 feet of the location of the proposed use. The petitioner shall attempt to contact all eligible locations within this radius, and must maintain a list of all addresses at which no contact was made; (See also §§ 153.455 through 153.491 for applicable standards.)
- (B) Automobile wash establishments subject to standards in §§ 153.455 through 153.491;
- (C) Central heating plants equipped with facilities for smoke elimination;
- (D) Commercial greenhouses subject to standards in §§ 153.455 through 153.491;
- (E) Drive-in restaurants or other drive-in establishments serving food and/or beverages, subject to standards in §§ 153.455 through 153.491;
- (F) New or used mobile homes, excavation equipment, machinery or farm implement sales;
- (G) New or used automobile, truck, motorcycle, trailer, recreation vehicle, boat, snowmobiles, travel trailers, campers, motor homes, tents and accessory equipment, sales or rental, wherein motor vehicles or recreation vehicles are stored or displayed outside of completely enclosed buildings;
- (H) Outdoor drive-in theaters, subject to standards established in §§ 153.455 through 153.491;
- (I) Open air business uses, subject to standards established in §§ 153.455 through 153.491;

(J) Pinball parlors, pool halls, billiard rooms, amusement machine complex/arcades, subject to standards established in §§ 153.455 through 153.491;

(K) Radio or television towers, freestanding, subject to standards established in §§ 153.455 through 153.491;

(L) Storage or service garages, including self-service storage facilities;

(M) Wholesale stores, storage facilities, warehouses, distributing plants, freezers, and lockers;

(N) Uses customarily incidental to any of the permitted uses listed in §§ 153.316 and 153.317, including with any permitted retail business the incidental manufacture, processing, or storage of goods for sale, except the killing or dressing of animals or fowl, or the cleaning of fish, subject to the following conditions:

(1) Any such incidental use shall be conducted entirely within an enclosed building and shall not occupy more than 30% of the total floor area occupied by the business;

(2) No more than five persons shall be employed in any such incidental operation, and any goods resulting therefrom shall be sold at retail on the premises; and

(3) The incidental use shall be no more obnoxious than the principal use.

(O) Welfare and charitable institutions and homeless shelters, other than penal or correctional institutions for the care of liquor or drug addicts, subject to site design standards in §§ 153.455 through 153.491; and

(P) Small scale principal-use solar energy systems, subject to standards established in § 153.628.

§ 153.347 PERMITTED USES AFTER SPECIAL APPROVAL.

The following uses may be permitted subject to applicable site design standards in §§ 153.455 through 153.491 and subject further to the approval of the City Planning Commission in accordance with processing procedures in § 153.562:

(A) The following retail and service establishments, provided that such establishments are clearly ancillary to the permitted industrial uses and are in keeping with the intent of the M-1 Districts:

(1) Automobile service stations;

(2) Barber and beauty shops;

(3) Eating and drinking establishments when food or beverage is consumed within a completely enclosed building;

(4) Hotels and motels; and

(5) Temporary or portable storage container sales and display, rental, and repair of same as defined in § 153.021 and as regulated in § 153.491.

(B) Railroad freight depots and classification yards; and

(C) Penal and correctional institutions and detention facilities subject to the standards in §§ 153.455 through 153.491; and

(D) Small scale and Large scale principal-use solar energy systems, subject to standards established in § 153.628.

SOLAR ENERGY SYSTEMS

§ 153.625 GENERAL.

(A) Intent and Purpose: It is the intent of this section to regulate the safe, effective, and efficient use of solar energy systems (SES) as an alternative energy source and to provide for the land development, installation and construction regulations of solar energy systems subject to reasonable conditions that will protect the public health, safety and welfare within the City of Saginaw.

(B) Applicability: SES which were installed prior to the effective date of this ordinance shall not be required to meet the requirements of this Section except for modifications to an existing SES that increases the SES area by more than ten percent (10%) of the original footprint or a change to the solar panel type. All modifications or alterations are subject to the requirements and standards of this ordinance.

§ 153.626 DEFINITIONS.

