

Council Agenda

October 15, 2012
Council Chamber

PRAYER AND PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. Councilman Floyd Kloc to present Proclamation declaring October 21-27, 2012 as Pro Bono Week.
2. Honorable Judge M.T. Thompson Jr., to receive Proclamation declaring October 2012 Anti-Gang/Anti-Violence Month.
3. Sheilda Braddock to receive Certificate of Appreciation.
4. Certificates of Appreciation to be awarded to participants of Saginaw Summer Youth Employment Program.

PUBLIC HEARINGS:

1. Request from U.S. Graphite, Inc. for an Industrial Facilities Exemption Certificate at 1510 East Holland Avenue, Saginaw, MI.
2. Request from U.S. Graphite, Inc. for an Industrial Facilities Exemption Certificate at 1620 East Holland Avenue, Saginaw, MI.
3. Request from James Bricault for an Obsolete Property Rehabilitation District at 126 N. Franklin Street.
4. Urban Cooperation Agreement between the City of Saginaw and Frankenmuth Township.

PERSONAL APPEARANCES:

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

REMARKS OF COUNCIL:

REPORTS FROM MANAGER:

Management Update:

1. Leaf Collection Enforcement, Phil Karwat, Director of Public Services and Bill Ernat, Interim Director of Development.
2. Enterprise Software Update, Jeff Klopchic, Director of Technical Services.

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CONSENT AGENDA:

1. Approve the minutes for September 24, 2012 regular council meeting.
2. Approve the Urban Cooperation Agreement with Frankenmuth Township, which is a revenue sharing component of the Water Service Agreement between the City of Saginaw and the City of Frankenmuth, dated June 11, 2012.
3. Approve and issue a purchase order to Circle K Service for two positive pressure ventilation fans in the amount of \$3,906 for Saginaw Fire Department apparatus, Trucks 1 & 2.
4. Approve and issue purchase orders to: Let-R-Graphics in the amount of \$560 for the purchase of magnetic signs; Galls in the amount of \$1,893.74 for the purchase of rotating lights and safety vests; and The Work Wear Store in the amount of \$425 for the purchase of safety caps. These items will be used by the Volunteers In Patrol Program for Devil's Night 2012 and throughout the remainder of the year. The total for these patrol items is \$2,878.74.
5. Approve and issue a purchase order to Bentley Systems, Inc. in the amount of \$6,000 for renewal of the annual maintenance fee of Water GEMS hydraulic water modeling software to be used in the Water Treatment Plant and in the Maintenance and Services Department.
6. Approve and issue a purchase order to Novell, Inc. in the amount of \$12,276 for the renewal of annual software licensing and support.
7. Approve and issue a purchase order in the amount of \$3,099 to Pro Digital Gear for an Epson Large Format Plotter to be used for the daily printing operations of the GIS Division.
8. Approve and issue a purchase order in the amount of \$17,325 to En Pointe GOV, Inc. for 70 licenses of Microsoft Office 2010 Standard Version.
9. Approve the integrated municipal enterprise software system agreement with BS&A Software for \$800,000 over a six-year payment obligation.
10. Approve the agreement with Infor Global Solutions, Inc. and approve and issue a purchase order in the amount of \$116,145.06 for the upgrade of the existing MP2 software to Infor10 EAM enterprise edition.
11. Approve the payment of an additional \$1,750 on purchase order #46922 to Belding Tank Technologies for the repair of two fiberglass chemical storage tanks in the Wastewater Treatment Plant.

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12. Approve a 3 year hydraulic computer modeling agreement to be used in the Water Treatment Plant with Greeley and Hansen Engineers, Inc. and a purchase order be approved and issued to them for an amount not to exceed \$90,000.
13. Approve and issue a purchase order to Motion Industries in the amount of \$2,168.33 for fiscal year 2013 for one 2 inch and one 3 inch Tsurumi Trash Pump for use by the Maintenance and Service Division.
14. Approve and issue a purchase order to Alro Steel Corporation in the amount of \$2,220.07 for fiscal year 2013 for the purchase of 270 feet of round stock and 2,614 pounds of sheet steel to be used in the Maintenance and Service Division.
15. Approve the payment to I.E., Inc. in the amount of \$32,400 for an emergency purchase order to grind 27,000 cubic yards of compost material at the City's compost site.
16. Approve and issue a purchase order to Etna Supply in the amount of \$35,655.37 for fiscal year 2013 for an annual supply of sewer pipe and parts to be used in the Maintenance and Service Division in the construction and repair of the sewage collection system for fiscal year 2013.
17. Approve and issue a purchase order to Etna Supply in the amount of \$9,700 for fiscal year 2013 for the purchase of a replacement 12 inch Mag Meter to be used by the Maintenance and Service Division.
18. Approve the Resolution authorizing the use of amplifying equipment for JABKA – Alternative Choices 4 Excellence (ACE) to use during the “A Call to Peace” Event on October 27, 2012 at 321 N. Washington Avenue.
19. Approve the Resolution authorizing the use of amplifying equipment for Mt. Olive Baptist Church to use during their “Trunk or Treat” Event on October 31, 2012 at 1114 N. 6th Street.
20. Approve the Resolution authorizing the Agreement with MDOT for preliminary engineering services for the resurfacing of East Genesee Avenue from Harold Street to Hess Street.
21. Approve the Resolution authorizing the Agreement with MDOT for preliminary engineering services for the rehabilitation of Hamilton Street from Lyon Street to Court Street.

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

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INTRODUCTION OF ORDINANCES:

CONSIDERATION AND PASSING OF ORDINANCES:

RESOLUTIONS:

1. Approve the Resolution authorizing an Industrial Tax Exemption Certificate for U.S. Graphite, Inc., located at 1510 E. Holland Avenue, Saginaw, Michigan.
2. Approve the Resolution authorizing an Industrial Tax Exemption Certificate for U.S. Graphite, Inc., located at 1620 E. Holland Avenue, Saginaw, Michigan.
3. Approve the Resolution establishing an Obsolete Property Rehabilitation District, located at 126 N. Franklin Street, Saginaw, Michigan.

