Council Agenda
Special Meeting
October 19, 2015 – 6:00 p.m.
Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

PUBLIC HEARINGS:

PERSONAL APPEARANCES:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

Management Update:

CONSENT AGENDA:

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

INTRODUCTION OF ORDINANCES:

CONSIDERATION AND PASSING OF ORDINANCES:

RESOLUTIONS:

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

1. Consideration of motion to go into a closed session under MCL 15.268(c) for a strategy session connected with the negotiation of collective bargaining agreements.

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.

PUBLIC NOTICE

SAGINAW CITY COUNCIL
SPECIAL MEETING

**In compliance with requirements of Act 267, P.A. 1976,
the following notice is posted:**

Notice is hereby given that the Saginaw City Council has scheduled a Special Meeting to conduct business regarding a Letter of Understanding with the I.A.F.F. The Special Meeting will be held Monday, October 19, 2015 at 6:00 p.m. in Council Chamber, Room 205, located at 1315 S. Washington Avenue, Saginaw, Michigan, 48601.

Janet Santos, CMMC/CMC/MMC
City Clerk

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 AT 989.759.1480.

Posted: 10-07-15
By:__jks_____

Council Agenda

October 19, 2015 6:30 p.m.
Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. Proclamation presented designating October 25 – 31, 2015 as "Pro Bono Week."

2. Proclamation presented to the NAACP to recognize their commitment to creating a more unified Saginaw.

PUBLIC HEARINGS:

PERSONAL APPEARANCES:

(A list will be provided following submittal deadline.)

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

Management Update:

1. Central Michigan University College of Medicine update, Dr. Steven Vance, Associate Dean, CMU Distributed Campus – Saginaw and Kush Sharma, CMU Medical Student.

CONSENT AGENDA:

1. Approve the October 5, 2015 closed session and regular council meeting minutes.

2. Approve the Professional Services Agreement with McKenna Associates, Inc. for $26,000 for the preparation of the Five Year Consolidated Plan and One Year Action Plan for the Community Development Block Grant Program.

3. Approve the Municipal Employees' Retirement System Defined Benefit Adoption Agreement and Administrative Services Agreement to facilitate the transition of the Fire Union from the Police and Fire Pension System to the MERS Pension System.

4. Approve the Municipal Employees' Retirement System Defined Contribution Plan Adoption Agreement for Fire personnel.

5. Approve the Municipal Employees' Retirement System Hybrid Plan Adoption Agreement for Fire personnel.

6. Approve the IBM Master Lease Agreement to provide PCs, laptops, servers, and service maintenance as needed for the City.

7. Approve the Procurement Card Agreement with Fifth Third Bank at no cost to facilitate the use of City credit cards.

8. Approve a purchase order to Dossier Systems, Inc. for $4,194 for the annual renewal of Dossier Fleet Management Software for the Motor Pool Operations Division.

9. Approve a purchase order to Hymmco, Inc., for $5,100 dowel bars used for concrete road repairs for the Streets Division.

10. Approve the application to the Michigan Department of Transportation to seek Local Grade Crossing Improvement Funds to upgrade the flashers at Huron and Eastern Railway Company crossings on W. Genesee Avenue and on Webber Street.

11. Approve a purchase order to Kluck Nursery, Inc. for $14,172 for 79 various trees to be planted in right-of-ways throughout the City for the Streets Division.

12. Approve a purchase order to Michigan Pipe and Valve for $3,900 for 24" water main insulation and accessories for the Maintenance and Service Division.

13. Approve a purchase order to Michigan Cat at the State bid price of $11,298.54 for a 2015 Caterpillar CVP Compactor Plate and accessories for the Maintenance and Service Division.

14. Approve a blanket purchase order to ETNA Supply, a sole source, for $20,000 for Sensus Water Meters for the Maintenance and Service Division for FY 2016; and pending approval of the FY 2017 budget, issue a blanket purchase order to ETNA Supply for the same amount and services for FY 2017.

15. Approve a purchase order to Michigan Pipe and Valve for $3,850 for a Mueller A3 Drill and Tap Machine for the Maintenance and Service Division.

16. Approve a purchase order to Red Holman GMC at the State bid price of $28,898.40 for a 2016 GMC Sierra 1500 Double Cab 4X4 truck for the Wastewater Treatment Division.

17. Approve a purchase order to Bill Snethkamp Chrysler, Dodge, Jeep, Ram at the State bid price of $22,046 for a 2016 Dodge Grand Caravan for the Wastewater Treatment Division.

18. Approve a purchase order to Infor for $12,997.56 for the EAM software annual renewal maintenance fee for the Water and Wastewater Treatment Divisions.

19. Approve a purchase order to Beyer Roofing for $23,558 to replace the roofs on two buildings at the Webber Retention and Treatment Basin for the Wastewater Treatment Division.

20. Approve a purchase order to Cummins Bridgeway, LLC in an amount not to exceed $6,038 for FY 2016 for Remote Generator Maintenance Services (RGMS) for the Water Treatment Division; and pending approval of the FY 2017 and FY 2018 budgets, approve the RGMS plan from Cummins Bridgeway for an amount not to exceed $9,308 for FY 2017 and for an amount not to exceed $11,392 for FY 2018.

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

INTRODUCTION OF ORDINANCES:

1. An Ordinance to amend Chapter 16, titled “Police Officers And Firefighters Retirement System,” §16.03(B), §16.03(C), titled “Retirement System Continued,” §16.04(A)(1), §16.04(A)(2), titled “Board Of Trustees,” §16.22(C), titled “Workers’ Compensation Offset,” §16.27(A), §16.27(B), titled “Management of Funds,” §16.28(A), §16.28(B) titled “Income Funds,” §16.29, titled “Method Of Making Payments,” §16.30(A), titled “Assignments Prohibited,” and §16.31, titled “Errors,” Of Title I, “Administrative Code,” of the Saginaw Code of Ordinances, O-1.

CONSIDERATION AND PASSING OF ORDINANCES:

1. An Ordinance to amend paragraph (B), “Dishonored Checks,” of §13.10, “Payment of Monies,” of Chapter 13, “Administrative Policy and Procedure,” of Title I, “Administrative Code,” of the City of Saginaw Code of Ordinances, O-1.

RESOLUTIONS:

1. Adopt the Resolution Authorizing issuance of General Obligation Limited Tax Bonds, Series 2015, for capital improvements in an amount not to exceed $5,215,000.

UNFINISHED BUSINESS:

Council Agenda

October 19, 2015 6:30 p.m.
Council Chamber

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., 989.759.1480.

PROCLAMATION

WHEREAS, access to justice is a fundamental and essential right to a democratic society; and

WHEREAS, countless citizens cannot afford the legal representation that they need to protect their lives, properties, and natural liberties; and

WHEREAS, volunteer attorneys donate thousands of hours of pro bono time each year, and the invaluable contributions of those attorneys helps to ensure and protect a just society for every citizen; and

WHEREAS, the American Bar Association has designated October 25 – 31, 2015 as National Pro Bono Week, to highlight the increased need for pro bono services during these challenging economic times and to celebrate the outstanding work of lawyers who volunteer their services throughout the year. The energy generated by the National Pro Bono Celebration is a powerful force that helps to build a just legal system that will result in equal access to justice for all;

NOW, THEREFORE BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, hereby proclaim October 25 – 31, 2015, as

"PRO BONO WEEK"

in the City of Saginaw and urge all citizens of Saginaw to recognize the contributions of our legal community to help those most in need. We celebrate all the ways lawyers serve our communities, strengthen our justice system and support the rule of law.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 19th day of October in the year of our Lord two thousand fifteen.

Dennis D. Browning, Mayor

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

October 19, 2015

Timothy Morales, City Manager

PROCLAMATION

WHEREAS, the National Association for the Advancement of Colored People (NAACP) was founded in 1909 by a group of individuals who were concerned about equality for all Americans. Today, the NAACP continues its vision to ensure a society in which all individuals have equal rights without discrimination based on race; and

WHEREAS, more than 100 years after its inception, the NAACP is the nation's oldest, largest and most widely recognized grassroots-based civil rights organization. Its members and supporters are the premier advocates for civil rights in their communities, campaigning for equal opportunity and conducting voter mobilization; and

WHEREAS, the Saginaw Branch of the NAACP was founded in 1919 and remains a relevant advocate for the disenfranchised in the Saginaw community. The Saginaw NAACP's principal objective is to ensure the political, educational, social and economic equality of minority group citizens and eliminate racial prejudice; and

WHEREAS, the Saginaw Branch of the NAACP celebrates more than 90 years of solid leadership and is known as a voice of reason and responsibility in several pivotal community initiatives. Throughout its history, the Saginaw branch of the NAACP has remained steadfast to the principal of fostering civic, economic, and educational programs throughout the City of Saginaw; and

WHEREAS, the Saginaw Branch of the NAACP believes everyone deserves the opportunity to achieve the American Dream; a secure job, a safe home and a quality education. The Saginaw NAACP has helped to build a more unified Saginaw and has consistently encouraged our community to be the best that it can be;

NOW, THEREFORE, BE IT RESOLVED, I, Dennis D. Browning, Mayor of the City of Saginaw, on behalf of my fellow councilmembers, do hereby pay tribute to the **National Association for the Advancement of Colored People,** the NAACP**.** We extend this expression of our esteem and best wishes to President Leola Wilson and the members of the Saginaw Branch for their positive impact in the city of Saginaw.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 19th day of October in the year of our Lord two thousand fifteen.

