

# City of Flint, Michigan

*Third Floor, City Hall,  
1101 S. Saginaw Street  
Flint, Michigan 48502  
[www.ci.flint.mi.us](http://www.ci.flint.mi.us)*



## Meeting Agenda - Final

Wednesday, March 18, 2009

5:00 PM

Committee Room

### FINANCE COMMITTEE

*Scott, Kincaid, Chairperson, Ward 9  
Kerry Nelson, Vice Chairperson, Ward 3*

*Delrico J. Loyd, Ward 1      Jacqueline Poplar, Ward 2  
Sandra Hill, Ward 4      Carolyn A. Sims, Ward 5  
Sheldon Neeley, Ward 6      Jim Ananich, Ward 7  
Ehren Gonzales, Ward 8*

*Inez M. Brown, City Clerk*

**EXECUTIVE SESSION**

*There was no Executive Session requested by City Attorney's Office.*

**RESOLUTIONS****090223** JCI Jones Chemicals/Aqueous Sodium Hypochlorite

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to JCI Jones Chemicals for aqueous sodium hypochlorite, as requested by Water Pollution Control Facilities, in an amount not to exceed \$10,100.00. (Sewer Fund: 590-550.100-740.500; not budgeted; pre-encumbered)

**090224** Metron-Farnier/Additional Water Meters

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Metron-Farnier for additional water meters, as requested by the Water Service Center, in an amount not to exceed \$133,500.00. (Sewer Fund: 590-540.207-726.000; budgeted; pre-encumbered) (Per Resolution Staff Review: "The current stock is again becoming dangerously low. These meters will take approximately 1 month to be produced. Without replacement, the water department will be forced to estimate water meter reads, thereby reducing Water Department revenues.)

**090225** Jim Riehl's Friendly Dodge/Three (3) Sprinter Cargo Vans

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Jim Riehl's Friendly Dodge for three (3) 2008 Sprinter cargo vans, as requested by the Water Service Center, in an amount not to exceed \$101,031.00. (Sewer Fund, Water Fund: 591-540.202-977.500 - \$50,515.50; 590-0536.101-977.000 - \$50,515.50; budgeted; not pre-encumbered)

**090226** FY09/Henry Pratt Co./16" Ball Valve/Flint Water Plant

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Henry Pratt Co. for a 16" ball valve, as requested by the Flint Water Plant, in an amount of \$23,841.00. (FY09 Water Fund: 591-545.300-977.000; budgeted; pre-encumbered)

**090227** FY09/Renewal/Stormwater Discharge Permit/State of Michigan

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to the State of Michigan for the renewal of a FY09 State-mandated stormwater discharge permit, as requested by the Water Service Center, in the amount of \$7,000.00. (Sewer Fund: 590-540.100-801.000; budgeted; pre-encumbered)

**090228**

## PSA/Karla Cross/Canvas Painting Classes

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to enter into a Professional Services Agreement with Karla Cross to perform canvas painting classes at Pierce Senior Centers, as requested by Department of Parks & Recreation, in an amount not to exceed \$2,000.00. (Parks & Recreation Senior Citizen Centers Fund: 213-752.150-801.000; budgeted; pre-encumbered)

**090229**

## Cannon Equipment/Salt Spreader Cotnroller Boxes &amp; Miscellaneous Repair Parts

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Cannon Equipment for spreader controller boxes and miscellaneous repair parts, as requested by Inventory Control, in an amount not to exceed \$5,000.00. (Fleet/Central Garage Fund: 661-000.000-110.400; budgeted; not pre-encumbered)

**090230**FY09/CO #1/Genesee Waste Services/Resource Recovery/Burton, Michigan/  
Additional Landfill Services/Construction & Demolition Materials

Resolution authorizing the proper City Officials, upon City Council approval, to enter into Change Order #1 to the FY09 contract with Genesee Waste Services/Resource Recovery of Burton, Michigan for additional landfill services for construction and demolition materials, as requested by the Development Division, in an amount not to exceed \$100,000.00 and a revised contract amount of \$155,000.00, for the period from March 2009 through June 30, 2009. (Building Inspection Fund: 542-748.150-801.000 - \$50,000.00; 542-371.706-801.000 - \$40,000.00; 542-371.710-801.000 - \$10,000.00)

**090231**FY09/CO #1/Allied Waste Systems/Citizens Disposal/Additional Landfill  
Services/Construction & Demolition Materials