UNFINISHED BUSINESS:

MOTIONS AND MISCELLANEOUS BUSINESS:

1. Motion to go into closed session to discuss pending litigation in conjunction with constitutional claim, per MCL 15.268 Section 8.
2. Motion to go into closed session to discuss pending litigation in conjunction with condemnation claim, per MCL 15.268 Section 8.

Darnell Earley
City Manager

CITY OF SAGINAW PROCLAMATION

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

WHEREAS, Many people cannot afford the high cost of legal representation and cannot proceed on their own without an attorney; and

WHEREAS, The innumerable contributions of volunteer attorneys enable many people to obtain legal assistance they could not otherwise obtain; and

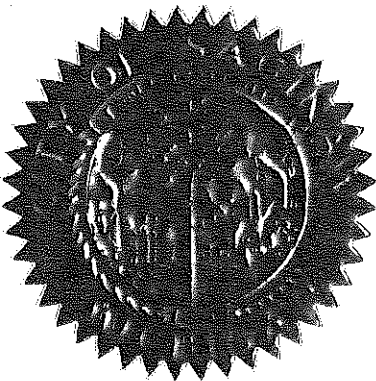
WHEREAS, The American Bar Association has designated October 21 – 27, 2012 as National Pro Bono Week, to recognize the valuable pro bono contributions made by lawyers throughout the year, and to increase pro bono participation across the country to narrow the justice gap; now

THEREFORE, I, Gregory L. Branch, Mayor of the City of Saginaw, hereby proclaim October 21 – 27, 2012, as

“PRO BONO WEEK”

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

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 15th day of October in the year of our Lord two thousand and twelve.



October 15, 2012

Gregory L. Branch, Mayor

Councilpersons

*Dennis Browning, Mayor Pro Tem
Annie Boensch, Norman Braddock,
Larry Coulouris, Daniel Fitzpatrick, Floyd Kloc,
Amos O'Neal, and Andrew Wendt*

Darnell Earley, City Manager

PROCLAMATION

WHEREAS, Gang violence affects men, women and children of all racial, cultural and economic backgrounds in the City of Saginaw; and

WHEREAS, violent crimes in Saginaw have increased more than 50 percent in recent years, placing Saginaw on the FBI's list of Most Violent Cities in America; and

WHEREAS, Saginaw has recently been ranked in the Top 10 U.S. Cities with gang related homicides; and

WHEREAS, despite an overall decline in violent crimes in the U.S in recent years, gang violence in the U.S. has continued to rise at exceptional levels over the past decade; and

WHEREAS, studies have shown that many young adults resort to gang activities because they have lost hope and feel that they have no other option for their lives; and

WHEREAS, we need to begin to educate our communities on how to enforce values and morals, ensuring that young adults know there are options available other than gang involvement and violence; and

WHEREAS, no one person, organization, agency or community can eliminate this gang-related violence on their own, we can work together to offer a tangible expression of hope and to provide exposure to positive alternatives and role models for our youth in Saginaw; and

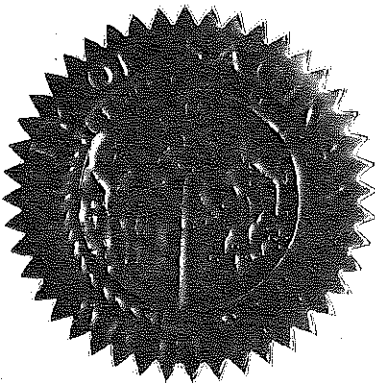
WHEREAS, during the month of October 2012, the Saginaw County Police Chiefs Association, Kappa Alpha Psi Fraternity, Inc., Saginaw Alumni Chapter, the Public Libraries of Saginaw, the faith-based Community and other members of the Saginaw Community have scheduled various gang prevention and gang redirection efforts; now

THEREFORE, I, Greg L. Branch, Mayor of the City of Saginaw, do hereby proclaim the month of October 2012 as:

"Anti-Gang/Anti-Violence Month"

in the City of Saginaw, and I urge all citizens to support programs that strive to prevent gang-related crimes and violence; and to increase their support for local schools, organizations and businesses that provide education and employment to our youth as an alternative to gang activity.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 15th day of October in the year of our Lord two thousand and twelve.



Gregory L. Branch, Mayor

Councilpersons

*Dennis Browning, Mayor Pro Tem
Annie Boensch, Norman Braddock, Larry Coulouris,
Daniel Fitzpatrick, Floyd Kloc, Amos O'Neal,
Andrew Wendt*

October 15, 2012

Darnell Earley, City Manager

CITY OF SAGINAW

CERTIFICATE OF APPRECIATION

WHEREAS, Sheilda D. Braddock holds a Bachelors of Arts Degree in Social Work and a Non-Profit Management Certificate from Saginaw Valley State University; and has more than two decades of experience in non-profit administration; and

WHEREAS, Ms. Braddock, as President and CEO of First Ward Community Center, has worked to build the Center as a symbol of hope and opportunity for area children; offering motivation, encouragement, and recreation programs and athletic leagues to help develop and inspire local talent; and

WHEREAS, Ms. Braddock has expanded the mission of the First Ward Community Center working to address many social problems and issues and to broaden the scope of activities and offerings to include academics and enrichment for all ages; and

WHEREAS, Ms. Braddock and the First Ward Community Center were instrumental in planning, developing, and promoting the inaugural "Saginaw Wonderfest" weekend, which served as an opportunity for the Great Lakes Bay Region to showcase the Saginaw Community in a positive light; and

WHEREAS, Ms. Braddock is an active volunteer and has also been involved in the community as a member of the Blue Cross Blue Shield Community Advisory Council, the United Way of Saginaw County, Neighborhood Renewal Services, and the City of Saginaw Urban Initiative Task Force; and