Dennis D. Browning, Mayor

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

October 19, 2015

Timothy Morales, City Manager

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, HELD MONDAY, OCTOBER 5, 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 Pro Tem O'Neal offered a prayer and led the pledge of allegiance of the United States of America.

ROLL CALL

Mayor Pro Tem O'Neal called the meeting to order. Council Members present: Annie Boensch, Larry Coulouris, Brenda Moore, Michael Balls, Floyd Kloc, and Mayor Pro Tem Amos O'Neal - 6. Council Members absent: Dan Fitzpatrick, Demond Tibbs, and Mayor Dennis Browning - 3.

ANNOUNCEMENTS

Council Member Balls presented a proclamation to Jane O'Dell, Executive Director, and John Stark, Mediation Coordinator, from the Saginaw Community Resolution Center designating October 15, 2015 as "Conflict Resolution Day."

Council Member Fitzpatrick entered the meeting at 6:34 p.m.

Council Member Kloc presented a proclamation to Fire Marshal Ralph Martin, on behalf of the Saginaw Fire Department, designating October 4 - 10, 2015 as "Fire Prevention Week."

PERSONAL APPEARANCES

There were no personal appearances.

REMARKS OF COUNCIL

Remarks were heard from the following Council Members: Fitzpatrick, Kloc, Moore, Balls, and Mayor Pro Tem O'Neal.

REPORTS FROM CITY MANAGER

Management Update

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

Council Member Kloc left the meeting at 6:59 p.m. and returned at 7:01 p.m.

Consent Agenda

1. Approve the September 28, 2015 regular council meeting minutes.

2. Approve the Municipal Employees' Retirement System Participation Agreement to provide the administration of a default investment vehicle for COAM members that elect the Deferred Retirement Option Plan.

3. Approve the Saginaw County Community Mental Health Authority/Mid-State Health Network Treatment and Prevention Services Grant in the total amount of $85,000, to be divided between FY 2016 in the amount of $63,750 and FY 2017

in the amount of $21,250. Further, approve a budget adjustment for FY 2016 to recognize these funds.

4. Approve the Personal Services Agreement with Bridget Isquierdo Smith for a total amount not to exceed $1,949 to provide recreational and open space planning support for the Facilities Division through April 1, 2016.

5. Adopt the Resolution authorizing the use of amplifying equipment on Van Buren Street between South Hamilton Street and Niagara Street during the "1st Annual Beat the Block" event on October 17, 2015 from 3:00 to 8:00 p.m.

Moved by Council Member Kloc, seconded by Council Member Moore to approve consent agenda items 1 through 5 as presented. 7 ayes, 0 nays, 2 absent. Motion approved.

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

No reports were presented.

INTRODUCTION OF ORDINANCES

Moved by Council Member Balls, seconded by Council Member Moore, to introduce an ordinance to amend paragraph (B), "Dishonored Checks," of §13.10, "Payment of Monies," of Chapter 13, "Administrative Policy and Procedure," of Title I, "Administrative Code," of the City of Saginaw Code of Ordinances, O-1. 7 ayes, 0 nays, 2 absent. Motion approved.

RESOLUTIONS

Moved by Council Member Boensch, seconded by Council Member Fitzpatrick to adopt the resolution to support the SVRC Marketplace in the City of Saginaw. 7 ayes, 0 nays, 2 absent. Motion approved.

Moved by Council Member Balls, seconded by Council Member Coulouris to adopt the resolution to approve the Municipal Employees' Retirement System 457 Supplemental Retirement Program and Trust Master Plan. 7 ayes, 0 nays, 2 absent. Motion approved.

MOTIONS AND MISCELLANEOUS BUSINESS

Moved by Council Member Kloc, seconded by Council Member Moore to enter a closed session to discuss pending litigation per MCL 15.268, Section 8. Mayor Pro Tem O'Neal asked Clerk Santos to conduct a roll call vote.

Ayes: Moore, Balls, Kloc, Fitzpatrick, Boensch, Coulouris, Mayor Pro Tem O'Neal
Nays: None
Absent: Tibbs, Mayor Browning
Abstain: None
Motion approved. Council entered a closed session at 7:11 p.m.

Moved by Council Member Kloc, seconded by Council Member Moore to return to regular session at 7:22 p.m. 7 ayes, 0 nays, 2 absent. Motion approved.

Moved by Council Member Kloc, seconded by Council Member Moore to approve the recommendation of legal counsel as discussed in closed session. 7 ayes, 0 nays, 2 absent. Motion approved.

ADJOURNMENT

Moved by Council Member Boensch, seconded by Council Member Fitzpatrick to adjourn the meeting at 7:24 p.m. 7 ayes, 0 nays, 2 absent. Motion approved.

Janet Santos, CMMC/CMC/MMC
City Clerk

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COUNCIL COMMUNICATION CC- 2

From: Timothy Morales, City Manager

Subject: Five Year Consolidated Plan and One Year Action Plan for Community Development Block Grant (CDBG) Program

Prepared by: Leticia C. Trevino, CDBG Specialist

Manager's Recommendation:

I recommend that City Council approve the Professional Services Agreement between McKenna Associates, Inc. (McKenna) and the City in the total amount of $26,000. The Agreement is for the preparation of the Five Year Consolidated Plan and One Year Action Plan for the Community Development Block Grant Program (CDBG). HUD requires the City to prepare the plans and provide them to HUD to be considered in compliance for funding. It has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The City issued a Request For Proposal seeking a firm to provide consulting services for the CDBG program. The scope of work includes but is not limited to review of the City's existing Participation Plan, gathering statistical and informational data, citizen engagement and participation and variety of other processes that are required for completion of the plans. Both plans must be completed and submitted to HUD no later than May 1, 2016.

On July 28, 2015, the City received five proposals for consulting services. McKenna submitted the lowest bid for services in the amount of Twenty-six Thousand Dollars and 00/100 ($26,000.00).

Below is the breakdown of the proposals.

Morningside Research & Consulting Inc. Austin, Texas	$52,820.00
ASK Development Solutions, Inc. Southfield, Michigan	$38,500.00
Capital Access, Inc. Philadelphia, Pennsylvania	$41,430.00
Wade Trim Associates, Inc. Detroit, Michigan	$31,000.00

McKenna Associates
Northville, Michigan $26,000.00

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 agreement are budgeted and available in the Community Development Block Grant Fund - Administration Division's Professional Services Account No. 275-6510-801.000 ($26,000.00).

Council Action:

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

COUNCIL COMMUNICATION CC- 3

From: Timothy Morales, City Manager

Subject: MERS – Fire Defined Benefit Plan Adoption Agreement and Administrative Services Agreement

Prepared by: Dennis Jordan, Director of Human Resources

Manager's Recommendation:

I recommend approval of the Municipal Employees' Retirement System (MERS) Defined Benefit Adoption Agreement and Administrative Services Agreement to facilitate the Transition of the Fire Union from the Police and Fire Pension System to the MERS pension system. These agreements have been approved by me as to substance and the City Attorney as to form. It is also recommended that the City Council authorize the City Manager or his designee to sign all documents related to these agreements.

Justification:

Through recent negotiations between the City and the Fire Union both parties have agreed to move the plan assets and liabilities from the Police and Fire Pension System over to the Municipal Employees' Retirement System (MERS). This means that MERS will now administer the Fire retiree pension benefits and manage the investments held for the bargaining unit.

The primary reason to move to MERS was to reduce overall costs to the City. Through an actuarial valuation, it was determined the move would reduce the Annual Required Contribution (ARC) and overall payments to the system as a result of improved investment returns, lower management fees and reduced administrative costs.

Retirees affected by the move will not have any adverse impact to benefit payments other than MERS will be issuing payments through direct deposit on a monthly basis.

As a result of the Fire Union agreeing to the move, the City Council will need to approve the Defined Benefit Plan Adoption Agreement and the Administrative Services Agreement with MERS. Since the City is already a client of MERS, and there are no benefit enhancements, no other Council resolution will be required.

Council Action:

Moved by Council Member_____, seconded by Council Member _____to approve the recommendation from the City Manager.

COUNCIL COMMUNICATION CC- 4

From: Timothy Morales, City Manager

Subject: MERS – Defined Contribution Plan Adoption Agreement for Fire

Prepared by: Dennis Jordan, Director of Human Resources

Manager's Recommendation:

I recommend approval of the Municipal Employees' Retirement System (MERS) Defined Contribution Plan Adoption Agreement for Fire personnel. This agreement has been approved by me as to substance and the City Attorney as to form. It is also recommended that the City Council authorize the City Manager or his designee to sign all documents related to these agreements.

