

Council Agenda

July 20, 2015 6:30 p.m.
Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. Recognition of Chyesa Wade, Brooklyn Orosco, Jordan Holley, Sam Redmond, Joshua Lange, Laura Buendia, and John Weiland from the Saginaw Career Complex for their performance at the 2015 SkillsUSA National Competition.

PUBLIC HEARINGS:

PERSONAL APPEARANCES:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

Management Update:

1. Jim Nichols, Purchasing Officer, update on purchasing policies.

CONSENT AGENDA:

1. Approve the minutes from the July 6, 2015 regular Council meeting.
2. Approve to increase a purchase order to Rock Products by \$32,000, for a new total of \$45,000, for the purchase of ready-mix concrete used for road repairs by the Right of Way Division.
3. Approve to increase the contract with American Excavating, Inc., by \$24,000, for a new total of \$106,135, for the N. Hamilton Street Condominiums Water Main 300 & 400 Blocks Contract.
4. Approve a purchase order to HD Supply Facilities Maintenance d/b/a USABlueBook for \$3,289.38 for a Reagent Distribution Plan for the Water Treatment Plant for FY 2016.
5. Approve a purchase order to Eurofins Eaton Analytical, Inc. for \$6,000 for protozoan analysis for the Water Treatment Division for FY 2016; and pending approval of the FY 2017 budget, accept the low bid from Eurofins Eaton Analytical for \$6,000 for the same services for FY 2017.

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6. Approve the easement agreement and license agreement with the Saginaw School District for 1920 N. Niagara to allow for improvements at the property and for the future construction of a pedestrian bicycle pathway.

REPORTS FROM BOARDS AND COMMISSIONS AND COMMITTEES AND APPOINTMENT OF BOARD AND COMMISSION MEMBERS:

1. Approve the Mayoral reappointment of Dawn Goodrow to the Saginaw Arts and Enrichment Commission with a term to expire June 30, 2018.
2. Approve the Mayoral appointment of Bridget Looby to the Saginaw Arts and Enrichment Commission with a term to expire June 30, 2018.

INTRODUCTION OF ORDINANCES:

CONSIDERATION AND PASSING OF ORDINANCES:

1. An Ordinance to amend §110.22, "Scrapdealers," of Chapter 110, "General Provisions," of Title XI, "Business Regulations," of the City Of Saginaw Code of Ordinances, O-1.

RESOLUTIONS:

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

ADJOURN:

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.

CERTIFICATE OF RECOGNITION

WHEREAS, on June 24 and 25, 2015 more than 6,000 students worked against the clock and each other, to prove their expertise in occupations like electronics, computer-aided drafting, precision machining, medical assisting and culinary arts at the 51st Annual SkillsUSA National Leadership and Skills Conference Championship in Louisville, Kentucky; and

WHEREAS, Chyesa Wade, a student at the Saginaw Career Complex, placed 2nd in the nation and received a silver medal at the SkillsUSA National Championship in the prepared speech category. Chyesa competed in this extremely intense and demanding national competition against state level champions from across the United States to receive the silver medal; and

WHEREAS, this victory is not only a huge personal triumph for Chyesa, but also a great achievement for her instructors at the Saginaw Career Complex, who also spent countless hours over the past years coaching and preparing their students for this national competition; and

WHEREAS, these Saginaw Career Complex Students must possess an athlete's discipline and dedication, spending the months prior to the SkillsUSA event practicing several hours a day, 5 days a week. We are proud of the reputation Chyesa has earned as a winner, for her hard work, and the example she has set for others as an exemplary student and a future leader of our community;

NOW, THEREFORE BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, on behalf of my fellow councilmembers and all our citizens, do hereby extend this expression of pride and offer congratulations to Chyesa Wade on her finishing 2nd in the nation in the SkillsUSA Championship. We commend Chyesa for her outstanding achievements, and for being a stellar example to the youth in our community, confirming what hard work and dedication can accomplish.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 20th day of July in the year of our Lord two thousand fifteen.



