

Council Agenda

June 25, 2012 6:30 p.m.
Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE

ROLL CALL

CORRECTION AND APPROVAL OF MINUTES OF PRECEDING SESSIONS:

June 11, 2012 regular council meeting minutes

ANNOUNCEMENTS:

PUBLIC HEARINGS:

1. Request from General Motors LLC – Saginaw Metal Casting Operation to establish a Plant Rehabilitation District for 1629 N. Washington Avenue
2. Request from Hi-Tech Steel Treating, Inc. for an Industrial Facilities Exemption Certificate at 2720 Roberts St.
3. Request from Rifkin Scrap Iron and Metal, Co. for an Industrial Facilities Exemption Certificate at 1206 1st St.

PERSONAL APPEARANCES:

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

REMARKS OF COUNCIL:

PETITIONS:

- 12-15 from Grady Holmes, Jr., Executive Director of the Ezekiel Project, submitting a draft Community Benefits Agreement for Council review and discussion.
- 12-17 from Troy D. Kennedy, General Motors LLC – Saginaw Metal Casting Operation, submitting an application for an Industrial Facilities Tax Exemption Certification and Request to Establish a Plant Rehabilitation District for Real Property Improvements.
- 12-18 from Charles McNair, requesting permission to erect banners in the 500 block of Court St., 200 block of West Genesee and the 1000 block of East Genesee Avenue, August 10 – 12, 2012 for the purpose of promoting the African Cultural Festival.

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12-19 from Kip Pavlawk, Crop Production Services, requesting an Industrial Development District for the property located at 1753 N. 6th Street in the City of Saginaw.

12-20 from Carol Cottrell, requesting permission to display fireworks on June 20, 2012 at 12:15 p.m. at Ojibway Island.

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

REPORTS FROM MANAGER:

Management Update:

1. 2011/2012 Fourth Quarter Budget Adjustment
2. 2013 Public Safety Budget
3. City Attorney Contract Update
4. Parking Ordinance Update
5. Ordinance 99 Update
6. Saginaw Bay Underwriters Annual Renewal
7. Residential Rehabilitation Loan Collections

Recommended Actions:

1. Approving the fiscal year 2011/2012 Fourth Quarter Budget Adjustment.
2. Recommending approval of the insurance policy renewals proposals under Lloyd's of London and RSUI Indemnity Company.
3. Recommending approval of the Claims Service Contract with Alternative Service Concepts as the City's third party administrator for insurance claims for the period July 1, 2012 through June 30, 2013.
4. Recommending approval of the Voting System Annual Maintenance with the State of Michigan, Bureau of Elections, for the period 2011-2012 for maintenance of 27 Optech Insight Optical Scan Voting Tabulators, 24 AutoMark Voter Assist Terminals and 1 Memory Pack Reader at an annual cost of \$7,431.

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5. Recommending approval of the 2012-2013 Annual Action Plan with HUD and authorizing the Mayor to execute this and any related documents.
6. Recommending that the eight CDBG residential rehabilitation loans presented be written off the balance sheet as they have been deemed uncollectible. The total amount to be written off is \$401,101.77.
7. Recommending that the Rohde Brothers Excavating proposal to extend our current pricing for demolition services through June 30, 2013 be accepted and that a purchase order be issued to them in the amount of \$833,618.00.
8. Recommending that the City institute the right to charge for services provided by the Community Public Safety Police for portable breathalyzer tests (PBT's) at \$5.00 for each test.
9. Recommending that a purchase order be issued to CRT Less Lethal of Seattle, WA in the amount of \$2,500.00 as a retainer for independent taser testing.
10. Recommending acceptance of the bid from Aras 360 Technologies and issuance of a purchase order to them in the amount of \$4,000 for the purchase of a Total Station for the Police Department Traffic Services.
11. Recommending that a purchase order be approved and issued to Douglass Safety Systems, LLC of Sanford, MI in the amount of \$5,045.28 for the purchase of turnout gear for the Fire Department.
12. Recommending acceptance of the low bid and issuance of a purchase order to M&R Garage Door Openers of Bay City, MI in the amount of \$3,640 for the supply, delivery and installation of an Osco Slide Gate Operator for use at the Water Treatment Plant.
13. Recommending acceptance of the quote and issuance of purchase orders to NuSystems, Inc. of Bay City, MI in the amounts of \$5,400 for fiscal year 2013 and \$5,400 for fiscal year 2014 for providing a hydrogen sulfide treatment system for the Drake St. pump station.
14. Recommending approval of the Ojibway Island User Agreement between the City of Saginaw and Chris Scott to host a Saginaw Love Festival on August 26, 2012.
15. Recommending the City execute the Agreement for Installation of Electric Facilities Part 1, authorizing Consumers Energy to install overhead electric service and related labor and material to 117 S. Hamilton St. as part of the completed reconstruction of Court St. between Hamilton St. and Michigan Ave.
16. Recommending that blanket purchase orders be approved and issued to the City's primary suppliers of electrical parts and supplies in the amounts of \$3,000

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each from July 1, 2012 through June 30, 2013 for the Traffic Engineering Section of the Public Services Department.

17. Recommending that a blanket purchase order be approved and issued to Carrier & Gable, Inc., Farmington Hills, MI in the amount of \$6,000 to cover repair costs of traffic signal equipment from July 1, 2012 through June 30, 2013.
18. Recommending that the City participate in the Mi-Deal Purchasing Program which will facilitate the purchase of one replacement minivan for transportation of employees to training, meetings, conferences, and as a reserve vehicle for out-of service vehicles within the Maintenance and Service Division; and that a purchase order be issued to Snetkamps Dodge of Lansing, MI in the amount of \$21,511.
19. Recommending acceptance of the low bid and issuance of a purchase order to Mead & Sons Contracting in the amount of \$22,840 for fiscal year 2013 and \$25,250 for fiscal year 2014 for annual dozing and grading for the Maintenance and Service Division.
20. Recommending acceptance of the sole bid and issuance of a purchase order to Rock Products, Saginaw, MI, in the amount of \$150,000 for fiscal year 2013 and 2014 respectively, for ready-mix concrete for use by the Maintenance and Service Division.

INTRODUCTION OF ORDINANCES:

1. An Ordinance to amend §72.55 "Parking Violations Bureau," §72.99 "Penalties," §72.03 "Boat Launch Parking Areas," §72.40 "City Parking Lots or Areas," and §72.41 "Reduced Group Rates," of Chapter 72, "Parking Regulations," of Title VII "Traffic Regulations", of the City of Saginaw Code of Ordinances, O-1.

CONSIDERATION AND PASSING OF ORDINANCES:

1. An Ordinance to amend Paragraph (B), "Dishonored Checks," of § 13.10, "Payment of Monies," 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.
2. 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".

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3. 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.
4. An Ordinance to amend the Official City Map to Vacate an Alley between Thatcher Street and Julius Street.

RESOLUTIONS:

1. Transferring 2009 Escrowed Class C Liquor License at 411 S. Franklin Street.
2. Authorizing the sale and consumption of alcoholic beverages on Ojibway Island during the Saginaw Love Festival to be held on August 26, 2012.
3. Authorizing the use of amplifying equipment during the Saginaw Love Festival to be held on August 26, 2012.
4. Authorizing the use of amplifying equipment during the Lawrence McKinney Memorial B-Ball Tournament to be held on July 27 - 28, 2012 between the hours of 11:00 a.m. and 6:00 p.m.
5. Authorizing the use of amplifying equipment on July 20, 2012 at Ojibway Island for the Recanize Talent Competition between the hours of 5:00 p.m. and 9:00 p.m.
6. Approving an Industrial Facilities Tax Exemption Certificate for Hi-Tech Steel Treating, Inc., 2720 Roberts St.
7. Establishing a Plant Rehabilitation District for General Motors – Saginaw Metal Casting Operation, 1629 N. Washington Ave.
8. Approving an Industrial Facilities Tax Exemption Certificate for Rifkin Scrap Iron & Metal Co., Inc. , 1206 1st St.

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

1. Motion to go into closed session to discuss the Tentative Agreement with the AFSCME and SEIU Unions, per MCL 15.268(c).
2. Return to regular session.

Darnell Earley
City Manager

City of Saginaw

NOTICE OF PUBLIC HEARING

ESTABLISHING A PLANT REHABILITATION DISTRICT

FOR 1629 N. WASHINGTON AVENUE

Notice is hereby given that the Saginaw City Council has scheduled a public hearing on the request from General Motors LLC – Saginaw Metal Casting Operation for establishment of a Plant Rehabilitation District at 1629 N. Washington Avenue, Saginaw, Michigan.

The public hearing will be held Monday, June 25, 2012, at 6:30 p.m. in the Council Chamber of the City Hall, located at 1315 S. Washington Avenue. The petition and legal description of the property is on file in the Office of the City Clerk.

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 13, 2012

By: _____

CITY OF SAGINAW

NOTICE OF

PUBLIC HEARING

In compliance with requirements of Act 168, P.A. 1974, the following notice is posted:

Notice is hereby given that the Saginaw City Council has scheduled a public hearing on the request from Hi-Tech Steel Treating, Inc. for an Industrial Facilities Exemption Certificate at 2720 Roberts Street, Saginaw, Michigan.

The public hearing will be held Monday, June 25, 2012, at 6:30 p.m. in the Council Chamber of the City Hall, 1315 S. Washington Ave., Saginaw, MI. The application and legal description of the property is on file in the Office of the City Clerk.

All interested persons are invited to attend this public hearing.

Janet Santos, CMC/MMC
City Clerk

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Posted: June 13, 2012

By: _____

CITY OF SAGINAW

NOTICE OF
PUBLIC HEARING

In compliance with requirements of Act 168, P.A. 1974, the following notice is posted:

Notice is hereby given that the Saginaw City Council has scheduled a public hearing on the request from Rifkin Scrap Iron and Metal, Co. for an Industrial Facilities Exemption Certificate at 1206 1st Street, Saginaw, Michigan.

The public hearing will be held Monday, June 25, 2012, at 6:30 p.m. in the Council Chamber of the City Hall, 1315 S. Washington Ave., Saginaw, MI. The application and legal description of the property is on file in the Office of the City Clerk.

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 13, 2012

By: _____

c: City Atty AB



THE EZEKIEL PROJECT

ezekielprojectnow@yahoo.com

P.O. Box 3470

Saginaw, MI, 48605-3470

Phone: (989) 755-1620 Fax: (989) 755-4038

May 14, 2012

RECEIVED
CITY CLERK
CITY OF SAGINAW

MAY 15 2012

Ms. Diane Herman
City Clerk
City of Saginaw
1315 South Washington Ave.
Saginaw, Michigan 48601

Dear Ms. Herman,

The Ezekiel Project would like to submit to the Mayor, City Council and City Manager a draft Community Benefits Agreement for your review and discussion at a June 2012 City Council meeting. It is our desire to have the Mayor, City Council and City Manager consider a resolution supporting the concept of the Community Benefits Agreement and create further dialog with the Ezekiel Project and other community organizations.

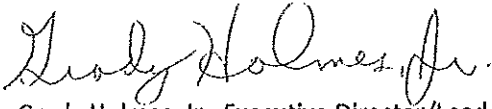
The Ezekiel Project is an ecumenical, interracial, congregation-centered organization in the Great Lakes Bay Region. We are led by a board with clergy and lay representatives, from each of our member congregations. Our mission is to empower congregations through prayer, education, organization, coalition building and skill development to act in faith and love to revitalize the Great Lakes Bay Region on social and economic justice issues.

With a community benefits approach to growth, development can create good jobs, revitalize underserved communities, increase tax revenues, and build on existing local assets.

A community benefits approach includes a range of concrete tools. This model was successful in St. Louis, Missouri, and currently working in the City of Detroit. It is the Ezekiel Project intent to have a meaningful dialog on creating a unique mechanism to booster jobs in the Great Lakes Bay Region.

We look forward to our presentation at a June 2012 City Council meeting. If you have any questions, please feel free to contact me at 989-755-1620.

Blessing

A handwritten signature in cursive script that reads "Grady Holmes, Jr.".

Grady Holmes, Jr., Executive Director/Lead Organizer-The Ezekiel Project

Email: gholmes@ezekielproject@gmail.com

Cc: Mayor & City Council Members

Mr. Darnell Earley, City Manager

Mr. Odall Thorns, Director of Development

Mr. John Stemple, Chief Inspector

Ms. JoAnn Crary, CEO/President of Saginaw Future, Inc.

