Council Agenda

June 11, 2012 6:30 p.m.
Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE

ROLL CALL

CORRECTION AND APPROVAL OF MINUTES OF PRECEDING SESSIONS:

May 21, 2012 Regular Council Meeting Minutes

ANNOUNCEMENTS:

PUBLIC HEARINGS:

1. Public Hearing concerning the adoption of a Brownfield Plan for "the Michigan Works Redevelopment Project."

2. Urban Cooperation Agreement between the City of Saginaw and Gilford Township.

PERSONAL APPEARANCES:

(A list will be provided on Monday after 1:00 p.m.)

REMARKS OF COUNCIL:

PETITIONS:

12-10 Rifkin Scrap Iron and Metal, Co. Request for PA 198 Real & Personal Property Tax Abatement.

12-13 High Tech Steel Treating, Inc. Request for Personal Property Tax Abatement.

12-16 MCVI Foundation Petition for Banner for "Run for Your Heart Races".

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

Recommended Actions:

1. Planning Commission recommending Amendment of the City Map by Vacating the Alley Bounded by Julius Street, Thatcher Street, Wisner Street and Hess Avenue, be approved.

2. Planning Commission recommending Amendment of the official City Map by approving the Final Plat for Phase II of the South Saginaw Homes project

bounded by Conrad Road, City of Saginaw corporate limits, and the Bloomfield Subdivision, be approved.

Appointments:

3. Council to reappoint Carol Selby to the Public Libraries of Saginaw Board with a term to expire June 30, 2016.

4. Mayor to appoint with Council's approval, Sarah C. Bandy to the Saginaw Economic Development Corporation with a term to expire June 11, 2015.

REPORTS FROM MANAGER:

Management Update:

1. Fireworks Ordinance to comply with Michigan Fireworks Safety Act.

2. Parking Ordinance Update.

3. 2-1-1 Northeast Michigan Application to the Michigan Public Service Commission for 2-1-1 Dialing Code to Connect to Health and Human Service infrastructures in Saginaw.

Recommended Actions:

1. Water Service Agreement with the City of Frankenmuth for a period of twenty-five (25) to thirty (30) years, be approved.

2. Fiscal Year 2011/2012 3rd Quarter Budget Adjustment, be approved.

3. Purchase of Printing and Mailing of Voter Identification Cards for the City Clerk's Office from Printing Systems, Inc., for $12,126.50, be approved.

4. Yeo and Yeo, P.C., Audit Agreement for Audit Services for the Fiscal Services Department in the amounts of $46,500 for FY 2012, $47,850 for FY 2013, $49,200 for FY 2014, $50,550 for FY 2015, and $51,900 for FY 2016, be approved.

5. Budget Adjustment to FY 2011/2012 budget to increase the Drug Forfeiture Fund's Use of Fund Equity in the amount of $44,291; and the purchase of training and ammunition from Vance Outdoors, Columbus, OH, for Community Public Safety – Police in the amount of $44,290.40, be approved.

6. BS&A Software, Bath, MI, for the Annual Software/Maintenance Support for a period of one-year for Technical Services, in the amount of $3,620, be approved.

7. Consumers Energy, agreement to cross City Easement located at the Gratiot Farms, LLC on Gratiot Road at Whitetail Creek Road for Public Services, be approved.

8. An emergency purchase of replacement and repair parts for a Maintenance and Service Backhoe from Michigan Cat, in the amount of $3,301.33, be approved.

9. KEPS Technologies, Inc., Metro Act Right-of-Way Permit Application, to allow installation of fiber option cable for high speed communications between local healthcare providers, be approved.

10. Purchase of sheet piling for the Public Services Department from American Marine Shore Control, Lake, MI, in the amount of $4,614.50, be approved.

11. Laboratory analysis for FY 2013 for various routine tests for regulatory requirements for the Water Treatment Plant through the Michigan Department of Environmental Quality in the amount of $4,000, be approved.

12. Vibration Analysis for the Water Treatment Plant from Peerless Midwest, Inc., Ionia, in the amounts of $2,400 for each FY 2013, FY 2014, and FY 2015, for a total of $7,200, be approved.

13. Purchase of Coal Tar Epoxy for the Wastewater Treatment Plant from Glidden Professional Paints in the amounts of $2,550 for FY 2013, $2,650 for FY 2014, be approved.

14. Purchase of hand railings to meet MIOSHA Standards for the Wastewater Treatment Plant from Lowe’s in the amount of $3,146, be approved.

15. Consumers Energy Business Solutions rebate incentive applications for facility improvements which result in a permanent reduction of energy and natural gas usage for the Water and Wastewater Department, be approved.

16. Purchase and delivery of Liquid PolyDMDAAC Polymer for the Water and Wastewater Department from Polydyne, Inc., Riceboro, GA, in the amount of $12,000, be approved.

17. Purchase and delivery of Hydrofluosilicic Acid for the Water and Wastewater Department from PVS Nolwood, Detroit, in the amount of $119,210, be approved.

18. Purchase and delivery of Liquid Ferric Chloride for the Water and Wastewater Department from PVS Technologies, Detroit, in the amount of $105,750, be approved.

19. Gilford Township Urban Cooperation Agreement, be approved.

INTRODUCTION OF ORDINANCES:

1. An Ordinance to amend § 92.09, "Pyrotechnics," § 92.20 "Adopted; Fire Code Amendments," and § 99.14 "Approval of Events," of the City of Saginaw Code of Ordinances, O-1.

2. An Ordinance to amend Paragraph (B), "Dishonored Checks," of § 13.10, "Payment of Monies," and repeal § 13.11 "Dishonored Checks," of Chapter 13, "Administrative Policy and Procedure," of Title I, "Administrative Code," of the City of Saginaw Code of Ordinances, O-1.

3. An Ordinance to amend Paragraph (D) "Delinquent Accounts," of § 50.09, "Fees," of Chapter 50, "Solid Waste," of Title V, "Public Works," of the City of Saginaw Code of Ordinances, O-1, be re-titled "Billing Procedure and Delinquent Accounts".

4. An Ordinance to amend § 52.31, "Deposit," of Chapter 52, "Water," of Title V, "Public Works," of the City of Saginaw Code of Ordinances, O-1.

5. An Ordinance to amend the Official City Map to Vacate an Alley between Thatcher Street and Julius Street.

CONSIDERATION AND PASSING OF ORDINANCES:

RESOLUTIONS:

1. Recommend approval of the Resolution to approve the transfer of the Class C Liquor License for the business located at 2921 Hess, from Paddock Lounge, Inc. to Ric-Ric, LLC.

2. Recommend approval of the Resolution for Refunding of Saginaw-Midland Municipal Water Supply Corporation Bonds.

3. Recommend approval of the Resolution for South Saginaw Homes Phase II, Final Plat.

4. Recommend approval of the Brownfield Plan for "the Michigan Works Redevelopment Project."

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

1. Motion to schedule a Public Hearing for the Industrial Facilities Exemption Certificate request from Hi-Tech Steel Treating, Inc., located at 2720 Roberts Street, on June 25, 2012 at 6:30 p.m. in the Council Chamber of the City Hall at 1315 S. Washington.

2. Motion to schedule a Public Hearing for the Industrial Facilities Exemption Certificate request from Rifkin Scrap Iron and Metal, Co., located at 1206 1st Street, on June 25, 2012 at 6:30 p.m. in the Council Chamber of the City Hall at 1315 S. Washington.

3. Motion to schedule a Public Hearing for the proposed establishment of a Planned Rehabilitation District request from General Motors-Scrap Metal Casting Operation, located at 1629 North Washington Avenue, on June 25, 2012 at 6:30 p.m. in the Council Chamber of the City Hall at 1315 S. Washington.

4. Closed Session to discuss specific pending litigation concerning a discrimination case and a personal injury case, per MCL 15.268 Section 8.

5. Return to Regular Session.

Darnell Earley
City Manager

NOTICE OF PUBLIC HEARING
CITY OF SAGINAW
ON THE ADOPTION OF A BROWNFIELD PLAN
FOR "the Michigan Works Redevelopment Project"

PLEASE TAKE NOTICE THAT a Public Hearing shall be held before the Saginaw City Council on the 11th day of June, 2012, at 6:30 p.m. in the Saginaw City Hall, located at 1315 S. Washington Avenue, Michigan, on the adoption of a Brownfield Plan, within which the Authority shall exercise its powers, all pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended. The description of the proposed Eligible Property:

1. Land situated in the City of Saginaw whose parcel identification nos. and addresses are:

Tax Identification Number	Address
03 0205 00000	304 East Genesee
03 0204 00000	300 East Genesee
03 0201 00000	310 East Genesee
03 0206 00000	314 East Genesee
03 0207 00000	316 East Genesee
03 0208 00000	320 East Genesee
03 0209 00000	322 East Genesee
03 0210 00000	113 South Baum
03 0211 00000	115 South Baum
03 0212 00000	119 South Baum
03 0213 00000	123 South Baum
03 0218 00000	133 South Baum
03 0219 00000	135 South Baum
03 0202 00000	110 South Franklin
03 0203 00000	108 South Franklin
03 0200 00000	116 South Franklin
03 0199 00000	118 South Franklin
03 0198 00000	124 South Franklin
03 0197 00000	132 South Franklin

A description of the property along with any maps and a description of the Brownfield Plan are available for public inspection at the City of Saginaw Clerks Office.

Please note that all aspects of the Brownfield Plan are open for discussion at the public hearing.

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Saginaw City Council has scheduled a public hearing on the proposed Urban Cooperation Agreement between the City of Saginaw and Gilford Township for revenue sharing in relation to an agreement for the provision of treated water to Gilford Township.

The public hearing will be held **Monday, June 11, 2012, at 6:30 p.m.** in the Council Chamber of the City Hall. The proposed agreements are on file in the City Clerk's Office.

All interested persons are invited to attend this public hearing.

Janet Santos, 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, 1315 S. WASHINGTON AVE., 759-1480.

Posted: June 8, 2012

By:______________

RECEIVED
CITY CLERK
CITY OF SAGINAW

APR 24 2012

Rifkin
scrap iron and metal, co.

Petition # 12-10

April 20, 2012

Ms Diane Herman, Clerk
Saginaw City Hall
Washington Ave
Saginaw, MI 48601

Re: Request for PA198 Real & Personal Property Tax Abatement

Dear Ms.Herman:

Rifkin Scrap Iron & Metal Co., Inc.is requesting a 50%, 12 year personal property tax abatement for expenditures made in the amount of $388,980.00 for site improvements and $3,060,735.00 for new equipment purchases.

Thank you in advance for your consideration and please contact me, David Rifkin for further information. Also, please date stamp receipt of this letter and return copy to me at 1445 N. Niagara Street, Saginaw, MI 48602.

Sincerely,

David S. Rifkin

David Rifkin, President

989/752-7646 • 1445 N. Niagara Street • Saginaw, MI 48602-4782
Fax 989/752-8755 www.rifkin-co.com

Michigan Department of Treasury
1012 (Rev. 1-07)

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of P.A. 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk	Date received by Local Unit
STC Use Only	
Application Number	Date Received by STC

APPLICANT INFORMATION

All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility): RIFKIN SCRAP IRON & METAL CO., INC.

1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code): 531190

1c. Address of Facility (real property or personal property location): 1206 1ST STREET SAGINAW, MI

1d. City/Township/Village (indicate which): SAGINAW CITY

1e. County: SAGINAW

2. Type of Approval Requested

- [X] New (Sec. 2(4))
- [ ] Transfer (1 copy only)
- [ ] Speculative Building (Sec. 3(8))
- [ ] Rehabilitation (Sec. 3(1))
- [ ] Research and Development (Sec. 2(9))

3a. School District where facility is located: SAGINAW

3b. School Code:

4. Amount of years requested for exemption (1-12 Years): 12 YEARS

5. Thoroughly describe the project for which exemption is sought: Real Property (Type of Improvements to Land, Building, Size of Addition); Personal Property (Explain New, Used, Transferred from Out-of-State, etc.) and Proposed Use of Facility. (Please attach additional page(s) if more room is needed).

Please see attached description of Project.

6a. Cost of land and building improvements (excluding cost of land) .... $388,980.00 (Real Property Costs)
* Attach list of improvements and associated costs.
* Also attach a copy of building permit if project has already begun.

6b. Cost of machinery, equipment, furniture and fixtures .... $3,060,735.00 (Personal Property Costs)
* Attach itemized listing with month, day and year of beginning of installation plus total costs

6c. Total Project Costs .... $3,453,652.00 (Total of Real & Personal Costs)
* Round Costs to Nearest Dollar

7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.

	Begin Date (M/D/Y)	End Date (M/D/Y)	Owned	Leased
Real Property Improvements	10/8/12	12/11/12	[ ]	[X]
Personal Property Improvements	5/11/12	12/11/12	[X]	[ ]

8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. [X] Yes [ ] No

9. No. of existing jobs at this facility that will be retained as a result of this project. 48

10. No. of new jobs at this facility expected to create within 2 years of completion. 5

11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of valuation for the entire plant rehabilitation district and obsolescence statement for property. The SEV data below must be as of December 31 of the year prior to the rehabilitation.

a. SEV of Real Property (excluding land) .... ______

b. SEV of Personal Property (excluding inventory) .... ______

c. Total SEV .... ______

12a. Check the type of District the facility is located in:

- [X] Industrial Development District
- [ ] Plant Rehabilitation District

12b. Date district was established by local government unit (contact local unit)

12c. Is this application for a speculative building (Sec. 3(8))? [ ] Yes [X] No

APPLICANT CERTIFICATION - complete all boxes.

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name Jan Hoffman, CPA	13b. Telephone Number (989) 752-1120	13c. Fax Number (989) 752-1610	13d. E-mail Address jhoffman@rifkin-co.com
14a. Name of Contact Person Jan Hoffman	14b. Telephone Number	14c. Fax Number	14d. E-mail Address
▸ 15a. Name of Company Officer (No Authorized Agents) David Rifkin			
15b. Signature of Company Officer (No Authorized Agents) David S. Rifkin		15c. Fax Number (989) 752-1610	15d. Date 4/19/12
▸ 15e. Mailing Address (Street, City, State, ZIP Code) 1445 N. Niagara St.		15f. Telephone Number (989) 752-7646	15g. E-mail Address dsrifkin@rifkin-co.com

LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

▸ 16. Action taken by local government unit

☐ Abatement Approved for _______ Years (1-12)

After Completion ☐ Yes ☐ No

☐ Denied (Include Resolution Denying)

16a. Documents Required to be on file with the Local Unit

Check or Indicate N/A if Not Applicable

☐ 1. Notice to the public prior to hearing establishing a district.
☐ 2. Notice to taxing authorities of opportunity for a hearing.
☐ 3. List of taxing authorities notified for district and application action.
☐ 4. Lease Agreement showing applicants tax liability.

16b. The State Tax Commission Requires the following documents be filed for an administratively complete application:

Check or Indicate N/A if Not Applicable

☐ 1. Original Application plus attachments, and one complete copy
☐ 2. Resolution establishing district
☐ 3. Resolution approving/denying application.
☐ 4. Letter of Agreement (Signed by local unit and applicant)
☐ 5. Affidavit of Fees (Signed by local unit and applicant)
☐ 6. Building Permit for real improvements if project has already begun
☐ 7. Equipment List with dates of beginning of installation
☐ 8. Form 3222 (if applicable)
☐ 9. Speculative building resolution and affidavits (if applicable)

16c. LUCI Code	16d. School Code
17. Name of Local Government Body	▸ 18. Date of Resolution Approving/Denying this Application

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
19d. Clerk's Mailing Address (Street, City, State, ZIP Code)		
19e. Telephone Number	19f. Fax Number	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original and one copy of the completed application and all required attachments to:

State Tax Commission
Michigan Department of Treasury
P.O. Box 30471
Lansing, MI 48909-7971

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
▸ LUCI Code	▸ Begin Date Real	▸ Begin Date Personal	▸ End Date Real	▸ End Date Personal

RIFKIN SCRAP IRON AND METAL COMPANY
PROJECT 1

Site development of approximately 8 acres to facilitate the construction and operation of an auto-shredder / non-ferrous processing plant. Development will consist of fencing and berming of the site, construction of storm water retention ponds, grading and engineering of lay-down, parking and roadways, engineering and construction of foundation slab, engineering and installation of electrical, water and sewer utilities. Construction of the non-ferrous plant and ancillary support structures.