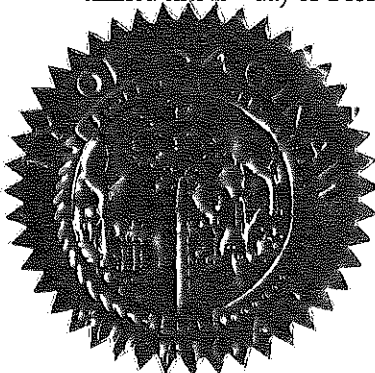
WHEREAS, In recognition of her many accomplishments, Ms. Braddock is the recipient of "The Kenneth E. Untener Cup," "Great Women of the Great Lakes Bay Region" Award, and the "Zeta Phi Beta Omega Chapter Woman of the Year" Award; and

WHEREAS, Ms. Braddock has served throughout the City of Saginaw, and has significantly contributed to various needs in the community including social work, counseling, treatment services, and meal programs; and

WHEREAS, She retired from First Ward Community Center with 20 years of service on September 29, 2012, and was honored by friends and co-workers who are deeply appreciative of her many contributions to disadvantaged families and individuals throughout Saginaw County; now

THEREFORE, I, Gregory L. Branch, Mayor of the City of Saginaw, on behalf of my fellow Councilmembers and City Administration, extend to you our sincere appreciation for your service, dedication and commitment to the residents of the City of Saginaw. We offer you our very best wishes for continued success in your future endeavors.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Saginaw to be affixed this 15th day of October in the year of our Lord two thousand twelve.



October 15, 2012

A handwritten signature in black ink, appearing to read "Gregory L. Branch", is located above the printed name of the Mayor.

Gregory L. Branch, Mayor

Councilmembers

Dennis Browning, Mayor Pro Tem, Annie Boensch,
Norman Braddock, Larry Coulouris, Daniel Fitzpatrick,
Floyd Kloc, Amos O'Neal, and Andrew Wendt,

Darnell Earley, City Manager

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 U.S. Graphite, Inc. for an Industrial Facilities Exemption Certificate at 1510 E. Holland Avenue, Saginaw, Michigan.

The public hearing will be held Monday, October 15, 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: October 2, 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 U.S. Graphite, Inc. for an Industrial Facilities Exemption Certificate at 1620 E. Holland Avenue, Saginaw, Michigan.

The public hearing will be held Monday, October 15, 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: October 2, 2012

By: _____

CITY OF SAGINAW

NOTICE OF

PUBLIC HEARING

In compliance with requirements of Act 146, P.A. 2000, the following notice is posted:

Notice is hereby given that the Saginaw City Council has scheduled a public hearing on the request from James Bricault for an Obsolete Property Rehabilitation District at 126 N. Franklin Street.

The public hearing will be held Monday, October 15, 2012, at 6:30 p.m. in the Council Chamber of the City Hall, 1315 S. Washington Ave., Saginaw, MI. The request 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: October 5, 2012

By: _____

**CITY OF SAGINAW
SAGINAW COUNTY, MICHIGAN**

**NOTICE OF
PUBLIC HEARING**

**URBAN COOPERATION AGREEMENT
BETWEEN
CITY OF SAGINAW
AND FRANKENMUTH TOWNSHIP**

Notice is hereby given that the Saginaw City Council will conduct a public hearing on the proposed Urban Cooperation Agreement between the City of Saginaw and Frankenmuth Township to provide water service to Frankenmuth Township.

The public hearing will be held **Monday, October 15, 2012, at 6:30 p.m.** in the Council Chamber of the City Hall. The proposed agreement is on file in the City Clerk's Office.

All interested persons are invited to attend this public hearing.

Janet Santos, CMC/MMC
City Clerk

IF YOU ARE DISABLED AND NEED ACCOMMODATION TO PROVIDE YOU WITH AN OPPORTUNITY TO PARTICIPATE OR OBSERVE IN PROGRAMS, SERVICES, OR ACTIVITIES, PLEASE CALL THE SAGINAW CITY CLERK, 1315 S. WASHINGTON AVE., (989) 759-1480.

Posted: October 10, 2012
By: JKS

From: Darnell Earley, City Manager
Subject: Urban Cooperation Agreement with Frankenmuth Township
Prepared by: Andre R. Borrello, City Attorney

Manager's Recommendation:

I recommend approval of the Urban Cooperation Agreement between the City of Saginaw and Frankenmuth Township. This Agreement is a revenue sharing component of the Water Service Agreement between the City of Saginaw and the City of Frankenmuth, dated June 11, 2012. This Agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The Water Service Agreement requires Frankenmuth Township to make development payments to the City resulting from new residential, commercial, industrial and manufacturing developments within the Township. These requirements are set forth in the Urban Cooperation Agreement, which will result in payments to the City, in the event qualified new development occurs, ranging from \$2,000 per residential connection in the first year to \$94,263 per connection of the largest size for non-residential developments in the final year of the Agreement. The Frankenmuth Township Board of Trustees approved the Agreement on July 16, 2012.

Council Action:

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

From: Darnell Earley, City Manager
Subject: (2) Positive Pressure Ventilation Fans
Prepared by: Sienna Rendon, Community Public Safety – Fire

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Circle K Service of Midland, MI, the low bidder, for two positive pressure ventilation fans in the amount of \$3,906 for Saginaw Fire Department apparatus, Trucks 1 & 2.

Justification:

On September 25, 2012, four qualified vendors submitted bids in response to the City of Saginaw's request for Proposal #1077-13 for two positive pressure ventilation fans for Trucks 1 & 2. The following is a tabulation of the bids received:

Circle K Services Midland, MI	\$3,906.00
Fire Equipment Associates Flushing, MI	\$4,300.00
Apex Pennacle Corp. Port Crane, NY	\$5,505.02
Time Emergency Bay City, MI	Disqualified

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 and available in the Community Public Safety – Fire Suppression Parts & Supplies account no. 101-3551-751.73-30.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Volunteers In Patrol Services Equipment
Prepared by: Sienna Rendon, Community Public Safety – Police

Manager's Recommendation:

I recommend that purchase orders be approved and issued to: Let-R-Graphics, Saginaw, MI, in the amount of \$560 for the purchase of magnetic signs; Galls, Lexington, KY, in the amount of \$1,893.74 for the purchase of rotating lights and safety vests; and The Work Wear Store, Saginaw, in the amount of \$425 for the purchase of safety caps. These items will be used by the Volunteers In Patrol Program on Devil's Night 2012 and throughout the remainder of the year. The total for these patrol items is \$2,878.74.