Ms. Leann Bauer, SEA President

Mr. Jimmie Greene, President/CEO ABC Greater Michigan Chapter

Mr. Chad Young, S.E.I.U. Representative

Ezekiel Project Board of Directors

Community Benefits Agreements

Problem Statement:

Economic development projects are often heavily subsidized by taxpayer dollars, but there is usually no guarantee that a project's "ripple effects" will benefit current residents.^[1] Developments can cause inner-city gentrification, pushing out low-income residents as housing prices rise, or they may create only low-wage retail and service sector jobs. As a result, many metropolitan regions continue to experience problems related to poverty and housing, despite major investments in economic development. The CBA negotiation process can provide a mechanism to ensure that community concerns are heard and addressed.

Responding to these problems, the Community Benefits Agreement (CBA) model was created in the late 1990s as a way for the communities most impacted by economic development projects to participate in the planning process and seek to ensure that development benefits will accrue to existing communities.^[2] For developers, negotiating with community representatives can be an attractive way to gain community support and help move their projects forward. Participating in CBA negotiations can eliminate surprises in the development approvals process and allow developers to work with a unified coalition rather than having to engage community organizations one by one.

A Community Benefits Agreement is a private contract between a developer and a community coalition that sets forth the benefits that the community will receive from the development. Common benefits include living wages, local hiring and training programs, affordable housing, environmental remediation and funds for community programs. CBAs ensure that development is equitable and benefits *all* members of the community, eventually contributing to stronger local economies, livable neighborhoods, and increased public participation in the planning process.

Three key features are found in CBAs:

1) **Inclusiveness.** The CBA negotiation process can provide a mechanism to ensure that community concerns are heard and addressed. Certain communities, including the disability community, have historically been excluded from the development process. Laws concerning public notice and participation are often poorly enforced, and official public hearings are frequently held at times and places that are not neighborhood-friendly or accessible.

2) **Enforceability.** A CBA can ensure that a developer's promises regarding community benefits are legally enforceable. Developers "pitching" a project often make promises that are never written into any project approval documents, and even when they are, they may not be monitored and enforced by the relevant government agencies. By creating an

6. Providing an opportunity for the residents to hold local, county, state governments accountable for the use of tax dollars by giving them a voice in how development subsidies are distributed.

RECEIVED
CITY CLERK
CITY OF SAGINAW

JUN - 1 2012



Tax Staff

General Motors Company
Tax Staff
Mail code 4B2-C16-B16
PO Box 300
Detroit, MI 48265-3000
USA

May 31, 2012

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

Dear Ms. Santos:

General Motors LLC (GM) -Saginaw Metal Casting Operation (SMCO)
Application for Industrial Facilities Tax Exemption Certificate (IFT) and Request to Establish a
Plant Rehabilitation District for Real Property Improvements

Attached is the referenced IFT for a proposed investment to rehabilitate existing floor space with an approximate cost of \$50,000,000 in real property improvements. This investment will help support the retention of jobs as well at the SMCO.

In addition, a separate legal description and drawing has been provided for the proposed establishment of a plant rehabilitation district for this investment and IFT. As discussed, we respectfully request a vote on the establishment of the proposed rehabilitation district followed by a vote on the IFT application.

Thank you for your continued excellent support and if there are questions with the enclosed, please feel free to contact me on (313) 665-4054.

Very truly yours,

Troy D. Kennedy
U.S. Property Tax Manager

Pennon # 12-17

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

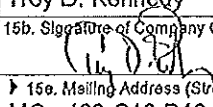
All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility) General Motors LLC		1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) 336111	
1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) 1629 N. Washington Avenue, Saginaw, MI 48605		1d. City/Township/Village (indicate which) Saginaw	1e. County Saginaw
2. Type of Approval Requested ☐ New (Sec. 2(4)) ☐ Speculative Building (Sec. 3(8)) ☐ Research and Development (Sec. 2(9))		3a. School District where facility is located Saginaw	3b. School Code 73010
☐ Transfer (1 copy only) ☒ Rehabilitation (Sec. 3(1))		4. Amount of years requested for exemption (1-12 Years) 12 years plus two years for construction	
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. Investment is for the restoration of approximately 390,000 square feet of obsolete industrial manufacturing floor space. Restoration includes, but is not limited to, structural, electrical, HVAC and other related real property improvements necessary bring the floor space to a functional level to support new machinery and equipment.			
6a. Cost of land and building improvements (excluding cost of land) * 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 * Attach itemized listing with month, day and year of beginning of installation, plus total	
6c. Total Project Costs * Round Costs to Nearest Dollar		6d. Total of Real & Personal Costs	
6a. Cost of land and building improvements (excluding cost of land) \$50,000,000.00		6b. Cost of machinery, equipment, furniture and fixtures \$0.00	
6c. Total Project Costs \$50,000,000.00		6d. Total of Real & Personal Costs \$50,000,000.00	
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) Real Property Improvements 8/1/12 2/28/14 ☒ Owned ☐ Leased Personal Property Improvements ☐ Owned ☐ Leased			
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 ☒ No			
9. No. of existing jobs at this facility that will be retained as a result of this project. 275		10. No. of new jobs at this facility expected to create within 2 years of completion. 0	
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) \$944,075.00 b. TV of Personal Property (excluding inventory) \$0.00 c. Total TV \$944,075.00			
12a. Check the type of District the facility is located in: ☐ 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 ☒ 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 207.561 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
14a. Name of Contact Person Troy Kennedy	14b. Telephone Number (313) 665-4054	14c. Fax Number (313) 665-4125	14d. E-mail Address troy.d.kennedy@gm.com
15a. Name of Company Officer (No Authorized Agents) Troy D. Kennedy			
15b. Signature of Company Officer (No Authorized Agents) 		15c. Fax Number (313) 665-4125	15d. Date
15e. Mailing Address (Street, City, State, ZIP Code) MC: 482-C16-B16, P.O. Box 300, Detroit, MI 48265		15f. Telephone Number (313) 665-4054	15g. E-mail Address troy.d.kennedy@gm.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 _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion ☐ Yes ☐ No ☐ Denied (Include Resolution Denying)		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)	
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.		16c. LUCI 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				
1. LUCI Code	2. Begin Date Real	3. Begin Date Personal	4. End Date Real	5. End Date Personal

Instruction for Completing Form 1012, Industrial Facilities Tax Exemption (IFT) Application

The completed original application form 1012 and all required attachments, plus two additional copies, **MUST** be filed with the clerk of the local unit of government where the facility is or will be located. Complete applications must be received by the State Tax Commission by October 31 to ensure processing and certification for the following tax year. Applications received after the October 31 deadline will be processed as expeditiously as possible.

Please note that attachments listed on the application in number 16a are to be retained by the local unit of government, and attachments listed in number 16b are to be included with the application when forwarding to the State Tax Commission (STC).

(Before commencement of a project the local unit of government must establish a district, or the applicant must request in writing a district be established, in order to qualify for an IFT abatement. Applications and attachments must be received by the local unit of government within six months of commencement of project.)

The following information is required on separate documents attached to form 1012 by the applicant and provided to the local unit of government (city, township or village) in triplicate. (Providing an accurate school district where the facility is located is vital.)

1. Legal description of the real property on which the facility is or will be located. Also provide property identification number if available.
2. Personal Property Requirements: Complete list of new machinery, equipment, furniture and fixtures which will be used in the facility. The list should include description, beginning date of installation or expected installation by month/day/year, and costs or expected costs (see sample). Detail listing of machinery and equipment must match amount shown on question 6b of the application. Personal property applications must have attached a certified statement/affidavit as proof of the beginning date of installation (see sample).
3. Real Property Requirements: Proof of date the construction started (groundbreaking). Applicant must include one of the following if the project has already begun; building permit, footings inspection report, or certified statement/affidavit from contractor indicating exact date of commencement.
4. Complete copy of lease agreement as executed, if

applicable, verifying lessee (applicant) has direct ad valorem real and/or personal property tax liability. The applicant must have real and/or personal property tax liability to qualify for an IFT abatement on leased property. If applying for a real property tax exemption on leased property, the lease must run the full length of time the abatement is granted by the local unit of government.

The following information is required of the local unit of government: [Please note that only items 2, 4, 5, 6, & 7 below are forwarded to the State Tax Commission with the application, along with items 2 & 3 from above. The original and one complete copy are required by the STC. The remaining items are to be retained at the local unit of government for future reference. (The local unit must verify that the school district listed on all IFT applications is correct.)]

1. A copy of the notice to the general public and the certified notice to the property owners concerning the establishment of the district.
2. Certified copy of the resolution establishing the Industrial Development District (IDD) or Plant Rehabilitation District (PRD), which includes a legal description of the district (see sample). If the district was not established prior to the commencement of construction, the local unit shall include a certified copy or date stamped copy of the written request to establish the district.
3. Copy of the notice and the certified letters to the taxing authorities regarding the hearing to approve the application.
4. Certified copy of the resolution approving the application. The resolution must include the number of years the local unit is granting the abatement and the statement "the granting of the Industrial Facilities Exemption Certificate shall not have the effect of substantially impeding the operation of (governmental unit), or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in (governmental unit – see sample).
5. Letter of Agreement (signed by the local unit of government and the applicant per P.A. 334 of 1993 (see sample).

6. Affidavit of Fees (signed by the local unit of government and the applicant), (Bulletin 3, January 16, 1998). This statement may be incorporated into the Letter of Agreement (see sample).
7. Treasury Form 3222 (if applicable) - Fiscal Statement for Tax Abatement Request.

The following information is required for rehabilitation applications in addition to the above requirements:

1. A listing of existing machinery, equipment, furniture and fixtures which will be replaced or renovated. This listing should include description, beginning date of installation or expected installation by month/day/year, and costs or expected costs.
2. A rehabilitation application must include a statement from the Assessor showing the taxable valuation of the plant rehabilitation district, separately stated for real property (EXCLUDING LAND) and personal property. Attach a statement from the assessor indicating the obsolescence of the property being rehabilitated.

The following information is required for speculative building applications in addition to the above requirements:

1. A certified copy of the resolution to establish a speculative building.
2. A statement of non-occupancy from the owner and the assessor.

Please refer to the following Web site for P.A. 198 of 1974:
<http://www.legislature.mi.gov/>.

For guaranteed receipt by the State Tax Commission, it is recommended that applications and attachments are sent by certified mail.

Attachment No. 1 - Applicant
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

See City Attachment #2

Attachment No. 2 & 3 - Applicant
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Real Property

Additionally, because of our installation timetable, we are requesting that the City provide the automatic two year construction period.

Attachment No. 3 - Applicant
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Proof of Date of Construction

I hereby certify that preliminary demolition will commence in August with actual construction commencement in January, 2013.



Troy Kennedy
Tax Manager

Saginaw Metal Casting Operations - Building Improvements

Architectural	
	Restroom
	Aisle Striping
	Clean/paint existg area
	AHU roof curbs
	New stairs
	Exhaust fan roof curbs
Electrical	
	Plant 480V Welding Outlet
	120V Receptacles
	General Lighting System
	Egress Lighting
	Fire Alarm System
Structural	
	Hiboy lateral bracing modification
	Modify existng sand deck
	Slob on ground works
	Exist. equipment removal
	New Steel platforms
	Basement fill
	utilities support
8300 Building equipment	
Electrical	
	2000KVA VPI-3WG Single Ended Power & Light Substation
	2000KVA VPI-3WG Single Ended Power & Light Sparing Substation
	Two 15KV, 500kcmil, 1A Cable on 18" Cable Tray on Roof
	Process Power Distribution Panel
	Power to Hub Platform
	All other electrical feeders to Mech. Equipment
	Sand Deck General Lighting And Egress Lighting
	2000KVA VPI-3WG Single Ended Power & Light Substation
8300 Building equipment	
Electrical	
	Substation Room
	Electrical Load Study
	Mec/Elect. Room
	Electrical Power for Mech. Air-Compressors
	Electrical Power Feed for 1500 scfm Air Dryers
	Building Grounding System
	Motor Starter 900HP
	500 HP Motor Starter
	Electrical Work for 600 Ton Chiller
	2000KVA VPI-3WG Single Ended Power & Light Substation
	Two 15KV, 500kcmil, 1A Cable on 18" Cable Tray on Roof
	MCC for Mech Equip. Pumps
	Power to Truck Dock
	2000KVA VPI-3WG Single Ended Power & Light Sparing Substation
Mechanical	
	Bldg. Ventilations
	Chilled Water Supply with Chillers
	New Fire Protection System
	Air Compressors and Piping
	Natural Gas
	All Other System
	Cooling Towers and Ahu Ventilation In Sub Room, Others
Structural	
	machine pads
8200 Building	
Demolition	
	General Demolition
Architectural	

Attachment No. 4 - Applicant
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Copy of Lease Agreement

Not Applicable

Attachment No. 1 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

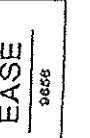
Notice concerning establishment of the District

To be furnished By the City

Attachment No. 2 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Establishment of Plant Rehabilitation District

See Attached

[illegible]

PLANT PERABUTAN HINRIK

PARCEL 2
21.31 ACRES

CLASS OF MEMBERS

STYLAKS (300A 90) 2002AV NO20NTISV

Attachment No. 3 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Notice to General Public, Certified notice to property owners concerning establishment of
the district Letters to Taxing Authorities

Attachment No. 4 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Certified Copy of Resolution Approving the Application

To be furnished By the City

Attachment No. 5 & 6 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Letter of Agreement & Affidavit of Fees

See attached

Attachment No. 1 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

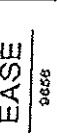
Notice concerning establishment of the District

To be furnished By the City

Attachment No. 2 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Establishment of Plant Rehabilitation District

See Attached

[illegible]

PLANT PERABUTAN HINRIK

PARCEL 2
21.31 ACRES

CLASS OF MEMBERS

STYLAKS (300A 90) 2002AV NO20NTT5V

Attachment No. 3 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Notice to General Public, Certified notice to property owners concerning establishment of
the district Letters to Taxing Authorities

Attachment No. 4 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Certified Copy of Resolution Approving the Application

To be furnished By the City

Attachment No. 5 & 6 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Letter of Agreement & Affidavit of Fees

See attached

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 acknowledge and affirm that payments of any kind, whether they be referred to as fees, payments in lieu of taxes, donations, or by other like terms 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 hereby swear and affirm by our signatures below that no payment of any kind in excess of the fee allowed, by Public Act 323 of 1996, has been made or promised in exchange for favorable consideration of an exemption certificate application.