Eligible Property Address: 1206 1st Street, Saginaw, Saginaw County

Attachment 1

Property Number: 1206 1ST STREET, SAGINAW, MI

Tax Description

Land situated in the City of Saginaw, County of Saginaw, and State of Michigan, to-wit:

Entire Blocks 140 & 141, Hoyts Northern Addition, also vacated Second Avenue, Southwesterly 29 feet of vacated Third Avenue, also that part of Outlots 157, 158, 159, 160, 161, 162, 163, 164 & 165 lying Easterly of C.&O.R.R. right of way, also that part of vacated Water Street lying adjacent to above described parcel. Containing 8.15 acres more or less.

5X

INDUSTRIAL FACILITIES EXEMPTION APPLICATION
AFFIDAVIT OF FEES

In accordance with State Tax Commission Bulletin No. 3 dated January 1998, the Local Unit and Applicant for Industrial Facilities Exemption Certificate do hereby swear and affirm that no payment of any kind, whether they be referred to as "fees", "payments in lieu of taxes", "donations", or by other like terms, such payments are contrary to the legislative intent of Act 198 that exemption certificates have the effect of abating all ad valorem property taxes levied by taxing units with the unit of local government which approves the certificate.

We do swear and affirm by our signatures below that "no payment of any kind in excess of the fee allowed, as amended by Public Act 323 of 1996, has been made or promised in exchange for favorable consideration of an exemption certificate application."

Municipality

Signed: ____________________

Print Name: ____________________

Title: ____________________

Dated: ____________________

Applicant:

Signed: David S. Rifkin

Print Name: DAVID RIFKIN

Title: PRESIDENT

Dated: 4/19/12

Attachment 2

Equipment Listing

Description	Beginning date of installation	Cost
2 - Utility Heaters	12/23/11	969.60
2 -Cabinet Exhaust Fans - Ferromet	12/16/11	3,858.40
Shredder Pad Concrete	11/11	265,348.69
South Entrance Concrete Pad	11/11	16,300.18
Non Ferrous Separation System (Rifkin #)	11/11	2,155,000.00
Installation of Separation System-asset 1287	11/11	231,273.62
Electrical Work New Property	11/11	271,068.73
12x60 Office Trailer	12/02/11	21,684.58
Commercial Chain Link Fence and Gates	10/21/11	54,662.00
Security System	12/30/11	40,568.89
		$ 3,060,735

Real Property Improvements Listing

Land Improvements/Excavation	11/01/11	392,917.17

12-13

Hi-Tech Steel Treating, Inc.

RECEIVED
CITY CLERK
CITY OF SAGINAW

MAY 10 2012

May 9, 2012

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

Dear Ms. Santos:

Hi-Tech Steel Treating, Inc. is requesting a 50%, 12 year Personal Property Tax Abatement in the amount of $280,617.00 for new and used equipment purchases to be located at 2720 Roberts St., Saginaw, MI 48601. The 2 fork trucks, cutoff saw, deep freezer and Vacuum furnace have been installed within the last six (6) months. The Surface furnace being purchased from our Tennessee plant has already been moved into our Saginaw plant and should be up and running within the next 2 months.

Please date stamp receipt of this letter and copy back to my attention at 2720 Roberts St., Saginaw, MI 48601.

Thank you in advance for your consideration and please contact me at 753-1455 if you are in need of any further information.

Sincerely,

Chris Muscott
Controller

Encl.

HI-TECH STEEL TREATING, INC.
2720 Roberts Street • Saginaw, MI 48601-3133 • 989-753-1455 • 800-835-8294 • Fax 989-753-2368
www.hitechsteel.com
ISO 9001:2000

Michigan Department of Treasury
1012 (Rev. 5-07)

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of Public Act 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk	Date received by Local Unit
STC Use Only	
Application Number	Date Received by STC

APPLICANT INFORMATION

All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility): HI-TECH STEEL TREATING, INC.

1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code): 3398

1c. Facility Address (City, State, ZIP Code) (real and/or personal property location): 2720 ROBERTS ST., SAGINAW, MI 48601

1d. City/Township/Village (indicate which): CITY

1e. County: SAGINAW

2. Type of Approval Requested
- [X] New (Sec. 2(4))
- [ ] Transfer (1 copy only)
- [ ] Speculative Building (Sec. 3(8))
- [ ] Rehabilitation (Sec. 3(1))
- [ ] Research and Development (Sec. 2(9))

3a. School District where facility is located: CITY OF SAGINAW

3b. School Code: 73010

4. Amount of years requested for exemption (1-12 Years): 12

5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed.

This exemption is sought for 2 new forktrucks totaling $47,068.92, a new cutoff saw for $27,018.14 and new deep freezer for $21,246.87. We have also purchased 2 used furnaces for $185,282.91 that will be transferred here from out of state. This equipment is being used to become more efficient, attract new business and replace old equipment.

6a. Cost of land and building improvements (excluding cost of land) .... $0.00 (Real Property Costs)
- * Attach list of improvements and associated costs.
- * Also attach a copy of building permit if project has already begun.

6b. Cost of machinery, equipment, furniture and fixtures .... $280,617.00 (Personal Property Costs)
- * Attach itemized listing with month, day and year of beginning of installation, plus total

6c. Total Project Costs .... $280,617.00 (Total of Real & Personal Costs)
- * Round Costs to Nearest Dollar

7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.

	Begin Date (M/D/Y)	End Date (M/D/Y)	Owned	Leased
Real Property Improvements			[ ]	[ ]
Personal Property Improvements	11/10/11	5/10/12	[X]	[ ]

8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. [ ] Yes [X] No

9. No. of existing jobs at this facility that will be retained as a result of this project: 2

10. No. of new jobs at this facility expected to create within 2 years of completion: 2

11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation.

a. TV of Real Property (excluding land) .... ______

b. TV of Personal Property (excluding inventory) .... ______

c. Total TV .... ______

12a. Check the type of District the facility is located in:
- [X] Industrial Development District
- [ ] Plant Rehabilitation District

12b. Date district was established by local government unit (contact local unit): 10/25/93

12c. Is this application for a speculative building (Sec. 3(8))? [ ] Yes [X] No

APPLICANT CERTIFICATION - complete all boxes.

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name	13b. Telephone Number	13c. Fax Number	13d. E-mail Address
CHRIS MUSCOTT	(989) 753-1455	(989) 753-2368	CHRIS@HITECHSTEEL.COM
14a. Name of Contact Person	**14b. Telephone Number**	**14c. Fax Number**	**14d. E-mail Address**
CHRIS MUSCOTT	(989) 753-1455	(989) 753-2368	CHRIS@HITECHSTEEL.COM
15a. Name of Company Officer (No Authorized Agents)			
NICHOLAS HORENZIAK			
15b. Signature of Company Officer (No Authorized Agents)		**15c. Fax Number**	**15d. Date**
Nicholas Horenziak		(989) 753-2368	5-9-12
15e. Mailing Address (Street, City, State, ZIP Code)		**15f. Telephone Number**	**15g. E-mail Address**
2720 ROBERTS ST., SAGINAW, MI 48601		(989) 753-1455	N/A

LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

16. Action taken by local government unit

☐ Abatement Approved for _______ Yrs Real (1-12), _____ Yrs Pers (1-12)

After Completion ☐ Yes ☐ No

☐ Denied (Include Resolution Denying)

16a. Documents Required to be on file with the Local Unit

Check or Indicate N/A if Not Applicable

☐ 1. Notice to the public prior to hearing establishing a district.
☐ 2. Notice to taxing authorities of opportunity for a hearing.
☐ 3. List of taxing authorities notified for district and application action.
☐ 4. Lease Agreement showing applicants tax liability.

16b. The State Tax Commission Requires the following documents be filed for an administratively complete application:

Check or Indicate N/A if Not Applicable

☐ 1. Original Application plus attachments, and one complete copy
☐ 2. Resolution establishing district
☐ 3. Resolution approving/denying application.
☐ 4. Letter of Agreement (Signed by local unit and applicant)
☐ 5. Affidavit of Fees (Signed by local unit and applicant)
☐ 6. Building Permit for real improvements if project has already begun
☐ 7. Equipment List with dates of beginning of installation
☐ 8. Form 3222 (if applicable)
☐ 9. Speculative building resolution and affidavits (if applicable)

16c. LUCI Code	16d. School Code
17. Name of Local Government Body	**18. Date of Resolution Approving/Denying this Application**

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
19d. Clerk's Mailing Address (Street, City, State, ZIP Code)		
19e. Telephone Number	**19f. Fax Number**	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original and one copy of the completed application and all required attachments to:

State Tax Commission
Michigan Department of Treasury
P.O. Box 30471
Lansing, MI 48909-7971

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY

LUCI Code	Begin Date Real	Begin Date Personal	End Date Real	End Date Personal

Hi-Tech Steel Treating, Inc.

EQUIPMENT LISTING

1. Description: 1 - Used Surface Combustion furnace; temper furnace and washer - This is being purchased from our sister company Hi-Tech Metal Processing, Inc. located in Greeneville, TN. (Includes $14,720 in rigging costs).
   Model: Super AllCase
   Acquired: 3/23/12
   Cost: $29,013.00

2. Description: 1 - Used VFS Vacuum furnace; (Includes $21,270 in rigging costs).
   Model: HIQ 5748-2
   Acquired: 12/15/11
   Cost: $156,270.00

3. Description: 1 - New Deep Freezer; This was built by our maintenance department over the time frame of 12/5/11 to 3/23/12 and was put in service on 3/26/12. (Includes $8,000 in capitalized labor costs).
   Cost: $21,247.00

4. Description: 1 - New Nissan Fork Truck
   Model: MCP1F1A18LV
   Acquired: 11/29/11
   Cost: $20,637.00

5. Description: 1 - New Leco Cutoff Saw with Vise Kit & Stand
   Model: MSX-250A1 AUTO
   Acquired: 11/21/11
   Cost: $27,018.00

6. Description: 1 - New Yale Fork Truck
   Model: GLP035VX
   Acquired: 11/10/11
   Cost: $26,432.00

TOTAL COST: $\boxed{\$280,617.00}$

HI-TECH STEEL TREATING, INC.
2720 Roberts Street • Saginaw, MI 48601-3133 • 989-753-1455 • 800-835-8294 • Fax 989-753-2368
www.hitechsteel.com
ISO 9001:2000

MIDWEST MACHINERY MOVERS LLC

PO Box 1688
Saginaw, MI 48605
P: 989.755.1994
F: 989.684.6986
E-Mail: office@midwestmahcinerymovers.com
www.midwestmachinerymovers.com

INVOICE

Date	Invoice #
3/30/2012	122597

Bill To

Hi-Tech Steel Treating, Inc.
2720 Roberts
Saginaw, MI 48601

Shipped Via	P.O. Number	Terms	Due Date	Job Completed
	APR 13 2012	Net 30	4/29/2012	3/23/2012

Item	Quantity	Description	Rate	Amount
Job Cost	1	In Greenville, TN, loaded out I.Q. furnace with support equipment. Work done on March 21, 22 and 23.	14,720.00	14,720.00

Thank you for your business. It's been a pleasure!

Total $14,720.00

MIDWEST
MACHINERY MOVERS
LLC

PO Box 1688
Saginaw, MI 48605
P: 989.755.1994
F: 989.684.6986
E-Mail: office@midwestmahcinerymovers.com
www.midwestmachinerymovers.com

INVOICE

Date	Invoice #
12/15/2011	112491

Bill To

Hi-Tech Steel Treating, Inc.
2720 Roberts
Saginaw, MI 48601

DEC 1 9 2011

Shipped Via	P.O. Number	Terms	Due Date	Job Completed
MKM Transport	Verbal - Nick	Net 30	1/14/2012	12/15/2011

Item	Quantity	Description	Rate	Amount
Job Cost	1	Went to Prescott, AZ, disassembled vacuum furnace, loaded, shipped to Saginaw, MI, unloaded, placed and assisted in re-assembly of furnace.	21,270.00	21,270.00

Thank you for your business. It's been a pleasure!

Total $21,270.00

HI-TECH STEEL TREATING, INC. 63827

VENDOR NO: MIDMAC NAME: MIDWEST MACHINERY MOVERS,LLC CHECK DATE: 12/30/2011

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
112491	12/15/2011	21,270.00	0.00	21,270.00
	TOTAL >	21,270.00	0.00	21,270.00

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

63827

DATE	12/30/11
AMOUNT	***21,270.00

PAY Twenty-One Thousand Two Hundred Seventy and 00/100 ******

TO THE ORDER OF
MIDWEST MACHINERY MOVERS, LLC
P.O. BOX 1688
SAGINAW, MI 48605

*** COPY ***

Southern Thermal Systems, Inc.

P.O. Box 7170
Granbury, TX 76049-0138

Invoice

Date	Invoice #
10/19/2011	35096

Bill To	Ship To
Hi-Tech Steel Treating, Inc. 2720 Roberts St. Saginaw, MI 48601	Treating, Inc. 2720 Roberts St. Saginaw, MI 48601

OCT 20 2011

P.O. Number	Terms	Rep	Ship	F.O.B.	Project
Verbal Jim Stone	See Below	MB			

Quantity	Item Code	Description	Price Each	Amount
1	VFS Vacuum Fur...	HIQ 5748-2 - Serial #2389 Includes all furnace components - Vessel, hot zone, work grid in the hot zone, power supplies, pumping system and control cabinet. TERMS - $100,000 due with order, $35,000 due at loading.	135,000.00	135,000.00

Total $135,000.00

HI-TECH STEEL TREATING, INC. 63313

VENDOR NO: SO.THE NAME: SOOUTHERN THERMAL SYSTEMS, INC. CHECK DATE: 10/21/2011

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
35098 - DOWNPMT	10/19/2011	100,000.00	0.00	100,000.00
	TOTAL >	100,000.00	0.00	100,000.00

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

63313

DATE 10/21/2011

AMOUNT ***100,000.00

PAY One Hundred Thousand and 00/100 ******

TO THE ORDER OF SOUTHERN THERMAL SYSTEMS, INC.
P.O. BOX 7170
GRANBURY, TX 76049-0138

*** COPY ***

HI-TECH STEEL TREATING, INC. 63647

VENDOR NO: SO.THE NAME: SOOUTHERN THERMAL SYSTEMS, INC. CHECK DATE: 12/9/2011

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
35096 - FINAL	10/19/2011	35,000.00	0.00	35,000.00
	TOTAL >	35,000.00	0.00	35,000.00

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

63647

DATE 12/9/2011

AMOUNT ***35,000.00

PAY Thirty-Five Thousand and 00/100 ******

TO THE ORDER OF
SOUTHERN THERMAL SYSTEMS, INC.
P.O. BOX 7170
GRANBURY, TX 76049-0138

*** COPY ***

McMASTER-CARR®

JAN 2 3 2012

Invoice

330-995-5500
330-995-9600 (fax)
cle.sales@mcmaster.com

Purchase Order	N9185
Total	$1,796.68
Invoice	15809394
Invoice Date	1/19/12
Payment Terms	2% 10, Net 30

Deduct $35.68 on merchandise if paid by 1/29/12.

Billed to
HI-TECH STEEL TREATING INC
2720 ROBERTS ST
SAGINAW, MI 48601-3133

Shipped to
Hi-Tech Steel Treating Inc
2720 Roberts St
Saginaw MI 48601-3133

Mail Payment to
McMaster-Carr
PO Box 7690
Chicago IL 60680-7690

Your Account 130907700

Nick placed this order.