Accessory Ground-Mounted Solar Energy System: A ground-mounted solar energy system with the purpose primarily of generating electricity for the principal use on the site.

Building-Integrated Solar Energy System: A solar energy system that is an integral part of a primary or accessory building or structure (rather than a separate mechanical device), replacing or substituting for an architectural or structural component of the building or structure. Building-integrated systems include, but are not limited to, photovoltaic or hot water solar energy systems that are contained within roofing materials, windows, skylights, and awnings. Building-Integrated Solar Energy Systems are allowed as a permitted accessory building or structure to any residence or business in any zoning district.

Ground-Mounted Solar Energy System: A solar energy system mounted on support posts, like a rack or pole that are attached to or rest on the ground.

Maximum Tilt: The maximum angle of a solar array (i.e., most vertical position) for capturing solar radiation as compared to the horizon line.

Minimum Tilt: The minimal angle of a solar array (i.e., most horizontal position) for capturing solar radiation as compared to the horizon line.

Non-Participating Lot(s): One or more lots for which there is not a signed lease or easement for development of a principal-use SES associated with the applicant project.

Participating Lot(s): One or more lots under a signed lease or easement for development of a principal-use SES associated with the applicant project.

Photovoltaic (PV) System: A semiconductor material that generates electricity from sunlight.

Principal-Use Solar Energy System: A commercial, ground-mounted solar energy system that converts sunlight into electricity for the primary purpose of off-site use through the electrical grid

or export to the wholesale market. This includes SMALL SCALE systems (SES generating up to and including 2 MW DC) and LARGE SCALE systems (SES generating more than 2 MW DC).

Repowering: Reconfiguring, renovating, or replacing an SES to maintain or increase the power rating of the SES within the existing project footprint.

Residential Solar Array: A small electricity generating system consisting of solar panels and associated equipment sized primarily to meet the needs of the on-site consumers for the home or small business on whose property they are constructed. While not intended to distribute electricity to other consumers as a primary purpose they may be inter-connected to a public utility.

Roof-Mounted Solar Energy System: A solar energy system mounted on racking that is attached to or ballasted on the roof of a building or structure. This definition includes Solar Carport systems which are affixed on the roof of an existing carport structure.

Solar Energy System (SES): A photovoltaic system or solar thermal system for generating and/or storing electricity or heat, including all above and below ground equipment or components required for the system to operate properly and to be secured to a roof surface or the ground. This includes any necessary operations and maintenance building(s), but does not include any temporary construction offices, substation(s) or other transmission facilities between the SES and the point of interconnection to the electric grid. PASSIVE SOLAR ENERGY SYSTEMS are included in this definition but not to the extent that they fulfill other functions such as structural and recreational.

Solar Array: A photovoltaic panel, solar thermal collector, or collection of panels or collectors in a solar energy system that collects solar radiation.

§ 153.627 ROOF-MOUNTED AND ACCESSORY GROUND-MOUNTED SES

Roof-Mounted and Accessory ground solar energy systems are permitted in all zoning districts. The following regulations shall apply:

(A) ROOF-MOUNTED SOLAR ENERGY SYSTEMS

Roof-Mounted solar panels may be installed on the roof deck of the primary or accessory building or structure, or both. Solar panels mounted to the roof deck of a primary structure shall be subject to height, setbacks, and other applicable regulations contained in § 153.440 Schedule and Footnotes to Regulations, § 153.055 Permitted Height; Exceptions and §153.058 Projections, Yard Encroachments.

- 1) Roof-Mounted solar panels shall include solar panels integrated as the surface layer of the roof structure with no additional apparent change in relief or projection, or separate flush-mounted solar panels attached to the roof deck surface.
- 2) Solar panels integrated as the surface layer of the roof structure (solar panel shingles) may be located on any part of the roof. Roof-mounted solar panels which utilize a surface mounting system must comply with § 153.055 Permitted Height; Exceptions and §153.058 Projections, Yard Encroachments. See also § 153.627 (C) APPROVAL OF SOLAR SYSTEMS LOCATED IN REGULATED HISTORIC DISTRICTS.