City of Saginaw:

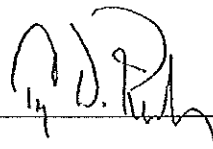
Signed _____

Print Name _____

Title _____

Dated _____

Applicant:

Signed  _____

Print Name Troy D. Kennedy

Title US Property Tax Sr. Manager

Dated 5-31-12

**INDUSTRIAL FACILITIES
EXEMPTION CERTIFICATE
LETTER OF AGREEMENT**

This Agreement between General Motors LLC and the City of Saginaw is for the purpose of fulfilling the requirements of P.A. 198, as amended in P.A. 334, Section 22. In consideration of approval of this exemption certificate, General Motors LLC understands that through its investment of approximately \$50,000,000 and the City of Saginaw, by its investment of the IFT, are mutually investing in and benefiting from this economic development project, and furthermore, agree to the following:

- 1) The applicant intends to remain within the City of Saginaw during the period of time for which the abatement has been approved.
- 2) Approximately 275 jobs are expected to be retained over the next two years after all related construction is completed as a result of this project.

This agreement is assignable and transferable by either party with advance written consent. Contained herein are the sole remedies associated with this IFT. This agreement may only be altered upon mutual consent of both parties.



Company

5-31-12

Date

The City Of Saginaw

Date

Attachment No. 7 - City
Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Treasury Form 3222

To be furnished By the City

Attachment - City
Rehabilitation Application for Industrial Facilities Tax Exemption Certificate by
General Motors LLC - Saginaw Metal Casting Operations (SMCO)

Statement showing the taxable valuation of the plant rehabilitation district and a statement from assessor
indicating the obsolescence of the property being rehabilitated.

Attached

City of Saginaw
City Assessors Office
1315 S. Washington Ave.
Saginaw, MI 48601
989-759-1473



Lori D. Brown, CMAE III, PPB
City Assessor

April 20, 2012

Michigan Department of Treasury
State Tax Commission
Treasury Building
Lansing, MI 48922

Re: 1629 N. Washington Ave – Obsolescence

To Whom It May Concern:

Please allow this letter to serve, as finding by the Assessor that a portion of the industrial improvements located at 1629 N. Washington Ave are functionally obsolete. Assessing staff inspected the property in 2011 and on April 20, 2012.

The industrial site is 57.25 acres with 1,164,685 square feet of improvements built between 1925 and the late 1970s. The aging automotive facility is in need of major renovation to accommodate modern equipment. General Motors is requesting a Plant Rehabilitation District on 390,000 square feet of the existing facility. The area is currently improved but is in need of major renovations that include roof deck and siding replacement, floor slab replacement and additional structural steel reinforcing. Electrical, lighting, heating and cooling replacement is also needed. The cost is estimated at \$50 million dollars to return the improvement to an economically efficient functional condition. The current assessed value of the property is \$975,870 of which \$944,075 is the value of the improvement.

My findings from review and inspection of the property conclude there is a substantial loss in value resulting from the age of the buildings and changes in technology. Currently the property is unable to be used to adequately perform the function for which it was intended and is rendered obsolete.

If you have any questions please feel free to contact me.

Thank you,

A handwritten signature in cursive script that reads "Lori D. Brown".

Lori D. Brown, MAAO (3), R-7649
City of Saginaw
City Assessor

12-18

Petition for Banner

01

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.)

- ☒ 500 Block of Court Street
- ☒ 200 Block of West Genesee
- ☒ 300 Block of South Michigan
- ☒ 1000 Block of East Genesee Avenue

For: African Cultural Festival
(Organization)

Not by the public of the event
Purpose of Banner

MESSAGE ON BANNER 44 Annual African Cultural Festival August 10, 11, 12 - 2012

Time Period Requested: July 20th 2012 to Aug 15th 2012
(Not to exceed 30 days)

PETITIONERS

Charles M. Davis
African Cultural Festival

NAME, ADDRESS AND TELEPHONE NUMBER OF CONTACT PERSON:

NAME Charles M. Davis PHONE 989-753-7340
ADDRESS: 4038 Harold St - Saginaw - 48601

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

DATE APPROVED BY COUNCIL: _____

CITY CLERK

12-19

**Crop
Production
Services**



RECEIVED
CITY CLERK
CITY OF SAGINAW

JUN 15 2012

Ms. Janet Santos

June 14, 2012

Clerk, City Of Saginaw

Dear Ms. Santos;

Crop Production Services, Inc. is requesting to establish an industrial development district for our property at 1753 N. 6th.st, in the City of Saginaw.

Thank you in advance for your consideration of this matter, and please feel free to contact me for further information that may be required. Also, please date stamp receipt of this letter, and return a copy to me at Crop Production Services, P.O. Box 522, Carrollton, MI 48724

Sincerely,

Kip Pavlawk

Crop Production Services

(989)753-2522

Permit for Fireworks Display
Michigan Department of Licensing & Regulatory Affairs
Bureau of Fire Services
Office of the State Fire Marshal
P.O. Box 30700
Lansing, MI 48909
(517) 241-8847

2012

PETITION # 12-20

Authority: Compliance: Penalty:	2011 PA 268 Required Misdemeanor	The Department of Licensing & Regulatory Affairs will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency.
---------------------------------------	--	---

This permit is not transferable. Possession of this permit authorizes the herein named person to possess, transport and display fireworks in the amounts, for the purpose of and at the place listed below only.

☒ Public Display		☐ Agricultural Pest Control	
ISSUED TO		AGE (18 or over)	
COLONIAL FIREWORKS / FRANK LOFFREDO		51	
ADDRESS			
25 MARLINDALE AVE, BOARDMAN, OH 44512			
NAME OF ORGANIZATION, GROUP, FIRM OR CORPORATION			
COLONIAL FIREWORKS			
ADDRESS			
6480 TOMER ROAD, CLAYTON MI 49235			
NUMBER AND TYPES OF FIREWORKS			
CLASS B DISPLAY FIREWORKS 300 : 3 INCH 72 : 4 INCH			
EXACT LOCATION OF DISPLAY			
OJIBWAY ISLAND			
CITY, VILLAGE, TOWNSHIP		DATE	TIME
CITY OF SAGINAW		6-20-12	12:15 PM
BOND OR INSURANCE FILED		AMOUNT	
☒ Yes ☐ No		\$9,000,000	

Issued by action of the	☐ council	☐ commission	☐ board of
☐ city ☐ village ☐ township of _____	on the _____ day of _____		
_____ 20 _____			
(Signature and Title of Council/Commission/Board Representative)			

THIS FORM IS VALID FOR THE YEAR SHOWN ONLY

Application for Fireworks Display Permit
Michigan Department of Licensing & Regulatory Affairs
Bureau of Fire Services
P.O. Box 30700
Lansing, MI 48909
(517) 241-8847

2012

Authority: Compliance: Penalty:	2011 PA 263 Voluntary Permit will not be issued	The Department of Licensing & Regulatory Affairs will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency.
---------------------------------------	---	---

☒ Public Display ☐ Agricultural Pest Control		DATE OF APPLICATION 6-18-12
NAME OF APPLICANT CAROL COTTRELL		ADDRESS 47 DAVIS DR, SAGINAW
IF A CORPORATION, NAME OF PRESENT		ADDRESS
IF A NON-RESIDENT APPLICANT, NAME OF MICHIGAN ATTORNEY OR RESIDENT AGENT		ADDRESS
NAME OF PYROTECHNIC OPERATOR FRANK LOFFREDO		ADDRESS 25 MARLINDALE AVE,
NO. YEARS EXPERIENCE 30	NO. DISPLAYS 1000+	AGE (18 or over) 51
NAME OF ASSISTANT KEN LINTON		ADDRESS 25 MARLINDALE, BOARDMAN
NAME OF OTHER ASSISTANT RICHARD LOFFREDO		ADDRESS 25 MARLINDALE, BOARDMAN
EXACT LOCATION OF PROPOSED DISPLAY OSIBWAY ISLAND		WHERE THROUGHOUT UNITED STATES INCLUDING SAGINAW
DATE OF PROPOSED DISPLAY 6-20-12		TIME OF PROPOSED DISPLAY 12:15 PM
NUMBER OF FIREWORKS 300	KIND OF FIREWORKS TO BE DISPLAYED CLASS B DISPLAY FIREWORKS	
72	3 INCH	
	4 INCH	
MANNER AND PLACE OF STORAGE PRIOR TO DISPLAY (Subject to Approval of Local Fire Authorities) FIREWORKS ARRIVING DAY OF DISPLAY		
AMOUNT OF BOND OR INSURANCE (To be set by local government) \$9,000,000		NAME OF BONDING CORPORATION OR INSURANCE COMPANY BRITTON, GALLAGHER AND ASSOCIATES
ADDRESS OF BONDING CORPORATION OR INSURANCE COMPANY 6240 SOM CENTER RD., CLEVELAND OH 44139		
SIGNATURE OF APPLICANT Carol Cottrell		

* FORM IS VALID FOR YEAR SHOWN ONLY *



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
6/14/2012

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

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

PRODUCER Britton-Gallagher and Associates, Inc. 6240 SOM Center Rd. Cleveland OH 44139	CONTACT NAME:	FAX
	PHONE (A/C, No, Ext): 440-248-4711	(A/C, No): 440-544-1234
INSURED Colonial Fireworks Company 6480 Tomer Road Clayton MI 49235	E-MAIL ADDRESS:	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: Lexington Insurance Co	
	INSURER B: Granite State Insurance Co.	
	INSURER C: Axis Surplus Ins Company	
	INSURER D:	
INSURER E:		
INSURER F:		

COVERAGES

CERTIFICATE NUMBER: 1897020287

REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY			1619924-04	2/15/2012	2/15/2013	EACH OCCURRENCE \$1,000,000
	☒ COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$50,000
	☐ CLAIMS-MADE ☒ OCCUR						MED EXP (Any one person) \$
	GEN'L AGGREGATE LIMIT APPLIES PER:						PERSONAL & ADV INJURY \$1,000,000
	☐ POLICY ☒ PRO-JECT ☒ LOC						GENERAL AGGREGATE \$2,000,000
							PRODUCTS - COMP/OP AGG \$2,000,000
							\$
B	AUTOMOBILE LIABILITY			CA6265853911	2/15/2012	2/15/2013	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000
	☒ ANY AUTO						BODILY INJURY (Per person) \$
	☐ ALL OWNED AUTOS						BODILY INJURY (Per accident) \$
	☒ HIRED AUTOS						PROPERTY DAMAGE (Per accident) \$
	☐ SCHEDULED AUTOS NON-OWNED AUTOS						\$
C	UMBRELLA LIAB			EAU705977	2/15/2012	2/15/2013	EACH OCCURRENCE \$9,000,000
	☒ EXCESS LIAB						AGGREGATE \$9,000,000
	☐ DED ☐ RETENTION \$						\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						WC STATU-TORY LIMITS ☐ OTH-ER ☐
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH)						E.L. EACH ACCIDENT \$
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$
							E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

SHOW NO: 2012-091 DISPLAY DATE: TO BE DETERMINED: THIS CERTIFICATE IS VALID THROUGH FEBRUARY 15, 2013
LOCATION: NORTH END OF OJBWAY ISLAND SAGNAW MI
ADDITIONAL INSURED: COLONIAL FIREWORKS FRANK LOFFREDO; CITY OF SAGINAW; CAROL COTTRELL; PROJECT SPECIFIC LIMIT APPLIES. LIMIT OF \$5,000,000 PER OCCURENCE, ANNUAL AGGREGATE APPLIES SPECIFICALLY TO THE CITY OF SAGINAW FIREWORKS DISPLAY AT OJBWAY ISLAND IN SAGINAW, MICHIGAN (FINAL DATE TO BE DETERMINED). THIS POLICY EXTENDS COVERAGE TOTHE SPECIAL EVENT AND ITS PARTICIPANTS.