Line		Description	Ordered	Shipped	Balance	Unit Price	Total
1	4202K14	Ball-Indicating Low-Flow Domed Sight, Vertical Mount, Brass Body, 3/8" NPT Female	2 Each	2	0	79.53 Each	159.06
2	4464K215	Type 304 Stainless Steel Threaded Pipe Fitting, 3/4 Pipe Size, Coupling, 1000 PSI	2 Each	2	0	10.37 Each	20.74
3	4464K216	Type 304 Stainless Steel Threaded Pipe Fitting, 1 Pipe Size, Coupling, 1000 PSI	2 Each	2	0	17.07 Each	34.14
4	50585K39	Clean & Bagged Cryogenic Brass Solenoid Valve, 1/2 NPT Female, 120 VAC	2 Each	2	0	299.14 Each	598.28
5	49165K59	Heavy Duty Bronze Pressure Regulator, for Cryogenic Gas, 1/2 NPT Female, 20 - 100 PSI	1 Each	1	0	596.86 Each	596.86
6	8089K12	Cryogenic ASME-Code Brass Pop-Safety Valve, 1/2 NPT Male X 3/4 NPT Female, Set at 100 PSI	2 Each	2	0	187.41 Each	374.82

Merchandise	1,783.90
Shipping	12.78
Total	$1,796.68

Packing List	Shipped	Weight	Carrier	Tracking
8167511-01	1/19/12	14 lb	UPS Ground	1Z4979300341610546
8167511-02	1/19/12	10 lb	FedEx Ground	005778681856548

D. Frezz

HI-TECH STEEL TREATING, INC. 64820

VENDOR NO: MCMAST NAME: MCMASTER-CARR CHECK DATE: 2/6/2012

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
15809394	1/19/2012	1,796.68	0.00	1,796.68
TOTAL >		1,796.68	0.00	1,796.68

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

64820

DATE	2/6/2012
AMOUNT	***1,796.68

PAY One Thousand Seven Hundred Ninety-Six and 68/100******

TO THE ORDER OF
MCMASTER-CARR
P.O. BOX 7690
CHICAGO, IL 60680-7690

*** COPY ***

SUNSOURCE

JAN 1 7 2012

Invoice - Direct Order

INVOICE DATE	INVOICE NUMBER
01/12/12	3588935-00
CUSTOMER NUMBER	
3302312	
PLEASE REMIT PAYMENT TO:	
SunSource 23851 Network Place Chicago, IL 60673-1238	

2301 Windsor Ct. Addison, IL 60101
TEL:(630)317-2829/
FAX:

BILL TO
1109 1 MB 0.390 E0271X I0470 D424282743 P967861 0001:0001

HI-TECH STEEL TREATING
ATTN: ACCOUNTS PAYABLE
2720 ROBERTS ST
SAGINAW MI 48601-3133

SHIP TO

HI-TECH STEEL TREATING
2720 ROBERTS
po# 9080
SAGINAW, MI 48601

**** GO GREEN! Contact creditservices@sunsrce.com for details on emailed/faxed invoices and ACH ****
INSTRUCTIONS:

P.O. DATE	P.O. NO.	SHIP POINT	VIA	SHIPPED	TERMS
12/13/11	N9080	** Drop Ship **	UPS Ground	01/10/12	net 30

LINE NO.	PRODUCT AND DESCRIPTION	QUANTITY ORDERED	QUANTITY B.O.	QTY. SHIPPED	QTY. U/M	NET PRICE	PRICE U/M	EXTENDED AMOUNT
1	R5C-3.25X60-N-1-4-N-V-V- 1-1 HYDROLINE CYLINDER	2	0	2	EACH	1308.86	EACH	2617.72
1	Lines Total	Qty Shipped Total		2		Total		2617.72
						Frt & Hndlg		8.00
						Invoice Total		2625.72

Freezer Door Cylinders

A COMPLETE STATEMENT OF THE TERMS AND CONDITIONS OF SALE, INCLUDING LIMITATIONS OF WARRANTIES IS AVAILABLE AT:
http://www.sun-source.com/terms-and-conditions.pdf

HI-TECH STEEL TREATING, INC.

VENDOR NO: SUNSOU NAME: SUNSOURCE CHECK DATE: 2/6/2012 64834

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
3088935-00	1/12/2012	2,625.72	0.00	2,625.72
	TOTAL >	2,625.72	0.00	2,625.72

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

64834

DATE	2/6/2012
AMOUNT	***2,625.72

PAY Two Thousand Six Hundred Twenty-Five and 72/100******

TO THE ORDER OF
SUNSOURCE
23851 NETWORK PLACE
CHICAGO, IL 60673-1238

*** COPY ***

ALRO STEEL CORPORATION

3125 N. WATER STREET
BAY CITY, MI ~~48708~~
PH. 989 893-9553

DEC 1 4 2011

INVOICE

PAGE 1

DUNS: 597-7301

RD: 538-1447

BILL TO:

Hi-Tech Steel Treat Inc
2720 Roberts Street
Saginaw, MI 48601

SHIP TO:

Hi-Tech Steel Treat Inc
2720 Roberts Street
Saginaw, MI 48601

ORDERED BY: NICK

PLEASE REFER TO INVOICE NUMBER ON ALL INQUIRIES

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	CUSTOMER RELEASE NUMBER	INVOICE DATE	INVOICE NUMBER
07297510	N9081		12/12/11	BLL5822PV

DATE SHIPPED	PACKING SLIP NO.	SHIPPED VIA	F.O.B.	SALESPERSON
12/12/11	PV4090624	BY	DESTINATION	STEVE FITCH 01562

QUANTITY ORDERED	DESCRIPTION LENGTH / SIZE	UNITS SHIPPED	UNIT PRICE	CODE	AMOUNT
1 SHT	7 GA 304-2B SS SHT 60 X 120 60 X 120 IN 394.00 LB RT06524189 HEAT# A6N1 PAPER INTERLEAVE	1 SHT 394 LB	1.8400 LB	B	724.96
1 SHT	7 GA 304L-2B SS SHT 72 X 144 72 X 144 IN 567.00 LB RT06405273 HEAT# 117015 PAPER INTERLEAVE	1 SHT 567 LB	2.2200 LB	B	1,258.74
1 LNG	1-1/4 X 1-1/4 X 3/16 304 ANGLE 22 FT 32.00 LB RT06480062 HEAT# 9DV8 20-24' R/L	1 LNG 32 LB	2.9300 LB	B	93.76

FREIGHT AMOUNT INCLUDES TEMPORARY FUEL SURCHARGE

GROSS AMOUNT	SALES TAX	FREIGHT	DISCOUNT	INVOICE TOTAL
2,077.46		10.60	9.74 IF PAID BY: 12/25/11	2,088.06

GROUP SETTLEMENT TERMS 10TH AND 25

CODE	DISCOUNT PERCENTAGE	PRODUCTS
A	0.0%	PROCESSING SERVICES, TAXES, ETC.
B	0.5%	STEEL ALUMINUM, PLASTICS, OTHER METALS
C	1.0%	INDUSTRIAL SUPPLIES

NET 30 DAYS

"WE HEREBY CERTIFY THAT THESE GOODS WERE PRODUCED IN COMPLIANCE WITH ALL APPLICABLE REQUIREMENTS OF SECTIONS 6, 7, AND 12 OF THE FAIR LABOR STANDARDS ACT, AS AMENDED, AND OF REGULATIONS AND ORDERS OF THE UNITED STATES DEPARTMENT OF LABOR ISSUED UNDER SECTION 14 THEREOF." ANY ITEM PROVING DEFECTIVE WILL BE REPLACED BUT NO CLAIMS FOR LABOR OR DAMAGES WILL BE ALLOWED.

ALRO'S WEBSITE HAS A FRESH NEW LOOK
CHECK IT OUT!
WWW.ALRO.COM

ORDER NUMBER 48576360

SEE BACK FOR ADDITIONAL TERMS AND CONDITIONS

ALRO STEEL CORPORATION

3125 N. WATER STREET
BAY CITY, MI 48708
PH. 989 893-9553

DEC 1 9 2011

-- 1816 ###

INVOICE

PAGE 1

DUNS: 597-7301

RD: 538-1447

BILL TO:

Hi-Tech Steel Treat Inc
2720 Roberts Street
Saginaw, MI 48601

SHIP TO:

Hi-Tech Steel Treat Inc
2720 Roberts Street
Saginaw, MI 48601

ORDERED BY: NICK

PLEASE REFER TO INVOICE NUMBER ON ALL INQUIRIES

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	CUSTOMER RELEASE NUMBER	INVOICE DATE	INVOICE NUMBER
07297510	N9092		12/15/11	BLO5910F2

DATE SHIPPED	PACKING SLIP NO.	SHIPPED VIA	F.O.B.	SALESPERSON
12/15/11	F23033645	BY	DESTINATION	STEVE FITCH 01562

QUANTITY ORDERED	DESCRIPTION	LENGTH / SIZE	UNITS SHIPPED	UNIT PRICE	CODE	AMOUNT
1 PC	1 A-36 PLATE 60 X 120 IN TT06039749 HEAT# A1K875	60 X 120	1 PC	1349.9100 PC	B	1,349.91

FREIGHT AMOUNT INCLUDES TEMPORARY FUEL SURCHARGE

GROSS AMOUNT	SALES TAX	FREIGHT	DISCOUNT	INVOICE TOTAL
1,349.91		5.30	6.56 IF PAID BY: 12/25/11	1,355.21

GROUP SETTLEMENT TERMS 10TH AND 25

CODE	DISCOUNT PERCENTAGE	PRODUCTS
A	0.0%	PROCESSING SERVICES, TAXES, ETC.
B	0.5%	STEEL ALUMINUM, PLASTICS, OTHER METALS
C	1.0%	INDUSTRIAL SUPPLIES

NET 30 DAYS

"WE HEREBY CERTIFY THAT THESE GOODS WERE PRODUCED IN COMPLIANCE WITH ALL APPLICABLE REQUIREMENTS OF SECTIONS 6, 7, AND 12 OF THE FAIR LABOR STANDARDS ACT, AS AMENDED, AND OF REGULATIONS AND ORDERS OF THE UNITED STATES DEPARTMENT OF LABOR ISSUED UNDER SECTION 14 THEREOF." ANY ITEM PROVING DEFECTIVE WILL BE REPLACED BUT NO CLAIMS FOR LABOR OR DAMAGES WILL BE ALLOWED.

ALRO'S WEBSITE HAS A FRESH NEW LOOK
CHECK IT OUT!
WWW.ALRO.COM

SEE BACK FOR ADDITIONAL TERMS AND CONDITIONS

ORDER NUMBER 48627651

64653

HI-TECH STEEL TREATING, INC.

VENDOR NO: ALROST NAME: ALRO STEEL CORPORATION CHECK DATE: 1/10/2012

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
BLH5696BY	12/6/2011	174.30	0.00	174.30
BLH5697PV	12/8/2011	409.27	0.00	409.27
BLL5822PV	12/12/2011	2,088.06	0.00	2,088.06
BLL5823PV	12/12/2011	96.42	0.00	96.42
BLO5909BY	12/15/2011	273.19	0.00	273.19
BLO5910F2	12/15/2011	1,355.21	0.00	1,355.21
BLP5342BY	12/16/2011	125.42	0.57	124.85
BLP5343PV	12/16/2011	114.39	0.49	113.90
	TOTAL >	4,636.26	1.06	4,635.20

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1416/724

64653

DATE	1/10/2012
AMOUNT	***4,635.20

PAY Four Thousand Six Hundred Thirty-Five and 20/100******

TO THE ORDER OF
ALRO STEEL CORPORATION
DEPT. 771478
P.O. BOX 77000
DETROIT, MI 48277-1478

*** COPY ***

HI-TECH STEEL TREATING, INC. 63782

VENDOR NO: ALROST NAME: ALRO STEEL CORPORATION CHECK DATE: 12/30/2011

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
BLA5775PV	12/01/2011	5,381.20	0.00	5,381.20
	TOTAL >	5,381.20	0.00	5,381.20

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

63782

DATE	12/30/2011
AMOUNT	***5,381.20

PAY Five Thousand Three Hundred Eighty-One and 20/100 ******

TO THE ORDER OF
ALRO STEEL CORPORATION
DEPT. 771478
P.O. BOX 77000
DETROIT, MI 48277-1478

*** COPY ***

ALRO STEEL CORPORATION

3125 N. WATER STREET
~~BAY CITY~~, MI 48708
PH. 989 893-9553

DUNS: 597-7301

INVOICE

PAGE 1

-- 1805 ###

RD: 538-1447

BILL TO:

Hi-Tech Steel Treat Inc
2720 Roberts Street
Saginaw, MI 48601

DEC 0 5 2011

SHIP TO:

Hi-Tech Steel Treat Inc
2720 Roberts Street
Saginaw, MI 48601

ORDERED BY: NICK

PLEASE REFER TO INVOICE NUMBER ON ALL INQUIRIES

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	CUSTOMER RELEASE NUMBER	INVOICE DATE	INVOICE NUMBER
07297510	NICK 9041		12/01/11	BLA5775PV

DATE SHIPPED	PACKING SLIP NO.	SHIPPED VIA	F.O.B.	SALESPERSON
12/01/11	PV4079492	BY	YOUR PLANT	STEVE FITCH 03902

QUANTITY ORDERED	DESCRIPTION / LENGTH / SIZE	UNITS SHIPPED	UNIT PRICE	%	AMOUNT
1 SHT	1/4 304L HRAP SS PLT 72 X 144 72 X 144 IN RT06405601 HEAT# 123133	1 SHT	1671.7800 B SHT		1,671.78
3 SHT	7 GA 304L-2B SS SHT 72 X 144 72 X 144 IN 1701.00 LB RT06405605 HEAT# 117015 PAPER INTERLEAVE	3 SHT 1701 LB	217.4500 B CWT		3,698.82

Deep Freezer ~~[illegible]~~ ?

Equip.

FREIGHT AMOUNT INCLUDES TEMPORARY FUEL SURCHARGE

GROSS AMOUNT	SALES TAX	FREIGHT	DISCOUNT	INVOICE TOTAL
5,370.60		10.60	26.27 IF PAID BY: 12/25/11	5,381.20

GROUP SETTLEMENT TERMS 10TH AND 25

CODE	DISCOUNT PERCENTAGE	PRODUCTS
A	0.0%	PROCESSING SERVICES, TAXES, ETC.
B	0.5%	STEEL ALUMINUM, PLASTICS, OTHER METALS
C	1.0%	INDUSTRIAL SUPPLIES

NET 30 DAYS

"WE HEREBY CERTIFY THAT THESE GOODS WERE PRODUCED IN COMPLIANCE WITH ALL APPLICABLE REQUIREMENTS OF SECTIONS 6, 7, AND 12 OF THE FAIR LABOR STANDARDS ACT, AS AMENDED, AND OF REGULATIONS AND ORDERS OF THE UNITED STATES DEPARTMENT OF LABOR ISSUED UNDER SECTION 14 THEREOF." ANY ITEM PROVING DEFECTIVE WILL BE REPLACED BUT NO CLAIMS FOR LABOR OR DAMAGES WILL BE ALLOWED.