Justification:

The City successfully negotiated an agreement with the International Association of Fire Fighters Local 102. The agreement set forth conditions that would transfer the Fire portion of the Police and Fire Pension System to MERS effective January 1, 2016. To facilitate that move, one of the provisions requested by the Fire Union would allow Defined Contribution (DC) Fire employees who do not elect to enroll in the Hybrid plan, the opportunity to move their Defined Contribution plan to the Municipal Employees' Retirement System from ICMA. This would be a onetime, irrevocable election and will have no financial impact on the City.

Providing the MERS Defined Contribution Plan helped secure the approval of the Fire membership to agree to transfer the pension system to MERS. The primary reason to move the Police and Fire Pension System to MERS was to reduce overall costs to the City. Through an actuarial valuation, it was determined the move would reduce the Annual Required Contribution (ARC) and overall payments to the system as a result of improved investment returns, lower management fees and reduced administrative costs.

The City Council will need to approve a MERS Defined Contribution Plan Adoption Agreement with MERS. Since the City is already a client of MERS, no other Council resolution will be required.

Council Action:

Moved by Council Member_____, seconded by Council Member _____to approve the recommendation from the City Manager.

COUNCIL COMMUNICATION CC- 5

From: Timothy Morales, City Manager

Subject: MERS – Hybrid Plan Adoption Agreement for Fire

Prepared by: Dennis Jordan, Director of Human Resources

Manager's Recommendation:

I recommend approval of the Municipal Employees' Retirement System (MERS) Hybrid Plan Adoption Agreement for Fire personnel. This agreement has been approved by me as to substance and the City Attorney as to form. It is also recommended that the City Council authorize the City Manager or his designee to sign all documents related to these agreements.

Justification:

The City successfully negotiated an agreement with the International Association of Fire Fighters Local 102. The agreement set forth conditions that would transfer the Fire portion of the Police and Fire Pension System to MERS effective January 1, 2016. To facilitate that move, one of the provisions would allow Defined Contribution (DC) Fire employees the opportunity to move into a Hybrid Pension Plan administered through the Municipal Employees' Retirement System (MERS). The Hybrid Pension plan has two parts; a Defined Contribution (DC) part and a Defined Benefit (DB) part.

Currently these employees' only have a Defined Contribution plan where the City contributes 13% of an employee's pay into that plan and the employee contributes 8% to the plan. The terms of the agreement are that the City will not contribute more than the 13% in the future. If the cost of the Defined Benefit portion increases beyond the 13%, the employee will be responsible for any additional costs, therefore mitigating additional liabilities on the City.

Providing the Hybrid Plan for the Defined Contribution employees helped secure the approval of the Fire membership to agree to transfer the pension system to MERS. The primary reason to move the Police and Fire Pension System to MERS was to reduce overall costs to the City. Through an actuarial valuation, it was determined the move would reduce the Annual Required Contribution (ARC) and overall payments to the system as a result of improved investment returns, lower management fees and reduced administrative costs.

The City Council will need to approve a MERS Hybrid Plan Adoption Agreement with MERS. Since the City is already a client of MERS, no other Council resolution will be required.

Council Action:

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

COUNCIL COMMUNICATION CC- 6

From: Timothy Morales, City Manager

Subject: Approval of IBM Master Lease Agreement

Prepared by: Chris Seager, Technical Services

Manager's Recommendation:

I recommend approval of the IBM Master Lease Agreement with IBM Credit LLC and the City of Saginaw to lease PC's, laptops, servers and service maintenance. I have approved the Lease agreement as to substance and the City Attorney has approved as to form.

Justification:

In July of 1998, The City of Saginaw and IBM Credit Corporation entered into an agreement for leasing PC's, laptops, servers and service maintenance as needed by the City. On August 20, 2015, IBM Credit requested changes to the current Master Lease agreement due to business changes within IBM and IBM Credit LLC. The IBM Master Lease Agreement is used in conjunction with an IBM Quarterly Lease Agreement when equipment models are updated and changed. This lease agreement requires varying monthly payments be made on any equipment that has been leased or returned during the term of the lease. These payments are made by the Technical Services Department and then allocated to the proper departments and accounts during the annual budget procedure. This agreement does not have an expiration date but can be used by the City of Saginaw as needed.

Council Action:

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

COUNCIL COMMUNICATION CC- 7

From: Timothy Morales, City Manager

Subject: Fifth Third Bank Procurement Card Agreement

Prepared by: Jim Nichols, Purchasing Div. Of Fiscal Services

Manager's Recommendation:

I recommend approval of the Procurement Card Agreement between the City of Saginaw (City) and Fifth Third Bank. The Agreement has been approved by the City Manager as to substance and the City Attorney as to form. It is further recommended that City Manager and/or his designee be authorized to sign the Agreement.

Justification:

On September 28, 2015 Council adopted a resolution to establish the City's Credit Card Policy. In order to facilitate the use of credit cards the City will utilize the services of Fifth Third Bank who will provide the requested cards for City use. Fifth Third Bank requires this agreement be in place as a standard part of their credit card program for service to the City and coverage in the event of any fraudulent activity. This agreement lists the guidelines for standard use of the cards, Card Administrator functions, accounting controls, potential rebates based on volume use as well as online payment options.

Council Action:

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

COUNCIL COMMUNICATION CC- 8

From: Timothy Morales, City Manager

Subject: Dossier Systems Inc., Fleet Management Software Maintenance fee

Prepared by: Jeff Klopcic, Technical Services Department

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Dossier Systems Inc., (Burlington, NJ) in the amount of $4,194.00 for the annual renewal of Dossier Fleet Management Software.

Justification:

The City's Motor Pool Operations oversees the preventative maintenance for over 300 City vehicles and equipment. Dossier Systems software provides the functionality to generate repair orders and progress tracking, maintenance and repair history, equipment life cycle analysis and budget management benchmarking.

This is a yearly software maintenance and support fee that provides City staff the ability to call and email technical support question, receive new software enhancements and security upgrades. The fee also allows access to a resource center with frequently asked questions, presentations and photos from user group meetings. Dossier will also provide a single point contact manager for added assistance for software management.

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 budgeted and available in the Technical Services, IS Computer Software, Account No. 658-1720-741.000.

Council Action:

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

COUNCIL COMMUNICATION CC- 9

From: Timothy Morales, City Manager

Subject: Dowel Purchase for Concrete Road Repairs - ROW Division

Prepared By: Beth D. London, Public Services Department

Manager's Recommendation:

I recommend that the low bid from Hymmco, Inc., Saginaw, MI (out-City) be accepted and a purchase order be issued to them in the amount of $5,100 for dowel bars used for concrete road repairs.

Justification:

On October 6, 2015, the City received two (2) bids for dowel bars. The Right of Way Division uses both smooth and deformed dowel bars to make concrete road repairs throughout the City. The dowel bars are used to tie the old pavement to the new pavement.

The following is a tabulation of the bids received:

Vendor	Items	Unit Price	Cost
Hymmco, Inc. Saginaw, MI (out-City)	1000 Ea, 1 1/4" x 18" Epoxy Coated Smooth Bar	$4.00	$4,000
	1000 Ea, #5 Epoxy Coated Deformed Bar	$1.10	$1,100
		Total Bid	**$5,100**
Burt Forest Products Ann Arbor, MI	1000 Ea, 1 1/4" x 18" Epoxy Coated Smooth Bar	$4.10	$4,100
	1000 Ea, #5 Epoxy Coated Deformed Bar	$1.05	$1,050
		Total Bid	**$5,150**

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

Funds for this purchase are available in the Major Street Fund - Routine Maintenance Division's Parts and Supplies Account No. 202-4651-742-000.

Council Action:

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

COUNCIL COMMUNICATION CC- 10

From: Timothy Morales, City Manager

Subject: Funding Appl. for Local Grade Crossing Improvement Project – ROW

Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend that the City of Saginaw actively seek Local Grade Crossing Improvement Project Funds to upgrade the current 8" HPS flashers to 12" LED flashers at Huron and Eastern Railway Company (HESR) crossings on W. Genesee Avenue, and on Webber Street; and that the Mayor authorize the City Engineer to sign the application on behalf of the City of Saginaw.

Justification:

The Michigan Department of Transportation (MDOT) Local Grade Crossing Improvement Project Fund enables local road agencies to access federal and state safety funds to modify / upgrade existing warning devices at grade crossings.

In response to MDOT's program, by way of a Diagnostic Study Team Review, the two (2) HESR crossings were identified for upgrades to the existing warning devices. The crossings qualify for full funding, estimated at $50,000. As the Road Authority, signing the application allows MDOT to access these funds on the City's behalf and to contract directly with HESR.

The project will consist of the removal of the existing 8" HPS flashers and the installation of new 12" LED flashers at the HESR crossing on W. Genesee Avenue between N. Michigan Avenue and Niagara Street, and at the crossing on Webber Street between Arnette Street and Lynnwood Street. Under the general conditions MDOT is responsible for project supervision, oversight and coordination with HESR. Approval indemnifies the State of Michigan, the State Transportation Commission; MDOT; and any agency, officer, agent or employee acting on their behalf.