- 3) Nonconformities: A Roof-Mounted SES or Building-Integrated SES installed on a nonconforming building, structure, or use shall not be considered an expansion of the nonconformity.
- 4) Application: Electrical and building permits are required for all installations or repowering of a Roof-Mounted SES. Applications must include horizontal and vertical elevation drawings that show the location and height of the SES on the building and dimensions of the SES. Applications for Roof-Mounted solar panels shall also be accompanied by a site plan, full electrical specifications, a structural roof evaluation and fastening schedule signed and stamped by a professional engineer currently licensed in the State of Michigan and/or in accordance with the manufacture's installation specifications.

(B) ACCESSORY GROUND-MOUNTED SES

- 1) Height: Ground solar energy collectors shall not exceed the maximum allowable height of accessory structures or buildings as measured from ground level to the top of the solar collectors when oriented at maximum tilt.
- 2) Setbacks: A Ground-Mounted SES must be a minimum of 2 feet from the property line or the required setback that would apply to accessory structures in the side or rear yard in the respective zoning district, whichever is greater. Setback distance is measured from the property line to the closest point of the SES at minimum tilt.
- 3) Lot Coverage: The area of the solar array shall not exceed 50 % of the square footage of the primary building of the property unless it is sited over required parking (i.e. solar carport), in which case there is no maximum lot coverage for the Ground-Mounted SES. A Ground-Mounted SES shall not count towards the maximum number or square footage of accessory structures allowed on site or maximum impervious surface area limits if the ground under the array is pervious.
- 4) Visibility (Residential): A Ground-Mounted SES in residential districts (R-1, R-1, R-2, R-3, R-4) shall be located in the side or rear yard to minimize visual impacts from the public right-of-way(s). (See also 153.627 (C) (2) for properties located within Local Historic Districts).
- 5) Exemptions: Low voltage SES used to power a single device or specific piece of equipment such as a lawn ornament, lights, weather station, thermometer, clock, well pump or other similar singular device is exempt from these requirements.
- 6) Nonconformities: A Ground-Mounted SES installed on a nonconforming lot or use shall not be considered an expansion of the nonconformity.
- 7) Guy wires. Poles requiring guy wires are not permitted in R-1, single-family residential and R-2 single and two-family residential districts.
- 8) Application: An electrical permit and building permit application is required for all Ground-Mounted SES installations. The application must also include a site plan that shows the location of the system on the property, height, tilt features (if applicable), the primary structure, accessory structures, and setbacks to property lines. Accessory use applications that meet the ordinance requirements shall be granted administrative approval.

(C) APPROVAL OF SOLAR SYSTEMS LOCATED IN REGULATED HISTORIC DISTRICTS.

- 1) Design review required. Solar systems located in regulated historic districts shall obtain approval from the City of Saginaw Historic District Commission, where applicable, before seeking any other required approvals. Procedures for design review shall be in accordance with sections 153.537, 153.539, and 153.540. In addition to the applicable standards and regulations found therein.
- 2) The following additional design standards apply:
 - a) Solar systems shall be installed in a manner which does not damage or obscure character-defining features of an historic resource. Solar panels should be located so as not to change an historic roofline or obscure the relationship of an historic roof to character-defining features such as dormers and chimneys.
 - b) Pole-mounted solar systems shall be installed in locations that are not clearly visible from public streets.
 - c) Roof-mounted solar systems that are not building integrated systems must comply with following:
 - (1) Solar systems on pitched roofs:
 - (i) Systems may only be attached to the side or peak of a roof that is clearly visible from public streets when such systems could not otherwise be located on sides and peaks of the roof that are not clearly visible from public streets.
 - (ii) Systems shall be installed below the ridgeline of a pitched roof.
 - (iii) Systems shall be mounted parallel to the plane of a pitched roof and have a low profile.
 - (2) Solar systems on flat roofs:
 - (i) Systems shall not be attached to parapet walls that are clearly visible from public streets or any extension of a front wall of a building that is clearly visible from public streets.
 - (ii) Systems shall be set back from the edge of a flat roof, so as not to be visible from a public street.
 - d) Building integrated solar systems. The historic district commission, where applicable, shall review and approve the use of building integrated solar systems.
 - e) The historic district commission, where applicable, may require that solar systems, excluding solar collector surfaces, be painted so as to be architecturally compatible with the building on which it is located or to blend in with the surrounding area.