July 20, 2015

Dennis D. Browning, Mayor

Councilmembers

*Amos O'Neal, Mayor Pro Tem
Michael D. Balls, Annie Boensch, Larry Coulouris,
Daniel Fitzpatrick, Floyd Kloc, Brenda F. Moore,
and Demond L. Tibbs*

Timothy Morales, City Manager

CERTIFICATE OF RECOGNITION

WHEREAS, on June 24 and 25, 2015 more than 6,000 students worked against the clock and each other, to prove their expertise in occupations like electronics, computer-aided drafting, precision machining, medical assisting and culinary arts at the 51st Annual SkillsUSA National Leadership and Skills Conference Championship in Louisville, Kentucky; and

WHEREAS, Brooklyn Orosco, a student at the Saginaw Career Complex, finished 6th in the nation at the SkillsUSA National Championship in the Bakery category. Brooklyn competed in this extremely intense and demanding national competition against state level champions from across the United States; and

WHEREAS, this victory is not only a huge personal triumph for Brooklyn, but also a great achievement for her instructors at the Saginaw Career Complex, who also spent countless hours over the past years coaching and preparing their students for this national competition; and

WHEREAS, these Saginaw Career Complex students must possess an athlete's discipline and dedication, spending the months prior to the SkillsUSA event practicing several hours a day, 5 days a week. We are proud of the reputation Brooklyn has earned as a winner, for her hard work, and the example she has set for others as an exemplary student and a future leader of our community;

NOW, THEREFORE BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, on behalf of my fellow councilmembers and all our citizens, do hereby extend this expression of pride and offer congratulations to Brooklyn Orosco on finishing 6th in the nation in the SkillsUSA Championship. We commend Brooklyn for her outstanding achievements, and for being a stellar example to the youth in our community, confirming what hard work and dedication can accomplish.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 20th day of July in the year of our Lord two thousand fifteen.



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and Demond L. Tibbs*

Timothy Morales, City Manager

CERTIFICATE OF RECOGNITION

WHEREAS, on June 24 and 25, 2015 more than 6,000 students worked against the clock and each other, to prove their expertise in occupations like electronics, computer-aided drafting, precision machining, medical assisting and culinary arts at the 51st Annual SkillsUSA National Leadership and Skills Conference Championship in Louisville, Kentucky; and

WHEREAS, Jordan Holley, a student at the Saginaw Career Complex, finished 7th in the nation at the SkillsUSA National Championship in the Culinary category. Jordan competed in this extremely intense and demanding national competition against state level champions from across the United States; and

WHEREAS, this victory is not only a huge personal triumph for Jordan, but also a great achievement for her instructors at the Saginaw Career Complex, who also spent countless hours over the past years coaching and preparing their students for this national competition; and

WHEREAS, these Saginaw Career Complex students must possess an athlete's discipline and dedication, spending the months prior to the SkillsUSA event practicing several hours a day, 5 days a week. We are proud of the reputation Jordan has earned as a winner, for her hard work, and the example she has set for others as an exemplary student and a future leader of our community;

NOW, THEREFORE BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, on behalf of my fellow councilmembers and all our citizens, do hereby extend this expression of pride and offer congratulations to Jordan Holley on finishing 7th in the nation in the SkillsUSA Championship. We commend Jordan for her outstanding achievements, and for being a stellar example to the youth in our community, confirming what hard work and dedication can accomplish.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 20th day of July in the year of our Lord two thousand fifteen.



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and Demond L. Tibbs*

Timothy Morales, City Manager

CERTIFICATE OF RECOGNITION

WHEREAS, on June 24 and 25, 2015 more than 6,000 students worked against the clock and each other, to prove their expertise in occupations like electronics, computer-aided drafting, precision machining, medical assisting and culinary arts at the 51st Annual SkillsUSA National Leadership and Skills Conference Championship in Louisville, Kentucky; and

WHEREAS, Sam Redmond, a student at the Saginaw Career Complex, finished 5th in the nation at the SkillsUSA National Championship in the Auto Refinishing category. Sam competed in this extremely intense and demanding national competition against state level champions from across the United States; and

WHEREAS, this victory is not only a huge personal triumph for Sam, but also a great achievement for his instructors at the Saginaw Career Complex, who also spent countless hours over the past years coaching and preparing their students for this national competition; and

WHEREAS, these Saginaw Career Complex students must possess an athlete's discipline and dedication, spending the months prior to the SkillsUSA event practicing several hours a day, 5 days a week. We are proud of the reputation Sam has earned as a winner, for his hard work, and the example he has set for others as an exemplary student and a future leader of our community;

NOW, THEREFORE BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, on behalf of my fellow councilmembers and all our citizens, do hereby extend this expression of pride and offer congratulations to Sam Redmond on finishing 5th in the nation in the SkillsUSA Championship. We commend Sam for his outstanding achievements, and for being a stellar example to the youth in our community, confirming what hard work and dedication can accomplish.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 20th day of July in the year of our Lord two thousand fifteen.