Resolution authorizing the proper City Officials, upon City Council approval, to enter into Change Order #1 to the FY09 contract with Allied Waste Systems/Citizens Disposal for additional landfills services for construction and demolition materials, as requested by the Development Division, in an amount not to exceed \$140,000.00 and a revised contract amount of \$190,000.00, for the period from March 2009 through June 30, 2009. (Building Inspection Fund: 542-748.150-801.000 - \$50,000.00; 542-371.706-801.000 - \$60,000.00; 542-371.206-801.000 - \$20,000.00; 542-371.710-801.000 - \$10,000.00)

**090232**Receipt/Anticipated Auction Revenues/Surplus Auction/March 28, 2009/April 25,  
2009

Resolution authorizing the appropriate City Officials to do all things necessary to accept anticipated auction revenues in account 101-233.201-649.000 in an amount of \$12,000.00 and perform the following transfers to cover expenses incurred from Surplus Auctions to be held on March 28, 2009 and April 25, 2009: \$7,250.00 into account 101-233.201-709.000; \$4,750.00 into account 101-233.201-801.000.

**DISCUSSION ITEMS****080474**      Audit/Self-Insurance Fund (677)/Legal Department

Councilman Kincaid informed members of the Flint City Council he had requested Plante & Moran to provide a proposal for Council review and a resolution whereby they would perform an audit of the 677 Fund in the Legal Department from the period of January 1, 2007 through December 31, 2007.

**080486**      Capital Purchase/Police Department/14 Tahoes

Referral by Councilwoman Sims to CITY ADMINISTRATOR/MAYOR/ADM. She asked the City Administrator about the "Capital Purchase" for 14 new Tahoes for the Flint Police Department, as referred to by the City Administrator. The City Administrator agreed to provide the "particulars" about the finances of these vehicles with "Capital Purchase" monies, requesting the information from Finance and Budget Departments.

*No response received.*

**080607**      Fire Escrow Fund

Referral by Councilwoman Sims to CITY TREASURER/MAYOR/ADM. She requests a copy of the Fire Escrow Account activity and balance from July 1, 2004 through May 21, 2008. Copies should be provided to all City Council Members and the City Council Office prior to the next City Council Finance Committee Meeting.

*Response received from Leonard D. Smorch, dated March 11, 2009.*

**081030**      Cameras/Monitors/Ward Captains/Legality

Referral by Councilwoman Sims to OMBUDSMAN. She asks the Ombudsman's Office to investigate the issue of monitors, cameras, etc. installed in mayoral appointed Ward Captains homes located in each of the nine wards of the City of Flint. The homes of these individuals also have had land lines placed in their homes to receive phone calls. Is this legal? Who has paid for this equipment? Who authorized the payment? Is it legal to have cameras in your home, installed by an elected official, to monitor other people and properties?

*(3/11/09) Response rec'd from Angela Watkins, Acting City Attorney, dated March 6, 2009, addressed to Councilwoman Sims, stating: "I acknowledge receipt of the attached referral on March 5, 2009. The City Attorney's Office does not have any information concerning whether or not Ward Captains from the prior Administration currently possess cameras, Land lines, monitors, etc., or when the equipment and any tapes, etc., will be removed from these homes and returned to the City of Flint. This request has been referred to Flint Police Chief Alvern Lock for his response."*

**081094**      Adopted FY2007-2008 Budget/Administration & All City Departments/ Compliance

City Council Vice President, Sheldon Neeley, pointed out some City departments are not in compliance with the Adopted FY2007/2008 City of Flint budget, as adopted, and asks the administration and ALL City departments to watch their budgets as adopted by Council very carefully and remain in compliance, not overspending. The City Council does not need to be accused of shutting down major departments due to lack of adherence to budgetary controls to prevent overspending. He doesn't want the administration saying they are going to be short on funds. The City Council will not take the blame for department and administrative overspending.

**081169** FY2006/2007/Demolition Contracts/CDBG Funds

Councilman Kincaid made a referral to MAYOR/ADM on April 28, 2008 to replace the resolution 080354 - CO #1/Contract Extension/City of Flint Utilities Department/CDBG/Water/Sewer Relining, in the amount of \$100,000.00, with a new resolution for demolition of properties throughout the City of Flint, for City Council approval.

**081173** Fire Department/State Certified Mechanic/City of Flint

Referral by Councilman Loyd to FIRE DEPARTMENT/MAYOR/ADM. He asks the administration to (1) Look at the possibilities of the City of Flint hiring a State certified mechanic to do the in-house regular maintenance of Fire Department Vehicles. (2) In addition, the individual who has been doing this work has been laid off and should be brought back to work at the City Fire Department to continue the in-house regular maintenance of Fire Department vehicles. Larger maintenance work would continue to be done by a company certified to do that work; (3) Provide all members of Council and the City Council Office with a list (in writing) of the employees in the Fire Department who have been laid off, etc.