§ 153.628 PRINCIPAL-USE SOLAR POWER SYSTEMS

- A. Principal-Use Solar Power Systems are permitted in the following zoning districts:
 - (1) **SMALL SCALE PRINCIPAL-USE SES** is a permitted use by special use in R1-A, B-1, B1-A, B-2, M-1, M-2, and M-3 zoning districts.
 - (2) **LARGE SCALE PRINCIPAL-USE SES** is a permitted use by special use in M-1, M-2, and M-3, zoning districts

B. Principal-Use Solar Power Systems are subject to site plan review and Special Use Permit application. Site Plans and supporting application materials for a Principal-Use SES shall include a detailed site plan including all applicable requirements found in Chapter § 153.083 SITE PLAN REVIEW of this ordinance, 153.562 POWERS OF THE CITY PLANNING COMMISSION CONCERNING SPECIAL APPROVALS, plus the following site plan requirements:

- (1) Height: Total height shall not exceed 20 feet measured from the ground to the top of the system when oriented at maximum tilt.
- (2) Setbacks: Setback distance shall be measured from the property line to the closest point of the solar array at minimum tilt or any SES components and as follows:
 - (a) **Small Scale Ground-Mounted SES** shall follow the setback distance for primary buildings or structures for the district in which it is sited.
 - (b) **Large Scale Ground-Mounted SES** setback distance are as follows:
 - (i) 50 feet from the property line of a non-participating lot.
 - (ii) 100 feet from any existing dwelling unit on a non-participating lot.
- (3) A Ground-Mounted SES is not subject to property line setbacks for common property lines of two or more participating lots, except road right-of-way setbacks shall apply.
- (4) Fencing: Principal-Use SES shall be secured with perimeter fencing to restrict unauthorized access. Fencing shall be subject to height, setbacks, and other applicable regulations contained in section 153.086 for the zone it is located in
- (5) Screening/Landscaping: Principal-Use SES shall be designed to follow the screening and/or landscaping standards for the zoning district of the project site.
 - (a) Any required screening and landscaping shall be placed outside the perimeter fencing. In districts that call for screening or landscaping along rear or side property lines, these shall only be required where an adjoining non-participating lot has an existing residential or public use.
 - (b) When current zoning district screening and landscaping standards are determined to be inadequate based on a legitimate community purpose consistent with local government planning documents, the Chief Inspector [or Planning Commission where otherwise required by this Code] may require substitute screening consisting of native deciduous trees planted 30 feet on center, and native evergreen trees planted 15 feet on center along existing non-participating residential uses.
 - (c) The Planning Commission may reduce or waive screening requirements provided that any such adjustment is in keeping with the intent of the Ordinance and is appropriately documented (e.g. abutting participating lots; existing vegetation).
 - (d) Screening/landscaping detail shall be submitted as part of the site plan that identifies the type and extent of screening for a Small Principal-Use SES, which may include plantings, strategic use of berms, and/or fencing.