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and Demond L. Tibbs*

Timothy Morales, City Manager

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WHEREAS, on June 24 and 25, 2015 more than 6,000 students worked against the clock and each other, to prove their expertise in occupations like electronics, computer-aided drafting, precision machining, medical assisting and culinary arts at the 51st Annual SkillsUSA National Leadership and Skills Conference Championship in Louisville, Kentucky; and

WHEREAS, Joshua Lange, a student at the Saginaw Career Complex, finished 10th in the nation at the SkillsUSA National Championship in the Auto Body category. Joshua competed in this extremely intense and demanding national competition against state level champions from across the United States; and

WHEREAS, this victory is not only a huge personal triumph for Joshua, but also a great achievement for his instructors at the Saginaw Career Complex, who also spent countless hours over the past years coaching and preparing their students for this national competition; and

WHEREAS, these Saginaw Career Complex students must possess an athlete's discipline and dedication, spending the months prior to the SkillsUSA event practicing several hours a day, 5 days a week. We are proud of the reputation Joshua has earned as a winner, for his hard work, and the example he has set for others as an exemplary student and a future leader of our community;

NOW, THEREFORE BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, on behalf of my fellow councilmembers and all our citizens, do hereby extend this expression of pride and offer congratulations to Joshua Lange on finishing 10th in the nation in the SkillsUSA Championship. We commend Joshua for his outstanding achievements, and for being a stellar example to the youth in our community, confirming what hard work and dedication can accomplish.

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and Demond L. Tibbs*

Timothy Morales, City Manager

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WHEREAS, Laura Buendia, a student at the Saginaw Career Complex, achieved 1st place at the state level in the open job demo category and was able to advance to the SkillsUSA National Championship. Laura was part of an elite group of other state level champions from across the United States competing in this extremely intense and demanding national competition; and

WHEREAS, this victory is not only a huge personal triumph for Laura, but also a great achievement for her instructors at the Saginaw Career Complex, who also spent countless hours over the past years coaching and preparing their students for this national competition; and

WHEREAS, these Saginaw Career Complex Students must possess an athlete's discipline and dedication, spending the months prior to the SkillsUSA event practicing several hours a day, 5 days a week. We are proud of the reputation Laura has earned as a winner, for her hard work, and the example she has set for others as an exemplary student and a future leader of our community;

NOW, THEREFORE BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, on behalf of my fellow councilmembers and all our citizens, do hereby extend this expression of pride and offer congratulations to Laura Buendia for her performance at the SkillsUSA Championship. We commend Laura for her outstanding achievements, and for being a stellar example to the youth in our community, confirming what hard work and dedication can accomplish.

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Timothy Morales, City Manager

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WHEREAS, John Weiland, a student at the Saginaw Career Complex, achieved 1st place at the state level in the related technical math category and was able to advance to the SkillsUSA National Championship. John was part of an elite group of other state level champions from across the United States competing in this extremely intense and demanding national competition; and

WHEREAS, this victory is not only a huge personal triumph for John, but also a great achievement for his instructors at the Saginaw Career Complex, who also spent countless hours over the past years coaching and preparing their students for this national competition; and

WHEREAS, these Saginaw Career Complex students must possess an athlete's discipline and dedication, spending the months prior to the SkillsUSA event practicing several hours a day, 5 days a week. We are proud of the reputation John has earned as a winner, for his hard work, and the example he has set for others as an exemplary student and a future leader of our community;

NOW, THEREFORE BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, on behalf of my fellow councilmembers and all our citizens, do hereby extend this expression of pride and offer congratulations to John Weiland for his performance at the SkillsUSA National Championship. We commend John for his outstanding achievements, and for being a stellar example to the youth in our community, confirming what hard work and dedication can accomplish.

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Daniel Fitzpatrick, Floyd Kloc, Brenda F. Moore,
and Demond L. Tibbs*

Timothy Morales, City Manager

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, HELD MONDAY, JULY 6, 2015, AT 6:30 P.M. IN THE COUNCIL CHAMBER AT CITY HALL, 1315 S. WASHINGTON AVENUE, SAGINAW, MICHIGAN.

PRAYER AND PLEDGE OF ALLEGIANCE

Mayor Browning offered a prayer and led the pledge of allegiance of the United States of America.