The project cost is estimated to be $50,000 and will be paid by MDOT Local Grade Crossing funds. Any additional cost over $50,000 is the responsibility of HESR. The City of Saginaw is not responsible for any costs for this project.

Council Action:

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

COUNCIL COMMUNICATION CC- 11

From: Timothy Morales, City Manager

Subject: Tree Bid – ROW Division

Prepared By: Beth D. London, Public Services Department

Manager's Recommendation:

I recommend that the low bid from Kluck Nursery, Inc., Saginaw, MI be accepted and a purchase order be approved and issued to them in an amount of $14,172 for seventy-nine (79) various trees to be planted throughout the right of way, within the City of Saginaw.

Justification:

On October 6, 2015, the City received four (4) bids for various types of trees. One bidder, Schlichtels' Nursery, did not bid on all of the trees but instead provided bids on alternate trees. Since all three of the other bidders provided a bid on the six (6) original trees, there was no need to select any of the alternates provided by Schichtels' Nursery.

The following is a tabulation of the bids received:

Vendor	Species	Unit Price	Cost
Kluck Nursery, Inc.	Hawthorns (9)	$148	$ 1,332
Saginaw, MI	Redbuds (14)	$160	$ 2,240
(out-city)	Serviceberry (14)	$210	$ 2,940
	Lilac (14)	$210	$ 2,940
	Ornamental Pear (14)	$165	$ 2,310
	Acer Plat Crimson King (14)	$165	$ 2,310
	Shipping		$ 100
		Total	**$14,172**
Schichtels' Nursery	Hawthorns (9)	No Bid	----------
Springville, NY	Redbuds (14)	No Bid	----------
	Serviceberry (14)	$170	$ 2,380
	Lilac (14)	$170	$ 2,380
	Ornamental Pear (14)	No Bid	----------
	Acer Plat Crimson King (14)	$135	$ 1,890
		Total	**$6,650**
Agroscaping Inc.	Hawthorns (9)	$215	$ 1,935
Swartz Creek, MI	Redbuds (14)	$235	$ 3,290
	Serviceberry (14)	$225	$ 3,150
	Lilac (14)	$255	$ 3,570
	Ornamental (14)	$215	$ 3,010
	Acer Plat Crimson King (14)	$295	$ 4,130

	Shipping			$ 850
			Total	**$19,935**
Begick Nursery	Hawthorns (9)	$325		$ 2,925
Bay City, MI	Redbuds (14)	$325		$ 4,550
	Serviceberry (14)	$312		$ 4,368
	Lilac (14)	$310		$ 4,340
	Ornamental Pear (14)	$310		$ 4,340
	Acer Plat Crimson King (14)	$292		$ 4,088
			Total	**$24,611**

These trees are being purchased to replace trees that have been removed due to the emerald ash borer infestation.

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

Funds for this purchase are budgeted in the Major Streets Fund – Routine Maintenance Division's Nursery Account No. 202-4651-738.000.

Council Action:

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

COUNCIL COMMUNICATION CC- 12

From: Timothy Morales, City Manager

Subject: 24" Water Main Insulation and Accessories – Maintenance & Service Division

Prepared by: Josh Hoffman, Public Services Department

Manager's Recommendation:

I recommend that the sole bid from Michigan Pipe and Valve, Kochville Township, MI be accepted and that a purchase order be approved and issued to them in the amount of $3,900 for 24" water main insulation and accessories for the Maintenance and Service Division.

Justification:

On August 19, 2015, the City of Saginaw Maintenance and Service (M & S) Division received a sole bid to purchase water main insulation, aluminum insulation wrap and stainless retaining clamps that will be used for insulating portions of the existing 24" diameter water main suspended on the Johnson Street Bridge. The materials are to be used under the Johnson Street Bridge on a suspended 24" water main. In the spring of 2015, the City of Saginaw's Engineering Division contracted for a project to paint the structure under the Johnson Street Bridge. The M & S Division was notified that the water main insulation needed to be removed to complete the work. Upon the removal, it was noted that sections of the water main insulation and aluminum wrap needed to be replaced. Approximately 45 feet of water main will be insulated with this material. The water main insulation and aluminum wrap is necessary to protect the water main and prevention from freezing in the winter months.

Michigan Pipe and Valve 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 budgeted in the Water Operation and Maintenance and Service Fund – Maintenance and Service Division's, Parts and Supplies Account No. 591-4721-742.000.

Council Action:

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

COUNCIL COMMUNICATION CC - 13

From: Timothy Morales, City Manager

Subject: CVP Compactor Plate – Maintenance and Service Division

Prepared by: Josh Hoffman, Public Services Department

Manager's Recommendation:

I recommended that the MI-Deal price quote from Michigan Cat of Saginaw, MI., be accepted and that a purchase order be issued to them at the State bid price amount of $11,298.54 for the purchase of a 2015 Caterpillar CVP Compactor Plate (Hoe Pac) and accessories for the Maintenance and Service Division.

Justification:

As part of its annual maintenance, the Maintenance and Service Division is required to backfill trenches and make repairs to City streets from work being done on the water and sewer system. The material that is excavated is replaced with sand and/or crushed stone materials. These materials must be compacted to a proper density to pass City of Saginaw and MDOT standards in street repair. The Caterpillar CVP Compactor Plate is designed to compact such materials to meet this standard. The Caterpillar CVP Compactor Plate, is a versatile attachment. It will work on multiple Maintenance and Service back hoe's and excavator, replacing the aging ten (10) plus year Allied compactor.

Michigan Cat 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 budgeted in the Water Operation and Maintenance Fund, Maintenance and Service Division's, Repairs and Replacements Account No. 591-4721-974.000 in the amount of $5,649.27 and budgeted in the Sewer Operation and Maintenance Fund, Maintenance and Service Division's, Repairs and Replacements Account No. 590-4821-974.000 in the amount of $5,649.27.

Council Action:

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

COUNCIL COMMUNICATION CC- 14

From: Timothy Morales, City Manager

Subject: Blanket Purchase Order for ETNA Supply – Maintenance and Service Division

Prepared by: Josh Hoffman, Public Services Department

Manager's Recommendation:

I recommend approval of a blanket purchase order to ETNA Supply, Grand Rapids MI, a sole source provider, in the amount of $20,000 for Sensus Water Meters for the Maintenance and Service Division for FY 2016. I also recommend, pending approval of the FY 2017 budget, approval of a blanket purchase order to ETNA Supply for the same amount and services for FY 2017.

Justification:

The Maintenance and Service Division requires the ability to purchase water meters on a short notice or emergency basis throughout the fiscal year. An efficient way of purchasing these items is to establish a blanket purchase order. ETNA Supply is a sole source and the only franchise supplier in the State of Michigan for the City's Sensus Water Meters. This allows the Maintenance and Service Division to purchase items from the vendor without having to establish individual purchase orders for each purchase. This vendor supplies the City with various types of water meters as needed throughout the year, such as Positive Displacement, Compound, Turbo, and Fire flow meters. Sensus Water Meters are the most compatible meter with the City's Automated Meter Reading System (AMRS) for ease and cost of installation.

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

Funds for this purchase are budgeted in the Sewer Operation and Maintenance Fund – Meter Maintenance and Service Division's, Meter Repairs and Replacements Account No. 590-4820-974.000 ($10,000) and the Water Operation and Maintenance Fund – Meter Maintenance and Service Division's, Meter Repairs and Replacement Account No. 591-4720-974.000 ($10,000) for FY 2016, and pending approval will be budgeted in the same accounts in the same amount for FY 2017.

Council Action:

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

COUNCIL COMMUNICATION CC - 15

From: Timothy Morales, City Manager

Subject: Mueller A3 Drill and Tap Machine – Maintenance and Service Division

Prepared by: Josh Hoffman, Public Services Department

Manager's Recommendation:

I recommend that the low bid from Michigan Pipe and Valve, Saginaw MI, be accepted and that a purchase order be issued to them in the amount of $3,850 for a Mueller A3 Drill and Tap Machine for the Maintenance and Service Division.

Justification:

On September 15, 2015, the City of Saginaw received bids for a Mueller A3 Drill and Tap Machine. The Maintenance and Service Division requires the use of the Mueller A3 Drill and Tap Machine to do water service taps that vary in size from ¾" to 2", on the City's water mains. These taps are required to provide new water service connections to residential, commercial and industrial accounts. The Mueller A3 Drill and Tap Machine will be replacing an existing 1960's era Mueller Drill and Tap Machine that is currently out of service because replacement parts are no longer available for its repair.

The following is a tabulation of bids received:

Vendor	Total Bid
Michigan Pipe and Valve Saginaw, MI	$3,850
ETNA Supply Grand Rapids, MI	$3,888

Michigan Pipe and Valve meets all requirements of § 14.23, "Vendors," of Purchasing, Contracting, and Selling Procedures," of Chapter 14, "Finance and Purchasing," of Title I, "General Provisions" of the Saginaw Code of Ordinance 0-1.