**081231** Water/Sewer Fund/Judgement/Legal Opinion

Request made by Finance Chairman, Scott Kincaid, to Trachelle C. Young, Chief Legal Officer, and hand-delivered on July 23, 2008, regarding the Water Fund. He requested a legal opinion on whether or not the payment to Atty. Tom Pabst in excess of \$1.5 million to satisfy the judgement against the City of Flint was allowable (legal) and from which fund the monies were taken. To date, no response has been received.

**081488** Newly Acquired/Outfitted Vehicles

Councilwoman Sims asked that a Discussion Item be added to the Finance Committee Agenda regarding the acquisition and outfitting of vehicles by the Police Department/Parks & Recreation: SWAT Team, Bomb Squad, CSI, Parks & Recreation Senior Citizens' Van, older Jeep, Dodge Chargers, etc., liability, insurance, license plates.

*No response received.*

**081492** Neighborhood Stabilization Program

Update on Neighborhood Stabilization Program as submitted by Major Grants Division.

**081513** Demolition/List of Structures

Referral by Councilman Kincaid to TRANSPORTATION/MAYOR/ADM. He asks the Transportation Director to provide all members of the City Council and the City Council Office with a list of structures (by ward) to be demolished in the City of Flint.

**081514** CDBG Dollars/Genesee Towers/Demolition

Referral by Councilman Loyd to MAJOR GRANTS/MAYOR/ADM. He requests the presence of Mrs. Nancy Jurkewicz Rich (Director of Major Grants) at the next Finance Committee Meeting to address questions members of Council have regarding the demolition of Genesee Towers and CDBG dollars.

**090070** FY09/Budget/Funding Allocations/Payment of Employee Wages/Water & Sewer Funds

Councilman Neeley and members of Council discussed the funding allocations for employees not being paid from funds allocated to department in which they are working. Payment of wages, fringes, etc. from the Water and Sewer Funds.

**090088** Budget-To-Actual Reports

Finance Committee Chairman Kincaid requested the City Council President to forward communication to the Mayor/Adm. demanding they provide members of the City Council copies of the Budget-To-Actual reports, specifically, ending December 31, 2008. State law requires these documents SHALL be provided to the City Council. Copy of letter/communication should also be sent to the State Treasurer.

**090089** Non-Payment/Greater Flint Arts Council/2008 4th of July Celebration

Referral by Councilman Neeley to FINANCE DEPARTMENT/MAYOR ADM. He asks for a written response to be provided to all members of Council and City Council Office to the following: (1) Who is serving as Finance Director for the City of Flint? (2) Has the \$20,000.00 approved by the Flint City Council for the 2008 4th of July Fireworks Celebration been forwarded to the Flint Arts Council? If not, provided explanation of why not and when this payment will be approved.

*See Resolution 090112 - Acceptance/Mini-Grant/Greater Flint Arts Council/2008 Music in the Parks in the amount of \$4,000.00; Special Affairs 2/18/09.*

**090091** Investigation/Ombudsman/City Attorney/February 2, 2009

Referral by Councilwoman Poplar to OMBUDSMAN. She requests the Ombudsman's Office investigate the following issue and provide the City

Council Office with a written Ombudsman's report on the results of the investigation of the following complaint. This information should be provided to the City Council as soon as possible.

On February 2, 2009, the Chief Legal Officer for the City of Flint was in Judge Hayman's courtroom with Atty. C. Frederick Robinson and David Davenport from 2:15 p.m. until 4:30 p.m.

1. Was the Chief Legal Officer for the City of Flint a paid spectator for these proceedings?
2. Who was Ms. Young representing in this case - the City Council or the Mayor?
3. Was she attending this court proceeding on City time at the taxpayers' expense?
4. Or, was vacation time used by Ms. Young if she was not representing the City?
5. If Ms. Young was not in court representing the City Council or the Mayor, would this be considered a conflict of interest?
6. Was Atty. C. Frederick Robinson being paid by the City of Flint as he IS one of the known attorneys for Donald J. Williamson?

**090123**

Consumers' Energy/Senior Citizens/Millage Dollars

Referral by Councilwoman Sims to PARKS & REC/MAYOR/ADM/GENESEE COUNTY PLANNING COMMISSION. She requests the presence of Ms. Julie Hinterman (Genesee County Planning Commission) and Ms. Tina Conley at the next Finance Committee Meeting to address members of the City Council questions and concerns regarding the Senior Centers and the use of the Senior Millage dollars to help seniors during the winter months.