ROLL CALL

Mayor Browning called the meeting to order. Council Members present: Dan Fitzpatrick, Demond Tibbs, Annie Boensch, Larry Coulouris, Brenda Moore, Michael Balls, Floyd Kloc and Mayor Dennis Browning - 8. Council Member absent: Mayor Pro Tem Amos O'Neal - 1.

ANNOUNCEMENTS

City Clerk Janet Santos announced that the resolution regarding the Credit Card Policy has been removed from the agenda and no action is requested at this time.

Mayor Dennis Browning read and presented a proclamation to Positive Results Downtown Saginaw to recognize 40 years of entertainment and enrichment in the City. Jeannie Conger and Linda McGee accepted the proclamation and thanked the Council.

PERSONAL APPEARANCES

The following personal appearances addressed City Council: James Glenn, Barbara Wiese, Debbie Melkonian, and Eric Karbin.

REMARKS OF COUNCIL

Remarks were heard from the following Council Members: Kloc, Balls, Moore, Coulouris, Boensch, Tibbs, Fitzpatrick, and Mayor Browning.

REPORTS FROM CITY MANAGER

Management Update

City Manager Tim Morales provided informational updates on meetings, projects and events.

Consent Agenda

1. Approve the minutes from the June 22, 2015 special meeting, closed session, and regular Council meeting.
2. Approve the amendments to the FY 2016 Approved Budget to recognize any changes that have occurred during the 1st period.
3. Approve a blanket purchase order to Unitex Direct, Inc. for \$24,980 for Ballistic and Pointblank Tactical Vests for the Saginaw Police Department.
4. Approve blanket purchase orders to each of the City's primary vendors for fire apparatus and staff vehicle emergency repairs and preventive maintenance for the Fire Department for FY 2016.

5. Approve a blanket purchase order to Apollo Fire Apparatus Repair for \$10,000 for emergency repairs and preventive maintenance for the Fire Department's six pumpers and two aerial apparatus for FY 2016.
6. Approve a blanket purchase order to Diesel Truck Sales for \$40,000 for emergency repairs and preventative maintenance for the Fire Department's six pumpers and two aerial apparatus for FY 2016.
7. Approve a blanket purchase order to Douglass Safety Systems, LLC, a sole source, for \$7,000 for ISI parts for the Fire Department.
8. Approve a blanket purchase order to Douglass Safety Systems, LLC, a sole source, for \$10,000 for Micro-Blaze Out Foam for the Fire Department.
9. Approve a blanket purchase order to First Due Fire Supply, a sole source, for \$2,500 for annual service of the Fire Department's Holmatro hydraulic extrication rescue tools (Jaws of Life) for FY 2016.
10. Approve a blanket purchase order to Frontline Services, a sole source, for \$10,000 for emergency repairs and preventative maintenance for the Fire Department's six pumpers and two aerial apparatus for FY 2016.
11. Approve a blanket purchase order to Jerry's Tire for \$10,000 for tires for the Fire Department's heavy apparatus fleet for FY 2016.
12. Approve a blanket purchase order to Scientific Brake for \$30,000 for emergency repairs and preventive maintenance for the Fire Department's six pumpers and two aerial apparatus for FY 2016.
13. Approve ratification of increased purchase order no. 0496238 to 3M by \$3,900.05, for a new total of \$12,216.67, for vinyl sheeting and sign faces to produce street signs and construction signs for the Traffic Maintenance Section of the Right of Way Division for FY 2015.
14. Approve a purchase order to Sabiston Builder's Supply, Inc., for \$6,370 for mason, sand, and gravel to make cement for the Maintenance and Service Division for FY 2016.
15. Approve a purchase order to Michigan Pipe and Valve for \$86,300 for an annual supply of fire hydrants for the Maintenance and Service Division for FY 2016.
16. Approve a purchase order to HD Supply Waterworks for \$9,000 for an annual supply of manhole blocks for the Maintenance and Service Division for FY 2016.
17. Approve a purchase order to Etna Supply Company for \$60,354.05 for various brass water parts for the Maintenance and Service Division for FY 2016.
18. Approve a purchase order to Etna Supply Company for \$37,500.56 for PVC sewer pipes and fittings for the Maintenance and Service Division for FY 2016.

