

REGULAR MEETING OF THE COUNCIL OF THE CITY OF SAGINAW, MICHIGAN, HELD MONDAY, SEPTEMBER 10, 2012, AT 6:30 P.M. IN THE COUNCIL CHAMBER OF CITY HALL.

PRAYER AND PLEDGE OF ALLEGIANCE

Councilman O'Neal offered a prayer and led the pledge of allegiance.

ROLL CALL

Mayor Pro-Tem Browning called the meeting to order. Council members present: Norman Braddock, Daniel Fitzpatrick, Larry Coulouris, Floyd Kloc, Amos O'Neal, Annie Boensch and Mayor Pro-Tem Browning. Council members absent: Andrew Wendt and Mayor Branch.

PERSONAL APPEARANCES

The following persons addressed the Council: Johnny Sanders, Jack O. Schmidt, David Ortega, Patrice Boulware, Pastor Cirven Merrill and Ronald Thoms.

REMARKS OF COUNCIL

Remarks were heard from the following Council members: Fitzpatrick, Braddock, Boensch, Kloc, O'Neal and Mayor Pro-Tem Browning.

REPORTS FROM CITY MANAGER

Management Update

City Manager Darnell Earley introduced Phil Karwat, Director of Public Services. Mr. Karwat presented an update on the City's supplemental leaf collection service which included the history of the program and the fiscal impact on the Public Services Department.

Moved by Councilman Kloc, seconded by Councilman Fitzpatrick to concur with the City Manager's recommendation to discontinue the City's supplemental leaf collection service. Roll Call Vote:

Ayes: Boensch, Fitzpatrick, Kloc, Mayor Pro-Tem Browning

Nays: Braddock, Coulouris, O'Neal

Absent: Wendt and Mayor Branch

Motion carried.

Consent Agenda

1. Approve the minutes of the August 27, 2012 regular council meeting and closed session.
2. Approve amendments to the following Neighborhood Stabilization Program ("NSP 2") contracts: Century 21 Real Estate Realtor Services, Spence Brothers Construction Management Services, Saginaw County Community Action Center Housing and Credit Counseling Services, Intergovernmental Grass Cutting

Monitoring Services, Memorandum of Understanding, First Congregational Church office lease space and Bliss Park Senior Housing Development.

3. Approve the Community Development Block Grant (CDBG) Agreement for 2012-2013 in the amount of \$2,123,748 and authorize the Mayor Pro Tem to execute the agreement.
4. Approve the Community Development Block Grant (CDBG) Sub-recipient Contracts and Memorandums of Understanding for 2012-2013 to include 12 recipients and authorize the Mayor Pro Tem to sign the Contracts and Memorandums of Understanding.
5. Approve the HOME Grant Agreement for 2012-2013 in the amount of \$367,456 and authorize the Mayor Pro-Tem to execute the agreement.
6. Approve the HOME Sub-recipient Contracts for 2012-2013 to provide \$70,118 from the HOME Investment Partnership Program to assist Habitat for Humanity to proceed as the Community Housing Development Organization (CHDO), which would include the purchase of materials for rehabilitation of property and operation expenses.
7. Approve the HUD Emergency Solutions Grant (ESG) Agreement in the amount of \$196,797 for 2012-2013 and authorize the Mayor Pro Tem to execute the agreement.
8. Approve the HUD Emergency Solutions Grant (ESG) Sub-recipient Contracts in the amount of \$110,134 for 2012-2013 to four organizations providing shelters and transitional housing to the homeless. These organizations are the Underground Railroad, Youth Protection Council, Restoration Community Outreach, and Homeless Management Information System (HMIS).
9. Approve the easement agreements for 124 S. Baum St., 134 S. Baum St., and 304 S. Baum St. with Consumers Energy.
10. Approve and issue a purchase order to Kustom Signals in the amount of \$5,459 for the purchase of twenty-five Clear Communication Transmitters for the Community Public Safety-Police Department for fiscal year 2013.
11. Approve and issue a purchase order to Arizona Heating & Cooling in the amount of \$6,900 for the purchase of one rooftop heating and cooling unit for the Saginaw Fire Department, Station One.
12. Approve the one-year Adopt-A-Park Agreement with Project Unify for the completion and maintenance of the Lawrence McKinney Veterans Memorial Park and authorize the Director of Public Services or his designee to approve

extensions of the Agreement for subsequent years without further Council approval or action.