Funds for this purchase are budgeted in Water Operation and Maintenance Fund, Maintenance and Service Division's, Parts and Supplies Account No. 591-4721-742.000.

Council Action:

Moved by Council Member_____, seconded by Council Member _____to approve the recommendation from the City Manager.

COUNCIL COMMUNICATION CC - 16

From: Timothy Morales, City Manager

Subject: Wastewater Treatment Vehicle Replacement

Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Red Holman GMC, Westland, MI at the State bid price in the amount of $28,898.40 for the purchase of one (1) 2016 GMC Sierra 1500 Double Cab 4X4 vehicle.

Justification:

The Wastewater Treatment Division has budgeted to replace a 1998 GMC Sierra 1500 Extended cab Pickup with over 70,124 miles scheduled for replacement in 2008 it has extensive rust, wear, and fatigue to the body, power train, and frame structure, along with mechanical issues that make this vehicle expensive to maintain in an useable condition. Operating efficiency, operator safety, and loss of productivity due to down time are also contributing factors to the need to replace this piece of equipment. This truck is used for transportation in the daily maintenance of the City's Wastewater Treatment Plant equipment and properties, and also for maintenance and storm operation of the Remote Facilities stations. As a Wastewater Treatment Plant vehicle, it must be maintained in a constant state of readiness in order to respond during emergencies and to storm operations of the City's Wastewater Treatment Plant and Remote Facilities stations. This vehicle is being purchased using State bid pricing.

Red Holman GMC 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 budgeted in the Sewer Operations and Maintenance Fund – Surplus Division's Vehicles Account No. 590-4840-982.000.

Council Action:

Moved by Council Member_____, seconded by Council Member _____to approve the recommendation from the City Manager.

COUNCIL COMMUNICATION CC - 17

From: Timothy Morales, City Manager

Subject: Wastewater Treatment Replacement Van

Prepared by: Don Riley, Public Services Department

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Bill Snethkamp Chrysler, Dodge, Jeep, Ram, Highland Park, MI at the State bid price of $22,046 for the purchase of one (1) 2016 Dodge Grand Caravan.

Justification:

The Wastewater Treatment Division budgeted to replace a regular cab pickup truck and a double cab pickup truck in Fiscal Year 2015-2016 due to their age and mileage. Since the budget was submitted there have been several electrical problems with Wastewater's mini-van, which is used primarily to transport staff to seminars and training classes, frequently out of town. Wastewater Treatment has asked that their mini-van be replaced this year and the replacement of the regular cab pickup truck be delayed.

The Wastewater Treatment Division is replacing a 2003 Ford Windstar, minivan with over 130,000 miles scheduled for replacement in 2013. This vehicle has extensive wear and corrosion to the power train, electrical system, body, and frame structure, along with mechanical issues that make this vehicle expensive to maintain in a useable condition. Operating efficiency, operator safety, and loss of productivity due to down time are also contributing factors to the need to replace this piece of equipment. This vehicle is primarily used to transport staff to seminars and training classes, frequently out of town and is being purchased using State bid pricing.

Bill Snethkamp Chrysler, Dodge, Jeep, Ram 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 budgeted in the Sewer Operation and Maintenance Fund – Surplus Division's Vehicles Account No. 590-4840-982.000.

Council Action:

Moved by Council Member_____, seconded by Council Member _____to approve the recommendation from the City Manager.

COUNCIL COMMUNICATION CC- 18

From: Tim Morales, City Manager

Subject: EAM Software Maintenance Renewal Fee

Prepared by: Dan Simmer, Water and Wastewater

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Infor of Minneapolis, MN in the amount of $12,997.56 for the EAM software annual renewal maintenance fee for the Water and Wastewater Treatment Divisions.

Justification:

Personnel from the Water and Wastewater Treatment Plants utilize EAM Enterprise Edition Barcoding systems and software for asset management, maintenance processes, collaborative workflow, reporting and analysis and routine equipment maintenance. An annual renewal maintenance fee is required to receive all new upgrades for the software licenses and the right to call the help desk for all software related questions and/or problems.

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 budgeted in the Sewer Operations and Maintenance Fund, Instrumentation and Controls Division's Operating Services Account No. 590-4815-805-000 ($6,498.78) and the Water Operations and Maintenance Fund, Instrumentation and Controls Division's Operating Services Account No. 591-4715-805-000 ($6,498.78) for Fiscal Year 2016.

Council Action:

Moved by Council Member_____, seconded by Council Member _____to approve the recommendation from the City Manager.

COUNCIL COMMUNICATION CC- 19

From: Timothy Morales, City Manager

Subject: Webber Retention and Treatment Facility Roof Replacement

Prepared by: Brian Baldwin, Water and Wastewater

Manager's Recommendation:

I recommend that the sole bid from Beyer Roofing of Saginaw, MI be accepted and a purchase order be issued to them in the amount of $23,558.00 to replace the roofs on two buildings at the Webber Retention and Treatment Basin for the Wastewater Treatment Division.

Justification:

The Webber Retention and Treatment Basin was built in 1994 to contain and treat water during wet weather events. During an inspection last summer, it was noted that both roofs at the facility were in need of replacement. On September 29, 2015, we received sealed bids and Beyer Roofing was the sole bidder at $23,558.00.

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 budgeted in the Sewer Operations and Maintenance Fund - Surplus Division's Repairs and Replacements Account No. 590-4840-974-000 for Fiscal Year 2016.

Council Action:

Moved by Council Member_____, seconded by Council Member _____to approve the recommendation from the City Manager.

COUNCIL COMMUNICATION CC- 20

From: Timothy Morales, City Manager

Subject: Remote Generator Maintenance Service Plan

Prepared by: Theodore Bomba, Water and Wastewater

Manager's Recommendation:

I recommend that the low bid from Cummins Bridgeway, LLC of New Hudson, MI be accepted and that a purchase order be approved and issued to them in an amount not to exceed $6,038.00 for FY 2016 for Remote Generator Maintenance Services (RGMS) for the Water Treatment Division; and pending approval of the FY 2017 and FY 2018 budgets, approve the RGMS plan from Cummins Bridgeway, LLC for an amount not to exceed $9,308.00 in FY 2017 and not to exceed $11,392.00 in FY 2018.

Justification:

The Water Treatment Plant operates and maintains six generators at five remote pumping stations. This RGMS plan includes services for generators at the Birch Run, Freeland and Gratiot Finished Water Pumping Stations and the Kochville Raw Water Pumping Station. These pumping stations are critical to the daily operation of the water treatment system. The generators provide emergency power to the stations in the event of a power outage. The RGMS plan provides for full service routine maintenance annually and bi-annual load bank testing for reliability. Full service includes operational & functional review of generators' critical components and lubrication, oil and filtration service. Annual cost variation is due to the per unit expense of bi-annual load bank testing that is purchased in the fiscal year it is performed. On August 25, 2015, the City opened sealed bids. Following is a tabulation of the bids received:

	Total Bid
Cummins Bridgeway New Hudson, MI	$26,738.00
PM Technologies Wixom, MI	$27,110.00
Wolverine Power Systems Wixom, MI	$33,330.00
American Generator Sales and Service Waterford, MI	$42,825.00

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 project are available in the Water Operations and Maintenance Fund, Treatment and Pumping Division's Service Fees Account Number 591-4730-824.000 for FY 2016. Funds will be budgeted in the same account for subsequent fiscal years, as approved, pending approval of future year budgets.

Council Action:

Moved by Council Member_____, seconded by Council Member _____to approve the recommendation from the City Manager.

COUNCIL COMMUNICATION O-1

From: Timothy Morales, City Manager

Subject: Police and Fire Pension Ordinance Amendment

Prepared by: Dennis Jordan, Director of Human Resources

Manager's Recommendation:

I recommend that the City Council approve the amendment to the Police and Fire Pension Ordinance that will allow Municipal Employees' Retirement System (MERS), to become the administrator and investment manager for the Fire Fighters Pension Benefits. This ordinance amendment has been approved by me as to substance and the City Attorney as to form.

Justification:

On June 8, 2015, City Council approved an ordinance amendment for the Police and Fire Pension System that provided that the Police Officers, both Command Officers and Patrol Officers, have their retirement assets, administration, and investment management transferred to Municipal Employees' Retirement System (MERS) effective June 1, 2015.

The proposed Police and Fire Pension Ordinance Amendment provides that the Fire Fighters (active and retired) also transfer their portion of retirement assets, administration and investment management to MERS.

As previously discussed with the City Council at the time of the Police transfer, the reason for this change is the positive impact to the City's Annual Required Contributions (ARC) into the system. This is primarily due to anticipated improved returns on investments and lower overall management fees. There are also additional indirect savings through the reduction of administrative costs as well as other ancillary costs associated with the system such as legal counsel, medical reviews, actuarial services and investment manager consultants.

Retirees affected by the move will not incur any adverse impact to benefit payments other than MERS will be issuing payments through direct deposit on a monthly basis.

Council Action:

This Council Communication is for information purposes of the Ordinance amendment which is to be introduced.

