

City of Flint, Michigan

*Third Floor, City Hall
1101 S. Saginaw Street
Flint, Michigan 48502
www.cityofflint.com*



Meeting Agenda - Draft

Monday, February 10, 2020

5:30 PM

Council Chambers

CITY COUNCIL

*Monica Galloway, President, Ward 7
Maurice D. Davis, Vice President, Ward 2*

*Eric Mays, Ward 1
Kate Fields, Ward 4
Herbert J. Winfrey, Ward 6*

*Santino J. Guerra, Ward 3
Jerri Winfrey-Carter, Ward 5
Allan Griggs, Ward 8*

Eva L. Worthing, Ward 9

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

CALL TO ORDER**ROLL CALL****PLEDGE OF ALLEGIANCE****PRAYER OR BLESSING****READING OF DISORDERLY PERSONS CITY CODE SUBSECTION**

Any person that persists in disrupting this meeting will be in violation of Flint City Code Section 31-10, Disorderly Conduct, Assault and Battery, and Disorderly Persons, and will be subject to arrest for a misdemeanor. Any person who prevents the peaceful and orderly conduct of any meeting will be given one warning. If they persist in disrupting the meeting, that individual will be subject to arrest. Violators shall be removed from meetings.

REQUEST FOR CHANGES AND/OR ADDITIONS TO AGENDA

Council shall vote to adopt any amended agenda.

PRESENTATION OF MINUTES**PUBLIC HEARINGS****200012.6** Public Hearing/Ordinance No. 200012.1

A public hearing for Ordinance No. 200012.1, an ordinance to amend the Flint City Code of Ordinances by amending portions of Chapter 28 (Motor Vehicles and Traffic), Article VII (Parking Meters), by amending Section 28-110.1 (Downtown Development Authority District; Enforcement/ Metering in Designated Areas; Special Considerations) to allow residents to park in one space for up to four hours as long as the time is paid for. [NOTE: Ordinance amended to change hours to 8 a.m. to 5 p.m. as reflected on downtown signs.]

200042.6 Public Hearing/Ordinance No. 200042.1

A public hearing for Ordinance No. 200042.1, an ordinance to amend the Flint City Code of Ordinances by adopting Article VI, Chapter 35 (Personnel); Section 35-112.16 (Adoption - Job Description and Qualifications), Director of Transportation & Infrastructure. [NOTE: Ordinance amended to include new job description from the administration.]

PUBLIC SPEAKING

Per the amended Rules Governing Meetings of the Council (as adopted by the City Council on Monday, June 12, 2017), three (3) minutes per speaker. Only one speaking opportunity per speaker. Numbered slips will be provided prior to the start of the meeting to those wishing to speak during this agenda item. No additional speakers or slips will be accepted after the meeting begins. Speakers may not allocate or "donate" their allotted time to another person. Council members may not speak during Public Speaking, nor may they make response comments to speakers. Council members may use their five (5) minutes for Final Comments to address any issues that have been addressed by Public Speakers.

COUNCIL RESPONSE

Per the amended Rules Governing Meetings of the Council (as adopted by the City Council on Monday, June 12, 2017), Councilpersons may respond to any public speaker, but only one response and only when all public speakers have been heard. Individual council response is limited to two minutes and is subject to all rules of decorum and discipline.

PETITIONS AND UNOFFICIAL COMMUNICATIONS

COMMUNICATIONS (from Mayor and Other City Officials)