SEE BACK FOR ADDITIONAL TERMS AND CONDITIONS

ALRO'S WEBSITE HAS A FRESH NEW LOOK
CHECK IT OUT!
WWW.ALRO.COM

ORDER NUMBER 48458759

Lingle Equipment , Inc.
3001 W Sawyer Drive
Saginaw, MI 48601

Phone (989)754-7801 Fax (989)754-5810

 INVOICE NUMBER 01E0980020

DATE 11/29/11

SOLD TO
6485
HI TECH STEEL TREATING

2720 ROBERTS ST.
SAGINAW, MI 48601

SHIP TO
6485
HI TECH STEEL TREATING

2720 ROBERTS
SAGINAW, MI 48601

F.O.B. [X] [ ]

TERMS: -- C.O.D. --

ORDER NO.	SALESMAN	DATE SHIPPED	VIA	PPD.	COL.
01CS009052	RL	11/29/11	LINGLE EQUIP	X	

QTY ORDERED	QTY SHIPPED	BACK ORDERED	PRODUCT CODE	DESCRIPTION	PRICE EACH	TOTAL
				Contract # 01CS009052 1		
				BLANKET PURCHASE ORDER # BL-1090		
1	1		6100	*4955 Sale of Equipment	20637.00	20637.00
				Desc: CUSHION		
				Make: NISSAN		
				Model: MCP1F1A18LV		
				Ser #: CP1F1-9N2419		
				THANK YOU FOR THIS ORDER!		
1	1		5300	NEW	.00	.00
				ALL WARRANTIES EXPRESSED OR IMPLIED INCLUDING THE WARRANTY OF MERCHANTABILITY ARE HERBY EXCLUDED EXCEPT THOSE PROVIDED BY THE MANUFACTURER.		
				THIS EQUIPMENT WILL REMAIN THE PROPERTY OF: LINGLE EQUIPMENT, INC. 3001 W. SAWYER DRIVE SAGINAW, MI 48601 UNTIL FULL PAYMENT IS RECEIVED.		
				SUB-TOTAL		20637.00
						==========
				INVOICE TOTAL		20637.00
				AFTER 12/29/11 PLEASE REMIT		20946.56

DEC 01 2011

ORIGINAL

HI-TECH STEEL TREATING, INC. 63805

VENDOR NO: LINGLE NAME: LINGLE EQUIP;MENT, INC. CHECK DATE: 12/30/2011

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
01E0980020	11/29/2011	20,637.00	0.00	20,637.00
1S0976360	11/22/2011	622.44	0.00	622.44
	TOTAL >	21,259.44	0.00	21,259.44

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

63805

DATE	12/30/2011
AMOUNT	***21,259.44

PAY Twenty-One Thousand Two Hundred Fifty-Nine and 44/100 ******

TO THE ORDER OF LINGLE EQUIPMENT, INC.
3543 WOLF ROAD
SAGINAW, MI 48601

*** COPY ***

LECO CORPORATION

ORIGINAL INVOICE

3000 Lakeview Avenue
St. Joseph, Michigan 49085-2319 USA
PHONE: 269-983-5531
FEDERAL I.D. NO. 38-0738518

DATE	INVOICE NUMBER	PAGE
11-22-11	246635	1

ORDER NUMBER
2154262

SOLD TO
Attn: Accounts Payable
HI-TECH STEEL TREATING
2720 ROBERTS STREET
SAGINAW MI 48601

SHIP TO
HI-TECH STEEL TREATING
2720 ROBERTS STREET
SAGINAW MI 48601

NOV 25 2011

CUSTOMER ORDER NUMBER	PAYMENT TERMS	TERMS	CUST #
2011-25	NET 30 DAYS	SHIP POINT	113279

SHIP VIA: UPS-LTL-Ground

ITEM	PART NUMBER	DESCRIPTION	COO	ORD QTY	SHIP QTY	U/M	UNIT PRICE	TOTAL
1	826-100-270	ASSY MSX-250A1 AUTO W/YT 230V	DE	1	1	Each	24,300.00	24,300.00
2	807-915	KIT VISE LEFT CM-24	US	1	1	Each	705.00	705.00
3	808-950	ASSY STAND BG	US	1	1	Each	1,735.00	1,735.00
		SHIPPING CHARGES						278.14
							TOTAL :	27,018.14

These commodities licensed by the United State for ultimate destination in the U.S.A. Diversions contrary to U.S. law prohibited.
**ORIGIN OF GOODS; USA UNLESS OTHERWISE SPECIFIED

HI-TECH STEEL TREATING, INC. 63633

VENDOR NO: LECOCO NAME: LECO CORPORATION CHECK DATE: 12/9/2011

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
246635	11/22/2011	27,018.14	0.00	27,018.14
	TOTAL >	27,018.14	0.00	27,018.14

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

63633

DATE 12/9/2011
AMOUNT ***27,018.14

PAY Twenty-Seven Thousand Eighteen and 14/100 ******

TO THE ORDER OF
LECO CORPORATION
8000 LAKEWVIEW AVE.
ST. JOSEPH,MI 49085-2396

*** COPY ***

SALES INVOICE

ALTA EQUIPMENT COMPANY

ALTA - SAGINAW
1524 CHAMPAGNE DR.

SAGINAW, MI 48604
(989)752-9400
(989)752-9834

REMIT TO:
LOCK BOX # 1425
ALTA EQUIPMENT COMPANY
1425 RELIABLE PARKWAY
CHICAGO, IL 60686

Invoice #	I88091
Date (MMDDYY)	11-14-11
Order #	117862
Page	1

09252

SOLD TO:
HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601
UNITED STATES

NOV 16 2011

SHIP TO:
HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601
UNITED STATES

Order Date	Tax Exempt Number	Customer P.O. #	Ship Date	Ship Via	Loc/Whse
08-30-11	080510	VERBAL - KEVIN	11-10-11	ALTA TRUCK	05 SAGINA

Part #	Description	Qty Ordered	Qty Shipped	Qty B/O	Unit Price	Amount
	NEW YALE TRUCK MODEL: GLP035VX PREMIUM MONITORING PACKAGE, LPG MAZDA 2.0L, ANTI CLOG RADIATOR, 84/187 3-STAGE MAST, SIDESHIFTER, MINILEVERS SOLID MONARCH TIRES, FULL SUSPENSION VINYL SEAT, REVERSE ALARM, MIRRORS, REAR DRIVE HANDLE W/ HORN BUTTON, TRACTION SPEED LIMIT, LIGHTS AND 42" FORKS					
GLP035	3500 GAS PNEUMATIC	1	1		26431.92	26431.92

Notes:

Our terms are N30 from invoice date - 11-14-11

All parts returned for credit will be subject to a 20% handling charge and must be accompanied by original invoice. No new returns after 30 days. Purchase receipt required for all returns. Warranty Parts will be subject to vendor's inspection. Defective Parts will be repaired or replaced at our option. No returns on Electrical items
Disclaimer of Warranties: The seller hereby expressly disclaims all warranties, either express or implied, including any implied warranties of merchantability or fitness for a particular purpose, and neither assumes, nor authorizes any other person to assume liability in connection with the sale of the parts.

Subject To Additional Terms and Conditions, pls. refer to the Terms and Conditions page of this Invoice. Thank You

Sub-Total	26431.92
Tax	0.00
Total	26431.92

HI-TECH STEEL TREATING, INC. 63575

VENDOR NO: ALTALI NAME: ALTA LIFT TRUCK SERVICES, INC. CHECK DATE: 12/9/2011

REFERENCE	INVOICE DATE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
86091	11/14/2011	26,431.92	0.00	26,431.92
	TOTAL >	26,431.92	0.00	26,431.92

HI-TECH STEEL TREATING, INC.
2720 ROBERTS ST.
SAGINAW, MI 48601

1ST STATE BANK
SAGINAW, MI 48604
74-1415/724

63575

DATE	12/9/2011
AMOUNT	***26,431.92

PAY Twenty-Six Thousand Four Hundred Thirty-One and 92/100 ******

TO THE ORDER OF
ALTA LIFT TRUCK SERVICES, INC.
LOCK BOX # 1425
1425 RELIABLE PARKWAY
CHICAGO, IL 60686

*** COPY ***

REAL ESTATE LEASE

This Lease Agreement (this "Lease") is made effective as of January 1, 2012, by and between D & S Real Estate Investments, LLC ("Landlord"), and Hi-Tech Steel Treating, Inc. ("Tenant"). The parties agree as follows:

PREMISES. Landlord, in consideration of the lease payments provided in this Lease, leases to Tenant, Buildings (the "Premises") located at 2720 Roberts St., Saginaw, MI 48601.

TERM. The lease term will begin on January 1, 2012 and will terminate on December 31, 2012.

RENEWAL TERMS. This Lease shall automatically renew for an additional period of one year per renewal term on the same terms as this Lease, unless either party gives written notice of the termination no later than 60 days prior to the end of the term or renewal term.

HOLDOVER. If Tenant maintains possession of the Premises for any period after the termination of this Lease ("Holdover Period"), Tenant shall pay to Landlord a lease payment for the Holdover Period based on the terms of the following Lease Payments paragraph. Such holdover shall constitute a month-to-month extension of this Lease.

LEASE PAYMENTS. Tenant shall pay to Landlord lease payments of $15,000.00 payable in advance, on the 10th day of each month. Lease payments shall be made to the Landlord at 9246 S. Beyer Rd., Birch Run, MI 48415, as may be changed from time to time by Landlord.

POSSESSION. Tenant shall be entitled to possession on the first day of the term of this Lease, and shall yield possession to Landlord on the last day of the term of this Lease, unless otherwise agreed by both parities in writing.

REMODELING OR STRUCTURAL IMPROVEMENTS. Tenant shall have the obligation to conduct any construction or remodeling (at Tenant's expense) that may be required to use the Premises as specified above. Tenant may also construct such fixtures on the Premises (at Tenant's expense) that appropriately facilitate its use for such purposes. Such construction shall be undertaken and such fixtures may be erected only with the prior written consent of the Landlord, which shall not be unreasonably withheld. At the end of the lease term, Tenant shall be entitled to remove (or at the request of Landlord shall remove) such fixtures and shall restore the Premises to substantially the same condition of the Premises at the commencement of this Lease.

MAINTENANCE. Tenant shall have the responsibility to maintain the Premises in good repair at all times.

UTILITIES AND SERVICES. Tenant shall be responsible for all utilities and services in connection with the Premises.

PROPERTY INSURANCE. Tenant shall maintain casualty insurance on the Premises in an amount equal to $1,000,000.00. Landlord shall be named as an insured in such policies. Tenant shall deliver appropriate evidence to Landlord as proof that adequate insurance is in force.

Landlord shall have the right to require that the Landlord receive notice of any termination of such insurance policies. Tenant shall also maintain any other insurance which Landlord may reasonably require for the protection of Landlord's interest in the Premises.

LIABILITY INSURANCE. Tenant shall maintain liability insurance in total aggregate sum of at least $3,000,000.00. Tenant shall deliver appropriate evidence to Landlord as proof that adequate insurance is in force. Landlord shall have the right to require that the Landlord receive notice of any termination of such insurance policies.

INDEMNITY REGARDING USE OF PREMISES. Tenant agrees to indemnify, hold harmless, and defend Landlord from and against any and all losses, claims, liabilities, and expenses, including reasonable attorney fees, if any, which Landlord may suffer or incur in connection with Tenant's use of the Premises.

TAXES. Taxes attributable to the Premises or the use of the Premises shall be allocated as follows:

> Real Estate Taxes - Tenant shall pay all real estate taxes and assessments for the Premises.
>
> Personal Taxes - Tenant shall pay all personal taxes and any other charges which may be levied against the Premises and which are attributable to Tenant's use of the Premises.

DEFAULTS. Tenant shall be in default of this Lease, if Tenant fails to fulfill any lease obligation or term by which Tenant is bound. Subject to any governing provisions of law to the contrary, if Tenant fails to cure any financial obligation within 30 day(s) (or any other obligation within 30 day(s)) after written notice of such default is provided by Landlord to Tenant, Landlord may take possession of the Premises without further notice, and without prejudicing Landlord's rights to damages. In the alternative, Landlord may elect to cure any default and the cost of such action shall be added to Tenant's financial obligations under this Lease. Tenant shall pay all costs, damages, and expenses suffered by Landlord by reason of Tenant's defaults.

ARBITRATION. Any controversy or claim relating to this contract, including the construction or application of this contract, will be settled by binding arbitration under the rules of the American Arbitration Association, and any judgment granted by the arbitrator(s) may be enforced in any court of proper jurisdiction.

NOTICE. Notices under this Lease shall not be deemed valid unless given or served in writing and forwarded by mail, postage prepaid, addressed as follows:

LANDLORD:

D & S Real Estate Investments, LLC
9246 S. Beyer Rd.
Birch Run, MI 48415

TENANT:

Hi-Tech Steel Treating, Inc.
2720 Roberts St.
Saginaw, MI 48601

Such addresses may be changed from time to time by either party by providing notice as set forth above.

ENTIRE AGREEMENT / AMENDMENT. This Lease Agreement contains the entire agreement of the parties and there are no other promises or conditions in any other agreement whether oral or written. This Lease may be modified or amended in writing, if the writing is signed by the party obligated under the amendment.

SEVERABILITY. If any portion of this Lease shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this Lease ins invalid or unenforceable, but that by limiting such provision, it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

WAIVER. The failure of either party to enforce any provisions of this Lease shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this Lease.

CUMULATIVE RIGHTS. The rights of the parties under this Lease are cumulative, and shall not be construed as exclusive unless otherwise required by law.

GOVERNING LAW. This Lease shall be construed in accordance with the laws of the State of Michigan.

LANDLORD:

D & S Real Estate Investments, LLC

By: James A. Stone
James A. Stone – President

TENANT:

Hi-Tech Steel Treating, Inc.

By: James A. Stone
James A. Stone - President

7014837
12/28/2000 09:07A
Saginaw Co., MI D QC Page: 1 of 1 L-2194 P-848

QUIT CLAIM DEED

THE GRANTOR(S): M & K INVESTMENTS, INC., a Michigan Corporation;
WHOSE ADDRESS IS: 567 Franconian, Frankenmuth, Michigan, 48734
QUIT-CLAIM(S) TO: D&S REAL ESTATE INVESTMENTS, L.L.C., A Michigan Limited Liability Company, of 567 Franconian, Frankenmuth, Michigan;
the following described premises situated in the City of Saginaw, County of Saginaw, State of Michigan:

> **That part of the West ½ of the East ½ of the Southwest 1/4 of Section 30, Town 12 North. Range 5 East, lying Southerly of the South line of Roberts Street, as established by Assessor's Plat No. 2 and Northerly of a line parallel to and 396.04 feet Southerly of the South line of Roberts Street, except the East 250 feet and also except the West 200 feet; AND A parcel of land in the Southwest 1/4 of Section 30, Town 12 North, Range 5 East, City of Saginaw, Saginaw County, Michigan, and being described as follows: Beginning at a point which is the intersection of the South line of Assessor's Plat No. 2, and the West 1/8 line of Section 30; thence South 86" 27' East along the South line if Assessor's Plat No. 2, 200 feet; thence South 3°40' 30" West, 396.04 feet; thence North 86" 27' West 200 feet to the West 1/8 line of said Section; thence North 3°40' 30" East along said 1/8 line 396.04 feet to the point of beginning.**

for the sum of One ($1.00) Dollar and 00/100 ($ 1.00) ---.

This Deed is exempt from Michigan Transfer Tax pursuant to M.C.L.A. 207.505 (a).

Dated this 31st day of March, ~~1999~~. 2000

Signed in the presence of:

Cheryl J. Anger
Cheryl J. Anger

Chris Muscott
Chris Muscott

Signed by:

James A. Stone
JAMES A. STONE, its President

STATE OF MICHIGAN)
) SS:
COUNTY OF)

The foregoing instrument was acknowledged before me this 31st day of March, ~~1999~~ 2000 by **M&K INVESTMENTS, by its President, JAMES A. STONE,** Grantor(s) herein.

INDUSTRIAL FACILITIES EXEMPTION APPLICATION
AFFIDAVIT OF FEES

In accordance with State Tax Commission Bulletin No. 3 dated January 1998, the Local Unit and Applicant for Industrial Facilities Exemption Certificate do hereby swear and affirm that no payment of any kind, whether they be referred to as "fees", "payments in lieu of taxes", "donations", or by other like terms, such payments are contrary to the legislative intent of Act 198 that exemption certificates have the effect of abating all ad valorem property taxes levied by taxing units with the unit of local government which approves the certificate.

We do swear and affirm by our signatures below that "no payment of any kind in excess of the fee allowed, as amended by Public Act 323 of 1996, has been made or promised in exchange for favorable consideration of an exemption certificate application."