Justification:

Volunteers In Patrol are citizens who assist the Saginaw Police Department in neighborhood patrolling efforts. The magnetic signs, rotating lights, safety vests and caps are equipment that is necessary for citizen patrol on Devil's Night although it will continue to be used throughout the year. Quotes were received for the aforementioned items from each low-bidding company, which are as follows:

Magnetic Signs:	Let-R-Graphics	\$560.00	Universal Sign	\$1,000.00
Rotating Lights:	Galls	\$862.29	Scientific Brake	\$1,170.00
Safety Vests:	Galls	\$1,031.45	Work Wear Store	\$1,447.50
Safety Caps:	Work Wear Store	<u>\$425.00</u>		
		\$2,878.74		

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

Funds for this purchase are available in the General Fund - Community Public Safety Police, Police Administration Division's Professional Services account no. 101-3512-721.80-01.

Council Action:

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

From: Darnell Earley, City Manager

Subject: Bentley Water GEMS Annual GIS Software Maintenance Fee

Prepared by: Jeff Klopac, Technical Services Department

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Bentley Systems, Inc. in the amount of \$6,000 for the annual renewal of Water GEMS hydraulic water modeling software.

Justification:

The City's Water Treatment Plant and its Maintenance & Service Departments use Bentley Systems, Inc., GIS Software to help manage and maintain its distribution system. Water GEMS hydraulic modeling software provides capabilities ranging from analysis and design to management functions such as fire flow assessment, pump scheduling, water quality improvement, emergency planning, leakage reduction and security enhancements. This annual renewal maintenance fee is required to receive all new upgrades for the software and gives us the ability to call Bentley Systems for help regarding all software related questions and problems.

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 and available in the Technical Services, GIS Operating Services, Account No. 650-1738-781.80-05.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Novell, Inc. annual licensing and support renewal payment.
Prepared by: Chris Seager, Technical Services Department

Manager's Recommendation:

I recommend that a purchase order be approved and issued to Novell, Inc. in the amount of \$12,276 for the renewal of annual software licensing and support.

Justification:

The City of Saginaw annually renews license and support fees with Novell, Inc., the provider for citywide network software, file sharing and PC remote management software. This renewal of license and support fees is for a 12-month period.

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 payment are budgeted and available in the Technical Services, IS, Operating Services Account No. 658-1720-711.80-05.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Epson Large Format Plotter
Prepared by: Jeff Klopac, Technical Services Department

Manager's Recommendation:

I recommend that a purchase order be approved and issued in the amount of \$3,099 to Pro Digital Gear of Salem, CT, the lowest bidder, for an Epson Large Format Plotter.

Justification:

On September 25, 2012, the City received bids for an Epson Large Format Plotter that will be utilized in the daily printing operations of the GIS Division. The GIS Division routinely prints large-scale maps for other City Departments, County Municipalities and the private sector. The following is a tabulation of the bids received:

Pro Digital Gear Salem, CT	<u>Total</u> \$3,099.00
Adorama, Inc. New York, NY	\$3,250.00
Govconnection Merrimack, NH	\$3,269.25
W. B. Hunt Melrose, MA	\$3,290.00
Howard Technology Solutions Laurel, MI	\$3,478.00
Business Services Longboat, FL	\$3,509.98
Arc of Michigan Grand Blanc, MI	\$4,032.00
CDW Government Vernon Hills, IL	\$4,100.00

Staples Tech. Solutions Deerfield Beach, FL	\$4,280.70
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Source HOV Kalamazoo, MI	\$5,900.00
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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 and available in the Technical Services GIS Capital Outlay Account No. 650-1738-781.97-60.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Microsoft Office 2010 Licenses
Prepared by: Jeff Klopac, Technical Services Department

Manager's Recommendation:

I recommend that a purchase order be approved and issued to En Pointe GOV, Inc. of Gardena, CA in the amount of \$17,325 for 70 licenses of Microsoft Office 2010 Standard Version.

Justification:

On September 18, 2012, the City received bids for 70 licenses of Microsoft Office 2010 Standard Version. The City is in the process of upgrading all employees to the Office 2010 platform. The Standard Version includes Word, Excel, PowerPoint, Publisher and OneNote. The software subscription provides support, updates and license coverage. The following is a tabulation of bids received.

	<u>Total</u>
En Pointe GOV., Inc. Gardena, CA	\$17,325.00
Civitas IT Grand Rapids, MI	\$17,521.00
Softmart Downingtown, PA	\$17,526.60
CDW Government Vernon Hills, IL	\$17,842.30
Rose Mobil Computer Repair Bloomfield Hills, MI	\$20,812.52

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 and available in the Technical Services, IS, Computer Software Account No. 658-1720-711.73-25.

Council Action:

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

From: Darnell Earley, City Manager
Subject: BS&A Enterprise Software
Prepared by: Jeff Klopchic, Technical Services

Manager's Recommendation:

I recommend that the City of Saginaw approve the agreement with BS&A Software for an integrated municipal enterprise software system. The cost of the enterprise system is \$800,000 over a six-year payment obligation. The agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The City's Technical Services Department was directed by the Plante & Moran 2010 Staffing and Efficiency Study and the City Manager to evaluate the current and several available enterprise software systems for increased efficiency and a reduction of costs.