ADDITIONAL COMMUNICATIONS

APPOINTMENTS

- 200041** Appointment/Flint District Library Board of Trustees/Dean Yeotis (Ward 5)
- Resolution resolving that the Flint City Council approves the appointment of Dean Yeotis (611 West Court Street, Flint, MI 48503) to serve a three-year term on the Flint District Library Board of Trustees, commencing June 6, 2019, and expiring September 30, 2022. [Note: By way of background, Mr. Yeotis is replacing James Richardson, whose term was to expire September 30, 2019.] [NOTE: Need to clarify when the term began.]
- 200053** Appointment/Zoning Board of Appeals/Johnnetta S.C. Ricks (Ward 7)
- Resolution resolving that the Flint City Council approves the appointment of Johnnetta S.C. Ricks (1838 Springfield Street, Flint, MI 48503 - Ward 7) to the Zoning Board of Appeals for a term that begins February 10, 2020, and ends on September 1, 2022. [By way of background, Ms. Ricks is replacing Heather Morolla Kale, whose term on the Zoning Board of Appeals expired September 1, 2019 (although she continued to serve).]
- 200062** Mayoral Appointment/Director/Transportation & Infrastructure/John H. Daly, III
- Resolution resolving that the Flint City Council approves the recommendation by Mayor Sheldon Neeley to appoint John H. Daly, III as the Director of Transportation and Infrastructure. [NOTE: Mr. Daly shall be paid a salary of \$88,000.00, payable in regular installments in same manner as other employees from the City of Flint, with such earnings to be paid from Major

Street Fund Acct. No. 202-442.100-702.000 (29 percent); Acct. No. 202-449.201-702.000 (10 percent); Acct. No. 202-449.203-702.000 (10 percent); Local Streets Fund Acct. No. 203-442.100-702.000 (29 percent); Acct. No. 203-449.201-702.000 (10 percent); Acct. No. 202-449.203-702.000 (10 percent); and Rubbish Collection Acct. No. 226-528.201-702.000 (2 percent).

[NOTE: See Reso No. 200072 (APPOINTMENTS - May Be Referred from Special Affairs).]

APPOINTMENTS (May Be Referred from Special Affairs)

- 200018** Appointment/Bishop International Airport Authority (BIIA)/Wyntis Hall
- Resolution resolving that the Flint City Council approves the appointment of Wyntis Hall (5556 Mocer Lane, Grand Blanc, MI) to the Bishop International Airport Authority [for the remainder of a three-year term] replacing Dr. Bobby Mukkamala, with the term expiring December 31, 2020, as requested by Mayor Sheldon A. Neeley. [NOTE: By way of background, Dr. Mukkamala's term expired December 31, 2017, although he continued to serve.]
- 200019** Appointment/Bishop International Airport Authority (BIIA)/Valeria J. Conerly Moon
- Resolution resolving that the Flint City Council approves the appointment of Valeria J. Conerly Moon (906 W. Flint Park Boulevard, Flint, MI) to the Bishop International Airport Authority [for the remainder of a three-year term] replacing Reta Venessa Stanley, with the term expiring December 31, 2021, as requested by Mayor Sheldon A. Neeley. [NOTE: By way of background, Ms. Stanley's term expired December 31, 2018, although she continued to serve.]
- 200071** Appointment/Genesee County 9-1-1 Consortium Commission/Clyde D. Edwards
- Resolution resolving that Mayor Sheldon Neeley hereby appoints Clyde D. Edwards, City Administrator, to represent the City of Flint at the Genesee County 9-1-1 Consortium meetings. [NOTE: No term of office is listed.]
- 200072** Mayoral Appointment/Director of Transportation and Infrastructure/John H. Daly III
- Resolution resolving that the Flint City Council approves the recommendation by Mayor Sheldon A. Neeley to appoint John H. Daly III as the Director of Transportation and Infrastructure, at an annual compensation rate of \$88,000.00.
- [NOTE: See Reso No. 200062 (APPOINTMENTS).]*
- 200073** Mayoral Appointment/Chief of Police/Phil Hart
- Resolution resolving that the Flint City Council approves the recommendation by Mayor Sheldon A. Neeley to appoint Phil Hart as Chief of Police, for a term

commencing on February 10, 2020, and concluding on August 10, 2020, at an annual compensation rate of \$90,000.00.