Municipality

Signed: ______________________

Print Name: ______________________

Title: ______________________

Dated: ______________________

Applicant

Signed: Nicholas Horenziak

Print Name: Nicholas Horenziak

Title: Secretary

Dated: 5-10-12

Petition for Banner

RECEIVED
CITY CLERK
CITY OF SAGINAW
MAY 30 2012

Petition # 12-16

PLEASE NOTE: PETITION WILL NOT BE ACCEPTED PRIOR TO SIX (6) MONTHS BEFORE YOUR EVENT.

TO SAGINAW CITY COUNCIL:

We, the undersigned, do hereby petition your Honorable Body to give favorable consideration to the erection of a banner at **not more than two (2)** of the locations listed below. We are aware of the $150.00 banner fee and understand that the fee must be paid to the Department of Engineering prior to hanging the banner. (Note: Fee set by Resolution of Council at a regularly scheduled meeting held 6/7/04.)

- [x] 500 Block of Court Street
- [ ] 200 Block of West Genesee
- [ ] 300 Block of South Michigan
- [ ] 1000 Block of East Genesee Avenue

For: MCVI Foundation
(Organization)

Run for Your Heart races
Purpose of Banner

MESSAGE ON BANNER Run for Your Heart races
Sept. 8, 2012 half marathon, 10K, 5K, 1 Mil

Time Period Requested: Aug 10, 2012 to Sept 10, 2012
(Not to exceed 30 days)

PETITIONERS

MCVI Foundation
YMCA of Saginaw

NAME, ADDRESS AND TELEPHONE NUMBER OF CONTACT PERSON:

NAME Diane Fong PHONE (989) 754-3319

ADDRESS: 1015 S. Washington Saginaw, MI 48601

---------FOR OFFICE USE ONLY---------

DATE APPROVED BY COUNCIL: ____________

____
CITY CLERK

COUNCIL COMMUNICATION BC- 1

From: The Planning Commission

Subject: Amend the City Map by Vacating the Alley Bounded by Julius St., Thatcher St., Wisner St., and Hess Ave.

Prepared by: Bill Ernat, Assistant Director of Development

Planning Commission Recommendation:

It is recommended that the official City map be amended by vacating the alley bounded by Julius St., Thatcher St., Wisner St., and Hess Ave., subject to any standard easements required for public utilities, cable television, and telecommunications.

Justification:

The adjoining property owner has requested the alley vacation, as he is seeking to utilize the land. The dedicated alley is not paved (see attached map) and is not used as a dedicated right-of-way.

The petition was referred to the Planning Commission ("Commission") for investigation and a report with recommendations. The Commission held a public hearing on the request on May 22, 2012, and all interested persons were heard. The Commission found in favor of the petition to vacate the alley between Thatcher and Julius Streets.

Council Action:

Council ________________ moved, seconded by Council __________________ that the recommendation from the Planning Commission be approved.

Case #11-931 – Petition #12-08
Larry Essex

Proposed Alley Vacation **North**

COUNCIL COMMUNICATION BC- 2

From: Darnell Earley, City Manager

Subject: Approval of the Final Plat for South Saginaw Homes Phase II

Prepared by: Bill Ernat, Assistant Director of Development

Planning Commission Recommendation:

It is recommended that the official City map be amended by approving the final plat for Phase II of the South Saginaw Homes project, located in the southeast section of the City of Saginaw bounded by Conrad Road, City of Saginaw corporate limits, and the Bloomfield Subdivision.

Justification:

The Miller Valentine Group, developer of the subdivision, requested approval of final plat for Phase II of the South Saginaw Homes project. Phase II was preliminarily approved when Phase I was approved in 2005. However, final approval had to be secured prior to the start of Phase II.

Phase II will consist of nine (9) three-bedroom, and thirty-three (33) four-bedroom single-family homes, for a total of 42 single-family detached homes. At least 10% (ten percent) or five (5) of the units are reserved for families with children. Twenty-nine (29) units are targeted for families whose income is at or below 50% (fifty percent) of the area median income and remaining thirteen (13) units are targeted for households at or below 60% (sixty percent) of the area median income.

The homes will be available for purchase after the initial required 15-year rental period. As part of the services provided by the developer or their management firm, tenants of the buildings will go through a series of counseling and training for home ownership.

The petition was referred to the Planning Commission ("Commission") for investigation and a report with recommendations. The Commission held a public hearing on the request on May 22, 2012, and all interested persons were heard. The Commission found in favor of the petition to approve the final plat. The City Engineer has reviewed the Plat and has found it to be in order.

Council Action:

Council ________________ moved, seconded by Council __________________

that the recommendation from the Planning Commission be received and filed.

SOUTH SAGINAW HOMES NO.2

PART OF THE SOUTHEAST 1/4 OF FRACTIONAL SECTION 1, T.11 N. - R.4 E.,
CITY OF SAGINAW, SAGINAW COUNTY, MICHIGAN

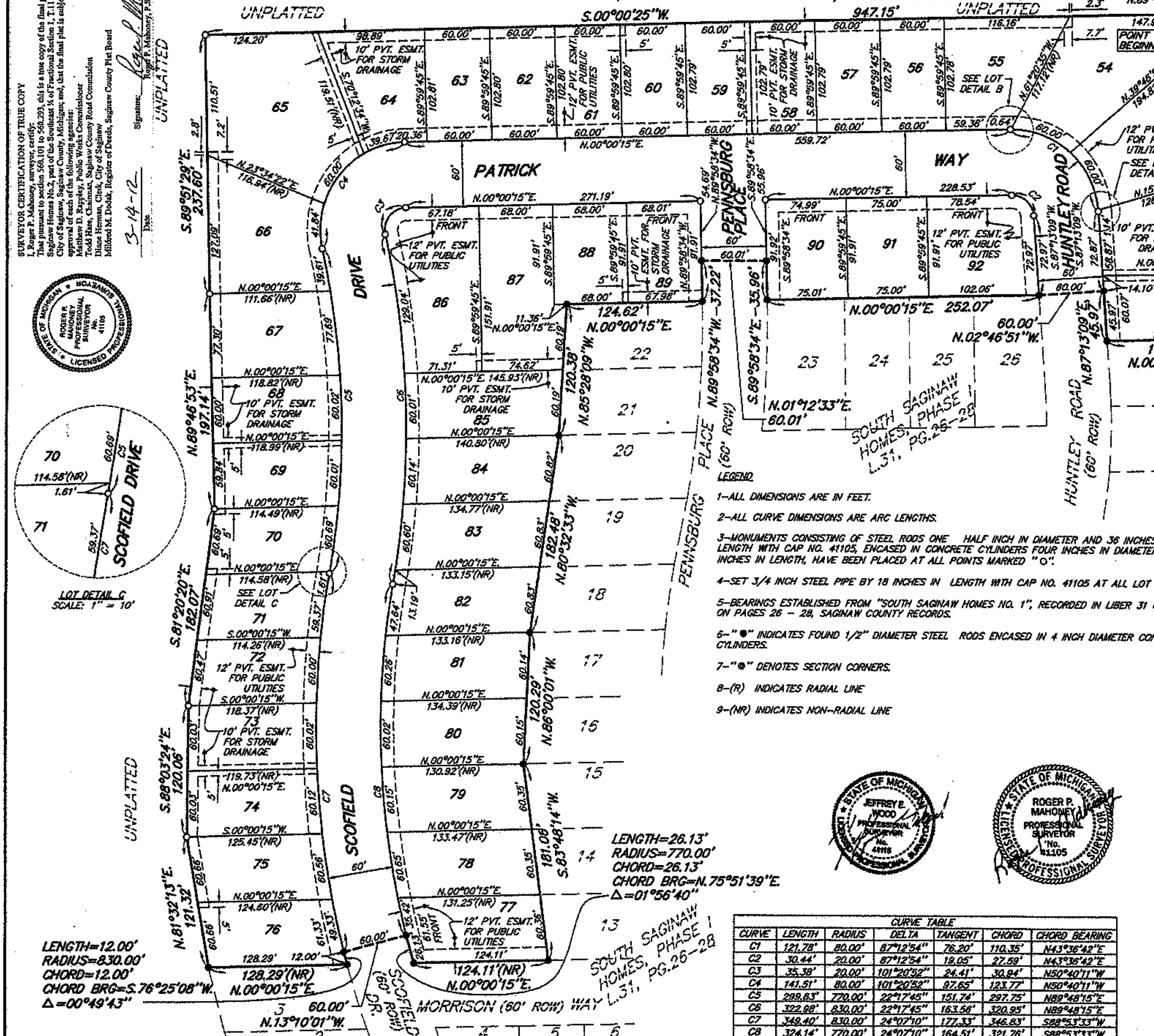
SURVEYOR CERTIFICATION OF TRUE COPY

I, Roger P. Mahoney, surveyor, certify:
That pursuant to section 560.101 to 560.293, this is a true copy of the final plat of South Saginaw Homes No.2, part of the Southeast ¼ of Fractional Section 1, T.11 N.- R.4 E., City of Saginaw, Saginaw County, Michigan; and, that the final plat is subject to the approval of each of the following agencies:
Matthew D. Rappley, Public Works Commissioner
Todd Hare, Chairman, Saginaw County Road Commission
Diane Henman, Clerk, City of Saginaw
Mildred M. Dodak, Register of Deeds, Saginaw County Plat Board

Date: 3-14-12

Signature: Roger P. Mahoney, P.S.#41105

STATE OF MICHIGAN ROGER P. MAHONEY PROFESSIONAL SURVEYOR No. 41105 LICENSED PROFESSIONAL SURVEYOR



LENGTH=12.00'
RADIUS=830.00'
CHORD=12.00'
CHORD BRG=S.76°25'08"W.
Δ=00°49'43"

LENGTH=26.13'
RADIUS=770.00'
CHORD=26.13'
CHORD BRG=N.75°51'39"E.
Δ=01°56'40"

LEGEND

1-ALL DIMENSIONS ARE IN FEET.

2-ALL CURVE DIMENSIONS ARE ARC LENGTHS.

3-MONUMENTS CONSISTING OF STEEL RODS ONE HALF INCH IN DIAMETER AND 36 INCHES IN LENGTH WITH CAP NO. 41105, ENCASED IN CONCRETE CYLINDERS FOUR INCHES IN DIAMETER AND 36 INCHES IN LENGTH, HAVE BEEN PLACED AT ALL POINTS MARKED "○".

4-SET 3/4 INCH STEEL PIPE BY 18 INCHES IN LENGTH WITH CAP NO. 41105 AT ALL LOT CORNERS.

5-BEARINGS ESTABLISHED FROM "SOUTH SAGINAW HOMES NO. 1", RECORDED IN LIBER 31 OF PLATS, ON PAGES 26 - 28, SAGINAW COUNTY RECORDS.

6-"●" INDICATES FOUND 1/2" DIAMETER STEEL RODS ENCASED IN 4 INCH DIAMETER CONCRETE CYLINDERS.

7-"◎" DENOTES SECTION CORNERS.

8-(R) INDICATES RADIAL LINE

9-(NR) INDICATES NON-RADIAL LINE

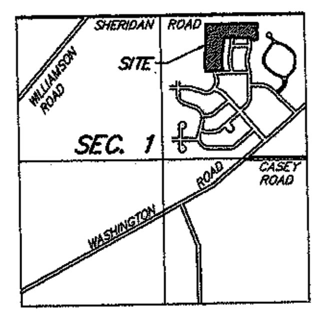
0 30 60 120
SCALE: 1" = 60'

STATE OF MICHIGAN JEFFREY E. WOOD PROFESSIONAL SURVEYOR No. 41115 LICENSED PROFESSIONAL SURVEYOR

STATE OF MICHIGAN ROGER P. MAHONEY PROFESSIONAL SURVEYOR No. 41105 LICENSED PROFESSIONAL SURVEYOR

CURVE TABLE

CURVE	LENGTH	RADIUS	DELTA	TANGENT	CHORD	CHORD BEARING
C1	121.78'	80.00'	87°12'54"	76.20'	110.35'	N43°36'42"E
C2	30.44'	20.00'	87°12'54"	19.05'	27.59'	N43°36'42"E
C3	35.38'	20.00'	101°20'52"	24.41'	30.84'	N50°40'11"W
C4	141.51'	80.00'	101°20'52"	97.65'	123.77'	N50°40'11"W
C5	299.63'	770.00'	22°17'45"	151.74'	297.75'	N89°48'15"E
C6	322.98'	830.00'	22°17'45"	163.56'	320.95'	N89°48'15"E
C7	349.40'	830.00'	24°07'10"	177.33'	346.83'	S88°53'33"W
C8	324.14'	770.00'	24°07'10"	164.51'	321.76'	S88°53'33"W



LOCATION MAP
NOT TO SCALE

COUNCIL COMMUNICATION CC-1

From: Darnell Earley, City Manager

Subject: Water Service Agreement with Frankenmuth

Prepared by: Andre R. Borrello, City Attorney

Manager's Recommendation:

I recommend approval of the Water Service Agreement between the City of Saginaw and the City of Frankenmuth. This Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The Water Service Agreement continues the City's policy of securing new long term water agreements with wholesale customers. Depending on certain notice requirements, this Agreement will be between twenty-five (25) and thirty (30) years. In accordance with the Water Contract Policy as enacted by City Council, incorporated cities, like Frankenmuth, are exempt from revenue sharing requirements. However, the Water Service Agreement conditions the sale of water on securing revenue sharing agreements whereby the City will receive development fees for new residential and non-residential developments requiring new water mains in Frankenmuth Township, to which the City of Frankenmuth sells water purchased from the City. An additional requirement is imposition of City income tax on the employees and businesses of new businesses having 10 or more full time equivalent employees in the Township, which will be split on a 90%-10% basis with the Township. The City of Frankenmuth approved the Water Service Agreement on June 5, 2012.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-2

From: Darnell Earley, City Manager

Subject: 2011/2012 3rd Quarter Budget Adjustment

Prepared by: Yolanda M. Jones, Assistant to the City Manager/Budget Administrator

Manager's Recommendation:

It is recommended that the 2011/2012 Approved Budget for the following funds should be amended. This adjustment is required to recognize any errors, omissions, or changes that have occurred during the 3rd quarter.

The General Fund (101) should be increased by $386,717 from $34,279,029 to $34,665,746. In February the City received the actual Police and Fire Pension valuation, which was higher than the estimate. A large portion of this adjustment to the General Fund is due to the additional police and fire pension requirement. The increase in expenditures will be offset by increases to unanticipated revenues as well as the use of fund equity.

The Major Street Fund (202) should be decreased $216,185 from $4,470,568 to $4,254,383. The 2012 Approved Budget reflects that the city will receive $375,000 from FEMA. These monies will not be received in FY 2012. To offset this shortfall this adjustment reflects unanticipated revenues received and a reduction in expenditures. In addition, monies have been appropriated for the additional required MERS obligation.

The Community Policing Fund (260) should be increased $33,300 from $998,561 to $1,031,861. This increase is due to higher than anticipated overtime; increase cost for other personnel related expenditures, telephone and an appropriation of monies for the additional Police and Fire Pension obligation for employees allocated to the fund. This increase will be offset by an increase to the General Fund subsidy.

The Drug Forfeiture Fund (264) should be increased $3,546 from $198,237 to $201,783. This increase is required to cover the cost of equipment for drug enforcement. The expenditure increase will be offset by the recognition of additional revenues in the Drug Forfeiture Fund's Fines and Forfeiture Account No 264-0000-544.65-20.

The Saginaw TAPS Fund (265) should be increased $7,517 from $83,360 to $90,877. In the 3rd quarter the City began to recognize the cost of one police officer to this fund. CPS – Police are partners with Saginaw County Department of Public Health in providing the educational and outreach activities to teen to reduce alcohol/drug use. This increase in expenditures will be offset by an operating transfer from the General Fund.

The Auto Theft Prevention Fund (289) should be increased $1,398 from $129,294 to $130,692. This increase is primarily associated with the appropriation of monies for the additional Police and Fire Pension obligation for the employee allocated to the fund.

