

EM SUBMISSION NO.: 2012EM201

PRESENTED: 4-5-12

ADOPTED: 4-5-12

**BY THE EMERGENCY MANAGER:**

The DPW – Water Pollution Control division desires to enter into an agreement with Westside Diner, Inc., located at G-2333 S. Ballenger Highway, in Flint Township, Michigan, to be incorporated by reference as a City sewer user by means of a permit and effectuated contract; and

Westside Diner, Inc. is connected to a building sewer that is connected to the City of Flint sewer system which conveys wastewater to the City; and

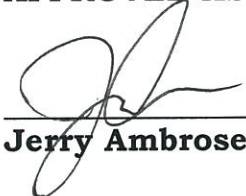
The City shall continue to provide wastewater conveyance and treatment service to Westside Diner, Inc., as long as its operations comply with the prohibitions and requirements described in the User permit and all applicable City Ordinances, including payment of applicable sewer use rates and fees as outlined in Chapter 46, Article III, Division 2 of the City of Flint Code of Ordinances ("City Code").

**THEREFORE BE IT RESOLVED,** That the Proper City Officials, upon the Emergency Manager's approval, are hereby authorized to enter into a contract to provide conveyance and wastewater treatment services to Westside Diner, Inc. as outlined in the City Code.

**APPROVED AS TO FORM:**

  
Peter M. Bade, Chief Legal Officer

**APPROVED AS TO FINANCE:**

  
Jerry Ambrose, Finance Director

**EM DISPOSITION:**

ENACT ✓ FAIL \_\_\_\_\_

DATED 4-5-12

  
Michael K. Brown, Emergency Manager