CERTIFICATE HOLDER**CANCELLATION**COLONIAL FREWORKS
FRANK LOFFREDO
6480 TOMER RD
CLAYTON MI 49235

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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From: Darnell Earley, City Manager

Subject: 2011/2012 4th 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 be amended. This adjustment is required to recognize any errors, omission, or changes that have occurred during the 4th quarter. This 4th quarter adjustment reflects projections of the 2012 Approved Budget through June 30, 2012. This projected adjustment is required in order to be in compliance with State of Michigan's Uniform Budgeting and Accounting Act and other governing budgeting and accounting principles.

The General Fund (101) should be increased from \$34,665,746 to \$35,770,622. This increase to the General Fund is due in large part to the recognition of compensation time and paid-time off payouts for those employees that will retire from the City by June 30, 2012. These unusually high amounts for Community Public Safety payouts are directly attributed to the long standing collective bargaining provisions. *(Please see the attached Public Safety payout listing and PTO and Compensation Banks by Union Group.)*

The Major Street Fund (202) should be increased \$197,800 from \$4,254,383 to \$4,452,183. This increase is due to unanticipated revenue received from a developer for inspection services for the South Saginaw Homes Phase II residential development. In addition, there is an operating transfer to Local Streets to cover unanticipated expenditures in Routine Maintenance and Traffic Engineering divisions.

The Local Street Fund (202) should be increased \$177,846 from \$1,253,744 to \$1,431,590. This increase is attributed to a transfer from Major Streets to cover unanticipated expenses in the Routine Maintenance and Traffic Engineering Divisions.

The Public Safety Fund (205) should be decreased from \$4,049,710 to \$4,000,710, which equates to a \$49,000 reduction. This decrease is primarily attributed to the realignment of more senior CPS - Fire staff from the Public Safety Fund to the General Fund, which results in a savings to the CPS – Fire Prevention Division. This reduction will be offset by a decrease to the Operating Transfer-In from the General Fund.

The Sewer Operations and Maintenance Fund's (590) Fund should be increased from \$28,435,864 to \$33,496,890, which equates to a \$5,061,026 increase. This increase is required to recognize the Sewer Operations and Maintenance Fund's depreciation and compensation and paid-time off payouts for those employees that will retire by June 30, 2012. This increase to expenditures will be offset by the appropriation of retained earnings.

The Water Operations and Maintenance Fund's (591) should be increased from \$24,825,525 to \$26,158,054, which equates to a \$1,332,529 increase. This increase is required to recognize the Water Operations and Maintenance Fund's depreciation. This increase to expenditures will be offset by the appropriation of retained earnings.

The Bliss Park Endowment Fund (737) should be decreased from \$8,700 to \$5,800, which equates to a \$2,900 reduction. This decrease is due to the limited reserve balance for the fund.

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 4th 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 _____.

From: Darnell Earley, City Manager

Subject: Alternative Service Concepts Contract

Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend approval of the Claims Service Contract with Alternative Service Concepts as the City's third party administrator for insurance claims for the period July 1, 2012 through June 30, 2013.

The contract is approved by the City Manager as to substance and by the City Attorney as to form. Funds are available in the Self-Insurance Fund, Insurance Expense Account No. 677-1762-711-8006.

Justification:

Alternative Services Concepts, LLC (ASC) has been the City's third party administrator since the City first switched insurance carriers in 1995. The third party administrator reviews all claims and loss reports arising under the City's insurance policy and investigates, adjusts, settles, or resists all losses and/or claims with specific prior approval of the City. The contract is for one year from July 1, 2012 to June 30, 2013. The change in fees from last year to this year is outlined below:

Service	Per-Claimant Fee		Estimated Total Fee	
	2011-2012	2011-2012	2012-2013	2012-2013
Automobile & General Liability				
Physical Damage	\$485		\$500	
Bodily Injury	\$510		\$525	
E & O	\$660		\$670	
Police Professional	\$660		\$670	
Litigated Fee	Base fee + \$400		Base fee + \$400	
Catastrophic Claims	Time & Expense	\$75 per hour	Time & Expense	\$75 per hour
Total Minimum Claims Fee		\$38,000		\$38,000
MMSEA – Annual Transmission Fees (Includes query & submission)		\$2,100		\$2,100
Administration Fees		\$3,500		\$3,500
Systems Fees		\$2,500		\$2,500
Total Fees		\$46,100		\$46,100

The increases in the Per-Claimant Fees are for as follows: Physical Damage \$15, Bodily Injury \$15, E & O \$10 and Police Professional \$10. The Total Fees cost is \$46,100, which is the same fee as last year's contract. The contract contains the same provisions as last year wherein at the end of the contract year, ASC will multiply the actual number of claims by the fee per claimant (approximately \$650 per claim depending on the type of claim) and if the actual number of claims is more than \$38,000, ASC will invoice the City for the difference between the actual fee and \$38,000. To date, the City has never been billed for additional claims.

ASC will continue to indemnify and hold the City harmless for any claims asserted as a result of any errors, omissions, torts, intentional torts or other negligence on the part of ASC or its employees, unless the complained of actions of ASC were taken at the specific direction of the City.

Council Action:

Council _____ moved that the recommendation from the City Manager be approved.

From: Darnell Earley, City Manager

Subject: Voting System Annual Maintenance

Prepared by: Janet Santos, City Clerk

Manager's Recommendation:

I recommend approval of the Voting System Annual Maintenance with the State of Michigan, Bureau of Elections, for the Period 2011-2012, for maintenance of 27 Optech Insight Optical Scan Voting Tabulators, 24 AutoMark Voter Assist Terminals and 1 Memory Pack Reader at an annual cost of \$7,431. Further recommending the City Clerk be authorized to sign the Local Commitment and Equipment Verification Form and any related documents during the period of the maintenance period.

The contracts for maintenance are between the State of Michigan, Bureau of Elections, and Election Source for the Tabulators and Memory Pack Reader and between the State of Michigan, Bureau of Elections, and ES&S for the AutoMark terminals. Therefore, does not require approval by the City Manager as to substance and the City Attorney as to form.

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

Funds for maintenance are available in the General Fund, Elections Division, Operating Services Account No. 101 1731 701 80 05.

Justification:

On October 24, 2011, City Council approved a Voting System Annual Maintenance with the State of Michigan, Bureau of Elections, for the Period 2011-2013, for maintenance of the City's 27 Optech Insight Optical Scan Voting Tabulators and 24 AutoMark Voter Assist Terminals at an annual cost of \$3,009. Since that time, it has come to the attention of the City Clerk that the State's maintenance only included a break/fix agreement and did not include a full service agreement. The full-service agreement includes on-site service, Election Day support from 6:00 a.m. until the polls are closed, loaner machines and parts & labor. Full service coverage is imperative for running an efficient and effective election. Without full service on machines, the City would have to pay out of pocket for on-site repairs at \$175/hour, plus expenses (4 hr. minimum), loaner machines at a price of \$1,000/day, Election Day Support at \$175/hour, plus expenses (4 hr. minimum), and would not have Election Source staff dedicated to assist with machine problems on Election Day. (In past Elections, Election Source staff has a specialist in the area that can be at the precinct within the hour.)

Under the annual maintenance for full service, all of the above would be included, in addition to Election Source supplying all labor and/or parts necessary to maintain the Insights in good working condition and all preventative maintenance would be done at the City's site.

In addition to the foregoing, the City has one Memory Pack Reader to read the Memory Packs and provide results locally and by modem to the County for all elections. The Full Maintenance Service for this Equipment is \$378.00 annually, and includes all software updates and upgrades.

Given the foregoing, and in order to provide City electors the most efficient and effective elections, it is recommended that the City enter into Full Service Maintenance for 27 Optech Insight Optical Scan Voting Tabulators at an annual cost of \$6,345; 24 AutoMark Voter Assist Terminals at an annual cost of \$708; and \$378 annually for the Memory Park Reader.

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.

From: Darnell Earley, City Manager
Subject: 2012-13 Annual Action Plan
Prepared by: Bill Ernat, Department of Development

Manager's Recommendation:

I recommend approval of the 2012-13 Annual Action Plan and that the Mayor, Gregory Branch be authorized to execute this and any related documents.

Justification:

Attached for Council approval is the City's 2012-13 Annual Action Plan, which is required as part of the City's Community Development Block Grant (CDBG) annual submittals to HUD. This is the second Annual Action Plan under the current Consolidated Plan.

HUD requires that CDBG entitlement communities develop and submit five-year Consolidated Plans as well as Annual Action Plans. The Consolidated Plan was completed in 2011 and will be in place through 2016. In conjunction with the Consolidated Plan, Annual Action Plans must be completed each year. The Annual Action Plan addresses the objectives identified in the Consolidated Plan.

The Annual Action Plan includes the projects that will be funded using CDBG funds, Emergency Shelter Grant (ESG) funds, and HOME Funds. The Plan also includes how the projects meet the goals and needs of the community, as well as the HUD requirements.

This Plan is the final step in the approval process by HUD. The City Council must approve the Plan, at which time it is then submitted for approval by HUD, and upon their approval, they will release the funds to the City of Saginaw.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Write Off on CDBG Residential Rehabilitation Loans FY 2011-2012
Prepared by: Leticia C. Trevino, Department of Development

Manager's Recommendation:

I recommend that the eight residential rehabilitation loans presented be written off the balance sheet, as they have been deemed uncollectible. The total amount to be written off is \$401,101.77.

Justification:

The residential lending program is operated by the Department of Development. Low interest loans are provided to low to moderate-income households for housing rehabilitation in designated Community Development Block Grant (CDBG) program areas. Regular mortgage loans are established and liens are placed against the properties. If monthly obligations are not met, staff follows normal collection procedures, including client notification on a monthly basis, which could result in foreclosure. Staff has and will continue to utilize outside counsel for more aggressive collection efforts. Removing the loans from the balance sheet does not prohibit the City from further legal collection efforts. The account balances below include interest and penalties.

Account No.	Balance	Reason for Write Off	Date of Loan
C86120242	8,567.19	Deceased	10/29/1992
C86200300	12,756.35	Deceased	10/24/1996
C85180487	15,418.54	No collectible Assets	06/21/1996
86120308	88,505.11	No collectible Assets	10/30/1999
86120131	68,381.19	No collectible Assets	12/11/1986
86120329	174,694.81	No collectible Assets	12/17/1999
85200549	16,814.37	Unable to locate client	07/14/2000
85140520	14,964.21	Unable to locate client	06/29/1998

Council Action:

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

From: Darnell Earley, City Manager
Subject: Demolition Contract Extension
Prepared by: John C. Stemple, Licensed Inspector

Manager's Recommendation:

I recommend that the offer from Rohde Brothers Excavating to extend our current pricing for demolition services through June 30, 2013 be accepted and that a purchase order be issued in the amount of \$833,618.00.

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 Community Development Block Grant Fund Account 275-6511-761.80-25 (\$183,618.00), Neighborhood Stabilization Program Account No. 279-6551-761.80-25 (\$400,000.00), and General Fund Demolition Account No. 101-3865-761.80-25 (\$250,000).

Justification:

The current demolition services contract was awarded in June 2010 to Rohde Brothers Excavating. The duration of the contract was two years, covering the period from July 1, 2010, through June 30, 2012, with an option for a one-year extension, through June 30, 2013. Rohde Brothers Excavating has done an excellent job in their overall performance, both in the quality of work and in the timing of the work. This has been extremely important, as there have been changes in the demolition process due to the NSP regulations. Thus, with the contractor's familiarity with NSP regulations, the performance of Rohde Brothers Excavating, and no change in pricing, even though there have been increased costs to the vendor, utilizing the option year for this contract is the best alternative for the City of Saginaw. It will be the intent of staff to bid out demolition services in the spring of 2013, which will be after the completion of this option year, and the completion of the NSP contract.