The Sewer Operations and Maintenance Fund's (590) EPA Grant Account No 590-0000-513.58-35 should be decreased by $238,940. This reduction in grant revenue is required for the City will not receive this grant in FY 2012. This decrease to grant revenues will be offset by the appropriation of retained earnings.

The Water Operations and Maintenance Fund's (591) Sale of Junk Account No. (591-0000-532.62-36) should be increased from $4,000 to $65,499, which is an increase of $61,499. This increase in revenues will be slightly offset by the appropriation of $350 for the additional Police and Fire Pension requirement for the police officer allocated to the Water Operations and Maintenance Fund's Treatment and Pumping division.

The Technical Services – Information Service Fund (658) should increase by a net $32,000, from $1,323,493 to $1,355,493. This increase is primarily associated with the purchase of military time for an employee that will be retiring by June 30, 2012. This increase will be offset by the use of fund equity as well as a reduction in expenditures within the fund.

The Police and Fire Pension Fund (732) Contribution from Other Funds should be increased $212,440 from $5,369,001 to $5,581,441. This increase reflects the actual contribution of the July 1, 2011 Police and Fire Pension Valuation.

Justification:

The 2011/2012 annual budget will be adjusted in accordance with Public Act 2 of 1968 Uniform Budgeting and Accounting Act, the City Charter, and the approved 2012 Budget Resolution, which states that the City Manager must provide quarterly budget adjustments to City Council as a result of budget to actual analysis. As a result of the City Manager's 3rd quarter analysis, the above-mentioned budget adjustments take into consideration any errors, omissions, or changes in the funding levels and expenditures approved by City Council as prescribed by the City Charter.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-3

<u>From</u>: Darnell Earley, City Manager

<u>Subject</u>: Print and Mail Voter Identification Cards

<u>Prepared by</u>: Janet Santos, City Clerk

<u>Manager's Recommendation</u>:

I recommend that competitive bidding be waived and that payment be made to Printing Systems, Inc. in an amount not to exceed $12,126.50 for the printing and mailing of voter identification cards.

This vendor meets all requirements of §14.23, "Vendors", "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 these expenses are budgeted in the Elections Postage/Freight Account No. 101-1731-701.80-15 ($9,045.50) and Elections Printing Account No. 101-1731-701.80-30 ($3,081.00).

<u>Justification</u>:

As a result of the 2010 Census, U.S. House, State Senate, State House and County Commissioner District lines have been revised. A significant number of cities and townships have experienced changes due to those results. In that regard, the City Clerk is responsible for sending new voter identification cards to all registered voters within the Saginaw city limits that are affected by said changes. At the present time there are 39,941 registered voters in the City of Saginaw.

With a majority of Saginaw County affected by redistricting changes, it was recommended by members of the Saginaw Area Clerks Association to obtain a quote for the supply, printing and mailing of new voter identification cards on a county-wide basis, which resulted in a significant discount due to the quantity of cards being ordered and printed. The association selected Printing Systems, Inc., who specializes in the printing and handling of election materials in accordance with Election Law, as the vendor.

<u>Council Action</u>:

Council ______________ moved that the recommendation of the City Manager be approved, seconded by Council _______________.

COUNCIL COMMUNICATION CC-4

From: Darnell Earley, City Manager

Subject: Yeo & Yeo, P.C., CPA Audit Agreement

Prepared by: Timothy Morales, Deputy City Manager/CFO

Manager's Recommendation:

I recommend approval of the audit contract ("Agreement") with Yeo & Yeo, P.C., CPA., for audit services for fiscal years ending June 30, 2012 through June 30, 2016 in an amount not to exceed $246,000 for the five year period. Yeo & Yeo will be paid according to the following schedule: FY 2012 - $46,500, FY 2013 - $47,850, FY 2014 - $49,200, FY 2015 - $50,550, FY 2016 - $51,900. It is further recommended that purchase orders be approved and issued to them in the amounts stated above during the respective fiscal years. The Agreement has been approved by me as to substance and by the City Attorney as to form.

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

Funds are available in the Fiscal Services Department, Controller, Professional Services Account No. 101-1741-711.80-01.

Justification:

The City requested proposals for audit services for fiscal years ending June 30, 2012 through June 30, 2016; proposals were received from Yeo & Yeo; Rehmann Robson; Andrews, Hooper, Pavlik; and Abraham & Gaffney. The Financial Management Team reviewed the proposals and conducted interviews with two of the firms. The proposed fees were as follows:

Yeo & Yeo	$246,000
Andrews Hooper Pavlik	$252,000
Abraham & Gaffney	$286,650
Rehmann Robson	$291,900

After reviewing the proposals and interviewing perspective firms, it has been determined that services offered by Yeo & Yeo will meet or exceed the City's needs, as well as meet the requirements defined by the State of Michigan and Federal Agencies/Government. The firm's experience with the CAFR review program and single audits were determining factors in their selection. The services provided by Yeo & Yeo will include auditing all funds and component units and preparing the required reports and schedules for the Single Audit Report of federally funded programs. The new contract for audit services represents a decrease in annual fees of $15,400 from FY 2011 (the last completed audit) to FY 2012.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-5

From: Darnell Earley, City Manager

Subject: Community Public Safety - Police Training and Duty Ammunition

Prepared By: J. Isquierdo, Community Public Safety Police

Manager's Recommendation:

It is recommended that a budget adjustment be complete to increase the Drug Forfeiture Fund's Use of Fund Equity Account No 264-0000-680.00-00 from $163,377 to $207,668, which is a $44,291 increase. This increase in revenue will be offset by an increase to the Drug Forfeiture Fund's Parts and Supplies Account No. 264-3040-731.73-30 by the same amount.

Additionally, it is also recommend that the bid from Vance Outdoors be accepted and a purchase order be issued to them in the amount $44,290.40 for the purchase of training and duty ammunition for the Saginaw Police Department.

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

Funds for this purchase are available in the Drug Forfeiture Fund's Parts and Supplies Account No. 264-3040-731.73-30.

Justification:

On May 23, 2012 the City received bids for the purchase of training and duty ammunition for the Saginaw Police Department, for Fiscal Year 2012.

Following is a tabulation of the bids received and viewed by the Purchasing Committee:

Michigan Police Equipment, Co Charlotte, MI	$51,598.50
Grace Ammo, LLC Eagle, Co	$28,645.00 (partial bid)
Vance Outdoors Columbus, OH	$44,290.40

Council Action:

Council ____________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________________.

COUNCIL COMMUNICATION CC-6

From: Darnell Earley, City Manager

Subject: Annual BS&A Software Maintenance/Support Renewal Payment

Prepared by: Chris Seager, Technical Services

Manager's Recommendation:

I recommend that payment be made to BS&A Software, Bath, MI, in the amount of $3,620, for the renewal of the annual software maintenance/support. The maintenance covers the equalizer assessing system, the main property assessing software used by the Fiscal Services Department, Assessor's Division, and includes all support and updates to the software for one (1) year.

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

Funds for this payment are budgeted and available in the Technical Services Operating Services Account No. 658-1720-711.80-05.

Justification:

The City annually renews our maintenance and license fees for BS&A Software. This annual renewal of maintenance and license fees is for a twelve (12) month period.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-7

From: Darnell Earley, City Manager

Subject: Agreement with Consumers Energy Company - ROW Division

Prepared by: Phillip J. Karwat, Director of Public Services

Manager's Recommendation:

I recommend that the Access Agreement with Consumers Energy Company and the City of Saginaw be approved. The agreement has been approved by me as to substance and the City Attorney as to form.

Justification:

The City received a request from Consumers Energy Company for permission to cross a City Easement for the purpose of constructing a gas main and overhead electric line, and not more than two (2) underground electric service lines to service the development located on Gratiot Road at Whitetail Creek Road in Saginaw Township. The development is owned by Gratiot Farms, LLC.

The Easement requires that anyone constructing a building or other structure over the water main, first obtain the consent of the City.

Consumers Energy Company shall indemnify, defend, and hold the City, harmless from and against any and all claims for personal injuries or property damage to the extent of Consumers' negligent acts in performing work in the Easement.

Council Action

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-8

From: Darnell Earley, City Manager

Subject: Emergency Purchase – Maintenance and Service Division Backhoe

Prepared by: Phillip Karwat, Director of Public Services

Manager's Recommendation:

I recommend that payment be made to Michigan Cat, Saginaw, MI, a sole source provider, in the amount of $3,301.33.

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

Funds for this purchase are available in the Motor Pool Operation Fund Motor Vehicle Supplies Account No. 661-4480-841.73-12.

Justification:

On May 14, 2012, emergency purchase order number 46038 was issued to Michigan Cat in the amount of $3,301.33 for a replacement Stabilizer Cylinder to complete repairs to Maintenance and Service Backhoe 57-0839. These repairs were required in order to keep this piece of equipment operable. This backhoe is used for emergencies and day-to-day maintenance and repairs of the City's water and sewer distribution system and must be maintained in a constant state of readiness.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-9

From: Darnell Earley, City Manager

Subject: Metro Act Right of Way Permit Application from ADC.net

Prepared by: Phillip Karwat, Director of Public Services

Manager's Recommendation:

I recommend approval of the Metro Act Right-of-Way Permit Application submitted by KEPS Technologies Inc. dba ACD.net and ACD Telecom Inc. of Michigan and authorization for the City Manager or his designee to execute the application and any related documents. The permit application has been approved by me as to substance and the City Attorney as to form. In addition, these funds will be recognized in the Major Street Fund's Right of Way Revenue Account No. 202-0000-511.71-10.

Justification:

The Metropolitan Extension Telecommunications Rights-of-Way Oversight Act ("Metro Act") was created to, among other things, streamline the process for authorizing access to and use of public rights-of-way by telecommunications providers and ensures the reasonable control and management of public rights-of-way by municipalities. A telecommunications provider using or seeking to use the public rights-of-way for its facilities must obtain a permit from the municipality and pay all fees required under the Act. The Act determines all aspects of the permitting process, including application, dispute resolution and fees.

KEPS Technologies Inc. dba ACD.net and ACD Telecom Inc. of Michigan has applied for a Right-of-Way Telecommunications Permit pursuant to the ("METRO ACT"); Act No.48 of the Public Acts of 2002, as amended.

ACD.net is a new provider in the City of Saginaw and currently holds a local Exchange License, Competitive Local Exchange Carrier and is to install fiber optic cable to provide high speed communications between local healthcare providers. The City is required to approve this permit if ACD.net meets the appropriate criteria, which it does.

The recommendation is to approve the permit. It does not change the relationship between the parties, requirements regarding the payment of fees or requirements regarding construction and maintenance of telecommunications facilities within the City's rights-of-way.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-10

From: Darnell Earley, City Manager

Subject: Sheet Piling

Prepared by: Phillip Karwat, Director of Public Services

Manager's Recommendation:

I recommend that the low bid for sheet piling from American Marine Shore Control of White Lake, MI, be accepted and that a purchase order be issued to them in the amount of $4,615.50.

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

Funds for this purchase are budgeted in the Water Operations and Maintenance Fund, Maintenance and Service Division's Parts and Supplies Account No. 591-4721-861.73-30 ($2,307.75), and Sewer Operations and Maintenance Fund, Maintenance and Service Division's Parts and Supplies Account No. 590-4821-861.73-30 ($2,307.75).

Justification:

On April 24, 2012, the Maintenance and Service Division received two (2) bids for sheet piling; however, the bid received from one (1) of the vendors did not meet the requested specifications. American Marine Shore Control was the only bidder that met the required specifications on sheet piling to be utilized in the shoring of excavations while making repairs to the Water Distribution and Sewage Collection Systems. These piles include thirty (30) sheets of (20 each) eighteen (18) foot long by eighteen (18) inches wide and (10 each) seven (7) foot long by eighteen (18) inches wide that will enable the crews to shore up excavations from a five (5) foot deep curb stop repair to a fifteen (15) foot deep sewer trench.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-11

From: Darnell Earley, City Manager

Subject: MDEQ Laboratory Analysis

Prepared by: Amanda Kiel, Water and Wastewater

Manager's Recommendation:

I recommend that a purchase order be approved and issued to the Michigan Department of Environmental Quality in the amount of $4,000 for laboratory analysis for Fiscal Year 2013.

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

Funds for this purchase are available in the Water Operation and Maintenance Fund, Treatment and Pumping Division's Operating Services Account No. 591-4730-861.80-05.

Justification:

The Water Treatment Plant is mandated to perform various routine tests as a result of several Environmental Protection Agency (EPA) and Michigan Department of Environmental Quality (MDEQ) regulatory requirements. Copies of the results must be furnished to the MDEQ and local county health departments. The MDEQ laboratory performs most of the required testing in their laboratory and sends copies of the results to the appropriate regulatory agencies. Further, any alternate laboratories would have to be certified by the MDEQ to perform the analysis.

Due to the fact that the MDEQ requires submittal of this information and performs the analysis in their laboratory, the competitive bidding process was forgone. The cost for analysis of the required tests at the MDEQ laboratory is comparable to other private laboratories. For example, the bulk of the cost is for disinfection by-products, with a current MDEQ paired-sample price of $175/pr. Past and current quotes and past bid prices were $200 or more per pair at private laboratories.

Council Action:

Council ___________________ moved that the recommendation of the City Manager be approved, seconded by Council ___________________.

COUNCIL COMMUNICATION CC-12

From: Darnell Earley, City Manager

Subject: Vibration Analysis Proposal

Prepared by: Paul Reinsch, Water and Wastewater

Manager's Recommendation:

I recommend approval of the Proposal with Peerless Midwest Inc. of Ionia, MI, for Vibration Analysis and that purchase orders be issued to them in the amount of $2,400 for each of the Fiscal Years 2013, 2014, and 2015. The total amount of the Proposal is $7,200. This Proposal has been approved by me as to substance and the City Attorney as to form. Further, it is recommended that either the City Manager, or his designee, be authorized to execute the Proposal.

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

Funds are budgeted in the Water Treatment Operations and Maintenance, Treatment and Pumping Division's Professional Services Account No. 591-4730-861.80-01 for FY13 and will be budgeted in the same account for FY14 and FY15.

Justification:

The Water Treatment Plant has numerous pump and motor sets used to deliver potable water to its customers and raw water to the Water Treatment Plant. Failures of these pump and motor sets can be anticipated based on vibration analyses. Greater than normal vibration typically indicates initial failure of components/parts or misalignment of the pump and motor sets. Excessive or greater than normal vibration causes premature failure and damages the unit or parts of the unit. Replacement parts can cost thousands to tens of thousands of dollars.

The Proposal is for professional services for vibration analysis, including a yearly comprehensive report of results. An initial baseline was determined in earlier testing performed for comparisons. Following is a tabulation of the bids received and reviewed by the Purchasing Committee:

	Total Bid
Peerless Midwest, Inc. Ionia, MI	$7,200.00
Northern Pump and Well, Inc. Lansing, MI	$7,650.00

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-13

From: Darnell Earley, City Manager

Subject: Coal Tar Epoxy

Prepared by: Brian Baldwin, Water and Wastewater

Manager's Recommendation:

I recommend that the sole bid from Glidden Professional Paints of Saginaw, MI, be accepted and that a purchase order be issued to them in the amount of $2,550 for Fiscal Year 2013 and $2,650 for Fiscal Year 2014 for the purchase of Coal Tar Epoxy.

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

Funds for this purchase are budgeted in the Sewer Operations and Maintenance Fund - Treatment and Pumping Division's Parts and Supplies Account No. 590-4830-861.73-30 for Fiscal Year 2013 and will be budgeted in the same account for Fiscal Year 2014 .

Justification:

On May 22, 2012, sealed bids were opened for the purchase 100 gallons of Coal Tar Epoxy for each fiscal year. Coal Tar Epoxy is a two-part coating used throughout the Wastewater Treatment Plant on equipment subjected to moist conditions to prevent corrosion. It is ordered on an as needed basis throughout the course of the year. Glidden Professional Paints was the sole bidder.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-14

From: Darnell Earley, City Manager

Subject: Hand Railings

Prepared by: Brian Baldwin, Water and Wastewater

Manager's Recommendation:

I recommend that the sole bid from Lowe's of Saginaw, MI, be accepted and that a purchase order be issued to them in the amount of $3,146 for the purchase of hand railings.