ORDINANCE INTRODUCTION O-1

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

O-____

AN ORDINANCE TO AMEND CHAPTER 16, TITLED "POLICE OFFICERS AND FIREFIGHTERS RETIREMENT SYSTEM," §16.03(B), §16.03(C), TITLED "RETIREMENT SYSTEM CONTINUED," §16.04(A)(1), §16.04(A)(2), TITLED "BOARD OF TRUSTEES," §16.22(C), TITLED "WORKERS' COMPENSATION OFFSET," §16.27(A), §16.27(B), TITLED "MANAGEMENT OF FUNDS," §16.28(A), §16.28(B) TITLED "INCOME FUNDS," §16.29, TITLED "METHOD OF MAKING PAYMENTS," §16.30(A), TITLED "ASSIGNMENTS PROHIBITED," AND §16.31, TITLED "ERRORS," OF TITLE I, "ADMINISTRATIVE CODE," OF THE SAGINAW CODE OF ORDINANCES, O-1.

Laid over under Charter Provision.

ORDINANCE INTRODUCTION O - 1

Moved by Council Member _____, seconded by Council Member _____ that an ordinance introduced on October 19, 2015, be taken up and enacted, entitled and reading as follows:

O-_____

AN ORDINANCE TO AMEND CHAPTER 16, TITLED "POLICE OFFICERS AND FIREFIGHTERS RETIREMENT SYSTEM," §16.03(B), §16.03(C), TITLED "RETIREMENT SYSTEM CONTINUED," §16.04(A)(1), §16.04(A)(2), TITLED "BOARD OF TRUSTEES," §16.22(C), TITLED "WORKERS' COMPENSATION OFFSET," §16.27(A), §16.27(B), TITLED "MANAGEMENT OF FUNDS," §16.28(A), §16.28(B) TITLED "INCOME FUNDS," §16.29, TITLED "METHOD OF MAKING PAYMENTS," §16.30(A), TITLED "ASSIGNMENTS PROHIBITED," AND §16.31, TITLED "ERRORS," OF TITLE I, "ADMINISTRATIVE CODE," OF THE SAGINAW CODE OF ORDINANCES, O-1.

THE CITY OF SAGINAW HEREBY ORDAINS:

§ 16.03 RETIREMENT SYSTEM CONTINUED.

(B) As of January 1, 2016, or as soon thereafter as the transfer to the Municipal Employee Retirement System ("MERS") of all assets takes place, t~~T~~he Board of Trustees established by the aforesaid Chapter XVI, as amended, and now existing pursuant thereto ~~is hereby~~ shall cease to exist.~~designated and continued~~ The previous authority ~~as the Board of Trustees authorized and empowered~~ to administer the retirement system established by this chapter for all active police and firefighter employees and police and firefighter retirees, both past and future, ~~the firefighters only~~ and all other active employees previously covered by this ordinance ~~and all retired police plans~~ will be administrated and managed by ~~the Michigan Employee Retirement System (~~"MERS~~")~~, effective January~~June~~ 1, 2016~~2015~~. Any reference in this ordinance to the duties of the Board of Trustees shall be performed by MERS.

(C) The balance of the assets currently held by the Trustees ~~Fifty seven point nine three percent (57.93%) of assets at the time of transfer if before July 1, 2015, for active and retired police officers~~ belonging to the City of Saginaw Police Officer and Firefighter Retirement System established by the aforesaid Chapter XVI, as amended, shall be transferred to MERS on or before January 1, 2016, but remain ~~and become~~ the assets of the ~~active~~ City of Saginaw Police Officer and Firefighter Retirement System ~~(Patrol and Command Unions)~~ and shall be administered by MERS as established under this chapter. ~~Remaining assets shall be allocated for the firefighters and managed by the Board of Trustees.~~ When transferred, MERS shall credit said assets to the various funds and accounts provided for in this chapter, according to the purpose for which such assets were held and credited in the retirement system created under the aforesaid Chapter XVI, as amended.

Section 16.04 BOARD OF TRUSTEES.

(A) *Generally.*

(1) The MERS ~~Board of Trustees of the retirement system~~ shall have the responsibility for the general administration and management of the system ~~for the firefighters,~~ and for making effective and construing the provisions of this chapter. It shall have the power to negotiate and execute legal documents provided that any such legal document be approved by the City~~Board of Trustees. The City Manager or his designee and firefighter member shall sign any such legal document~~.

(2) The Board shall cease to exist as of January 1, 2016, or as soon thereafter as all of the assets are transferred to MERS, as provided herein. ~~consist of five (5) trustees, as follows:~~

~~(a) The Mayor, by virtue of his or her office, or, in the absence of the Mayor, the Mayor Pro Tem, by virtue of his or her office;~~

~~(b) The City Manager, by virtue of his or her office, or, in the absence of the City Manager, the Finance Director, respectively, by virtue of his or her office;~~

~~(c) a duly registered tax-paying elector of the City who holds no other City position, to be selected by the City Manager;~~

~~(d) a firefighter member to be elected by the firefighter members.~~

~~(e) a duly registered tax-paying elector of the City who holds no other City position, to be selected by a majority vote of the other trustees.~~

Section 16.22 WORKERS' COMPENSATION OFFSET.

(C) Effective January 1, 2016, this section shall no longer be in effect for firefighters both currently receiving benefits and those who retire in the future, however, the coordination of pension and workers' compensation benefits will be subject to the provision of the Workers Disability Compensation Act of 1969 (MCL 418.161).

Section 16.27 MANAGEMENT OF FUNDS.

(A) MERS ~~and the Board of Trustees~~ shall be the trustee~~s~~ of the~~ir~~ respective assets of the retirement system and shall have full power to invest and reinvest such assets subject to the terms, conditions, limitations, and restrictions imposed by law of the state upon domestic life insurance companies in the making and disposing of their investments, and by law pertaining to the investments of public employee retirement system assets. MERS ~~and the Board of Trustees~~ shall have full power to hold, sell, assign, transfer, and dispose of any securities and investments in which any of the respective monies under the~~ir~~ management of the system have been invested as well as the proceeds of such investments and any monies belonging to the system.

(B) ~~The~~ MERS~~Board of Trustees~~ shall keep on deposit available cash, not to exceed five percent (5%) of the total assets of the retirement system. All assets of the system shall be held for the sole purpose of meeting disbursements authorized by this chapter and shall be used for no other purpose whatsoever.

Section 16.28 INCOME FUND.

(A) The income fund is hereby created. It shall be the fund to which shall be credited all interests, dividends, and other income from investments of the retirement system, all transfers from the member's deposit fund by reason of lack of claimant, and all other money received by the system, the disposition of which is not specifically provided for in this chapter. ~~The~~ MERS~~Board of Trustees~~ may accept gifts and bequests and the same shall be credited to the income fund. There shall be paid from the income fund all amounts required to credit regular interest to the member's deposit fund and pension reserve fund. Whenever ~~the~~ MERS~~Board~~ determines the balance in the income fund is more than sufficient to cover the current charges to the fund ~~the~~ MERS~~Board~~ may, by resolution, provide for contingency reserves, or for the transfer of such excess or portions thereof to cover the needs of the other funds of the system, except the expense fund.

(B) At the end of each fiscal year, ~~the~~ MERS~~Board of Trustees~~ shall allow and credit regular interest (1) on each member's individual balance in the member's deposit fund at the beginning of such fiscal year, and (2) on the mean balance for the year in the pension reserve fund. The interest so allowed and credited shall be charged to the income fund. If the balance in the income fund is insufficient to cover such interest charges, the insufficiency shall be transferred from the pension reserve fund to the income fund.

Section 16.29 METHOD OF MAKING PAYMENTS.

All payments by the retirement system shall be made according to Charter and ordinance provisions relating to the disbursements of monies from City funds. No disbursement shall be made from funds of the system unless approved by a specific or continuing motion adopted by ~~the~~ MERS~~Board of Trustees~~.

Section 16.30 ASSIGNMENTS PROHIBITED.

(A) The right of a person to a pension, to the return of accumulated contributions, or to any benefit, the pension itself, any optional benefit, and any other right accrued or accruing to any member, retiree, or beneficiary under the provisions of this chapter, and the monies belonging to the retirement system, shall be unassignable and shall not be subject to execution, garnishment, the operation of insolvency or bankruptcy law, or any other process of law whatsoever; provided, that if a member is covered by a group insurance or prepayment plan participated in by the City, and should the member be permitted to, and elect to, continue such coverage as a retiree, the member may

authorize ~~the~~ MERS~~Board of Trustees~~ to have deducted from his or her pension the payments required of him or her to continue such group insurance or prepayment plan; provided further, that the City shall have the right of set off for any claim arising from embezzlement by or fraud of a member, retiree, or beneficiary.

Section 16.31 ERRORS.

Should any change or error in the records result in any person receiving from the retirement system any more or less than the member would have been entitled to receive had the records been correct, ~~the~~ MERS~~Board of Trustees~~ shall correct such error in such manner that the actuarial equivalent of the benefit to which such person was correctly entitled shall be paid.