The Technical Services Department along with the City's Technology Steering Team spent the past year and a half researching and evaluating potential Enterprise systems. The team looked at the ease of usability, increased efficiency of workflow and a reduction of cost. BS&A Software was selected through the City's municipal enterprise software professional services selection process. The Technical Services Department and BS&A have developed a project plan designed to replace the existing SunGuard Public Sector enterprise software improving the efficiency and utilization of the City's enterprise software system. The plan involves the migration of data, internal business process review, installation, implementation, and user training for the new enterprise software. BS&A will provide all software maintenance and support. The following is a tabulation of companies that participated in the RFQ process:

BS&A Software
Bath, MI

Sunguard Public Sector, Inc.
Lake Mary, FL

Tyler Technologies
Yarmouth, ME

New World Systems Corporation
Troy, MI

INFOR Global Solutions
Alpharetta, GA

EnerGov Solutions
Duluth, GA

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 and available in the Technical Services, IS, Computer Software, Account No. 658-1720-711.80-05.

Council Action:

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

From: Darnell Earley, City Manager
Subject: INFOR10 EAM Software Upgrade
Prepared by: Jeff Klopccic, Technical Services Department

Manager's Recommendation:

I recommend that the City of Saginaw enter into an agreement with Infor Global Solutions (Michigan), Inc. and a purchase order be approved in the amount of \$116,145.06 for the upgrade of the existing MP2 software to Infor10 EAM enterprise edition. This includes annual software maintenance. The agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The Technical Services Department along with Water & Wastewater Treatment Services have researched and evaluated the existing MP2 software utilized at the Water Treatment and Wastewater Plants as part of the City's municipal enterprise replacement project. MP2 is currently being used at each of the plants for asset management, maintenance processes, collaborative workflow, reporting and analysis and routine equipment maintenance. The Technical Services Department and Infor Global Solutions (Michigan), Inc. have developed a project plan designed to upgrade the existing MP2 software to improve the efficiency, utilization and integration of the Infor10 EAM software and the City's enterprise software system. The plan involves the migration of data, internal business process review, installation, implementation, project management and user training. Infor Global Solutions (Michigan), Inc. will provide all software maintenance and support.

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 and available in the Sewer Operations and Maintenance Fund, Process Control Systems Division's Computer Software Account No. 590-4815-851.73-25 (\$27,282.50), Operating Services Account No. 590-4815-851.80-05 (\$5,890.03), Professional Services Account No. 590-4815-851.80-01 (\$24,900.00) and Water Operations and Maintenance Fund, Process Control Systems Division's Computer Software Account No. 591-4715-851.73-25 (\$27,282.50), Operating Services Account No. 591-4715-851.80-05 (\$5,890.03), Professional Services Account No. 591-4715-851.80-01 (\$24,900.00)

Council Action:

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

From: Darnell Earley, City Manager
Subject: Emergency Hypochlorite Tank Repairs
Prepared by: Brian Baldwin, Water and Wastewater

Manager's Recommendation:

I recommend payment of an additional \$1,750 on purchase order #46922 be issued to Belding Tank Technologies of Belding, MI, for the repair of two fiberglass chemical storage tanks.

Justification:

The Salt-Fraser Retention Treatment Basin (RTB) has two fiberglass chemical storage tanks for its disinfectant chemical, sodium hypochlorite. These tanks have been in service for approximately 20 years and are in need of repair. The flanges on the side at the bottom of the tanks need to be replaced. Belding Tank Technologies is the manufacturer of the tanks and the sole source for this type of repair.

Council approved the replacement of the flanges on August 13, 2012. When Belding Tank came to repair the flanges they found additional cracking in the tanks, which needs to be repaired. Belding Tank provided us with a quote of \$1,750 to perform this additional work. This increases the total cost for repairs from \$5,400 to \$7,150.

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

Funds for this purchase are available in the Sewer Operations and Maintenance Fund - Remote Facilities Division General Repairs Account No. 590-4835-861.80-40.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Water System Hydraulic Modeling 3 yr. Agreement
Prepared by: Paul D. Reinsch, Water and Wastewater

Manager's Recommendation:

I recommend the approval of a 3 year hydraulic modeling agreement with Greeley and Hansen Engineers, Inc., Chicago, and a purchase order be approved and issued to them for an amount not to exceed \$90,000. This agreement has been approved by the City Manager as to substance and the City Attorney as to form.

Justification:

The City of Saginaw requires hydraulic computer modeling of its water transmission/distribution system from time to time, as needed, for sizing water main replacements and for other purposes such as analyzing system pressure or flow concerns that may arise. The City of Saginaw desires to contract for such services for a three year period under a single contract for \$90,000 using task order procedures to set scope, time and costs for assignments as the need arises.

In February of 2012 the City received a proposal for hydraulic modeling requirements on an as needed basis from Greeley and Hansen Engineers, Inc. Greeley and Hansen developed the City's current hydraulic model while completing the water system master plan. Hydraulic modeling requires a great deal of skill and understanding of the water system to perform an accurate analysis. It is imperative that an up to date model be maintained in order to analyze system changes and make informed decisions about improvements. Contracting for hydraulic computer modeling services on an as needed basis using a multi-year contract will allow for expediency in procuring such services as the need arises.

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 Water Operations and Maintenance Fund, Administration Division - Engineering Services Account Number 591-4710-851.80-02.

Council Action:

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

From: Darnell Earley, City Manager
Subject: Replacement Tsurumi Pumps
Prepared by: John Premo, Public Services Department

Manager's Recommendation:

I recommend the low bid from Motion Industries, Bridgeport, MI be approved and a purchase order be issued to them in the amount of \$2,168.33 for fiscal year 2013 for one 2 inch and one 3 inch Tsurumi Trash Pump for use by the Maintenance and Service Division.

Justification:

On September 11, 2012, bids were received for one 2 inch and one 3 inch Tsurumi Trash Pump for use by the Maintenance and Service Division crews to de-water meter pits, air relief manholes, blowoff standpipes and excavation sites. These pumps are used year round in the worst possible conditions and subject them to abrasive liquids which accelerate the wear on the internal components. Given these circumstances, new pumps are needed to replace the worn pumps. A cost comparison of the previous purchase of a 3 inch pump shows no change in price.