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

Funds for this purchase are available in the Sewer Operations and Maintenance Fund -Treatment and Pumping Division's Parts and Supplies Account No. 590-4830-861.73-30.

Justification:

During the recently completed aerator upgrade project at the wastewater plant, six (6) inches of new gravel was applied on the areas surrounding the aeration basins, leaving the hand railings in some areas too low to meet MIOSHA standards. Rather than issuing a change order and increasing construction costs, it was determined that wastewater staff would fix the hand railings at the completion of the project. The bid is for the parts needed to raise the hand railings to meet MIOSHA standards. Because the hand railings has to be compatible with the existing hand railing, a specific brand was specified. On May 5, 2012, sealed bids were opened and Lowe's of Saginaw was the sole bidder.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION CC-15

From: Darnell Earley, City Manager

Subject: Consumers Energy Business Solutions Rebates

Prepared by: Paul Reinsch, Water and Wastewater

Manager's Recommendation:

I recommend the City submit Consumers Energy Business Solutions (CEBS) rebate incentive applications when qualifying renovation and retrofit projects are completed on City facilities. As such, I also recommend the City agree to the terms and conditions set forth by "CEBS Rebate Program". The terms and conditions have been approved by me as to substance and the City Attorney as to form. It is further recommended that City Council authorize the City Manager, or his designee, to execute all related documents for current and future rebates which qualify for the program.

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

Justification:

The CEBS program provides a variety of electric and natural gas incentives for business customers that upgrade their facilities with energy-efficient equipment. As an eligible non-residential Consumers Energy customer, the City may submit a request for rebate incentives to CEBS for qualifying facility retrofit activities. Eligible projects must result in a facility improvement with a permanent reduction in electrical energy and/or natural gas usage. All installed equipment must meet or exceed the specifications detailed in the 2012 Incentive Catalog. The 2012 program year runs from January 1, 2012 until November 30, 2012.

All final applications for rebates must meet the program terms and conditions. The terms and conditions outline the timeframes for submitting the application, financial constraints of the program, minimum specifications as stated in the incentive catalog, inspection and measurement activities allowable by the utility for up to five (5) years, taxing responsibility, compliance with disposal of hazardous material in accordance with local, state and federal codes and ordinances, and incentive calculation procedures. In addition, the applicant must attest to have read and understand the program requirements, measure specifications and program guidelines set forth in this application, the incentive catalog and the program policy and procedures manual and agree to abide by the requirements. Applicant must also agree that they meet all eligibility criteria and certify that the information on the application is true and accurate. The terms and conditions require that the improvement measures made must remain in place for a minimum of five (5) years, or a partial or full refund may be required.

Incentives are available for projects such as lighting/electrical retrofits, mechanical retrofit activities, kitchen and refrigeration incentives and building envelope incentives.

Council Action:

Council ___________________ moved that the recommendation of the City Manager be approved, seconded by Council ___________________.

COUNCIL COMMUNICATION CC-16

From: Darnell Earley, City Manager

Subject: WT Div. Liquid PolyDMDAAC Polymer Purchase, Joint-Bid

Prepared by: Paul D. Reinsch, W&WWTS

Manager's Recommendation:

I recommend that the low bid from Polydyne Inc., of Riceboro, GA, be accepted and a purchase order be issued to them in the amount of $12,000 for Fiscal Year 2013.

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

Funds for this purchase are budgeted in Water Operation and Maintenance Fund, Treatment and Pumping Division's Chemicals Account No. 591-4730-861.73-02.

Justification:

On May 8, 2012, a Joint-Bid was received for the supply and delivery of 20,000 pounds of Liquid PolyDMDAAC Polymer from July 1, 2012 through June 30, 2013. The joint-bid includes the City of Midland Water Treatment Plant. Liquid PolyDMDAAC Polymer is a liquid form used as a coagulant aid in the water treatment process for improved removal of suspended particles. The low bid price of $0.60 per pound is a decrease of 37.8% compared to the price paid for the same chemical during fiscal year 2012. Following is a tabulation of the bids that were received:

	Per Lb.	Total Bid
Polydyne, Inc. Riceboro, GA	$0.60	$12,000.00
Neo Solutions Beaver, PA	$0.61	$12,200.00
Hercules, Inc. Wilmington, DE	$0.66	$13,200.00
Nalco Company Naperville, IL	$0.98	$19,600.00

Council Action:

Council ___________________ moved that the recommendation of the City Manager be approved, seconded by Council ___________________.

COUNCIL COMMUNICATION CC-17

From: Darnell Earley, City Manager

Subject: Water Treatment Div. Hydrofluosilicic Acid Purchase, Joint-Bid

Prepared by: Paul D. Reinsch, W&WWTS

Manager's Recommendation:

I recommend that the low bid from PVS Nolwood, Detroit, MI, be accepted and a Purchase Order issued to them in the amount of $119,210 for Fiscal Year 2013.

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

Funds for this purchase are budgeted in Water Operation and Maintenance Fund, Treatment and Pumping Division's Chemicals Account No. 591-4730-861.73-02.

Justification:

On May 8, 2012, a joint-bid was received for the supply and delivery of 182 tons of Hydrofluosilicic Acid from July 1, 2012 through June 30, 2013. The joint-bid includes the City of Midland and Bay Metro Water Treatment Plants. Hydrofluosilicic Acid is a liquid form of fluoride used in the treatment process to aid in the prevention of dental cavities. The low bid price of $655 per ton is a 3.1% increase compared to the price paid for the same chemical during fiscal year 2012. Following is a tabulation of the bids that were received:

	Per Ton	Total Bid
PVS Nolwood Detroit, MI	$655.00	$119,210.00
Mosacic Corporation Lithia, FL	$668.00	$121,576.00
Alexander Chemical Downers Grove, IL	$800.00	$145,600.00
PENCCO San Felipe, TX	$802.54	$146,062.28

Council Action:

Council ___________________ moved that the recommendation of the City Manager be approved, seconded by Council ___________________.

COUNCIL COMMUNICATION CC-18

From: Darnell Earley, City Manager

Subject: WT Div. Liquid Ferric Chloride Purchase, Joint Bid

Prepared by: Paul D. Reinsch, W&WWTS

Manager's Recommendation:

I recommend that the sole bid from PVS Technologies, Detroit, MI, be accepted and a purchase order be approved and issued to them in the amount of $105,750 for Fiscal Year 2013.

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

Funds for this purchase are budgeted in the Water Operation and Maintenance Fund, Treatment & Pumping Division's Chemicals Account No. 591-4730-861.73-02.

Justification:

On May 8, 2012, a sole joint-bid was received for the supply and delivery of 250 tons of Liquid Ferric Chloride from July 1, 2012 through June 30, 2013. The joint-bid also included the City of Midland-Water and Wastewater, West Bay County, and Bay City-Wastewater Plants. Liquid Ferric Chloride is used as a primary coagulant in the water treatment process for improved particulate removal. The cost is a 3.7% increase compared to the price paid for the same chemical during Fiscal Year 2012.

Council Action:

Council ___________________ moved that the recommendation of the City Manager be approved, seconded by Council ___________________.

COUNCIL COMMUNICATION CC-19

From: Darnell Earley, City Manager

Subject: Urban Cooperation Agreement with Gilford Township

Prepared by: Andre R. Borrello, City Attorney

Manager's Recommendation:

I recommend approval of the Urban Cooperation Agreement between the City of Saginaw and Gilford Township. This Agreement is a revenue sharing component of the Water Service Agreement between the City of Saginaw and the Blumfield-Reese Water Authority and has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The Water Service Agreement with the Authority requires any participant or customer of the Authority to make development payments to the City resulting from new residential, commercial, industrial and manufacturing developments within that customer's jurisdiction. These requirements are set forth in the Urban Cooperation Agreement, which will result in payments to the City, in the event qualified new development occurs, ranging from $2,000 per residential connection in the first year to $94,263 per connection of the largest size for non-residential developments in the final year of the Agreement. The Gilford Township Board of Trustees approved the Agreement on May 10, 2012 and the term is contemporaneous with the Water Service Agreement, which was approved in 2010.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

COUNCIL COMMUNICATION O -1

From: Darnell Earley, City Manager

Subject: Fireworks Ordinance Amendments

Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend § 92.09, "Pyrotechnics," § 92.20 "Adopted; Fire Code Amendments," and § 99.14 "Approval of Events," of the City of Saginaw Code of Ordinances, O-1, be amended. An Ordinance has been prepared and appears under the regular order of business.

Justification:

In 2011, the Michigan Fireworks Safety Act was adopted to revise and consolidate the laws relating to the sale, purchase, possession, and use of fireworks.

The Act provides that "a local unit of government shall not enact or enforce an ordinance, code, or regulation pertaining to or in any manner regulating the sale, display, storage, transportation, or distribution of fireworks." However, "a local unit of government may enact on ordinance regulating the ignition, discharge, and use of consumer fireworks." Such an ordinance is still limited to the extent that it "shall not regulate the use of consumer fireworks on the day preceding, the day of, or the day after a nation holiday."

Council Action:

This Council Communication is for explanation purposes of the ordinance to be introduced and enacted according to City Charter, Section 22, Titled "Ordinances."

ORDINANCE O- 1

Council ________________________ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND § 92.09, "PYROTECHNICS AND CONSUMER FIREWORKS," § 92.20 (h) "ADOPTED FIRE CODE AMENDMENTS," OF CHAPTER 92, "FIRE PROTECTION AND PUBLIC SAFETY," AND § 99.14 "APPROVAL OF EVENTS," OF CHAPTER 99, "SPECIAL EVENTS REGULATIONS," OF TITLE IX, "GENERAL REGULATIONS," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Council _________________ moved that an ordinance introduced June 11 2012, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND § 92.09, “PYROTECHNICS AND CONSUMER FIREWORKS,” § 92.20 (H) “ADOPTED FIRE CODE AMENDMENTS,” OF CHAPTER 92, "FIRE PROTECTION AND PUBLIC SAFETY," AND § 99.14 “APPROVAL OF EVENTS,” OF CHAPTER 99, “SPECIAL EVENTS REGULATIONS,” OF TITLE IX, “GENERAL REGULATIONS,” OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. § 92.09, “Pyrotechnics,” § 92.20 “Adopted Fire Code Amendments,” of Chapter 92, “Pyrotechnics,” and § 99.14 “Approval of Events,” “Special Events Regulations,” of Chapter 99 of Title IX, “General Regulations,” of the City of Saginaw Code of Ordinances, O-1, are hereby amended to read as follows:

§ 92.09 PYROTECHNICS AND CONSUMER FIREWORKS

(A) *Definition.* The word ***PYROTECHNICS,*** whenever used in this code, means devices made for professional use that are similar to consumer fireworks in chemical composition and construction but not intended for consumer use, that meet the weight limits for consumer fireworks but are not labeled as such, and that are classified as UN0431 or UN0432 under 49 CFR 172.101. **CONSUMER FIREWORKS** mean fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States consumer product safety commission under 16 CFR parts 1500 and 1507, and that are listed in APA standard 87-1, 3.1.2, 3.1.3, or 3.5. Consumer fireworks do not include low-impact fireworks.

(B) *Prohibited.* No person, firm, co-partnership, or corporation shall use, explode or cause to explode, or manufacture, pyrotechnics or consumer fireworks within the City except as provided:

(1) That the items described in the following exclusive list are deemed exempt from this section:

(a) A starting pistol, a flare gun, or a flare designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation.

(b) Low impact fireworks, including ground and handheld sparkling devices, as that phrase is defined under APA standard 87-1, 3.1, 3.1.1.1 to 3.1.1.8, and 3.5.

(c) Novelties as defined under APA standard 87-1, 3.2, 3.2.1, 3.2.2, 3.2.3, 3.2.4, and 3.2.5 and including all of the following:

(i) Toy plastic or paper caps for toy pistols in sheets, strips, rolls, or individual caps containing not more than .25 of a grain of explosive content per cap, in packages labeled to indicate the maximum explosive content per cap.

(ii) Toy pistols, toy cannons, toy canes, toy trick noisemakers, and toy guns in which toy caps as described in subparagraph (i) are used, that are constructed so that the hand cannot come in contact with the cap when in place for the explosion, and that are not designed to break apart or be separated so as to form a missile by the explosion.

(iii) Flitter sparklers in paper tubes not exceeding 1/8 inch in diameter.

(iv) Toy snakes not containing mercury, if packed in cardboard boxes with not more than 12 pieces per box for retail sale and if the manufacturer's name and the quantity contained in each box are printed on the box; and toy smoke devices.

(2) That the City Council may issue a written permit to a properly qualified person for giving a pyrotechnic or consumer firework display/show in a suitable open place. The permits shall be on forms provided by the Michigan Department of Licensing and Regulatory Affairs. Permits so issued shall impose such restrictions as may be necessary to properly safeguard life and property. Before any such permit is issued, the applicant therefor shall furnish a bond or insurance deemed adequate by the Council, which bond or insurance shall become available in the payment of any damages to public or private property and the payment for any personal injuries resulting from said pyrotechnic or consumer firework display.

(a) All applicants will have complied with the Michigan Fireworks Safety Act and other applicable laws.

(b) This section does not pertain to the use of consumer fireworks *only* on the day preceding, the day of, or the day after a national holiday.

§92.20 ADOPTED FIRE CODE AMENDMENTS

(H) Section 202, Fireworks, Chapter 2 Definitions and Abbreviations (page 15) of this Code is hereby amended to read as follows:

FIREWORKS means any composition or device, except for a starting pistol, a flare gun, or a flare, designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation. Fireworks consist of consumer fireworks, low-impact fireworks, articles of pyrotechnic, display fireworks, and special effects.

§99.14 APPROVAL OF EVENTS

Certain events require the approval of City Council such as any events sponsored or co-sponsored by the City.

Section 2. This ordinance shall become effective June 11, 2012.

Enacted: June 11, 2012.

COUNCIL COMMUNICATION O- 2

From: Darnell Earley, City Manager

Subject: Amendments to Administrative Policy and Procedure

Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend Paragraph (B), "Dishonored Checks," of § 13.10, "Payment of Monies," be amended and § 13.11 "Dishonored Checks" be repealed of Chapter 13, "Administrative Policy and Procedure," of Title I, "Administrative Code," of the City of Saginaw Code of Ordinances, O-1. An Ordinance has been prepared and appears under the regular order of business.

Justification:

The City currently charges a fee of thirty dollars ($30.00) for checks which are returned for non-sufficient funds (NSF). This fee no longer covers the amount the City is charged by the bank and the work performed by the Deputy Treasurer and the Controller in handling these returned transactions. As such, the Deputy City Manager/CEO is requesting the fee be increased by five dollars ($5.00) to cover the cost.

In addition, a review of the Title I, "Administrative Policy and Procedure" of Chapter 13, disclosed there were two (2) sections entitled "Dishonored Checks." As such, it is requested that one of these sections be repealed.

Council Action:

This Council Communication is for explanation purposes only of the ordinance to be introduced.

ORDINANCE O- 2

Council ______________________ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND PARAGRAPH (B), “DISHONORED CHECKS,” OF § 13.10, “PAYMENT OF MONIES,” AND REPEAL § 13.11 “DISHONORED CHECKS,” OF CHAPTER 13, “ADMINISTRATIVE POLICY AND PROCEDURE,” OF TITLE I, “ADMINISTRATIVE CODE,” OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under the Charter provision, Chapter IV, “Legislation,” Section 22, “Ordinances”.

Council _______________ moved that an ordinance introduced June 11, 2012, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND PARAGRAPH (B), "DISHONORED CHECKS," OF § 13.10, "PAYMENT OF MONIES," AND REPEAL § 13.11 "DISHONORED CHECKS," 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 checks*. Acceptance of any payment by check is upon the condition that if the check 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 checks made payable to the City and other remedies as allowed by law.