This ordinance shall become effective November 12, 2015.
Enacted: November 2, 2015.

Yeas:
Nays:
Absent:
Abstain:

ORDINANCE DECLARED ADOPTED

_____
Dennis D. Browning
Mayor

_____
Janet Santos, CMMC/CMC/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 November 2, 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

ORDINANCE O- 1

Moved by Council Member _____, seconded by Council Member _____ that an ordinance introduced October 5, 2015, entitled and reading as follows, be taken up and enacted:

O-_____

AN ORDINANCE TO AMEND PARAGRAPH (B), "DISHONORED CHECKS," OF § 13.10, "PAYMENT OF MONIES," OF CHAPTER 13, "ADMINISTRATIVE POLICY AND PROCEDURE," OF TITLE I, "ADMINISTRATIVE CODE," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. Paragraph (B), "Dishonored Checks," of § 13.10, "Payment of Monies," of Chapter 13, "Administrative Policy and Procedure," of Title I, "Administrative Code," of the City of Saginaw Code of Ordinances, O-1, is hereby amended to read as follows:

§ 13.10 PAYMENT OF MONIES.

(B) *Dishonored payments*. Acceptance of any payment by check or other means, including electronic transfer, is upon the condition that if the payment is for any reason dishonored after being duly presented for payment, there shall be an added service charge of up to thirty-five dollars ($35.00) for any and all dishonored payments made payable to the City and other remedies as allowed by law.

This ordinance shall become effective October 29, 2015.
Enacted: October 19, 2015.

Yeas:
Nays:
Absent:
Abstain:

_____ _____
Dennis D. Browning Janet Santos, CMMC/CMC/MMC
Mayor 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 October 19, 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

RESOLUTION AUTHORIZING ISSUANCE OF GENERAL OBLIGATION LIMITED TAX CAPITAL IMPROVEMENT BONDS, SERIES 2015

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

WHEREAS: the City Council of the City of Saginaw (the "City") has determined to acquire vehicles for use by the City's Department of Public Services and make capital improvements to the City's street light system and the City's energy management system (collectively, the "Project"); and

WHEREAS: the City is authorized to issue bonds under Section 517 of Act 34, Public Acts of Michigan, 2001 ("Act 34") and use the proceeds of the sale of such bonds to pay all or part of the cost of capital improvement items such as the Project; and

WHEREAS: the City has determined that it is in the best interest of the City to issue bonds under Section 517 of Act 34 for the purpose of paying the cost of the Project.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, as follows:

1. AUTHORIZATION OF BONDS - PURPOSE. Bonds of the City (the "Bonds") aggregating the principal sum of not to exceed Five Million Two Hundred Fifteen Thousand Dollars ($5,215,000) shall be issued and sold for the purpose of defraying the cost of the Project. The City Manager is authorized to determine the principal amount of the Bonds at the time of sale.

2. BOND DETAILS. The Bonds shall be designated "General Obligation Limited Tax Capital Improvement Bonds, Series 2015"; shall be dated the date of delivery thereof; shall be numbered from 1 upwards; shall be fully registered; shall be in the denomination of $5,000 each or any integral multiple thereof not exceeding the aggregate principal amount for each maturity at the option of the purchaser thereof; shall bear interest at a rate or rates not exceeding 6% per annum to be determined by the City Manager upon the sale thereof, payable on each April 1 and October 1 as determined by the City Manager at the time of sale; and shall be issued as serial bonds or term bonds, or both, which shall mature or be subject to mandatory redemption on October 1 in such years and principal amounts as determined by the City Manager at the time of sale.

3. PAYMENT OF PRINCIPAL AND INTEREST. The principal of and interest on the Bonds shall be payable in lawful money of the United States. Principal shall be payable upon presentation and surrender of the Bonds to the bond registrar and paying agent as they severally mature. Interest shall be paid to the registered owner of each Bond as shown on the registration books at the close of business on the 15th day of the

calendar month preceding the month in which the interest payment is due. Interest shall be paid when due by check or draft drawn upon and mailed by the bond registrar and paying agent to the registered owner at the registered address.

4. BOOK-ENTRY SYSTEM. Initially, one fully-registered Bond for each maturity, in the aggregate amount of such maturity, shall be issued in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC") for the benefit of other parties (the "Participants") in the book-entry-only transfer system of DTC. In the event the City determines that it is in the best interest of the City not to continue the book-entry system of transfer or that the interests of the holders of the Bonds might be adversely affected if the book-entry system of transfer is continued, the City may notify DTC and the bond registrar and paying agent, whereupon DTC will notify the Participants of the availability through DTC of bond certificates. In such event, the bond registrar and paying agent shall deliver, transfer and exchange bond certificates as requested by DTC and any Participant or "beneficial owner" in appropriate amounts in accordance with this Bond Resolution. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the City and the bond registrar and paying agent and discharging its responsibilities with respect thereto under applicable law or the City may determine that DTC is incapable of discharging its duties and may so advise DTC. In either such event, the City shall use reasonable efforts to locate another securities depository. Under such circumstances (if there is no successor securities depository), the City and the bond registrar and paying agent shall be obligated to deliver bond certificates in accordance with the procedures established by this Bond Resolution. In the event bond certificates are issued, the provisions of this Bond Resolution shall apply to, among other things, the transfer and exchange of such certificates and the method of payment of principal of and interest on such certificates. Whenever DTC requests the City and the bond registrar and paying agent to do so, the City and the bond registrar and paying agent shall cooperate with DTC in taking appropriate action after reasonable notice to make available one or more separate certificates evidencing the Bonds to any Participant having Bonds certificated to its DTC account or to arrange for another securities depository to maintain custody of certificates evidencing the Bonds.

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

5. MANDATORY PRIOR REDEMPTION. Any Bonds that are designated by the City Manager at the time of sale as term bonds shall be subject to mandatory redemption prior to maturity on each October 1 at the par value thereof plus accrued

interest to the date of redemption in such amounts as shall be determined by the City Manager at the time of sale and upon the terms and conditions set forth in the form of Bond contained in Section 10 hereof. The Bonds to be so redeemed shall be selected by lot.

6. OPTIONAL PRIOR REDEMPTION. The Bonds shall not be subject to optional redemption prior to maturity.

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

8. EXECUTION, AUTHENTICATION AND DELIVERY OF BONDS. The Bonds shall be executed in the name of the City by the manual or facsimile signatures of the Mayor and the City Clerk and authenticated by the manual signature of an authorized representative of the bond registrar and paying agent, and the seal of the City (or a facsimile thereof) shall be impressed or imprinted on the Bonds. After the Bonds have been executed and authenticated for delivery to the original purchaser thereof, they shall be delivered by the City Treasurer to the purchaser upon receipt of the purchase price. Additional Bonds bearing the facsimile signatures of the Mayor and the City Clerk and upon which the seal of the City (or a facsimile thereof) is impressed or imprinted may be delivered to the bond registrar and paying agent for authentication and delivery in connection with the exchange or transfer of Bonds. The bond registrar and paying agent shall indicate on each Bond the date of its authentication.

9. EXCHANGE AND TRANSFER OF BONDS. Any Bond, upon surrender thereof to the bond registrar and paying agent with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney, at the option of the registered owner thereof, may be exchanged for Bonds of any other authorized denominations of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Bond.

Each Bond shall be transferable only upon the books of the City, which shall be kept for that purpose by the bond registrar and paying agent, upon surrender of such Bond together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney.

Upon the exchange or transfer of any Bond, the bond registrar and paying agent on behalf of the City shall cancel the surrendered Bond and shall authenticate and deliver to the transferee a new Bond or Bonds of any authorized denomination of the

same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Bond. If, at the time the bond registrar and paying agent authenticates and delivers a new Bond pursuant to this section, payment of interest on the Bonds is in default, the bond registrar and paying agent shall endorse upon the new Bond the following: "Payment of interest on this bond is in default. The last date to which interest has been paid is _____."

The City and the bond registrar and paying agent may deem and treat the person in whose name any Bond shall be registered upon the books of the City as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes, and all payments made to any such registered owner, or upon his order, in accordance with the provisions of Section 3 of this Bond Resolution shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the City nor the bond registrar and paying agent shall be affected by any notice to the contrary. The City agrees to indemnify and save the bond registrar and paying agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence hereunder, in so treating such registered owner.

For every exchange or transfer of Bonds, the City or the bond registrar and paying agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

The bond registrar and paying agent shall not be required to transfer or exchange Bonds or portions of Bonds which have been selected for redemption.