The following is a tabulation of the bids received:

Motion Industries Bridgeport, Michigan	\$2,168.33
Xlem Dewatering Painesville, Ohio	\$2,200.25
Ace Cutting Equipment Novi, Michigan	\$2,304.00
Detroit Pump and Manufacturing Ferndale, Michigan	\$2,344.00
Detroit Diamond Drilling Detroit, Michigan	\$2,420.00
Contractor Connection Shelby, Michigan	\$2,500.00
Pump and Systems Dearborn Heights, Michigan	\$2,515.00

Evans Equipment Burton, Michigan	\$2,643.00
Patriot Pumps Howell, Michigan	\$2,978.50
Good Rum Ft. Worth, Texas	\$3,025.00
Jack Tyler Memphis, Tennessee	\$3,120.00
Fluid Process Kalamazoo, Michigan	\$3,488.15
Apex Group Port Crane, New York	\$3,900.45
Klochko Equipment Rental Buena Vista, Michigan	\$3,995.00

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

Funds are budgeted in Water Operation and Maintenance Fund – Maintenance and Service Division's Parts and Supplies Account No. 591-4721-861.73-30 (\$2,168.33).

Council Action:

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

From: Darnell Earley, City Manager
Subject: Sheet Steel and Round Stock for Repairs
Prepared by: John Premo, Public Services Department

Manager's Recommendation:

I recommend the sole bid from Alro Steel Corporation, Bay City, MI be accepted and a purchase order be approved and issued in the amount of \$2,200.07 for fiscal year 2013 for the purchase of 270 feet of round stock and 2,614 pounds of sheet steel to be used by the Maintenance and Services Division.

Justification:

On September 11, 2012, a sole bid was received for 270 feet of round stock and 2,614 pounds of sheet steel. The Maintenance and Service Division requires to have on hand round steel stock for repairs to water curb box tools, which are used to clean the boxes of debris for access to curb stop valves. The sheet steel is used for fabrication of manhole plates for rebuilding manholes in underground vaults that are built into the roadway that otherwise cannot be removed due to possible utility damage, time and expense of demolition and reconstructing a new manhole. The steel may also be used to fabricate hand tools, street water keys and to better design equipment and tools to be more user friendly.

Alro Steel Corporation meet all requirements of §14.23, "Vendors", of Purchasing, Contracting, and Selling Procedure," of Chapter 14, "Finance and Purchasing, of Title 1, "General Provisions" of the Saginaw Code of Ordinances O-1.

Funds for this purchase are budgeted in the Water Operations and Maintenance Fund – Maintenance and Service Division's Parts & Supplies Account No. 591-4721-861.73-30 (\$1,100.04), and in the Operations Sewer and Maintenance Fund - Maintenance and Service Division's Parts & Supplies Account No. 590-4821-861.73-30 (\$1,100.03).

Council Action:

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

From: Darnell Earley, City Manager
Subject: Emergency Compost Grinding Services – ROW Division
Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend that a payment be made to I.E., Inc. in the amount of \$32,400 for the cost of an emergency purchase order issued on September 12, 2012 to grind 27,000 cubic yards of compost material at the City's Compost Site.

Justification:

Since September 4, 2012, yard waste material at the City's Compost Site has ignited numerous times, requiring the Fire Department to respond to extinguish the blaze. It is necessary to grind all 27,000 cubic yards of compost material immediately in order to eliminate the sporadic fires.

I.E., Inc. was the low bidder for compost grinding services in 2011. If agreed upon by both parties, the 2011 bid contains a clause that allows the City and I.E., Inc. to extend the bid for one year from July 1, 2012 to June 30, 2013. I.E., Inc. has agreed to perform this emergency work at their 2011 bid price of \$1.20 per cubic yard. Emergency purchase order #47027 has been issued to I.E., Inc. in the amount of \$32,400 for the grinding of approximately 27,000 cubic yards of compost material.

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

Funds are budgeted in the Rubbish Collection Fund - Composting Division's Operating Services Account No. 226-4587-841.80-05.

Council Action:

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

From: Darnell Earley, City Manager
Subject: PVC Sewer Pipes and Fittings
Prepared by: John Premo, Public Services Department

Manager's Recommendation:

I recommend that the low bid from Etna Supply Company, Grand Rapids, MI, be accepted and a purchase order be approved and issued to them in the amount of \$35,655.37 for fiscal year 2013 for the purchase of PVC sewer pipe and parts to be used in the Maintenance and Services Division in the construction and repair of the sewage collection system for fiscal year 2013.

Justification:

On September 11, 2012, bids were received for an annual supply of over 6,500 feet of PVC sewer pipe and 1,000 parts, including bends, elbows, and fittings that will be used in the Maintenance and Service Division in the construction and repair of the sewage collection system for fiscal year 2013. Applications of the PVC material include replacing private sewer connections in the road right-of-way, catch basin laterals, main sewer spot repairs, and sewer traps. A cost comparison shows an average decrease of 7.5 percent from the previous fiscal year 2012. The following is a tabulation of the bids received:

Etna Supply Co. Grand Rapids, MI	\$35,655.37
Stephens Tile Co. Birch Run, MI	\$39,786.26
Michigan Pipe & Valve Saginaw, MI	\$44,685.00

Etna Supply Company 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 – Maintenance and Service Division's Parts & Supplies Account No. 590-4821-861.73-30.

Council Action:

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

From: Darnell Earley, City Manager

Subject: Replacement Water Meter at the Gratiot Road Pumping Station

Prepared by: John Premo, Public Services Department

Manager's Recommendation:

I recommend that the sole source bid from Etna Supply Company, Grand Rapids, MI, be accepted and a purchase order be approved and issued in the amount of \$9,700 for fiscal year 2013 for the purchase of a 12 inch replacement pump to be used by the Maintenance and Services Division.