RECONSIDERATION

[NOTE: Reso No. 200001, a Resolution Authorizing Ongoing Work Being Completed by Engineering & Environmental Solutions at the Bray Road Site for Remedial Investigations Be Transferred to Golder Associates, was FAILED by the City Council on January 27, 2020. It is presented here for Council's (re)consideration.]

- 200001** Contract Name Change/Golder Associates (Formerly Engineering & Environmental Solutions)/Bray Road Dump Site/Environmental Site Assessment

Resolution resolving that the proper city officials, upon City Council's approval, do all things necessary to authorize ongoing work being completed by Engineering and Environmental Solutions be transferred to Golder Associates, in an amount NOT-TO-EXCEED \$36,450.00, as requested by the Department of Public Works [Water Fund Acct. No. 591-536.100-801.000.] [NOTE: The City of Flint entered into a contract with Engineering and Environmental Solutions for Bray Road dump site/environmental site assessment, in an amount NOT-TO-EXCEED \$72,890.00. Engineering and Environmental Solutions recently joined Golder Associates, and the same personnel will continue to work on this project.]

RESOLUTIONS

- 200061** Easement/Right-of-Way/City of Columbiaville/Replacement of Second Street Bridge Over Flint River

Resolution resolving that the City Administrator is hereby authorized to do all [things] necessary to enter into an Easement and Right-of-Way for mutual benefits. [NOTE: The City of Columbiaville desires to obtain a permanent Easement and Right-of-Way to replace the Second Street bridge over the Flint River and reconstruct the approach roadway. An Easement and Right-of-Way grant secured for the project will remove the existing bridge, construct the proposed bridge, grade side slopes with riprap and place a drainage culvert with end section adjoining to the following properties: 043-433-006-00, 043-433-008-00 and the north side of the road/bridge through Holloway Reservoir (no tax ID available.)

RESOLUTIONS (May Be Referred from Special Affairs)

- 200066** Contract/LiquiForce/Storm and Sewer Re-lining Services

Resolution resolving that the proper City Officials are authorized to enter into a contract with LiquiForce for Storm and Sewer Re-lining services for an additional two (2) years, as requested by Utilities/Water Service Center (WSC), extending the expiration [to honor their pricing agreement] to June 30, 2021, in an amount NOT-TO-EXCEED \$2,300,000.00.

- 200067** Purchase Order/AIS Construction/Three (3) Backhoe Tractors/One (1) Front End Loader/Lease-Purchase
- Resolution authorizing the proper City Officials to issue a purchase order to AIS Construction for three (3) Backhoe Tractors and one (1) Front End Loader for five (5) years lease/purchase, in an annual amount NOT-TO-EXCEED \$82,687.47, as requested by Utilities [Acct. No. 661-451.100-940.000].
- 200068** Grant Award/Cities of Service/Community Engagement Activities/Budget Amendment/Revenue and Appropriations
- Resolution resolving that the appropriate City Officials are authorized to do all things necessary to process a budget amendment recognizing grant revenue and corresponding appropriations of funds under Grant Code OCOS-ENGC19, Fund 296 and Department 691.406, in the amount of \$75,000.00. [NOTE: The City was awarded Engaged Cities funding from the Cities of Service, allowing the City of Flint to build on its work engaging Flint residents in an effort to improve property conditions across the city.]
- 200069** Charitable Gaming License/State of Michigan Lottery Charitable Gaming Division/Genesee County Youth Organization
- Resolution resolving that the Genesee County Youth Organization is recognized as a non-profit organization operating in the City of Flint for the purpose of obtaining a charitable gaming license, as issued by the State of Michigan Lottery Charitable Gaming Division, relative to conducting a Mardi Gras Party Raffle at Riverfront Banquet Center, 1 Riverfront Plaza, Flint, Michigan, 48502, [on February 25, 2020], with prices for the raffle at \$5.00 per drawing, as allowed by Act 382 of the Public Acts of 1972, as amended.
- 200070** Setting a Hearing Date/City of Flint/Board of Review/Revised General Rules
- Resolution resolving that a public hearing to consider the REVISED General Rules of the Board of Review be held on the _____ day of _____, [2020] at 5:30 p.m. in the City Council Chambers, Flint City Hall, 1101 S. Saginaw Street, Flint, Michigan, 48502, with notice of such hearing published in an official paper of general circulation not less than ten (10) days prior to said hearing, AND, resolving that property owners and any other taxpayer or resident of the city of Flint may appear and be heard, as requested by the Board of Review.