- (6) Ground Cover: Principal-Use SES shall include the installation of perennial ground cover vegetation (ie Pennsylvania Sedge, Bearberry, Canada Anemone, etc.) maintained for the duration of operation until the site is decommissioned. The applicant shall include a ground cover vegetation establishment and management plan as part of the site plan. Project sites with majority of existing impervious surface or those that are included in a brownfield plan adopted under the Brownfield Redevelopment Financing Act, PA 381 of 1996, as amended, are exempt from installing ground cover. These sites must however comply with the on-site storm water requirements of the ordinance and include a land management plan.
- (7) Lot Coverage: Principal-Use SES shall not count towards the maximum lot coverage or impervious surface standards for the district.
- (8) Land Clearing: Land disturbance or clearing shall be limited to what is minimally necessary for the installation and operation of the system and to ensure sufficient all-season access to the solar resource given the topography of the land. Topsoil distributed during site preparation (grading) on the property shall be retained on site.
- (9) Access Drives: New access drives within the SES shall be designed to minimize the extent of soil disturbance, water runoff, and soil compaction on the premises. Access drives should consist of six inches of stone mix or gravel. The use of geotextile fabrics and gravel placed on the surface of the existing soil for temporary roadways during the construction of the SES is permitted, provided that the geotextile fabrics and gravel are removed once the SES is in operation.
- (10) Wiring: SES wiring (including communication lines) may be buried underground. Any above-ground wiring within the footprint of the SES shall not exceed the height of the solar array at maximum tilt.
- (11) Lighting: Lighting shall be limited to inverter and/or substation locations only. Light fixtures shall have down lit shielding and be placed to keep light on-site and glare away from adjacent properties, bodies of water, and adjacent roadways. Flashing or intermittent lights are prohibited.
- (12) Decommissioning: A decommissioning plan is required at the time of application that is in recordable form to be recorded with the county register of deeds. The plan must include the following:
 - (a) A description of which above-grade and below-grade improvements will be removed, retained (e.g. access drive, fencing), or restored for viable reuse of the property consistent with the zoning district
 - (b) The anticipated life of the project, the estimated decommissioning costs net of salvage value in current dollars, the method of ensuring that funds shall be available for decommissioning and restoration and the anticipated manner in which the project shall be decommissioned and the site restored.
 - (c) The City may require that applicants provide a form of surety, either through escrow account, bond or otherwise, to cover the cost of removal in the event the city must remove the solar system, of an amount and form determined to be reasonable by the City, but in no event to exceed more than 125 percent of the cost of removal and compliance with the additional requirements set forth herein.

- (d) Such surety shall not be required for municipally or state-owned solar systems. If required, the applicant shall submit a fully inclusive estimate of the costs associated with removal prepared by a qualified engineer. The amount shall include a mechanism for cost of living adjustment.
 - (e) A review of the amount of the performance guarantee based on inflation, salvage value, and current removal costs shall be completed every 5 years, for the life of the project, and approved by the City. An SES owner may at any time:
 - (i) Proceed with the decommissioning plan approved by the Chief Inspector [or Planning Commission] and remove the system as indicated in the most recent approved plan; or
 - (ii) Amend the decommissioning plan with Chief Inspector [or Planning Commission] approval and proceed according to the revised plan.
 - (f) Decommissioning an SES must commence when the soil is dry to prevent soil compaction and must be complete within 18 months after abandonment. An SES that has not produced electrical energy for 12 consecutive months shall prompt an abandonment hearing.
- (13) Repowering: In addition to repairing or replacing SES components to maintain the system, a principal-use SES may at any time be repowered, without the need to apply for a new site plan, by reconfiguring, renovating, or replacing the SES to increase the power rating within the existing project footprint. Repowering may require an application for an electrical permit as determined by the Electrical Inspector or this Code.
- (14) A proposal to change the project footprint of an existing SES shall be considered a new application, subject to the ordinance standards at the time of the request. Expenses for legal services and other studies resulting from an application to modify an SES will be reimbursed to the City of Saginaw by the SES owner in compliance with established escrow policy.

This ordinance shall become effective May 18, 2023.

Enacted: May 8, 2023.

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 May 8, 2023; 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

Moved by Council Member _____, seconded by Council Member _____ to adopt an ordinance introduced April 17, 2023, entitled and reading as follows, be taken up and enacted:

O- _____

AN ORDINANCE TO ADD "LOW INCOME HOUSING TAX EXEMPTION FOR SAGINAW-SHIAWASSEE HABITAT FOR HUMANITY," TO THE TABLE OF SPECIAL ORDINANCES, VIII.

The City of Saginaw ordains:

An ordinance to add "Low Income Housing Tax Exemption for Saginaw-Shiawassee Habitat for Humanity," to the Table of Special Ordinances, VIII, of the City of Saginaw Code of Ordinances, O-204, and shall read as follows:

LOW INCOME HOUSING TAX EXEMPTION

This ordinance shall provide for a service charge in lieu of taxes for an existing scattered site single family dwelling project for persons of low income to be financed or assisted pursuant to the provisions of the State Housing Development Authority Act of 1966, as amended.