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: PBT Test Fees

Prepared By: J. Isquierdo, Community Public Safety Police

Manager's Recommendation:

I recommend that the City of Saginaw institute the right to charge for services provided by the Community Public Safety Police for portable breathalyzer tests (PBT's).

Justification:

An area of public service provided by the Community Public Safety Police in the regular course of duties is providing portable breathalyzer tests (PBT's) on a walk-in basis, as ordered by the courts.

Historically, this service has been provided free of charge while other agencies in the county and across the state are charging for them. Two issues arise from this situation. The first is that the costs of the disposable straws, mouthpieces, etc. used in the PBT tests are borne by this department. Secondly, the potential for revenue that every other agency in the county has been taking advantage of is being lost. In addition, we are seeing citizens from other jurisdictions traveling to Saginaw to comply with their court ordered PBT testing to avoid the charges in their home jurisdiction, thereby raising the costs to the city.

I recommend instituting a \$5.00 charge for PBT testing fees generating a revenue of approximately \$4,000 a year.

Council Action:

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

From: Darnell Earley, City Manager

Subject: Taser Testing

Prepared by: Sienna Rendon, Community Public Safety - Police

Manager's Recommendation:

I recommend that a purchase order be issued to CRT Less Lethal of Seattle, Washington in the amount of \$2,500.00 as a retainer for independent Taser testing due to an internal investigation of an in custody death associated with the use of Tasers.

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 Self Insurance Fund-Legal Services Account No. 677-1762-711.80-03.

Justification:

In April 2012, an incident occurred with the Saginaw Police Department that resulted in the custody of a civilian who was tasered during apprehension. It has become necessary to conduct specialized testing on four (4) Tasers. CRT Less Lethal is a sole source provider that carries out independent specialized testing required to ensure proper functionality of the Tasers that were used in the incident.

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: Police Department - Total Station for Traffic Services

Prepared By: J. Isquierdo, Community Public Safety - Police

Manager's Recommendation:

I recommend that the sole bid from Aras 360 Technologies, Inc. be accepted and a purchase order be issued to them in the amount \$4,000.00 for the purchase of a Total Station for the Saginaw Police Department Traffic Services Division.

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 Drug Forfeiture Funds/Parts and Supplies Account No. 264-3040-731-7330.

Justification:

On May 15, 2012, the City received one bid, approved by the Purchasing Committee, for the purchase of a Total Station for the Saginaw Police Department Traffic Services Division.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Turnout Gear
Prepared by: Sienna Rendon, Community Public Safety – Fire

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Douglass Safety Systems, LLC of Sanford, MI, for turnout gear in the amount of \$5,045.28.

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 Community Public Safety – Fire Technical Services Clothing Supplies Account No. 101-3552-751.73-03.

Justification:

The Community Public Safety - Fire Department purchases personal protective equipment to replace old and/or damaged gear. To comply with MIOSHA guidelines and requirements, new turnout gear is necessary for two (2) firefighters that require replacement equipment. Douglass Safety Systems is the sole source provider.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Slide Gate Operator
Prepared by: Paul D. Reinsch, Water and Wastewater

Manager's Recommendation:

I recommend that the low bid from M&R Garage Door Openers of Bay City, MI be accepted and a purchase order be approved and issued to them in the amount of \$3,640.00 for Fiscal Year 2012.

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 – Treatment and Pumping Division's Capital Outlay/Less than \$5,000 Account No. 591-4730-861.97-20.

Justification:

On November 29, 2011, the City received two bids for the supply, delivery and installation of an Osco Slide Gate Operator. The slide gate operator is for installation at the Gratiot Booster Station. The slide gate, added at the station for increased security, opens manually. Due to the volume of traffic on Gratiot Rd. and the proximity of the fence relative to the road, an automatic gate operator will add safety and prevent accidents.

On January 9, 2012, Council approved the low bid from Delta Door Sales and a purchase order was issued to them, but they failed to provide the materials and service agreed to. The decision to rebid the materials and service was made after many attempts to work with the original bidder. On May 22, 2012, a sole bid was received from M & R Garage Door Openers in the amount of \$3,640.00. Note: The original low bid amount from Delta Door Sales was \$3,750.00.

Council Action:

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

From: Darnell Earley, City Manager

Subject: Chemical Feed System

Prepared by: Brian Baldwin, Water and Wastewater

Manager's Recommendation:

I recommend that the quote from NuSystems, Inc. of Bay City, MI be accepted and that purchase orders be issued to them in the amount of \$5,400.00 for Fiscal Year 2013 and \$5,400.00 for Fiscal Year 2014 for providing a hydrogen sulfide treatment system for the Drake St. pump station.

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 Operation and Maintenance Fund, Remote Facilities Division, Chemicals Account No. 590-4835-861.73-02 for Fiscal Year 2013 and will be budgeted in the same account number for Fiscal Year 2014.

Justification:

Sealed bids to provide a hydrogen sulfide treatment system were opened on October 20, 2009 and NuSystems, Inc. was the sole bidder. NuSystems provides, monitors, and maintains the chemical feed system. Hydrogen Sulfide is extremely corrosive and can damage pipe and pumping systems, as well as create odor problems in the system. Prior to 2009, we had tried various other products to eliminate hydrogen sulfide with no success. The NuSystems treatment system has proven effective. NuSystems has quoted us the same price to continue using their product and service for the next two years.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Chris Scott - Ojibway Island User Agreement
Prepared by: Evelyn McGovern, Public Services Department

Manager's Recommendation:

I recommend approval of the Ojibway Island User Agreement (Agreement) between the City of Saginaw (City) and Chris Scott (Sponsor). The Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

On August 26, 2012, the Sponsor will host a Saginaw Love Festival on Ojibway Island (Ojibway). This event is planned to help bring the community together with art, music, and food. Funds raised will help support a community project and promote local artists and businesses.

The Sponsor will pay the City a flat fee of Seven Hundred Dollars and 00/100 (\$700.00) for the rental of Ojibway. The parties have further agreed that the Sponsor will pay the City in advance a flat service fee of One Thousand Dollars and 00/100 (\$1,000.00) based on ticket sales for the event. All fees are due at least 10 days in advance of the event.

In addition, the Sponsor will pay the City \$0.50 per admission ticket sold after one thousand tickets (1,000) have been sold. Payment for this fee must be remitted to the City fourteen (14) days after the event with a detailed report of sales.

The Sponsor has agreed to carry and name the City as an additional insured on its commercial general liability insurance policy, indemnify the City against any potential claims arising from the event, and otherwise comply with all applicable laws, rules and ordinances.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Electric Service to 117 S. Hamilton Street
Prepared by: Phil Karwat, Public Services Department

Manager's Recommendation:

I recommend the City execute the Agreement for Installation of Electric Facilities (Refundable) Part I, authorizing Consumers Energy to install overhead electric service and related labor and material to 117 South Hamilton Street as part of the completed reconstruction of Court Street between Hamilton Street and Michigan Avenue. The agreement has been approved by the City Manager as to substance and the City Attorney as to form. It is also recommended that City Council authorize the City Manager or his designee to execute all related documents.

Justification:

In September 2011, the City coordinated electric service installation with Consumers Energy for the purpose of supplying electricity to the decorative street lights and receptacles in the 100 block of Court Street between Hamilton Street and Michigan Avenue. The fee for this service was \$3,738.56 and was paid for on October 21, 2011, as part of the Court Street reconstruction project. This fee included costs for both overhead and underground facilities.

As a condition of installation of the service, Consumers Energy submitted to the City an Agreement for the Installation of Electric Overhead Facilities (Refundable) Part I. This Agreement allows for the portion of the installation fees attributable to the overhead facilities installation to be refunded if the anticipated energy usage exceeds the annual base revenue established by Consumers Energy for a period of up to five years. The portion of the installation fees that are attributable to the overhead facilities installation is \$2,312. A refund option is provided by Consumers Energy as an incentive to users to increase the amount of revenue generated by the installation.

The Agreement will formalize the installation of service and acknowledge the opportunity to receive the \$2,312 refund.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Blanket Purchase Order for Electric Parts - ROW Division
Prepared by: Phil Karwat, Public Services Department

Manager's Recommendation:

I recommend that blanket purchase orders be approved and issued to the City's primary suppliers of electrical parts and supplies in the listed amounts from July 1, 2012, through June 30, 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 these services are budgeted in the Major Streets Fund - Traffic Engineering Division's Parts and Supplies Account No. 202-4621-791-73.30 (\$4,500.00) and the Local Streets Fund - Traffic Engineering Division's Parts and Supplies Account No. 203-4621-791-73.30 (\$4,500.00).

Justification:

Since June 26, 2000, City Council has approved a procedure for purchasing electrical parts for the Traffic Engineering Section. The Section requires the purchase of a vast array of electrical parts and supplies for maintaining the City's electrical devices such as traffic signals and streetlights. There is no feasible means to predetermine quantities and type of parts that will be needed in any given time period because these are random repairs. Issuing individual purchase orders for the many items purchased is costly and administratively time consuming. Traffic section personnel will price quote items and award purchases to the lowest and best vendor for each item. The parts and supplies will be ordered from the successful bidder and billed to the respective purchase order. Therefore, it is clearly in the best interest of the City to continue this procedure from July 1, 2012 through June 30, 2013.

Marshall E Campbell Company Saginaw (in-city)	\$3,000.00
Standard Electric Company Saginaw (out-city)	\$3,000.00
Kendall Electric Saginaw (out-city)	\$3,000.00

Council Action:

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

From: Darnell Earley, City Manager
Subject: Blanket Purchase Order with Carrier & Gable - ROW Division
Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend that a blanket purchase order be approved and issued to Carrier & Gable, Inc., Farmington Hills, MI, in the amount of \$6,000 to cover repair costs of traffic signal equipment from July 1, 2012, through June 30, 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 these services are budgeted in the Major Streets Fund - Traffic Engineering Division's Parts and Supplies Account No. 202-4621-791-73.30 (\$3,000.00) and the Local Streets Fund - Traffic Engineering Division's Parts and Supplies Account No. 203-4621-791-73.30 (\$3,000.00).

Justification:

On February 6, 1996, City Council approved a procedure for repairing traffic signal controller equipment. City staff does routine repair and maintenance of these solid-state devices. Sometimes complex repairs must be done by the manufacturer's authorized service representative. Carrier & Gable, Inc. is Michigan's authorized service representative and offers standard pricing for each type of repair. After sufficient experience with repairing these devices, City staff estimates annual cost for such services is \$6,000.00. Since this service is necessary to properly maintain the City's traffic signal system, and because Carrier & Gable, Inc. is the only authorized service representative in the region, it is in the best interest of the City to continue this procedure from July 1, 2012 through June 30, 2013.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Replacement Vehicle Maintenance and Service
Prepared by: John Premo, Public Services Department

Manager's Recommendation:

I recommend that the City of Saginaw participate in the Mi-Deal purchasing program. This program will facilitate the purchase of one replacement minivan for transportation of employees to training, meetings, conferences, and as a reserve vehicle for out-of-service vehicles within the Maintenance and Service Division. I recommend a purchase order be issued to Snethkamps Dodge of Lansing, Michigan in the amount of \$21,511.00.

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 - Surplus Division /Vehicle Account No. 590-4840-881.97-70 (\$10,755.50), and Water Operations and Maintenance Fund - Surplus Division/Vehicle Account No. 591-4740-881.97-70 (\$10,755.50).

Justification:

On April 23, 2012, Council approved the purchase of a Ford minivan from Gorno Ford, A MI-Deal vendor. The minivan that was to be purchased is no longer available from Gorno Ford. Snethkamps Dodge has a Dodge minivan available with similar features for the same price. Snethkamps Dodge is the only State of Michigan Bid Holder for the minivan needed to replace an aging Lumina. The Dodge model seats seven and has stow and go seating as specified to make the vehicle available for other use.

Since 2005, the 1995 Lumina (out-of-town) vehicle has been on the replacement list and has approximately 145,000 miles. This vehicle has experienced numerous mechanical and electrical repairs making it an unreliable vehicle to conduct departmental operations while transporting employees to and from training and conferences or in the course of day-to-day operations. This departmental vehicle is used by various divisions for training and conferences and billed to the respective accounts as utilized.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Annual Dozing and Grading Maintenance and Service Division
Prepared by: John Premo, Public Services Department

Manager's Recommendation:

I recommend that the low bid from Mead and Sons Contracting, Saginaw, MI be accepted and purchase orders be approved and issued to them in the amount of \$22,840.00 for FY 2013 and \$25,250.00 for FY 2014.

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 0-1.