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

INTRODUCTION AND FIRST READING OF ORDINANCES (May Be Referred from S.A.)

- 200074** Ordinance/Chapter 50 (Zoning)/Article XXXI (Medical Marihuana Facilities Opt In Ordinance)/Section 50-183 (Medical Marihuana Facilities Opt In Ordinance)
- An ordinance to amend the Code of the City of Flint by amending Chapter 50 (Zoning), Article XXXII (Medical Marihuana Facilities), Section 50-183 (Medical Marihuana Facilities Opt In Ordinance). [NOTE: Amendments recommended by the Planning Commission on February 4, 2020.]
- 200075** Ordinance/Amendment/Chapter 12 (Business and Occupations Generally)Article XVI (Medical Marihuana Facilities)/Section 12-95 (Standards for Medical Marihuana Facilities)
- An ordinance to amend the Code of Ordinances for the City of Flint by amending Chapter 12 (Business and Occupations Generally), Article XVI (Medical Marihuana Facilities), Section 12-95 (Standards for Medical Marihuana Facilities), by changing references to Medical Marihuana Facilities to Marihuana Facilities, consistent with the licenses and standards set forth in Chapter 50, Article XXXII, Section 50-183.
- 200076** Ordinance/Chapter 50 (Zoning)/Article XXIX (Special Regulated Uses)/Sections 50-161 (Purpose), 50-163 (Locational Standards - Relationship to Similar Uses), 50-164 (Locational Standards - Relationship to Residential Area and Other Uses), and 50-169 (Zoning Districts Requirements for Special Regulated Uses)
- An ordinance to amend Chapter 50 (Zoning), Article XXIX, (Special Regulated Uses), of the Code of the City of Flint by amending §50-161 (Purpose), §50-163 (Locational Standards - Relationship to Similar Uses), §50-164 (Locational Standards - Relationship to Residential Area and Other Uses), and §50-169 (Zoning Districts Requirements for Special Regulated Uses) in light of the amendments to Special Regulated Uses "E", "F" and "G" set forth in Chapter 50 (Zoning), Section 50-183 (Marihuana Facilities Opt In Ordinance).

SECOND READING AND ADOPTION OF ORDINANCES

- 200012.1** Amendment/Chapter 28 (Motor Vehicles & Traffic)/Article VII (Parking Meters)/Sections 28-110.1 (Downtown Development Authority District; Enforcement; Metering in Designated Areas; Special Considerations)
- Amendment to an ordinance to amend the Code of the City of Flint by amendment of portions of Chapter 28 (Motor Vehicles and Traffic), Article VII (Parking Meters), by amending Section 28-110.1 (Downtown Development Authority District; Enforcement/ Metering in Designated Areas; Special Considerations) to allow residents to park in one space for up to four hours as long as the time is paid for. [NOTE: Ordinance amended to change hours to 8 a.m. to 5 p.m. as reflected on downtown signs.]
- 200042.1** Amendment/Ordinance/Article VI/Chapter 35 (Personnel)/Section 35-112.16 (Adoption-Job Description & Qualifications)/Director of Transportation & Infrastructure

Amended ordinance to amend the Flint City Code of Ordinances by adopting Article VI, Chapter 35 (Personnel); Section 35-112.16 (Adoption - Job Description and Qualifications), Director of Transportation & Infrastructure. [NOTE: Ordinance amended to include new job description from the administration.]