19. Approve separate purchase orders to Etna Supply Company for \$142,708.50 and to Michigan Pipe and Valve for \$73,574 for a one-year supply of Water Main Appurtenances for the Maintenance and Service Division for FY 2016.
20. Adopt the Resolution to approve Cost Agreement No. 15-5332 with the Michigan Department of Transportation for the reconstruction of Gabriel Road from Maple Street to the Green Point Nature Center entrance and Maple Street from Gabriel Road to Beacon Drive.
21. Approve a purchase order to AirGas, Inc. for \$2,500 for tank rental charges for the Garage Operations Division for FY 2016.
22. Approve a blanket purchase order to Carrier & Gable, Inc. for \$6,000 for repair costs of traffic signal equipment for the Right of Way Division for FY 2016.
23. Approve blanket purchase orders to Marshall E. Campbell Company and Standard Electric Company for \$4,000 each for electrical parts and supplies for the Traffic Maintenance Section of the Right of Way Division for FY 2016.
24. Approve blanket purchase orders for a combined total of \$28,800 to suppliers of local fleet vehicle services and repairs for the Garage Operations Division for FY 2016.
25. Approve ratification of increased purchase order no. 0494970 by \$31,875, for a new total of \$127,500, to Waste Management for the disposal of street sweeping debris for the Streets Section of the Right of Way Division for FY 2015.
26. Approve ratification for emergency purchase order no. 496782 and the payment to McNally & Nimergood, a sole source, for \$2,836.25 for placement of West Side Docks for the season.
27. Approve blanket purchase orders for a combined total of \$191,500 to suppliers of various vehicle parts and supplies for the Garage inventory for the Garage Operations Division for FY 2016.
28. Approve the Ojibway Island User Agreement with the Rock The Island Committee for "Rock The Island Event" on July 18, 2015, with setup on July 17, 2015.

Moved by Council Member Coulouris, seconded by Council Member Moore to approve consent agenda items 1, 2, 4 through 12, and 14 through 28 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

Moved by Council Member Fitzpatrick, seconded by Council Member Kloc to approve consent agenda item 3 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

Moved by Council Member Kloc, seconded by Council Member Moore to approve consent agenda item 13 as presented. 8 ayes, 0 nays, 1 absent. Motion approved.

REPORTS FROM BOARDS, COMMISSIONS AND COMMITTEES; AND
APPOINTMENT OF BOARD AND COMMISSION MEMBERS

No reports were given.

INTRODUCTION OF ORDINANCES

Moved by Council Member Boensch, seconded by Council Member Kloc to introduce an ordinance to amend §110.22, "Scrapdealers," of Chapter 110, "General Provisions," of Title XI, "Business Regulations," of the City Of Saginaw Code of Ordinances, O-1. 8 ayes, 0 nays, 1 absent. Motion approved.

RESOLUTIONS

Moved by Council Member Kloc, seconded by Council Member Moore to adopt the resolution to submit the Michigan Department of Environmental Quality Brownfield Redevelopment Grant. 8 ayes, 0 nays, 1 absent. Motion approved.

ADJOURNMENT

Moved by Council Member Boensch, seconded by Council Member Moore to adjourn the meeting at 7:50 p.m. 8 ayes, 0 nays, 1 absent. Motion approved.

Janet Santos, CMMC/CMC/MMC
City Clerk

From: Timothy Morales, City Manager

Subject: FY 2016 Concrete Purchase Order Increase – ROW Division

Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend that the annual FY 2016 Purchase Order with Rock Products of Saginaw, MI be increased by \$32,000, from \$13,000 to \$45,000, to purchase ready-mix concrete for street repairs throughout the City.

Justification:

The Streets Section of the Right of Way Division requires ready-mix concrete to make road repairs on City streets. On June 5, 2014, Rock Products submitted the only bid for ready-mix concrete for FY 2015 and FY 2016. On June 23, 2014, City Council approved purchase orders for Rock Products for ready-mix concrete for FY 2015 and FY 2016 in the amount of \$13,000 for each fiscal year.

On September 8, 2014, Council approved an increase to the FY 2015 purchase order to Rock Products for ready-mix concrete, in the amount of \$40,000. Of the total \$53,000 approved in FY 2015 for ready-mix concrete for street repairs, \$46,470 was spent. Due to the poor condition of the roads and numerous ongoing pothole complaints, the Streets Section anticipates making a similar amount of road repairs in FY 2016.