Funds for these purchases are budgeted in the Water Operations and Maintenance Fund, Maintenance and Service Division's Operating Services Account No. 591-4721-861.80-05 (\$11,420.00), and Sewer Operations and Maintenance Fund, Maintenance and Service Division's Operating Services Account No. 590-4821-861.80-05 (\$11,420.00) for FY 2013. Funds will be budgeted for FY 2014, pending budget approval, with funds not to exceed budgeted amount in the Water Operations and Maintenance Fund, Maintenance and Service Division's Operating Services Account No. 591-4721-861.80-05 (\$12,625.00), and Sewer Operations and Maintenance Fund, Maintenance and Service Division's Operating Services Account No. 590-4821-861.80-05 (\$12,625.00) for FY 2014.

Justification:

On June 5, 2012, Maintenance and Service Division, received two year bids for annual amounts of dozing and grading of its First Street Spoils Dump Site on an "as needed" basis up to six times annually. All excavated materials from approximately 900 annual water and sewer repairs are trucked to this site for disposal and storage.

Following is a tabulation of the bids received.

Mead and Sons Contracting	\$ 22,840.00	First Year
Saginaw, MI	<u>\$ 25,250.00</u>	Second Year
Total	\$ 48,090.00	
 J.R. Heineman	 \$ 27,000.00	 First Year
Saginaw, MI	 <u>\$ 28,000.00</u>	 Second Year
Total	 \$ 55,000.00	

D & H Services
Dexter, Mi.

\$ 63,000.00	First Year
\$ <u>67,410.00</u>	Second Year
Total	\$130,410.00

Council Action:

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

From: Darnell Earley, City Manager
Subject: Ready-Mix Concrete
Prepared by: John Premo, Public Services Department

Manager's Recommendation:

I recommend that the sole bid from Rock Products, Saginaw, MI be accepted and a purchase order be approved and issued to them in the amount of \$150,000.00 for FY 2013 and \$150,000.00 for FY 2014.

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 Operations and Maintenance Fund, Maintenance and Service Division's Street and Road Materials Account No. 591-4721-861.73-40 (\$75,000.00), and Sewer Operation and Maintenance Fund, Maintenance and Service Division's Street and Road Materials Account No. 590-4821-861.73-40 (\$75,000.00) for FY 2013. Funds will be budgeted for FY 2014, pending budget approval, with funds not to exceed budgeted amount in the Water Operations and Maintenance Fund, Maintenance and Service Division's Street and Road Materials Account No. 591-4721-861.73-40 (\$75,000.00), and Sewer Operation and Maintenance Fund, Maintenance and Service Division's Street and Road Materials Account No. 590-4821-861.73-40 (\$75,000.00).

Justification:

On June 5, 2012, the Maintenance and Service Division received a two-year bid from only one vendor for Ready-Mix concrete that will be used in fiscal years 2013 and 2014 for utility cut repairs throughout the City's water distribution and transmission system and the sewage collection system. The Maintenance and Service Division (Water Shop) excavates approximately 900 water and sewer repairs annually requiring restoration of any paved surfaces removed to access the utilities, which amounts to approximately 600 repairs to sidewalks, driveways, and roadways each year.

The following is a tabulation of the bid submitted:

<u>Rock Products Saginaw, MI</u>	<u>FY 2013</u>	<u>FY 2014</u>
35 S per yard (6 sack)	\$ 82.80	\$ 84.30
35 HE per yard (7 sack)	\$ 88.80	\$ 90.30
35 HE per yard (9 sack)	\$100.80	\$102.30
P-FS per yard	\$ 82.80	\$ 84.30

Delivery Charges

1 yd per load	\$ 40.00	\$ 40.00
2 yd per load	\$ 40.00	\$ 40.00
3 yd per load	\$ 40.00	\$ 40.00
4 yd per load	\$ 40.00	\$ 40.00

Council Action:

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

Council _____ introduced an ordinance entitled and reading as follows:

AN ORDINANCE TO AMEND § 72.55 "PARKING VIOLATIONS BUREAU," § 72.99 "PENALTIES," § 72.03 "BOAT LAUNCH PARKING AREAS," § 72.40 "CITY PARKING LOTS OR AREAS," AND § 72.41 "REDUCED GROUP RATES," OF CHAPTER 72, "PARKING REGULATIONS", OF TITLE VII "TRAFFIC REGULATIONS", OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

Laid over under the Charter provision.

From: Darnell Earley, City Manager

Subject: Parking Ordinance

Prepared by: Parking Reform Team

Manager's Recommendation:

Submitted for your approval is an amendment to Section 72.55, "Parking Violations Bureau", Section 72.99, "Penalties", 72.03 "Boat Launch Parking Areas", 72.40 "City Parking Lots or Areas", and 72.41 "Reduced Group Rates", all of Chapter 72 "Parking Regulations" of Title VII "Traffic Regulations" of the Saginaw Code of Ordinances O-1.

Justification:

This amendment is made to clarify and simplify the procedure for processing parking violation notices and citations. It is also designed to assist in the implementation process for working with the recommended third party agent for parking ticket management.

The defendants options in the event they wish to appeal the citation and the associated fee have been more clearly defined within the ordinance.

The fines and penalties have been adjusted accordingly. The overtime violation fine has been increased from ten dollars to fifteen dollars, handicapper violation fine increased from one hundred twenty-five dollars to one hundred fifty dollars, and all other parking violations fines have been increased from fifteen dollars to twenty-five dollars. If no appearance has been made or if the original parking violation notice has not been

disposed of within ten business days after the original parking violation notice penalties will be assessed as double the original fine amount.

The standard for attaching an immobilization device has been narrowed to the situation where the owner has more than three unpaid parking citations, consistent with the state standards. MCL 257.606(1)(d). The immobilization device removal fee will also be increased from fifty dollars to seventy five dollars. That was the only criteria actually used by the City in any case.

Boat Launch parking has been more clearly defined within the ordinance in regard to launching of a boat and parking of a vehicle used to transport such boat. Parking of a vehicle with the intention of accompanying a person or persons utilizing the City-owned boat launch was also defined. There has been no change to the fees for Boat Launch Parking Areas.

City Parking Lots or Areas has been modified with the removal of lot 10 and lot 32 from the City Parking Lots or Areas. These lots were leased to AT&T. Monthly parking rates in lot 4 was increased from twenty dollars to twenty five dollars. Monthly parking in lot 23 was decreased from thirty dollars to twenty five dollars. Parking ramp 3 (lot 33) rates have been increased for a weekly rate from twelve dollars to fifteen dollars and a monthly rate increased from twenty dollars to twenty five dollars.

Reduced group rates will no longer specify the terms or reduction rate. Terms and reduction rates for parking for twenty-five (25) or more spaces may be authorized by written agreement approved by the City Council.

Council Action:

This Council Communication is submitted to explain the introduction of the amendment to the ordinance.

AN ORDINANCE TO AMEND § 72.55 "PARKING VIOLATIONS BUREAU," § 72.99 "PENALTIES," § 72.03 "BOAT LAUNCH PARKING AREAS," § 72.40 "CITY PARKING LOTS OR AREAS," AND § 72.41 "REDUCED GROUP RATES," OF CHAPTER 72, "PARKING REGULATIONS", OF TITLE VII "TRAFFIC REGULATIONS", OF THE CITY OF SAGINAW CODE OF ORDINANCES, O-1.

The City of Saginaw ordains:

Section 1. Section 72.55 "Parking Violations Bureau", of Chapter 72 "Parking Regulations" of Title VII "Traffic Regulations" of the Saginaw Code of Ordinances O-1 is hereby amended to read as follows:

Section 72.55. Parking Violations Bureau.

- (A) The City hereby establishes a Parking Violations Bureau pursuant to MCL 600.8395.
- (B) The purpose of the Bureau shall be to accept civil infraction admissions in parking violation cases.
- (C) A "Parking Violation Notice" means a notice, other than a citation as defined in MCL 257.727c, directing a person to pay the fine and costs herein prescribed for the parking or standing of a motor vehicle in violation of a City ordinance. The parking violation notice shall indicate the nature of the violation, the section of the ordinance violated, the address of the Bureau, the hours the Bureau is open, and the amount of penalty scheduled for the offense, for which the notice was issued.
- (D) The citation shall contain the same information required for the parking violations notice, as specified in division (C) above, in the form of a charge made in a complaint. The citation filed with the court shall

consist of a sworn complaint alleging the information stated in the parking violation notice and shall fairly inform the defendant how to respond to the citation.

- (E) A parking violation notice may be issued by a police officer, including a limited duty officer, or other personnel duly authorized by the City Manager pursuant to this section.
- (F) In a civil infraction action involving the parking or standing of a motor vehicle, a parking violation notice may be served personally upon the defendant or upon the registered owner of the vehicle by attaching the notice to the vehicle or by mail addressed to the registered owner.
- (G) If a parking violation notice is attached to a motor vehicle or otherwise served properly upon the defendant, and if the defendant has not filed a written appeal with the Bureau or its' authorized agent or has not disposed of the parking violation notice within fifteen (15) business days after the issuance, then the Bureau or it's authorized agent shall obtain the registered owner's name and address and send another written notice by ordinary mail to the defendant. This second notice shall inform the defendant of the facts and information contained in the first notice.
- (H) Within three (3) days of the date of receipt of a citation, a defendant wishing to appeal the citation and the associated fee may do so by a written appeal request to the Bureau.

- (I) The Bureau shall make a determination on the appeal request and shall notify the defendant of the decision in writing.
- (J) In the event the defendant is not satisfied with the decision rendered by the Bureau, within ten (10) days of the determination of the Bureau, may file with the City Manager a written request that the determination be reconsidered.
- (K) The City Manager or his or her designee shall decide whether to uphold or set aside in whole or in part the decision reached by the Bureau. The defendant shall be notified of that decision in writing. If the defendant believes it is necessary to appeal the decision, he or she may have the opportunity to personally be present and may be heard on the matter by the City Manager or his or her designee.
- (L) A defendant aggrieved by the decision of the City Manager to require payment of a citation may appeal the decision of the City Manager in a court of competent jurisdiction.
- (M) Those defendants who have filed a written appeal with the Bureau or it's authorized agent within fifteen (15) business days after the issuance of the original notice shall not receive the second notice described in division (G) but may receive the citation described below. A written appeal shall be recorded by the Bureau.
- (N) To those defendants who have been sent a second notice and have not filed a written appeal or disposed of the parking violation notice within

five (5) business days after mailing the second notice and those defendants described in division (H), the Bureau may cause a person having knowledge of the facts of the violation seek a sworn citation before the clerk of the court. The sworn citation may then be filed with the court of proper jurisdiction.

- (O) After filing the sworn citation with the court, the Bureau shall not retain jurisdiction for the parking violation cases so filed except as provided in MCL 600.8379 concerning the collection and retention of fines and costs.
- (P) The court may order the payment of costs in addition to any authorized penalties in accordance with the Michigan Vehicle Code, MCL 257.907.
- (Q) The Parking Violations Bureau is authorized to collect any penalties due hereunder in any appropriate manner, including, but not limited to, the use of a third party or agency.

Section 1. This ordinance shall become effective July 9, 2012

Enacted: July 19, 2012

Section 2. Section 72.99 "Penalties", of Chapter 72 "Parking Regulations" of Title VII "Traffic Regulations" of the Saginaw Code of Ordinances O-1 is hereby amended to read as follows:

Section 72.99 Penalties.

- (A) Any violation of the provisions of this chapter shall be punishable by the fines below unless otherwise provided.
- (B) The penalty for a single parking violation is as follows:
 - (1) Overtime violations: fifteen dollars (\$15.00).
 - (2) All other parking violations except as provided in subsection (3): twenty five dollars (\$25.00).
 - (3) Handicapper violations: one hundred and fifty dollars (\$150.00).
 - (4) If no appearance has been made or if the original parking violation notice has not been disposed of within ten (10) business days after service of the original parking violation notice:
 - (a) Overtime violations: fifteen dollars (\$15.00).
 - (b) All other parking violations except as provided in subsection (3): twenty five dollars (\$25.00)
 - (c) Handicapper violations: one hundred and fifty dollars (\$150.00).

(C) In addition to the penalties in division (A) and (B) any or all of the following actions may be taken in an effort to collect unpaid parking fines.

- (1) The City may forward the unpaid fines to a collection agency for action. Upon forwarding the fines to the collection agency, an administrative fee equal to thirty percent (30%) of the unpaid fine will be added to the balance due.
- (2) If a vehicle owner has more than three (3) unpaid parking citations an immobilization device may be placed on the vehicle when found. The device will be removed only after all unpaid fines have been satisfied, along with an immobilization device removal fee not to exceed seventy five (\$75.00) dollars. The vehicle owner may contest the immobilization by following the procedures in § 70.32. Failure to comply with these requirements after the passing of forty-eight (48) hours will result in the impoundment of the vehicle in accordance with the procedures in § 70.31. An impounded vehicle may be redeemed only after all parking citation fines have been satisfied and towing and storage fees have been paid. An immobilization device may only be removed by personnel duly authorized by the City Manager. The penalty for

unauthorized removal of said device shall constitute a criminal misdemeanor punishable by up to ninety (90) days imprisonment, five hundred (\$500.00) dollars fine or both.