(A) Preamble.

It is acknowledged that it is a proper public purpose of the State of Michigan and its political subdivisions to provide housing for its citizens of low income and to encourage the development of such housing by providing for a service charge to be paid in lieu of property taxes in accordance with the State Housing Development Authority Act of 1966 (1966 PA 346, as amended; MCL Section 125.1401 et seq.). The City is authorized by this Act to establish or change the service charge to be paid in lieu of taxes by any or all classes of housing exempt from taxation under this Act at any amount it chooses, not to exceed the taxes that would be paid but for this Act. It is further acknowledged that such housing for persons of low income is a public necessity, and as the City will be benefited and improved by such housing, the encouragement of the same by providing certain real estate tax exemption for such housing is a valid public purpose; further, that the continuance of the provisions of this Ordinance for tax exemption and the service charge in lieu of taxes during the period contemplated in this Ordinance are essential to the determination of economic feasibility of housing developments which are constructed or renovated and financed in reliance on such tax exemption.

The City acknowledges that Saginaw-Shiawassee Habitat for Humanity "Owner" proposes to acquire a scattered site single family rental development. The City further acknowledges that Owner has offered, and subject to receipt of a repayable grant and/or Mortgage Loan from the Michigan State Housing Development Authority to acquire, own and operate one or more Housing Developments on certain property located in the City of Saginaw, County of Saginaw, State of Michigan described on Exhibit A, which is kept on file with the City Clerk, the keeper of records for the City of Saginaw, and is incorporated herein by reference to serve persons of low income; that each Housing Development shall be maintained on a part of the property described on Exhibit A owned by Owner, a non-profit housing corporation formed in accordance with the laws of the State of Michigan for the sole

purpose of owning and operating that Housing Development; that the Owner of each phase on which a Housing Development exists or is constructed shall pay to the City on account of such Housing Development an annual service charge for public services in lieu of all taxes; and that the provisions of this Ordinance are intended to establish such annual service charge in lieu of taxes for each Housing Development operated on any portion of the property described on Exhibit A that complies with and satisfies the provisions of this Ordinance.

(B) *Definitions.*

(1) Act means the State Housing Development Authority Act, being Public Act 346 of 1966 of the State of Michigan, as amended.

(2) Annual Shelter Rents means the total collections during an agreed annual period from all occupants of a Housing Development representing rent or occupancy charges, exclusive of charges for gas, electricity, water and sanitary sewer service, or other utilities furnished to the occupants.

(3) Authority means the Michigan State Housing Development Authority.

(4) Code means the U.S. Internal Revenue Code of 1986, as the same may be amended from time to time (or any corresponding provisions of any successor law).

(5) Contract Rents are as defined by the U.S. Department of Housing and Urban Development in regulations promulgated pursuant to the U.S. Housing Act of 1937, as amended.

(6) Housing Development means a development which contains a significant element of housing for Persons of Low Income and such elements of other housing, commercial, recreational, industrial, communal, and educational facilities as the Authority determines to improve the quality of the development as it relates to housing for Persons of Low Income.

(7) Low Income Housing Tax Credits means tax credits allocated by the Authority to a Housing Development pursuant to Section 42 of the Code.

(8) Mortgage Loan means a loan to be made by the Authority to the Sponsor for the acquisition, renovation and/or permanent financing of the Housing Development.

(9) Persons of Low Income means low income persons or families as defined in Section 15(a)(7) of the Act.

(10) Sponsor means Saginaw-Shiawassee Habitat for Humanity or person(s) or entities, formed or to be formed, which have applied to the Authority for a Mortgage Loan to finance a Housing Development and/or Low Income Housing Tax Credits.

(11) Utilities mean gas, electricity, water and sanitary sewer service, or other utilities furnished to the occupants and paid by the Housing Development.