Section 2. § 13.11, "Dishonored Checks," of § Chapter 13, "Administrative Policy and Procedure," of Title I, "Administrative Code," of the City of Saginaw Code of Ordinances, O-1, is hereby repealed.

Section 2. This ordinance shall become effective July 5, 2012.

Enacted: June 25, 2012.

COUNCIL COMMUNICATION O- 3

From: Darnell Earley, City Manager

Subject: Amendment to Delinquent Accounts for Solid Waste Charges

Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend Paragraph (D) "Delinquent Accounts," of § 50.09, "Fees," of Chapter 50, "Solid Waste," of Title V, "Public Works," of the City of Saginaw Code of Ordinances, O-1, be re-titled "Billing Procedure and Delinquent Accounts" and be amended. An Ordinance has been prepared and appears under the regular order of business.

Justification:

In 2009, the City amended its ordinance for Solid Waste Fees to allow charges for rubbish services, which are delinquent for six (6) months, to be entered upon the next tax roll as a charge against the premises. As part of that amendment the language which allowed the City to charge a 10% penalty on past due accounts, was inadvertently omitted. The ordinance is being amended to restore the omitted language.

Council Action:

This Council Communication is for explanation purposes only of the ordinance to be introduced.

Council __________________________ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND PARAGRAPH (D), “DELINQUENT ACCOUNTS,” AND RE-TITLE THE PARAGRAPH, “BILLING PROCEDURE AND DELINQUENT ACCOUNTS,” OF § 50.09 “FEES,” OF CHAPTER 50, "SOLID WASTE," OF TITLE V, “PUBLIC WORKS,” OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under the Charter provision.

Council _______________ moved that an ordinance introduced June 11, 2012, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND PARAGRAPH (D), “DELINQUENT ACCOUNTS,” AND RE-TITLE THE PARAGRAPH, “BILLING PROCEDURE AND DELINQUENT ACCOUNTS,” OF § 50.09 “FEES,” OF CHAPTER 50, "SOLID WASTE," OF TITLE V, “PUBLIC WORKS,” OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. Paragraph (D), “Delinquent Accounts” of § 50.09, “Fees,” of Chapter 50, “Solid Waste,” of Title V, “Public Works,” of the City of Saginaw Code of Ordinances, O-1, shall be re-titled “Billing Procedure and Delinquent Accounts” and amended to read as follows:

§ 50.09 FEES.

(D) *Billing Procedure and Delinquent Accounts.* Solid waste disposal bills shall be mailed annually and become due and payable thirty (30) days following the billing date. A ten percent (10%) penalty shall become payable on past due accounts. The halting of the City's collection service at a premises for nonpayment of refuse service charges shall be a right in addition to the right of the City to proceed for the collection of the unpaid charge in any manner provided by law for the collection of a municipal claim.

Section 2. This ordinance shall become effective July 5, 2012.

Enacted: June 25, 2012.

COUNCIL COMMUNICATION O- 4

From: Darnell Earley, City Manager

Subject: Amendment to Deposit Section of Water Ordinance

Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend § 52.31, "Deposit," of Chapter 52, "Water," of Title V, "Public Works," of the City of Saginaw Code of Ordinances, O-1, be amended. An Ordinance has been prepared and appears under the regular order of business.

Justification:

Under the City's Water Ordinance, a deposit is required before any premises may be served. When the deposit is closed out, the City is required to return the deposit with 2% interest. During these economic times, the City is not earning 2% on the money deposited. As such, the ordinance is being amended to allow the City to pay interest as it shall accrue annually at the 1-year personal CD interest rate (primary bank for City funds on first business day in January) when the deposit is closed out. In this manner, the City will not lose money when deposits are returned to the customer.

Council Action:

This Council Communication is for explanation purposes only of the ordinance to be introduced.

ORDINANCE O- 4

Council ________________________ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND § 52.31, “DEPOSIT,” OF CHAPTER 52, "WATER," OF TITLE V, “PUBLIC WORKS,” OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under the Charter provision.

ORDINANCE O- 4

Council _______________ moved that an ordinance introduced June 11, 2012, entitled and reading as follows, be taken up and enacted:

AN ORDINANCE TO AMEND § 52.31, "DEPOSIT," OF CHAPTER 52, "WATER," OF TITLE V, "PUBLIC WORKS," OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. § 52.31, "Deposit," of Chapter 52, "Water," of Title V, "Public Works," of the City of Saginaw Code of Ordinances, O-1, is hereby amended to read as follows:

§ 52.31 DEPOSIT.

Before any premises may be served with water or sewage disposal service, the person contracting shall deposit with the City Treasurer a reasonable amount of money as determined by the Director of Finance to guarantee payment for any indebtedness arising out of said servicing of the premises. Provided, that no deposit shall be required for service to a single-family residence from a person who has had City water or sewage disposal service previously for a period of two (2) years and has at all times paid for all such services promptly, nor shall a deposit be required if the Director of Finance finds that the applicant has a satisfactory credit rating. In no case where a deposit is required shall the deposit be less than one hundred dollars ($100.00). Interest, not compounded, shall accrue annually at the 1-year personal CD interest rate (primary bank for City funds on first business day in January) when the deposit is closed out. Said deposit and accrued interest will be refunded upon request at the end of any twenty-four (24) month period during which charges are paid and the service is terminated. No interest shall be paid on deposit in effect less than six (6) months.

Section 2. This ordinance shall become effective July 5, 2012.

Enacted: June 25, 2012.

ORDINANCE O -5

Council ________________ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND THE OFFICIAL CITY MAP TO VACATE AN ALLEY BETWEEN THATCHER STREET AND JULIUS STREET ON BLOCK 29 OF THATCHERS ADDITION TO THE VILLAGE OF SALINA, TO BE ADDED TO THE TABLE OF SPECIAL ORDINANCES, SECTION II, ALLEY VACATIONS OF THE SAGINAW CODE OF ORDINANCES.

Laid over under the charter provision.

COUNCIL COMMUNICATION R-1

From: Darnell Earley, City Manager

Subject: Liquor License for 2921 Hess Ave

Prepared by: Elizabeth Rittenberry, City Clerk's Office

Manager's Recommendation:

I recommend approval of the request to transfer ownership of a 2011 Class C licensed business, located at 2921 Hess, Saginaw, MI 48601, Saginaw County, from Paddock Lounge, Inc. to Ric-Ric LLC.

Justification:

On or about December 19, 2011, the City received notice from the Michigan Liquor Control Commission of the request to transfer ownership of a 2011 Class C Licensed Business, located at 2921 Hess, Saginaw, MI 48601, Saginaw County, from Paddock Lounge, Inc. to Ric-Ric LLC.

The Saginaw County Health Department, City of Saginaw Fire Prevention, and the City Building Inspections Division, have completed the necessary inspections at 2921 Hess. In addition, the City Police Department has completed its review process and has approved 2921 Hess Avenue for the license transfer as required by Chapter 110, "General Provisions," of the Title XI, "Business Regulations" of the Saginaw Code of Ordinances. Under Chapter III, "Alcoholic Beverages," §111.11, "Application for License," the City Manager is to review all applications and departmental reports and give his recommendation to City Council of his approval or disapproval of the license. Since the necessary requirements have been met by Ric-Ric LLC, I hereby recommend approval of the transfer of a 2011 Class C licensed business, located at 2921 Hess, Saginaw, MI 48601, Saginaw County, from Paddock Lounge, Inc. to Ric-Ric LLC.

Council Action:

This Council Communication is for explanation purposes only of the Resolution to be adopted.

Manager's Recommendation: Approval of the resolution as follows:

RESOLUTION TRANSFERRING 2011 CLASS C LIQUOR LICENSE AT 2921 HESS AVENUE

Council ________________ offered and moved adoption of the following resolution:

WHEREAS, on or about December 19, 2011 the City Clerk's Office received a Local Approval Notice from the State of Michigan Liquor Control Commission; and

WHEREAS, said notice was to transfer ownership of a 2011 Class C licensed business, located at 2921 Hess, Saginaw, MI, 48601, Saginaw County, from Paddock Lounge, Inc. to Ric-Ric LLC.

WHEREAS, the Saginaw County Health Department, City of Saginaw Fire Prevention, City Police Department and the City Building Inspections Division have conducted their respective inspections and have determined compliance of the applicable codes at 2921 Hess Avenue.

NOW, THEREFORE, BE IT RESOLVED, that the request to transfer ownership of a 2011 Class C licensed business, located at 2921 Hess, Saginaw, MI, 48601, Saginaw County from Paddock Lounge, Inc. to Ric-Ric LLC be approved.

Manager's Recommendation: Approval of the resolution as follows:

RESOLUTION REGARDING REFUNDING OF SAGINAW-MIDLAND MUNICIPAL WATER SUPPLY CORPORATION BONDS

Council ________________ offered and moved adoption of the following resolution:

WHEREAS, the City of Saginaw is a constituent member of the Saginaw-Midland Municipal Water Supply Corporation (the "Corporation") and has been informed that the Corporation proposes to refund all or portions of its Water Supply System Refunding Bonds, Series 2002 (Limited Tax General Obligation) and its Water Supply System Revenue Bonds (Limited Tax General Obligation), Series 2006 (collectively, the "Prior Bonds") and issue its Water Supply System Revenue Refunding Bonds (Limited Tax General Obligation), Series 2012 (the "Refunding Bonds") to pay the cost of refunding the Prior Bonds; and

WHEREAS, the refunding of the Prior Bonds and issuance of the Refunding Bonds will result in interest savings to the Corporation and lower costs to the City; and

WHEREAS, the Corporation and its constituent members are required by Act 34 of the Public Acts of Michigan of 2001, as amended, to be qualified to issue municipal securities or to file an application to issue long term securities with the Municipal Finance Division of the Michigan Department of Treasury ("Treasury"), and to further agree to certain undertakings required by federal securities laws, so as to facilitate the issuance and sale of the Refunding Bonds to an underwriter or placement agent.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager be and is hereby authorized to execute and file an application to issue long term securities in connection with the sale of the Refunding Bonds if required by Treasury.

2. In order to enable the underwriter of the Refunding Bonds to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission ("Rule 15c2-12"), the City hereby agrees to undertake continuing disclosure as an "obligated person" pursuant to Rule 15c2-12 to the extent required by Rule 15c2-12. Pursuant to the terms of a Continuing Disclosure Undertaking to be prepared and executed by the City to the extent required by Rule 15c2-12, the City will provide, or cause to be provided, (i) certain annual financial information and operating data, including audited financial statements for the preceding fiscal year, (ii) timely notice of the occurrence of certain material events with respect to the Refunding Bonds, and (iii) timely notice of a failure by the City to provide the required annual financial information on or before the date required in the Continuing Disclosure Undertaking. The City Manager shall execute such Continuing Disclosure Undertaking on behalf of

the City in such form as he shall, in consultation with bond counsel, determine to be appropriate.

3. The City Manager is hereby authorized to execute on behalf of the City, any closing document or certificate as may be required by the Corporation or the purchaser of the Refunding Bonds and to do such other things and sign such other documents required by the City for the issuance of the Refunding Bonds.

4. Miller, Canfield, Paddock and Stone, P.L.C. is being retained by the Corporation to act as bond counsel for the Refunding Bonds. The City consents to the representation of the Corporation by Miller, Canfield, Paddock and Stone, P.L.C. as bond counsel, notwithstanding its representation of the City or prospective purchasers of the Refunding Bonds in unrelated matters.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

RESOLUTION R- 3

Manager's Recommendation: Approval of the resolution as follows:

RESOLUTION TO APPROVE THE SOUTH SAGINAW HOMES FINAL PLAT

Council _________________ offered and moved adoption of the following resolution:

WHEREAS, the City of Saginaw has found that the proprietor has met all requirements of City ordinances for the final approval of the plat of South Saginaw Homes Phase II; and

WHEREAS, the City of Saginaw accepts the final plat and;

WHEREAS, the City Clerk is instructed to certify the Council's approval on the plat, showing the date of the Council's approval.

NOW THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby accepts and grants approval of the final plat for South Saginaw Homes Phase II pursuant to Title XV Chapter 15 Section 152.32 of the Saginaw Code of Ordinances.

COUNCIL COMMUNICATION R – 4

From: Darnell Earley, City Manager

Subject: Brownfield Plan Approval for Michigan Works Redevelopment Project

Prepared by: Bill Ernat, Department of Development

Manager's Recommendation:

I recommend that the city Council adopt the resolution approving the Brownfield Plan for the Michigan Works Redevelopment Project, which is listed under the regular order of business.

Justification:

On May 21, 2012, the Brownfield Redevelopment Authority approved the Brownfield Plan for Michigan Works. The proposed project is comprised of nineteen (19) parcels that will be combined once all the parcels have been acquired. The addresses of the properties are: 300 E. Genesee, 304 E. Genesee, 310 E. Genesee, 314 E. Genesee, 316 E. Genesee, 320 E. Genesee, 322 E. Genesee, 113 S. Baum, 115 S. Baum, 119 S. Baum, 123 S. Baum, 133 S. Baum, 133 S. Baum, 135 S. Baum, 108 S. Franklin, 10 S. Franklin, 116 S. Franklin, 118 S. Franklin, 124 S. Franklin, and 132 S. Franklin.

The Brownfield Plan has been created for the purpose of facilitating the redevelopment of the property and to allow for Tax Increment Finance (TIF) incentives to be received through the Brownfield Redevelopment Act and from the Downtown Development Authority (DDA).

The original Brownfield Plan was adopted by the City Council on May 17, 1999 in compliance with Act 381, Public Act of 1996. The purpose of Brownfield legislation is to assist in the development of vacant and/or underutilized sites. Act 381, Public Act of 1966 requires that the City Council approve the plan and adopt a resolution after a duly advertised public hearing. The public hearing on the proposed plan is also on the Council Agenda for this meeting.

Council Action:

Council __________________ moved that the recommendation of the City Manager be approved, seconded by Council __________________.

RESOLUTION R - 4

Manager's Recommendation: Approval of the resolution as follows:

A RESOLUTION TO AMEND THE BROWNFIELD PLAN FOR THE CITY OF SAGINAW, MICHIGAN TO INCLUDE THE MICHIGAN WORKS REDEVELOPMENT PROJECT, IN COMPLIANCE WITH THE PROVISIONS OF ACT 381, PUBLIC ACTS OF 1996, AS AMENDED. PUBLIC ACTS OF 2000.

Council ________________ offered and moved adoption of the following resolution:

WHEREAS, the Saginaw City Council approved a resolution on September 29, 1997 creating a Brownfield Redevelopment Authority and designated the boundaries of the Brownfield Redevelopment Zone; and

WHEREAS, the Saginaw City Council approved a resolution on May 17,1999 adopting a development plan for the Brownfield Redevelopment Zone which complies with the provisions of Act 381 of Public Acts of 1996; and

WHEREAS, on May 21, 2012, the Brownfield Redevelopment Authority approved an amendment to the Brownfield Redevelopment Zone Development Plan to include Brownfield Plan Project No. 2012-01-Michigan Works Redevelopment Project, which complies with the provisions of Act 381 of Public Acts of 1996, as amended by Act 145 of Public Acts of 2000; and

WHEREAS, a public hearing notice on the proposed amendment was published twice in The Saginaw News and all taxing jurisdictions were notified of the hearing on the plan amendment; and

WHEREAS, the amended Brownfield Plan constitutes a public purpose and eligible activities provided in the amended plan are feasible and the cost of the eligible activities is reasonable to carry out the purposes of the Act,

NOW, THEREFORE, BE IT RESOLVED, that the Saginaw City Council does hereby approve the twenty-fifth amendment to the Development Plan for the City of Saginaw Brownfield Redevelopment Zone to include Brownfield Plan Project No. 2012-01, Michigan Works Redevelopment Project.

BE IT FURTHER RESOLVED that the City Council authorizes the Mayor to sign all necessary documents.