10. FORM OF BONDS. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
CITY OF SAGINAW
GENERAL OBLIGATION LIMITED TAX CAPITAL IMPROVEMENT BOND
SERIES 2015

INTEREST RATE	MATURITY DATE	DATE OF ORIGINAL ISSUE	CUSIP

Registered Owner:

Principal Amount:

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

This bond is one of a series of bonds aggregating the principal sum of _____ Dollars ($_____) issued by the City under and pursuant to and in full conformity with the Constitution and Statutes of Michigan (especially Act No. 34, Public Acts of 2001, as amended), the Charter of the City and a bond authorizing resolution adopted by the City Council of the City and an order executed by the City Manager of the City (said resolution and order are herein collectively referred to as the "Resolution") for the purpose of defraying the cost of acquiring vehicles for use by the City's Department of Public Services and making capital improvements to the City's street light system and the City's energy management system. The full faith and credit of the City have been pledged to the

prompt payment of the principal of and interest on this bond. The principal of and interest on the bonds of this series are payable as a first budget obligation of the City from its general funds. The ability of the City to raise such funds is subject to applicable constitutional, statutory and charter limitations on the taxing power of the City.

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

The bonds of this series are not subject to optional redemption prior to maturity.

MANDATORY PRIOR REDEMPTION

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

Redemption Date	Principal Amount of Bonds to be Redeemed

(REPEAT IF MORE THAN ONE TERM BOND)

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

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

The bond registrar and paying agent shall not be required to transfer or exchange bonds or portions of bonds which have been selected for redemption.

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

IN WITNESS WHEREOF, the City of Saginaw, Michigan, by its City Council, has caused this bond to be executed in its name by the manual or facsimile signatures of the Mayor and the City Clerk and its corporate seal (or a facsimile thereof) to be impressed or imprinted hereon. This bond shall not be valid unless the Certificate of Authentication has been manually executed by an authorized representative of the bond registrar and paying agent.

CITY OF SAGINAW

(SEAL)

By:_____ By:_____
City Clerk Mayor

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within mentioned Resolution.

The Huntington National Bank
Bond Registrar and Paying Agent

By: _____
Authorized Representative

AUTHENTICATION DATE:

ASSIGNMENT

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

_____

_____

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

_____

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

Dated:_____

_____

Signature Guaranteed

_____

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

END OF BOND FORM

11. SECURITY. The Bonds shall be limited tax general obligations of the City. The full faith and credit of the City are pledged for the prompt payment of the principal of and interest on the Bonds as the same shall become due. Each year the City shall include in its budget as a first budget obligation an amount sufficient to pay such principal and interest as the same shall become due. The ability of the City to raise funds to pay such amounts is subject to applicable constitutional, statutory and charter limitations on the taxing power of the City.

12. DEFEASANCE. In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay, at maturity or irrevocable call for earlier optional redemption, the principal of, premium, if any, and interest on the Bonds, or any portion thereof, shall have been deposited in trust, this Bond Resolution shall be defeased with respect to such Bonds, and the owners of the Bonds shall have no further rights under this Bond Resolution except to receive payment of the principal of, premium, if any, and interest on such Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

13. PRINCIPAL AND INTEREST FUND. There shall be established for the Bonds a Principal and Interest Fund which shall be kept in a separate bank account. From the proceeds of the sale of the Bonds there shall be set aside in the Principal and Interest Fund any premium and accrued interest received from the purchaser of the Bonds at the time of delivery of the same. All payments made by the City pursuant to Section 11 of this Bond Resolution are pledged for payment of the principal of and interest on the Bonds and as made shall be placed in the Principal and Interest Fund.

14. CONSTRUCTION FUND. The remainder of the proceeds of the sale of the Bonds shall be set aside in a construction fund for the Project and used to acquire and construct the Project.

15. ESTIMATES OF PERIOD OF USEFULNESS AND COST. The estimates of $5,215,000 as the cost of the Project and of 10 years and upwards as the period of usefulness thereof, as submitted to this City Council, are approved and adopted.

16. APPROVAL OF MICHIGAN DEPARTMENT OF TREASURY. The issuance and sale of the Bonds shall be subject to permission being granted therefor by the Department of Treasury of the State of Michigan pursuant to Act 34, and the City Manager is authorized and directed, if necessary, to make application to the Department of Treasury for permission to issue and sell the Bonds as provided by the terms of this Bond Resolution.

17. SALE, ISSUANCE, DELIVERY, TRANSFER AND EXCHANGE OF BONDS. The Bonds shall be sold pursuant to a negotiated sale to a purchaser (the

"Purchaser") in connection with a private placement of the Bonds or to an underwriter (the "Underwriter") in connection with a public offering of the Bonds, such Purchaser or Underwriter to be selected by the City Manager following consultation with the City's registered municipal advisor, as hereinafter provided, and it is hereby determined that such negotiated sale is in the best interests of the City and is calculated to provide the maximum flexibility in pricing the Bonds. The City Manager is authorized to enter into a Bond Purchase Agreement with the Purchaser or Underwriter, as the case may be, which Bond Purchase Agreement shall set forth the principal amount, principal maturities and dates, interest rates and interest payment dates, redemption provisions, if any, purchase price to be paid by the Purchaser or the Underwriter and compensation to be paid to any placement agent for the Purchaser in connection with a private placement of the Bonds or to the Underwriter, as well as such other terms and provisions as the City Manager determines to be necessary or appropriate in connection with the sale of the Bonds. The approval of the Bond Purchase Agreement, as well as the foregoing provisions with respect to the Bonds, shall be set forth in an order authorizing the sale of the Bonds to be executed by the City Manager. The Mayor, the City Clerk, the City Manager and the City Treasurer are each authorized to execute and deliver such certificates or documents as bond counsel shall require and to do all other things necessary to effectuate the sale, issuance, delivery, transfer and exchange of the Bonds in accordance with the provisions of this Bond Resolution. In making the determination in the order authorizing the sale of the Bonds and in the Bond Purchase Agreement with respect to principal maturities and dates, interest rates, purchase price of the Bonds and compensation to be paid to any placement agent or the Underwriter, the City Manager shall be limited as follows:

(a) The interest rate on any Bond shall not exceed 6.0% per annum.

(b) The purchase price of the Bonds shall not be less than 98.5% nor more than 102% of the principal amount thereof.

(c) The final maturity date of the Bonds shall not be later than October 1, 2026.

(d) The Underwriter's discount with respect to the Bonds or the compensation to be paid to any placement agent or the Underwriter shall not exceed 1.50% of the principal amount of the Bonds.

If the City Manager determines at the time of the sale of the Bonds that a negotiated sale as provided herein is not in the best interests of the City, the City Manager is authorized to sell the Bonds at a competitive sale at not less than 98.5% nor more than 102% of their par value and accrued interest in accordance with the laws of this state. If a competitive sale is chosen, the City Manager is authorized to prescribe the form of notice of sale for the Bonds to be published prior to the sale thereof in accordance with Act 34 and, following the receipt of bids for the Bonds as provided for in this Bond Resolution, the Bonds shall be awarded to the successful bidder therefor pursuant to an order to be executed by the City Manager.

18. REPLACEMENT OF BONDS. Upon receipt by the City Clerk of proof of ownership of an unmatured Bond, of satisfactory evidence that the Bond has been lost, apparently destroyed or wrongfully taken and of security or indemnity which complies

with applicable law and is satisfactory to the City Clerk, the City Clerk may authorize the bond registrar and paying agent to deliver a new executed Bond to replace the Bond lost, apparently destroyed or wrongfully taken in compliance with applicable law. In the event an outstanding matured Bond is lost, apparently destroyed or wrongfully taken, the City Clerk may authorize the bond registrar and paying agent to pay the Bond without presentation upon the receipt of the same documentation required for the delivery of a replacement Bond. The bond registrar and paying agent, for each new Bond delivered or paid without presentation as provided above, shall require the payment of expenses, including counsel fees, which may be incurred by the bond registrar and paying agent and the City in the premises. Any Bond delivered pursuant to the provisions of this Section 18 in lieu of any Bond lost, apparently destroyed or wrongfully taken shall be of the same form and tenor and be secured in the same manner as the Bond in substitution for which such Bond was delivered.

19. QUALIFIED TAX-EXEMPT OBLIGATIONS. The Bonds are hereby designated as "Qualified Tax-Exempt Obligations" as described in Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended (the "Code").

20. TAX COVENANT. The City covenants to comply with all requirements of the Internal Revenue Code of 1986, as amended, necessary to assure that the interest on the Bonds will be and will remain excludable from gross income for federal income tax purposes. The Mayor, the City Clerk, the City Manager, the City Treasurer and other appropriate City officials are authorized to do all things necessary to assure that the interest on the Bonds will be and will remain excludable from gross income for federal income tax purposes.

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

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

22. BOND INSURANCE. The City Manager is authorized and directed to take any actions that may be necessary or appropriate to purchase a policy or policies of municipal bond insurance with respect to the Bonds to the extent that the City Manager

determines in the order authorizing the sale of the Bonds that the purchase of such municipal bond insurance is in the best interests of the City. If the City Manager makes such a determination, the purchase of a policy or policies and the payment of premiums therefor and the execution by the City Manager of any necessary commitments or other documents with respect thereto are hereby authorized.

23. CONFLICTING RESOLUTIONS. All resolutions and parts of resolutions insofar as they may be in conflict herewith are hereby rescinded.

Ayes:
Nays:
Absent:
Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on October 19, 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, CMC/MMC
City Clerk