Section 2. This ordinance shall become effective July 9, 2012

Enacted: July 19, 2012

Section 3. Section 72.03 "Boat Launch Parking Areas", of Chapter 72 "Parking Regulations" of Title VII "Traffic Regulations" of the Saginaw Code of Ordinances O-1 is hereby amended to read as follows:

Section 72.03. Boat Launch Parking Areas.

(A) No person shall park a vehicle used to transport a boat in a parking lot or parking area provided for such use at a City-owned boat launch without having paid one of the following:

1. Paid the sum of seven dollars (\$7.00) to include the launching of a boat and parking of a vehicle used to transport such boat.
2. Paid the sum of two dollars (\$2.00) for the parking of a vehicle with the intention of accompanying a person or persons utilizing the City-owned boat launch.

(B) An individual may purchase from the City a seasonal permit. Said permit shall cost thirty-five dollars (\$35.00) in United States currency and will allow parking for the remainder of the calendar year (January 1 - December 31) in which purchased at a City-owned boat launch. Prorating of the seasonal permit fees or term shall not be permitted. Said permit shall be affixed to the lower right corner of the vehicles used to transport a boat at a City-owned boat launch during hours which the launch is open to the public.

(C) The issuance of, and fines for, a violation of this section shall be governed by § 72.99 and all other applicable parking ordinances.

Section 3. This ordinance shall become effective July 9, 2012

Enacted: July 19, 2012

Section 4. Section 72.40 "City Parking Lots or Areas", of Chapter 72 "Parking Regulations" of Title VII "Traffic Regulations" of the Saginaw Code of Ordinances O-1 is hereby amended to read as follows:

Section 72.40. City Parking Lots or Areas.

(A) *Rates and charges for parking in City-owned or operated off-street parking lots or areas.*

(1) The number and location of the City-owned or operated off-street parking lots, ramps, and areas for which rates and charges for parking are established herein shall be as described and designated on the Parking Lot Map on file in City Clerk's File No. 348-C-7.

(2) Rates for parking motor vehicles in City-owned or City-operated off-street parking lots, ramps, and areas shall be as follows:

PARKING LOT RATES				
Lot No.	Hourly Parking Rate	Maximum Period	Monthly Parking Allowed	Monthly Rate
4	none	none	yes	\$25.00
23	free parking	1 hour	yes	\$25.00
PARKING RAMP 1 (LOT 9) RATES				
Monthly parking			\$36.00	
Weekly (seven (7) consecutive days)			\$15.00	
Daily or convention pass			\$5.00	
PARKING RAMP 3 (LOT 33) RATES				
Hourly Parking	Maximum Period	Monthly and WeeklyParking	Weekly Rate (seven (7) consecutive days)	Monthly Rate

free parking	2 hours	yes	\$15.00	\$25.00
DESIGNATED SPECIAL EVENT PARKING				
Lot No.	Time		Rate	
4	Nights, Sundays, and holidays		\$3.00	
23	Nights, Sundays, and holidays		\$3.00	

(B) *Special charge for release of parked vehicle from City off-street area after hours.* Upon the release of a motor vehicle from a City-owned or operated parking lot or area at a time when it is not open for public use, a special charge of ninety-eight dollars (\$98.00) for each occurrence shall be made in lieu of the charges specified in division (A).

(C) *Special charge for reactivation and reissuance.*

(1) If payment is not received by the tenth day of the billing quarter, the customer's parking permit will be deactivated and the individual will be charged a fee of twenty dollars (\$20.00) to reactivate the permit.

(2) If a customer requests a replacement permit, the City will charge the individual a fee of five dollars (\$5.00) to reissue the permit.

Section 4. This ordinance shall become effective July 9, 2012

Enacted: July 19, 2012

Section 5. Section 72.41 “Reduced Group Rates”, of Chapter 72 “Parking Regulations” of Title VII “Traffic Regulations” of the Saginaw Code of Ordinances O-1 is hereby amended to read as follows:

Section 72.41. Reduced Group Rates.

(A) Reduced group rates for parking for twenty-five (25) or more spaces may be authorized by written agreement approved by the City Council.

(B) Each agreement shall, among other things, satisfy the following conditions:

(1) The group shall be an established organization capable of carrying out its contractual obligations.

(2) The term of the contract shall be established by written agreement approved by City Council.

(3) The group shall not sublease any of the spaces to any person at a rate less than that charged by the City at any time during the term of the sublease for other individually leased spaces in the same parking facility.

Section 5. This ordinance shall become effective July 9, 2012

Enacted: July 19, 2012

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 _____ 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 _____ 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.

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.

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

**RESOLUTION TRANSFERRING 2009 ESCROWED CLASS C
LIQUOR LICENSE AT 411 S. FRANKLIN STREET**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, on or about March 12, 2012, 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 All Rights to Renewal of an escrowed 2009 Class C licensed business, located at 411 S. Franklin, Saginaw, MI 48607, Saginaw County, from Andrew Paul Platko Estate, Anna C. Suhr, Personal Representative to Moton and Moton 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 411 S. Franklin.

NOW, THEREFORE, BE IT RESOLVED, that the request to transfer All Rights to Renewal of an escrowed 2009 Class C licensed business, located at 411 S. Franklin, Saginaw, MI 48607, Saginaw County, from Andrew Paul Platko Estate, Anna C. Suhr, Personal Representative to Moton and Moton LLC is approved.

From: Darnell Earley, City Manager

Subject: Authorization to Allow the Sale and Consumption of Alcoholic Beverages on Ojibway Island

Prepared by: Evelyn McGovern, Public Services Department

Manager's Recommendation:

I recommend adoption of the attached Resolution authorizing the sale and consumption of alcoholic beverages on Ojibway Island, a public property, during the Saginaw Love Festival to be held on August 26, 2012. Chris Scott (Sponsor) has requested that the City allow them to sell and consume alcoholic beverages during the event. Title XIII, Chapter 132, Section 132.01(C) of the Saginaw Code of Ordinances states that City Council can authorize the sale of alcoholic beverages on public property, if the vendor provides the following to the City:

- (1) The precise location where said beverages are to be sold and consumed;
- (2) The dates and times for said activities;
- (3) A proper state license for the sale and consumption of alcoholic beverages at the place and times listed in subsections (1) and (2) above;
- (4) Adequate public liability and property damage insurance for the benefit of the City with a company licensed to sell insurance in the State of Michigan;
- (5) Such other insurance as the City Council deems adequate for the benefit of the City;
- (6) Adequate personnel to control the premises where the alcoholic beverages are to be sold and consumed; and
- (7) Such other reasonable requirements as said City Council deems appropriate.

The Sponsor will be providing alcoholic beverages at the Saginaw Love Festival, and they will provide the proper documents to the City by August 13, 2012. If the Sponsor fails to provide the documentation, they will not be allowed to sell or consume alcoholic beverages on Ojibway Island on August 26, 2012. The City will set the insurance requirements and all insurance certificates must be reviewed and approved by the City. Furthermore, the Sponsor will be advised of the insurance requirements and the deadline for submitting insurance certificates to the City.

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 TO PERMIT THE SALE AND CONSUMPTION OF ALCOHOLIC
BEVERAGES AT OJIBWAY ISLAND**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Chris Scott (Sponsor) plans to have a Saginaw Love Festival at Ojibway Island on August 26, 2012; and

WHEREAS, The Sponsor requested that they be allowed to sell alcoholic beverages to participants on public property; and

WHEREAS, City Council can provide authorization for the sale and consumption of alcoholic beverages on public property; and

WHEREAS, The Sponsor must provide certain documents prior to the event.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the sale and consumption of alcoholic beverages on public property during the Saginaw Love Festival to be held August 26, 2012 on Ojibway Island, and provides the mandatory information listed in Title XIII, Section 132.01(C) of the Saginaw Code of Ordinances no later than August 13, 2012, to the proper City officials.

BE IT FURTHER RESOLVED, if the Sponsor does not provide the documents by the stated date, they will not be allowed to sell and consume alcoholic beverages during the event on August 26, 2012.

BE IT FURTHER RESOLVED, that the City set all insurance requirements and all insurance certificates must be reviewed and approved by the City.

From: Darnell Earley, City Manager

Subject: Authorization for the Use of Amplifying Equipment during their Event to Chris Scott

Prepared by: Evelyn McGovern, Public Services Department

Manager's Recommendation:

I recommend approval of the Resolution authorizing the use of amplifying equipment to Chris Scott (Sponsor) on August 26, 2012. The event will be held at Ojibway Island between the hours of 10:00 a.m. and 10:00 p.m.

Justification:

On August 26, 2012, the Sponsor will host the Saginaw Love Festival on Ojibway Island, and they have requested permission to use amplifying equipment during the event.

In accordance with Title IX, "General Regulations" of Chapter 99, "Special Event," §99.21, "Use of Sound Amplifying Equipment," if an event sponsor intends to use sound amplifying equipment, the event sponsor is required to obtain approval from City Council.

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 TO AUTHORIZE CHRIS SCOTT TO USE AMPLIFYING EQUIPMENT
ON AUGUST 26, 2012 AT OJIBWAY ISLAND**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Chris Scott, (Sponsor) plans to hold a Saginaw Love Festival Concert on August 26, 2012; and

WHEREAS, the Sponsor has requested permission to use amplifying equipment between the hours of 10:00 a.m. and 10:00 p.m.; and

WHEREAS, City Council can provide authorization for the use of amplifying equipment on public property; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the use of amplifying equipment during the Saginaw Love Festival to be held on August 26, 2012, between the hours of 10:00 a.m. and 10:00 p.m. on Ojibway Island.

From: Darnell Earley, City Manager

Subject: Authorization for the Break Bread, LLC to Use Amplifying Equipment during their Event

Prepared by: Evelyn McGovern, Public Services Department

Manager's Recommendation:

I recommend approval of the Resolution authorizing the use of amplifying equipment for the Lawrence McKinney Memorial B-Ball Tournament on July 27 & 28, 2012. The event will be held at the Lawrence McKinney Veterans Memorial Park between the hours of 11:00 a.m. and 6:00 p.m.

Justification:

On July 27 & 28, 2012, the Break Bread, LLC will host the Lawrence McKinney Memorial B-Ball Tournament and the event is being held at the Lawrence McKinney Veterans Memorial Park. They have requested permission to use amplifying equipment during their event.

In accordance with Title IX, "General Regulations" of Chapter 99, "Special Event," §99.21, "Use of Sound Amplifying Equipment," if an event sponsor intends to use sound amplifying equipment, the event sponsor is required to obtain approval from City Council.

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 TO AUTHORIZE BREAK BREAD, LLC
TO USE AMPLIFYING EQUIPMENT ON JULY 27 & 28, 2012
AT LAWRENCE MCKINNEY VETERAN MEMORIAL PARK**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Break Bread, LLC (Sponsor) plans to hold a basketball tournament on July 27 & 28, 2012; and

WHEREAS, the Sponsor has requested permission to use amplifying equipment between the hours of 11:00 a.m. and 6:00 p.m.; and

WHEREAS, City Council can provide authorization for the use of amplifying equipment on public property; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the use of amplifying equipment during the Lawrence McKinney Memorial B-Ball Tournament to be held on July 27 & 28, 2012, between the hours of 11:00 a.m. and 6:00 p.m. at Lawrence McKinney Veteran Memorial Park.

From: Darnell Earley, City Manager

Subject: Authorization to Yacoub Khury to Use Amplifying Equipment during their Event

Prepared by: Evelyn McGovern, Public Services Department

Manager's Recommendation:

I recommend approval of the Resolution authorizing the use of amplifying equipment for the Recanize Talent Competition on July 20, 2012. The event will be held on Ojibway Island between the hours of 5:00 p.m. and 9:00 p.m.

Justification:

On July 20, 2012, Yacoub Khury will host the Recanize Talent Competition on Ojibway Island, and they have requested permission to use amplifying equipment during the event.

In accordance with Title IX, "General Regulations" of Chapter 99, "Special Event," §99.21, "Use of Sound Amplifying Equipment," if an event sponsor intends to use sound amplifying equipment, the event sponsor is required to obtain approval from City Council.