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

Funds for this purchase are budgeted in the Major Streets Fund – Routine Maintenance Division's, Street and Road Material Account No. 202-4651-743.000 (\$28,000), and Local Streets Fund – Routine Maintenance Division's, Street and Road Material Account No. 203-4651-743.000 (\$4,000).

Council Action:

Moved by Council Member _____, seconded by Council Member _____ to approve the recommendation from the City Manager.

From: Timothy Morales, City Manager

Subject: 400 Block N. Hamilton St. Water Main Contract Amendment 1
(C-1621)

Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend the contract with American Excavating for the 400 Block of N. Hamilton Street Condominiums Water Main Contract (C-1621) be amended in the amount of \$24,000 for the installation of 13 additional water services. The contract amendment has been approved by me as to substance and the City Attorney as to form.

Justification:

On June 8, 2015, City Council approved contract C-1621 with American Excavating, Inc. for the construction of an 8 inch water main and nine water services for Phase 1 of the 400 Block of N. Hamilton Street Condominium Project in the amount of \$82,135.

The developer and City determined that it would be more efficient and economical, and less disruptive to the businesses in the area, to install 13 additional water service connections for Phases 2 and 3 of the condominium development at the same time the water main is installed. The new contract total will be \$106,135. American Excavation was the sole bidder for the original contract work. The contract amendment has been signed by the contractor.

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

Funds for this amendment are available in the Water Operations and Maintenance Fund – Water Refunding Bonds Division's Construction Projects Account No. 591-4741-822.000.

Council Action:

Moved by Council Member _____, seconded by Council Member _____ to approve the recommendation from the City Manager.

From: Timothy Morales, City Manager
Subject: Hach Brand Reagent Distribution Plan
Prepared by: Amanda Kiel, Water & Wastewater

Manager's Recommendation:

I recommend that the low bid from HD Supply Facilities Maintenance d/b/a USABlueBook, Waukegan, IL, be accepted and a purchase order be approved and issued to them in the amount of \$3,289.38 for a reagent distribution plan for the Water Treatment Division.

Justification:

On June 9, 2015, the City received a bid for Hach chemical reagents. The Water Treatment Plant performs Turbidity and Free Chlorine Residual (Cl-) analyses using Hach Company's on-line and benchtop instruments. Turbidity analysis is an indication of water quality. The Environmental Protection Agency (EPA) and Michigan Department of Environmental Quality (MDEQ) require continuous and periodic Free Chlorine analyses. The requested reagents are on a one-year Reagent Distribution Plan (RDP) for automatic quarterly delivery, and include shipping costs. Following is a tabulation of the bids received and reviewed by the Purchasing Committee:

HD Supply Facilities Maintenance d/b/a USABlueBook Waukegan, IL	\$3,289.38
Hach Co. Loveland, CO	\$3,577.43
Utech Products Schenectady, NY	\$3,968.58

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

Funds for this purchase are available in the Water Operation and Maintenance Fund, Treatment and Pumping Division's Operating Services Account No. 591-4730-805.000.

Council Action:

Moved by Council Member _____, seconded by Council Member _____ to approve the recommendation from the City Manager.

From: Timothy Morales, City Manager
Subject: Protozoan Analysis
Prepared by: Amanda Kiel, Water & Wastewater

Manager's Recommendation:

I recommend that the low bid from Eurofins Eaton Analytical, Inc., South Bend, IN, be accepted and a purchase order be approved and issued to them in the amount of \$6,000.00 for protozoan analysis for the Water Treatment Division for Fiscal Year 2016; and pending approval of the Fiscal Year 2017 Budget, approve the low bid from Eurofins Eaton Analytical for \$6,000.00 for Fiscal Year 2017 for the same services.

Justification:

On June 9, 2015, the City received bids for laboratory services from October 1, 2015 through September 30, 2017. The test to be performed is protozoan analysis (Cryptosporidium and Giardia) of source water samples. The analyses must be performed monthly as a part of the Long Term 2 Enhanced Surface Water Treatment Rule (LT2ESWTR.) Laboratories must be certified by the MDEQ in the approved method. The bid price of \$400.00 per sample is a decrease of 6.8% over the price previously paid for similar services. Following is a tabulation of the bids received and reviewed by the Purchasing Committee:

Eurofins Eaton Analytical, Inc.	
South Bend, IN	
Year one	\$6,000.00
Year Two	\$6,000.00
Total	\$12,000.00
Analytical Services, Inc.	
Williston, VT	
Year one	\$6,075.00
Year Two	\$6,075.00
Total	\$12,150.00

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

Funds for this purchase are available in the Water Operation and Maintenance Fund, Treatment and Pumping Division's Operating Services Account No. 591-4730-805.000 and will be budgeted in the same account number for FY17.