(C) *Class of Housing Developments.*

It is hereby determined that the class of Housing Development to and for which the tax exemption shall apply and for which a service charge shall be paid in lieu of such real property taxes pursuant to this Ordinance shall be scattered site single family units, which are financed or assisted pursuant to the Act and which are constructed or maintained upon the real property described on Exhibit A. It is further determined that a Housing Development for which a site plan has been submitted by a Sponsor and approved by the City, is of this class, so long as the same complies with the provisions of this Ordinance.

(D) *Establishment of Annual Service Charge.*

A Housing Development and the real property forming a part of Exhibit A on which it has been constructed shall be exempt from all property taxes from and after the date hereof. The City, acknowledging that the Sponsor and the Owner have established or will establish the economic feasibility of the Housing Development in reliance upon the

enactment and continuing effect of this Ordinance and the qualification of the Housing Development for exemption from all property taxes and a payment in lieu of taxes as established in this Ordinance, and in consideration of the Sponsor's proposal, subject to receipt of a Mortgage Loan or an allocation of Low Income Housing Tax Credits from the Authority to acquire, renovate, own, and operate the Housing Development, hereby agrees to accept payment of an annual service charge for public services in lieu of all property taxes for the Housing Development. The annual service charge shall be eight (8.0%) percent of Annual Shelter Rents.

(E) *Contractual Effect of Ordinance.*

Notwithstanding the provisions of Section 15(a)(5) of the Act to the contrary, a contract between the City and each Sponsor and Owner, with the Authority as a third-party beneficiary thereunder, to provide tax exemption and accept payments in lieu of taxes as previously described is effectuated by enactment of this Ordinance. The City Manager and the City Clerk shall be and hereby are authorized to execute any and all contracts, which may be required by the Authority for the purpose of effectuating and executing the provisions of this section.

(F) *Payment of Service Charge.*

The service charge in lieu of taxes as determined under the Ordinance shall be payable in the same manner as general property taxes are payable to the City except that the annual payment shall be paid on or before the first (1st) day of August of each year. Prior to the first day of June of each year, the Sponsor or Owner shall submit to the City a copy of its certified audit as submitted to the Authority in order for the City to verify the payment to be made hereunder.

(G) *Duration.*

This Ordinance shall remain in effect as to each Housing Development and shall not terminate so long as the property is subject to a Mortgage Loan, tax credit regulations under Section 42 of the Code, or the Authority has any interest in the property not to exceed 40 years after the date that the original Owner, Saginaw Shelter for the Homeless Non-Profit Housing Corporation, had acquired the Housing Development. Provided, however, that if renovation of a Housing Development does not commence within five years from the effective date of this Ordinance, that Housing Development shall not qualify for exemption hereunder.

(H) *Severability.*

The various sections and provisions of this Ordinance shall be deemed to be severable and should any section or provision of this Ordinance be declared by any court of competent jurisdiction to be unconstitutional or invalid the same shall not affect the validity of the Ordinance as a whole or any section or provision of this Ordinance other than the section or provision so declared to be unconstitutional or invalid. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

This ordinance shall become effective May 18, 2023.

Enacted: May 8, 2023.

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 May 8, 2023; 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

EXHIBIT A

Low income Housing Tax Exemption for Saginaw-Shiawassee Habitat for Humanity.

523 S. 11th

LOT 4 ON S 11TH ST, OUTLOT 21, WM. LLOYDS SUBDIVISION OF OUTLOT 21 AND EAST FOUR FIFTHS OF OUT LOT 20 GLASBY GALLAGHER & LITTLES ADDITION

1625 JOHNSON

LOT 5, BLK.1, HENRY REICHENBACHS SUBDIVISION OF W. ½ OF OUT LOT 51, GLASBY & GALLAGHERS ADDITION

416 S. 7TH

S. 15 FT OF LOT 3, LOT 4, N 13FT OF LOT 5, NEWTONS SUBDIVISION OF OUT LOT 16, GLASBY, GALLAGHER AND LITTLE'S ADDITION

515 S. 11TH

LOT 3 ON S 11TH ST, OUTLOT 21, WM. LLOYDS SUBDIVISION OF OUTLOT 21 AND EAST FOUR FIFTHS OF OUT LOT 20 GLASBY GALLAGHER & LITTLES ADDITION

429 S. 10TH

LOT 16 EXC. S 11FT, LOT 17 EXC N 49FT, BLK 15, SMITH, JONES, GLASBY AND LITTLES ADDITION COMB FOR 2001

From: Tim Morales, City Manager

Subject: Charitable Gaming License

Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend the adoption of the resolution recognizing United Together Lupus Foundation as a non-profit organization for the purpose of obtaining a charitable gaming license.