13. Approve the one-year Adopt-A-Park Agreement with Friends of Sean Stennett for the completion and maintenance of a section located in the back of Ojibway Island and authorize the Director of Public Services or his designee to approve extensions of the Agreement for subsequent years without further Council approval or action.
14. Approve the one-year Adopt-A-Park Agreement with JABKA – Alternative Choices 4 Excellence (ACE) for the completion and maintenance of the Playground Haljean Subdivision and authorize the Director of Public Services or his designee to approve extensions of the Agreement for subsequent years without further Council approval or action.
15. Approve and issue a purchase order to Shaw Contracting Co. in the amount of \$45,924.44 for milling and paving a portion of M-46.
16. Approve and issue separate purchase orders to Billy's Contracting in the amount of \$9,000 for fiscal year 2013 and in the amount of \$9,600 for fiscal year 2014 to recycle discarded tires.
17. Approve and issue separate purchase orders to Etna Supply in the amount of \$9,861.02; Michigan Pipe and Valve in the amount of \$154,845; and HD Supply in the amount of \$52,077.07 for fiscal year 2013 for a one-year supply of Water Main Appurtenances to be used by the Maintenance and Service Division.
18. Approve the payment made to Carrier and Gable in the amount of \$9,379 for an emergency purchase order for the repair of a base mount traffic signal cabinet.
19. Approve and issue a purchase order in the amount of \$11,208.89 to Boerger LLC for the purchase of parts to convert three sludge pumps to a new style of lobe for the Wastewater Treatment Division.
20. Approve and issue a purchase order to Hamlett Engineering Sales Company (HESCO) in the amount of \$20,749 for the purchase of a cast iron diversion gate for the Wastewater Treatment Division.
21. Approve and issue a purchase order to JWC Environmental in the amount of \$16,062.84 for the purchase of parts to rebuild one fine bar screen mechanism for the Wastewater Treatment Division.
22. Approve the Resolution authorizing the transfer of ownership of a Class C licensed business with Dance-Entertainment Permit, Sunday Sales, Outdoor Service and SDM license located at 1313 Bay Street from B. Lombard, Inc. to Nonkhane Saycosie.

Council Action:

Moved by Councilman Coulouris, seconded by Councilman Braddock to approve consent agenda items 1, 6 through 11, 15 through 17 and 19 through 21 as presented. 7 ayes, 0 nays, 2 absent. Motion carried.

Moved by Councilman O'Neal, seconded by Councilman Kloc to approve consent agenda item 2 as presented. 7 ayes, 0 nays, 2 absent. Motion carried.

Moved by Councilman Braddock, seconded by Councilwoman Boensch to approve consent agenda items 3, 4 and 5 as presented.

Roll Call Vote:

Yeas: Boensch, Coulouris, O'Neal, Braddock, Fitzpatrick and Mayor Pro-Tem Browning

Nays: None

Abstain: Kloc

Absent: Wendt and Mayor Branch

Motion carried.

Moved by Councilman Kloc, seconded by Councilman O'Neal to approve the amendment to consent agenda items 12, 13 and 14 to insert the language of "not to exceed 4 years" and to read as follows:

12. Approve the one-year Adopt-A-Park Agreement with Project Unify for the completion and maintenance of the Lawrence McKinney Veterans Memorial Park and authorize the Director of Public Services or his designee to approve extensions of the Agreement for subsequent years *not to exceed 4 years* without further Council approval or action.
13. Approve the one-year Adopt-A-Park Agreement with Friends of Sean Stennett for the completion and maintenance of a section located in the back of Ojibway Island and authorize the Director of Public Services or his designee to approve extensions of the Agreement for subsequent years *not to exceed 4 years* without further Council approval or action.
14. Approve the one-year Adopt-A-Park Agreement with JABKA – Alternative Choices 4 Excellence (ACE) for the completion and maintenance of the Playground Haljean Subdivision and authorize the Director of Public Services or his designee to approve extensions of the Agreement for subsequent years *not to exceed 4 years* without further Council approval or action.

7 ayes, 0 nays, 2 absent. Motion carried.

Moved by Councilman Kloc, seconded by Councilman Braddock to approve consent agenda items 12, 13 and 14 as amended. 7 ayes, 0 nays, 2 absent. Motion carried.

Moved by Councilman Coulouris, seconded by Councilman Kloc to approve consent agenda item 18 as presented. 7 ayes, 0 nays, 2 absent. Motion carried.

Moved by Councilman Kloc, seconded by Councilman Braddock to approve consent agenda item 22 as presented. 7 ayes, 0 nays, 2 absent. Motion carried.

REPORTS FROM BOARDS AND COMMISSIONS AND COMMITTEES AND
APPOINTMENT OF BOARDS AND COMMISSIONS MEMBERS

Moved by Councilman O'Neal, seconded by Councilman Fitzpatrick to appoint Rebekah Potts to the Historic District Commission to fill a vacancy with a term to expire December 20, 2013. 7 ayes, 0 nays, 2 absent. Motion carried.

MOTIONS AND MISCELLANEOUS BUSINESS

Moved by Councilman Kloc, seconded by Councilman Coulouris to enter a closed session to discuss pending litigation in conjuncture with personal/vehicle injury lawsuit, per MCL 15.268 Section 8.

Roll Call Vote:

Yeas: Braddock, Fitzpatrick, Boensch, Coulouris, Kloc, O'Neal and Mayor Pro-Tem Browning

Nays: None

Absent: Wendt and Mayor Branch

Motion carried.

Council entered close session at 8:25 p.m.

Moved by Councilman Kloc, seconded by Councilwoman Boensch to return to regular session at 8:41 p.m. 7 ayes, 0 nays, 2 absent. Motion Carried.

Moved by Councilman Kloc, seconded by Councilman O'Neal to proceed with the recommendation of legal counsel and the City Manager as discussed in closed session. 7 ayes, 0 nays, 2 absent. Motion Carried.

ADJOURNMENT

Moved by Councilman Braddock, seconded by Councilman Kloc, to adjourn the meeting at 8:42 p.m. 7 ayes, 0 nays, 2 absent. Motion carried.

Janet Santos, CMC/MMC
City Clerk