Council Action:

Moved by Council Member _____, seconded by Council Member _____ to approve the recommendation from the City Manager.

From: Timothy Morales, City Manager

Subject: Easement and License Agreements with Saginaw School District

Prepared by: Tom Miller, Jr., VP Urban Development and Special Initiatives Project Development, Saginaw Future

Manager's Recommendation:

I recommend that the easement agreement and licensee agreement with the Saginaw School District, for the property located at 1920 N. Niagara, be approved. The easement and license agreement have been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The City of Saginaw and the Saginaw Riverfront Commission have been working for many years to construct a park system along both sides of the Saginaw River from Wickes Park Drive and Green Point Nature Center to the south to the Dow Event Center and City owned Johnson Street property to the north. The ultimate goal is to connect the City's park system to the Saginaw County Rail Trail, the Great Lakes Bay Regional Trail, and Michigan's Iron Belle Trail (Detroit to the western edge of the Upper Peninsula).

In order to facilitate the construction of the parkway, members of the Riverfront Commission have been exploring possible preferred routes for the trail. Another component of the planning of the project entails approaching property owners along the various routes to secure easements to install the path.

As part of their due diligence, the Riverfront Commission approached the Saginaw School Board about the property located at 1920 N. Niagara. The lot in its current condition consists of an obsolete asphalt slab, overgrown vegetation and a chain link fence. Attached is a map of the area, with 1920 N. Niagara outlined. The School Board has approved a license agreement to allow the City of Saginaw to improve the property into a park like setting. The City of Saginaw will work through the Riverfront Commission and its volunteers to complete the work. These activities will be performed at no cost to the City. The School Board has approved the easement agreement to allow for the construction of a pedestrian/ bicycle pathway at a future date once grant funds have been secured. The School District has agreed to maintain the lawn once the project is complete.

Council Action:

Moved by Council Member _____, seconded by Council Member _____
to approve the recommendation from the City Manager.



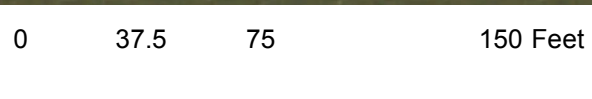
W GENESEE

Proposed Trail

1920 N NIAGARA ST

N NIAGARA

CONGRESS AVE



Moved by Council Member _____, seconded by Council Member _____ to adopt an ordinance introduced July 6, 2015, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND §110.22, "SCRAP DEALERS," OF CHAPTER 110, "GENERAL PROVISIONS," OF TITLE XI, "BUSINESS REGULATIONS," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

§110.22, "Scrap Dealers," of Chapter 110, "General Provisions," of Title XI, "Business Regulations," of the City of Saginaw Code of Ordinances, O-1, is hereby amended to read as follows:

§110.22 SCRAP METAL DEALERS.

(A) No person shall engage in the business of dealer of scrap metal without obtaining a license therefor as provided in this section. For purposes of this section:

- (1) Scrap metal means ferrous or nonferrous metal, or items that contain ferrous or nonferrous metal, that are sold or offered for sale for the value of the ferrous or nonferrous metal they contain rather than for their original intended use; ferrous or nonferrous metal removed from or obtained by cutting, demolishing, or disassembling a building, structure, or manufactured item; or other metal that cannot be used for its original intended purpose but can be processed for reuse in a mill, foundry, die caster, or other manufacturing facility.
- (2) Scrap metal dealer means a person that buys scrap metal and is not a first purchaser. The term includes, but is not limited to, a person that operates a business as a scrap metal recycler, scrap processor, or other person that purchases any amount of scrap metal on a regular, sporadic, or one time basis.
- (3) Scrap metal recycler means a person that purchases ferrous or nonferrous metal that is intended for recycling or reuse.
- (4) Scrap processor means a person utilizing machinery and equipment and operating from a fixed location, whose principal business is the processing and manufacturing of iron, steel, nonferrous metals, paper, plastic, or glass, into prepared grades of products suitable for consumption by recycling mills, foundries, and other scrap processors.