Justification:

On March 30, 2022, the United Together Lupus Foundation was granted a 501 (c) (3) tax exempt status by the Internal Revenue Service and was validly incorporated as a nonprofit corporation by the State of Michigan, Department of Licensing and Regulatory Affairs. They are located in the City of Saginaw serving as educational and supportive outreach within the local community and the surrounding area.

On April 14, 2023, documentation was filed with the City Clerk's Office as required by the Michigan Lottery, Charitable Gaming Division qualification requirements. These documents have been reviewed by the City Clerk and have met the qualification requirements as enforced by the Michigan Gaming Control Board.

Council Action:

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

CHARITABLE GAMING LICENSE FOR UNITED TOGETHER LUPUS FOUNDATION

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

WHEREAS: United Together Lupus Foundation has submitted a request, Petition #23-04, to be recognized as a nonprofit organization for purposes of obtaining a charitable gaming license; and

WHEREAS: the Michigan Bureau of State Lottery, pursuant to MCL 432.103, requires a resolution be adopted by the local governing body approving this recognition.

NOW, THEREFORE BE IT RESOLVED that the request from United Together Lupus Foundation in the City of Saginaw and County of Saginaw, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming licenses, be considered approved.

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 May 8, 2023; the original thereof is on file in the records of the Office of the City Clerk; 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: Authorization for Change with Consumers Energy
Prepared by: Travis J. Hare, Public Services Department

Manager's Recommendation:

I recommend the approval of the Authorization for Change in the Standard Street Lighting Contract with Consumers Energy Company for the Public Services Department, Engineering Division.

Justification:

In 1978, the City of Saginaw and Consumers Energy entered into a Standard Street Lighting Contract whereas any alterations to the street lighting system require an Authorization for Change be approved by the City Council and submitted to Consumers Energy. These changes are then removed or added to the corresponding street light bill. City staff has determined the contract will need to be amended to reflect the change listed on the resolution. The change that has occurred is due to the Wickes Park Drive Conversion to a Non-Motorized Path project. Sixty-five LED lights were added to provide adequate lighting for pedestrians traveling along this new trail.

The location, style, type, and wattage of the new lights are listed on the resolution.

I have approved the Authorization for Change 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.

STREET LIGHTING AUTHORIZATION FOR CHANGE WITH CONSUMERS ENERGY

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

WHEREAS: The change to the Standard Street Lighting Contract between Consumers Energy Company and the City of Saginaw has been submitted to Consumers Energy for approval, and is listed below:

Authorization for Change (City Owned and Maintained Unmetered Lighting Bill)

<u>Number of Luminaires</u>	<u>Nominal Watts</u>	<u>Luminaire Type</u>	<u>Fixture Type</u>	<u>Fixture Style</u>	<u>Install/ Remove</u>	<u>Location</u>
65	110	LED	Cobra Head	Cutoff	Install	Wickes Park Dr. Path

NOW, THEREFORE, BE IT RESOLVED, that it is hereby deemed advisable to authorize Consumers Energy Company to make changes in the lighting service as provided in the Standard Street Lighting Contract between Consumers Energy and the City of Saginaw, dated January 1, 1978, in accordance with the Authorization for Change in Standard Lighting Contract dated May 8, 2023, heretofore submitted to and considered by this Council; and

RESOLVED FURTHER, that the City Manager is authorized to execute such Authorization for Change on behalf of the City; and that the change in the table be approved and the Consumers Energy Owned and Maintained street lighting bill and the City's Unmetered street lighting bill be changed to reflect the total number of lights and wattages.

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 May 8, 2023; 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