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 TO AUTHORIZE YACOUB KHURY TO USE AMPLIFYING
EQUIPMENT ON JULY 20, 2012 AT OJIBWAY ISLAND**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Yacoub Khury (Sponsor) plans to hold a free Hip Hop and R & B Competition on July 20, 2012; and

WHEREAS, the Sponsor has requested permission to use amplifying equipment between the hours of 5:00 p.m. and 9:00 p.m.; and

WHEREAS, City Council can provide authorization for the use of amplifying equipment on public property; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Saginaw hereby authorizes the use of amplifying equipment during the Recanize Talent Competition to be held on July 20, 2012, between the hours of 5:00 p.m. and 9:00 p.m. at Ojibway Island.

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

**INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FOR
HI-TECH STEEL TREATING, INC. 2720 ROBERTS STREET**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Hi-Tech Steel Treating, Inc. did on May 10, 2012, submit an application for an Industrial Facilities Tax Exemption Certificate as provided by Act 198, P.A. of 1974, as amended, hereinafter referred to as the Act, receipt of said application having been reported to City Council on June 11, 2012, and said application being on file in City Clerk's File 12-13; and

WHEREAS, the Council has carefully considered said application and all information pertinent thereto.

NOW, THEREFORE, BE IT RESOLVED, that the Council hereby finds and determines as follows:

1. The Council of the City of Saginaw on October 15, 1993, on the request of Hi-Tech Steel Treating, Inc. and on the initiative by the City Council of the City of Saginaw did lawfully establish in the City of Saginaw, an Industrial Development District pursuant to the Act, said district comprising that certain parcels of land in the State of Michigan, County of Saginaw and City of Saginaw of which is on file in the City Clerk's Office.

2. Upon receipt of the above-mentioned application for an Industrial Facilities Tax Exemption Certificate from Hi-Tech Steel Treating, Inc., the City Clerk did notify in writing the Assessor of the City of Saginaw and the legislative body of each taxing unit which levies ad valorem property taxes in the City of Saginaw, this being the governmental unit in which the facility for an Industrial Facilities Tax Exemption Certificate is sought to be located, said taxing units being the Public Libraries of Saginaw, Delta College, Saginaw Intermediate School District, Saginaw Board of Education, Saginaw County Board of Commissioners and Saginaw Transit Authority Regional Services, enclosing a copy of the above-described application for Industrial Facilities Tax Exemption Certificate and notifying each that it would be given an opportunity to be heard on this matter by the Council at its regular meeting on Monday, June 25, 2012 at 6:30 p.m. in the City Hall Council Chamber, 1315 S. Washington, Saginaw, Michigan.

3. The Council has on this date and earlier in this meeting afforded Hi-Tech Steel Treating, Inc., the Assessor of the City of Saginaw, and a representative of each affected taxing unit an opportunity for a hearing on the above-mentioned application for Industrial Facilities Tax Exemption Certificate, and the Council has given due consideration to all information presented at said hearing.

4. The City Assessor has heretofore determined and furnished to the Council the value of the property to which the above-mentioned application pertains, the aggregate state equalized valuation of real and personal property which would be exempt from ad valorem taxes under the Act in the City of Saginaw after granting the above-petitioned Industrial Facilities Tax Exemption Certificate and the sum of the state equalized valuation of the City of Saginaw and the aggregate state equalized valuation of real and personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

5. Construction of the facility or installation of machine and equipment, which is the subject of the above-mentioned application, was not begun earlier than six (6) months before the filing of the application for the Industrial Facilities Tax Exemption Certificate.

6. The application filed for the certificate indicates two (2) new jobs will be created, and two (2) current jobs will be retained, in the City of Saginaw, this being the community in which the facility is situated.

7. The aggregate state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw after granting the Industrial Facilities Tax Exemption Certificate applied for will not exceed 5 percent of an amount equal to the sum of the state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

8. Granting of the Industrial Facilities Tax Exemption Certificate considered with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act. No. 255 of the Public Acts of 1978 shall not have the effect of substantially impeding the operation of local government or impairing the financial soundness of any unit of local government.

9. The aforementioned application complies in all respects with the applicable provisions of the Act, and all actions and proceedings necessary for the approval of said application by the Council of the City of Saginaw have been accomplished as required by said public act.

10. As part of the aforementioned application, Hi-Tech Steel Treating, Inc., has entered into an Industrial Facilities Tax Abatement Agreement with the City of Saginaw setting forth the terms and requirements of the company as part of the City's approval of the certificate.

BE IT FURTHER RESOLVED, that the Council of the City of Saginaw does hereby approve the above-described application of Hi-Tech Steel Treating, Inc., 2720 Roberts Street, Saginaw, Michigan, for an Industrial Facilities Tax Exemption Certificate for a period of 12 years.

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

**RESOLUTION ESTABLISHING A PLANT REHABILITATION DISTRICT FOR
GENERAL MOTORS – SAGINAW METAL CASTING OPERATION
1629 N. WASHINGTON AVENUE**

Council _____ offered and moved adoption of the following resolution:

WHEREAS, pursuant to Act. No. 198 of the Public Acts of 1974, as amended, City Council for the City of Saginaw has the authority to establish "Plant Rehabilitation Districts" within the City of Saginaw; and

WHEREAS, General Motors, LLC did heretofore on June 1, 2012, file with the City Clerk a letter (City Clerk's File No. 12-17) requesting City Council establish a Plant Rehabilitation District on its property located in the City of Saginaw at 1629 N. Washington Avenue; and

WHEREAS, the City Assessor has confirmed that General Motors, LLC is the owner of 75% or more of the property in the proposed Industrial Development District; and

WHEREAS, construction, acquisitions, alterations, or installation of a proposed facility has not commenced at the time of filing the request to establish this district; and

WHEREAS, written notice by certified mail was given to the owner of the property within the proposed Plant Rehabilitation District and to the public and taxpayers by posting the Notice of Hearing in the City Clerk's Office for the City of Saginaw; and

WHEREAS, at the time and place stated in the Notice of Hearing, June 25, 2012, the public hearing was held and the owner of the real property in the proposed district and all residents and taxpayers of the City of Saginaw desiring to be heard on the matter were given the right to appear, and those who did appear were heard; and

WHEREAS, City Council deems it to be in the public interest of the City of Saginaw to establish the Plant Rehabilitation District as proposed, pursuant to Act 198, P.A. of 1974, as amended.

NOW, THEREFORE, BE IT RESOLVED, that City Council of the City of Saginaw hereby establishes in the City of Saginaw a Plant Rehabilitation District pursuant to Act 198, P.A. of 1974, as amended, said District to be comprised of that piece or parcel of land in the City of Saginaw, County of Saginaw, State of Michigan, described as follows:

1629 N. WASHINGTON AVENUE
Part of 01 0723 00000

PART OF THE NORTHEAST QUARTER OF SECTION 18 AND THE SOUTHEAST QUARTER OF SECTION 7, TOWN 12 NORTH, RANGE 5 EAST, CITY OF SAGINAW, SAGINAW COUNTY, MICHIGAN AND LYING WITHIN SAGINAW METAL CASTING OPERATIONS BUILDING; DESCRIBED AS COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 18; THENCE N89°56'42"W 761.78 FEET ALONG THE NORTH LINE OF SAID SECTION 18; THENCE N00°18'43"E 151.95 FEET TO THE POINT OF BEGINNING; THENCE S00°18'43"W 258.79 FEET; THENCE N89°41'17"W 160.37 FEET;

THENCE S00°18'43"W 162.34 FEET; THENCE S89°41'17"E 290.73 FEET; THENCE S00°18'43"W 59.70 FEET; THENCE S89°41'17"E 130.21 FEET; THENCE S00°18'43"W 302.05 FEET; THENCE N89°41'17"W 301.45 FEET; THENCE N00°19'10"E 1.44 FEET; THENCE N89°41'19"W 39.36 FEET; THENCE N70°49'25"W 80.02 FEET; THENCE N89°41'17"W 297.70 FEET; THENCE N00°20'46"E 12.91 FEET; THENCE N89°41'17"W 162.52 FEET; THENCE N00°18'43"E 278.24 FEET; THENCE S89°41'17"E 292.33 FEET; THENCE N00°18'43"E 426.29 FEET; THENCE S89°41'17"E 165.17 FEET; THENCE N00°18'40"E 38.13 FEET; THENCE S89°41'17"E 158.67 FEET TO THE POINT OF BEGINNING. CONTAINING 8.84 ACRES.

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

INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FOR
RIFKIN SCRAP IRON & METAL CO., INC. 1206 1ST STREET

Council _____ offered and moved adoption of the following resolution:

WHEREAS, Rifkin Scrap Iron & Metal Co., Inc. did on April 24, 2012, submit an application for an Industrial Facilities Tax Exemption Certificate. On May 17, 2012 supporting documentation was received to complete the application as provided by Act 198, P.A. of 1974, as amended, hereinafter referred to as the Act, receipt of said application having been reported to City Council on June 11, 2012, and said application being on file in City Clerk's File 12-10; and

WHEREAS, the Council has carefully considered said application and all information pertinent thereto.

NOW, THEREFORE, BE IT RESOLVED, that the Council hereby finds and determines as follows:

1. The Council of the City of Saginaw on October 6, 2008, on the request of Rifkin Scrap Iron & Metals, Co., Inc. and on the initiative by the City Council of the City of Saginaw did lawfully establish in the City of Saginaw, an Industrial Development District pursuant to the Act, said district comprising that certain parcels of land in the State of Michigan, County of Saginaw and City of Saginaw of which is on file in the City Clerk's Office.

2. A parcel within the approved Industrial Development District has been verified with the City Assessor of the City of Saginaw to have been readdressed from 835 N. Washington (tax roll No. 01 0549 00000) to 1206 1st Street.

3. Upon receipt of the above-mentioned application for an Industrial Facilities Tax Exemption Certificate from Rifkin Scrap Iron & Metals, Co. Inc., the City Clerk did notify in writing the Assessor of the City of Saginaw and the legislative body of each taxing unit which levies ad valorem property taxes in the City of Saginaw, this being the governmental unit in which the facility for an Industrial Facilities Tax Exemption Certificate is sought to be located, said taxing units being the Public Libraries of Saginaw, Delta College, Saginaw Intermediate School District, Saginaw Board of Education, Saginaw County Board of Commissioners and Saginaw Transit Authority Regional Services, enclosing a copy of the above-described application for Industrial Facilities Tax Exemption Certificate and notifying each that it would be given an opportunity to be heard on this matter by the Council at its regular meeting on Monday, June 25, 2012 at 6:30 p.m. in the City Hall Council Chamber, 1315 S. Washington, Saginaw, Michigan.

4. The Council has on this date and earlier in this meeting afforded Rifkin Scrap Iron & Metals, Co. Inc., the Assessor of the City of Saginaw, and a representative of each affected taxing unit an opportunity for a hearing on the above-mentioned application for Industrial Facilities Tax Exemption Certificate, and the Council has given due consideration to all information presented at said hearing.

5. The City Assessor has heretofore determined and furnished to the Council the value of the property to which the above-mentioned application pertains, the aggregate state equalized valuation of real and personal property which would be exempt from ad valorem taxes under the Act in the City of Saginaw after granting the above-petitioned Industrial Facilities Tax Exemption Certificate and the sum of the state equalized valuation of the City of Saginaw and the aggregate state equalized valuation of real and personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

6. Construction of the facility or installation of machine and equipment, which is the subject of the above-mentioned application, was not begun earlier than six (6) months before the filing of the application for the Industrial Facilities Tax Exemption Certificate.

7. The application filed for the certificate indicates five (5) new jobs will be created, and forty-eight (48) current jobs will be retained, in the City of Saginaw, this being the community in which the facility is situated.

8. The aggregate state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw after granting the Industrial Facilities Tax Exemption Certificate applied for will not exceed 5 percent of an amount equal to the sum of the state equalized valuation of real and/or personal property exempt from ad valorem taxes under the Act in the City of Saginaw.

9. Granting of the Industrial Facilities Tax Exemption Certificate considered with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act. No. 255 of the Public Acts of 1978 shall not have the effect of substantially impeding the operation of local government or impairing the financial soundness of any unit of local government.

10. The aforementioned application complies in all respects with the applicable provisions of the Act, and all actions and proceedings necessary for the approval of said application by the Council of the City of Saginaw have been accomplished as required by said public act.

11. As part of the aforementioned application, Rifkin Scrap Iron & Metals, Co. Inc., has entered into an Industrial Facilities Tax Abatement Agreement with the City of Saginaw setting forth the terms and requirements of the company as part of the City's approval of the certificate.

BE IT FURTHER RESOLVED, that the Council of the City of Saginaw does hereby approve the above-described application of Rifkin Scrap Iron & Metals, Co. Inc., 1445 N. Niagara Street, Saginaw, Michigan, for an Industrial Facilities Tax Exemption Certificate for 1206 1st Street location (tax roll No. 01 0549 00000) for a period of 12 years.