(B) No license shall be issued under this section:

- (1) Except upon the certification of the Police, Fire, and Inspection Departments. The certification of the Chief Inspector or their designee shall be given if the premises upon which the licensed business and the use complies with the provisions of divisions (2) and (3) below and with the applicable provisions of City zoning regulations.

- (2) Unless the applicant therefor files with the original application for the conduct of the business the written consent of sixty percent (60%) of the owners of the exclusively residential property within five hundred (500) feet of the property where such business is to be conducted.
 - (3) For conducting such business on a vacant lot or in a partially enclosed structure, unless all street frontage and all other property lines affording access by persons or vehicles to such property are enclosed with a properly maintained and opaque fence at least seven (7) feet above grade, said fence to be structurally sufficient to withstand any wind, snow, or other load to which it may reasonably be subjected or unless an alternate installation accomplishing comparable results as determined pursuant to division (H) hereof is maintained. For purposes of this subsection, any fence shall be deemed to be "opaque" if the open area in each square foot thereof does not exceed a total of twenty-four (24) square inches.
- (C) Each such license granted shall designate the particular place where said business is to be conducted, and no scrap metal dealer shall engage in said business at any place other than that so designated.
- (D) No scrap metal dealer shall purchase or receive any scrap metal:
- (1) Between the hours of 9:00 p.m. and 7:00 a.m.;
 - (2) On any Sunday;
 - (3) From any person the scrap metal dealer suspects as having stolen the article or is known to the dealer to be a thief or an associate of thieves;
 - (4) From any person under the age of eighteen (18) years;
 - (5) From any person who is intoxicated;
 - (6) From any person who has not presented a valid form of identification.
- (E) A scrap metal dealer shall not pay any seller in cash. A scrap metal dealer shall only pay a seller using one of the following methods of payment in a purchase transaction:
- (1) A check or money order;
 - (2) An electronic payment card or encrypted receipt that may only be converted to cash in an automated teller machine that comports with State law;
 - (3) By bank wire transfer or other electronic delivery, such as direct deposit; or
 - (4) Barter, trade, or exchange of scrap metal or other property.
- (F) No scrap metal dealer shall fail to keep record of all persons with whom they do business and all property coming into their possession. Such records shall, at a minimum, contain the following information:
- (1) A description of the predominant type(s) of scrap metal purchased, including a photograph thereof;
 - (2) The weight, quantity, or volume of the scrap metal purchased, the name of the scale operator, and the name of the employee who conducted the purchase (if other than the scale operator);
 - (3) The name, address, photograph of, and thumbprint of the person from whom the article was received;

- (4) A copy of the operator's or chauffeur's license, military identification card, state identification number, passport, or other government-issued identification containing a photograph;
- (5) A signed statement that certifies that the seller is the owner of or is authorized to sell the scrap metal, is at least eighteen (18) years old, and has not been convicted of a crime involving theft, conversion, or the sale of scrap metal;
- (6) If the scrap metal is delivered by a licensed vehicle, the vehicle plate number of the vehicle;
- (7) The date and time the article was received; and
- (8) The method and amount of payment.

(G) No licensee shall fail to keep a daily record of all purchases and sales made by them nor to report same weekly to the Police Chief or the Chief's designee, on forms prescribed by said Police Chief. The Police Chief or the Chief's designee shall at all times have access to such daily record.

(H) In order that the suitability of alternate methods of screening and containing the contents of scrap material yards may be established and to provide for reasonable interpretations of this section, a Special Board consisting of the then-members of the Board of Appeals on Zoning shall upon application hear and determine any written appeal made to it by any person considering himself or herself aggrieved by any action or decision of the City Clerk or any other official acting under the provisions of this section. Service of said appeal shall be made on the Secretary of the Board of Appeals on Zoning within ten (10) days after said action or decision. Among other factors which may be considered by the Special Board are remoteness of the location, the use of adjoining property, litter or other nuisances, larceny, trespass, and any other criminal offenses related to the property. The Special Board shall render its decisions and findings in writing to the City Clerk with a duplicate copy to the appellant. The Special Board may recommend to the City Council such amendment of this section as it may determine to be appropriate to protect the public.

This ordinance shall become effective July 30, 2015.

Enacted: July 20, 2015.

Yeas:

Nays:

Absent:

Abstain:

Motion Carried.

Dennis D. Browning
Mayor

Janet Santos, CMMC/CMC/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 July 20, 2015; 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, CMMC/CMC/MMC
City Clerk