Justification:

The current piping and meter configuration at the Gratiot Road Pumping Station restricts the flow of water. The Gratiot Road Pumping Station supplies Thomas Township, Hemlock Semi-Conductor, James Township, St. Charles Village, and Swank Creek with potable water. It was recently determined that the size of the internal piping and water meter need to be equivalent to the supply piping, which means increasing the pipe diameter and meter from size 10 inch to 12 inch. Neptune and Sensus are the only two meter brands which offer meters that have the reading capability required by the City's Maintenance and Service Division. A check of each manufacturer's product line revealed that only Sensus made a 12 inch Mag Meter. Neptune's largest Mag Meter is 10 inches. The (Mag Meter) was selected as it reads the flow with magnetic waves and allows smooth laminar flow through the meter body thereby providing the lowest possible head-loss of any meter design. Etna Supply Company is the sole source supplier for Sensus Meters in Michigan.

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

Funds for this purchase are budgeted in the Water Operation and Maintenance Fund – Meter Maintenance and Service Division's Repairs and Replacements Account No. 591-4720-861.97-20 (\$9,700).

Council Action:

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

From: Darnell Earley, City Manager

Subject: Authorization for JABKA – Alternative Choices 4 Excellence (ACE) 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 "A Call To Peace" event to be held on October 27, 2012. The event will be held at 321 N. Washington Avenue between the hours of 12:00 p.m. and 3:00 p.m.

Justification:

On October 27, 2012, JABKA – ACE will host "A Call To Peace" event at 321 N. Washington Avenue, 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.

**RESOLUTION TO AUTHORIZE JABKA – ALTERNATIVE CHOICES 4
EXCELLENCE (ACE) TO USE AMPLIFYING EQUIPMENT ON
OCTOBER 27, 2012 FOR “A CALL TO PEACE” EVENT LOCATED AT
321 N. WASHINGTON AVENUE**

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

WHEREAS, the JABKA – Alternative Choices 4 Excellence (ACE) plans to hold “A Call To Peace” event on October 27, 2012 in the parking lot at 321 N. Washington Avenue; and

WHEREAS, the JABKA – ACE has requested permission to use amplifying equipment between the hours of 12:00 p.m. and 3:00 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 “A Call To Peace” event to be held on October 27, 2012 in the parking lot, between the hours of 12:00 p.m. and 3:00 p.m. at 321 N. Washington Avenue.

Ayes:

Nays:

Absent:

Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on October 15, 2012; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk

From: Darnell Earley, City Manager

Subject: Authorization for Mt. Olive Baptist Church 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 Trunk or Treat event to be held on October 31, 2012. The event will be held in the church parking lot located at 1114 N. 6th Street between the hours of 5:00 p.m. and 8:00 p.m.

Justification:

On October 31, 2012, Mt. Olive Baptist Church will host the Trunk or Treat event at Mt. Olive Baptist Church in the parking lot, 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.

**RESOLUTION TO AUTHORIZE MT. OLIVE BAPTIST CHURCH TO USE
AMPLIFYING EQUIPMENT ON OCTOBER 31, 2012 FOR TRUNK OR TREAT EVENT
LOCATED AT 1114 N. 6TH STREET**

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

WHEREAS, the Mt. Olive Baptist Church plans to hold their annual Trunk or Treat event on October 31, 2012 in the church parking lots; and

WHEREAS, the Mt. Olive Baptist Church has requested permission to use amplifying equipment between the hours of 5:00 p.m. and 8:00 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 Trunk or Treat event to be held on October 31, 2012 in the church parking lot, between the hours of 5:00 p.m. and 8:00 p.m. at 1114 N. 6th Street.

Ayes:

Nays:

Absent:

Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on October 15, 2012; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk

From: Darnell Earley, City Manager
Subject: MDOT Cost Agreement (No.12-5460) – ROW Division
Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend that the Michigan Department of Transportation ("MDOT") Cost Agreement ("Agreement"), Number 12-5460 for preliminary engineering services for the resurfacing of East Genesee Avenue from Harold Street to Hess Street be approved. The agreement has been approved by me as to substance and the City Attorney as to form. A resolution to approve the subject Agreement appears under the regular order of business.

Justification:

The proposed Agreement with MDOT is for the purpose of fixing the rights and obligations of the parties in agreeing to the City of Saginaw performing preliminary engineering services, including the preparation of reports and studies, as well as the design and preparation of final construction plans and specifications necessary for the resurfacing of East Genesee Avenue from Harold Street to Hess Street, including all necessary related work.

The total eligible project cost is estimated to be \$50,000. The project cost shall be met in part by contributions from the federal government. Federal Surface Transportation Funds shall be applied to eligible items of the project cost at the established federal participation ratio equal to 80 percent. The balance of the project cost, after deduction of the federal funds shall be paid by the City of Saginaw. Any items of the project cost not reimbursed by federal funds will be the sole responsibility of the City of Saginaw. Federal Surface Transportation Urban Local (STUL) funds will pay \$40,000 and the City's estimated share is \$10,000. The City of Saginaw is responsible for any cost overruns in excess of \$50,000.

MDOT meets all the 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 the City's share are budgeted and available in the FY 2013 Major Streets Fund – Streets Projects Division's Engineering Services Account No. 202-4614-781.80-02 (\$10,000). The Project Number is ST 1201.

Council Action:

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

MDOT Cost Agreement No. 12-5460

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

WHEREAS: Cost Agreement Number 12-5460 has been submitted by the Michigan Department of Transportation, which requires the City of Saginaw to adopt a resolution indicating its willingness to participate in agreeing to the City of Saginaw performing preliminary engineering services, including the preparation of reports and studies, as well as the design and preparation of final construction plans and specifications necessary for the resurfacing of East Genesee Avenue from Harold Street to Hess Street, including all necessary related work.

WHEREAS: Cost Agreement Number 12-5460 has been approved by the City Manager as to substance and the City Attorney as to form.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Saginaw does hereby approve Cost Agreement Number 12-5460 submitted by the Michigan Department of Transportation.

Ayes:

Nays:

Absent:

Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on October 15, 2012; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk

From: Darnell Earley, City Manager
Subject: MDOT Cost Agreement (No.12-5461) – ROW Division
Prepared by: Beth London, Public Services Department

Manager's Recommendation:

I recommend that the Michigan Department of Transportation ("MDOT") Cost Agreement ("Agreement"), Number 12-5461 for preliminary engineering services for the rehabilitation of Hamilton Street from Lyon Street to Court Street be approved. The Agreement has been approved by me as to substance and the City Attorney as to form. A resolution to approve the subject Agreement appears under the regular order of business.

Justification:

The proposed Agreement with MDOT is for the purpose of fixing the rights and obligations of the parties in agreeing to the City of Saginaw performing preliminary engineering services, including the preparation of reports and studies, as well as the design and preparation of final construction plans and specifications necessary for the rehabilitation of Hamilton Street from Lyon Street to Court Street, including all necessary related work.

The total eligible project cost is estimated to be \$40,000. The project cost shall be met in part by contributions from the federal government. Federal Surface Transportation Funds shall be applied to eligible items of the project cost at the established federal participation ratio equal to 80 percent. The balance of the project cost, after deduction of the federal funds shall be paid by the City of Saginaw. Any items of the project cost not reimbursed by federal funds will be the sole responsibility of the City of Saginaw. Federal Surface Transportation Urban Local (STUL) funds will pay \$32,000 and the City's estimated share is \$8,000. The City of Saginaw is responsible for any cost overruns in excess of \$40,000.

MDOT meets all the 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 the City's share are budgeted and available in the FY 2013 Major Streets Fund – Streets Projects Division's Engineering Services Account No. 202-4614-781.80-02 (\$8,000). The Project Number is ST 0902.

Council Action:

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

MDOT Cost Agreement No. 12-5461

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

WHEREAS: Cost Agreement Number 12-5461 has been submitted by the Michigan Department of Transportation, which requires the City of Saginaw to adopt a resolution indicating its willingness to participate in agreeing to the City of Saginaw performing preliminary engineering services, including the preparation of reports and studies, as well as the design and preparation of final construction plans and specifications necessary for the rehabilitation of Hamilton Street from Lyon Street to Court Street, including all necessary related work.

WHEREAS: Cost Agreement Number 12-5461 has been approved by the City Manager as to substance and the City Attorney as to form.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Saginaw does hereby approve Cost Agreement Number 12-5461 submitted by the Michigan Department of Transportation.

Ayes:

Nays:

Absent:

Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on October 15, 2012; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk

**INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FOR
U.S. GRAPHITE, INC., 1510 E. HOLLAND AVENUE, SAGINAW, MICHIGAN**

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

WHEREAS, U.S. Graphite, Inc. did on September 28, 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; 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 February 22, 2010, on the request of U.S. Graphite, 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 U.S. Graphite, 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, October 15, 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 U.S. Graphite, 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 6 months before the filing of the application for the Industrial Facilities Tax Exemption Certificate.

6. The application filed for the certificate indicates that no new jobs will be created, and 50 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, U.S. Graphite, 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 U.S. Graphite, Inc., 1510 E. Holland Avenue, Saginaw, Michigan, for an Industrial Facilities Tax Exemption Certificate for a period of 12 years.

Ayes:

Nays:

Absent:

Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on October 15, 2012; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk

INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FOR
U.S. GRAPHITE, INC., 1620 E. HOLLAND AVENUE, SAGINAW, MICHIGAN

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

WHEREAS, U.S. Graphite, Inc. did on September 28, 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; 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 July 23, 1984, on the request of U.S. Graphite, 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 U.S. Graphite, 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, October 15, 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 U.S. Graphite, 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 6 months before the filing of the application for the Industrial Facilities Tax Exemption Certificate.

6. The application filed for the certificate indicates that no new jobs will be created, and 50 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, U.S. Graphite, 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 U.S. Graphite, Inc., 1620 E. Holland Avenue, Saginaw, Michigan, for an Industrial Facilities Tax Exemption Certificate for a period of 12 years.

Ayes:

Nays:

Absent:

Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on October 15, 2012; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk

RESOLUTION ESTABLISHING OBSOLETE PROPERTY REHABILITATION DISTRICT AT 126 FRANKLIN STREET

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

WHEREAS, under P.A. 146 of 2000 the City of Saginaw is authorized to form Obsolete Property Rehabilitation Districts; and

WHEREAS, the property at 126 Franklin Street, TAX ID #03 0185 00000, has been deemed functionally obsolete by the City of Saginaw; and

WHEREAS, the owner of the property has met guidelines established by the City of Saginaw and has submitted an application for an Obsolete Property Exemption Certificate; and

WHEREAS, the owner of the property has been notified by certified mail that a public meeting will be conducted on October 15, 2012, in accordance with P.A. 146 of 2000.

NOW, THEREFORE, BE IT RESOLVED that the City of Saginaw hereby approves the formation of an Obsolete Property Rehabilitation District pursuant to Public Act 146 of 2000, as amended, for the eligible property legally described as:

126 FRANKLIN STREET
ASSESSOR'S FILE #: 03 0185 00000
N ½ OF LOT 5, LOT 6, BLK 44, INC S ½ OF ADJACENT VACATED TUSCOLA
ST, MAP OF THE CITY OF EAST SAGINAW ALSO COMMONLY KNOWN AS
HOYT'S PLAT

Ayes:

Nays:

Absent:

Abstain:

RESOLUTION DECLARED ADOPTED

I, Janet Santos, City Clerk of the City of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City of Saginaw, Saginaw County, State of Michigan, at a public meeting held on October 15, 2012; the original thereof is on file in the records of my office; the meeting was conducted and public notice of said meeting was given pursuant to Act No. 267, Public Acts of

Michigan, 1976, as amended, and minutes of this meeting were kept and will be made available as required.

Janet Santos, CMC/MMC
City Clerk