FINAL COUNCIL COMMENTS

ADJOURNMENT

RESOLUTION NO.: 200041
PRESENTED: 1-22-20
ADOPTED: _____

RESOLUTION APPOINTING MR. DEAN YEOTIS TO THE DISTRICT'S FLINT PUBLIC LIBRARY REPLACING MR. JAMES RICHARDSON

BY THE MAYOR:

WHEREAS, the Library Agreement between the City of Flint and the Board of Education that created the Flint District Library, it requires the City of Flint to make regular appointments to the seven-member Board of the Flint Public Library; and

WHEREAS, Mr. Dean Yeotis (611 W. Court Street, Flint, Michigan 48503), has expressed a sincere interest in serving on the Library Board.

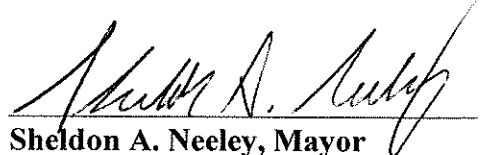
WHEREAS, Mayor Sheldon A. Neeley recommends and supports the appointment of Mr. Dean Yeotis to the Flint District Library Board replacing Mr. James Richardson.

BE IT RESOLVED that the Flint City Council approves the appointment of Mr. Dean Yeotis (611 W. Court Street, Flint, Michigan 48503), to the Flint District Library Board for a three year term that commenced on June 6, 2019 and expiring September 30, 2022.

APPROVED AS TO FORM:

Angela Wheeler, Chief Legal Officer

FOR THE CITY OF FLINT:


Sheldon A. Neeley, Mayor

APPROVED BY CITY COUNCIL:

Monica Galloway, City Council President

RESOLUTION: 200053

PRESENTED: 2-5-20

ADOPTED: 2-5-20

**Resolution Approving the Appointment of
Johnnetta S.C. Ricks to the Zoning Board of Appeals**

BY THE CLERK:

WHEREAS, Heather Morolla Kale’s term on the Zoning Board of Appeals expired in September 2019, and she has, since that time, continued to serve; and

WHEREAS, Monica Galloway, 7th Ward Flint City Councilperson, recommends the appointment of Johnnetta S.C. Ricks (1838 Springfield Street, Flint, MI 48503 – Ward 7) to the Zoning Board of Appeals to replace Ms. Kale.

THEREFORE, BE IT RESOLVED, that the Flint City Council approves the appointment of Johnnetta S.C. Ricks to the Zoning Board of Appeals, for a term that begins February 10, 2020, and ends on September 1, 2022.

APPROVED AS TO FORM:

APPROVED BY FLINT CITY COUNCIL:

Angela Wheeler, Chief Legal Officer

Monica Galloway, City Council President

JOHNETTA S. C. RICKS

ZONING BOARD OF APPEALS APPOINTMENT

1838 Springfield Street
Flint, Michigan 48503
johnnetta.ricks@gmail.com
(313) 930-0873

PROFESSIONAL SUMMARY

My background includes leadership, organization, and innovation. As an educator of future educators, I consistently look for meaningful opportunities to grow as an educator which includes 360 degrees of practice. As a university student teaching supervisor, I support student teachers, their cooperating teachers and their schools toward professional success. As a practitioner, I have taught at every level including K-12, university, and GED mathematics. I would like to use my background to support education programs for adults and for my community.

If approved as a City of Flint Zoning Board of Appeals member, to the best of my ability, I will read, research, and interpret the provisions of the zoning code in order to support decisions regarding variances and disputes.

SKILLS

- Leadership and Supervision
- Planning and Execution
- Academic Coaching
- Academic Intervention and Redirection
- Workshop and Training Facilitation
- Peer Mediation
- Creative Problem Solving
- Educational Technology Integration
- Curriculum Development
- Administrative Management
- Grant Writing
- Action Research

WORK HISTORY

Student Teaching Supervisor, 09/2014 to Current

Eastern Michigan University – Ypsilanti, MI

- Make final decision regarding mathematics teacher certification based on evidence shown by observation and evaluation outcomes
- Motivate and inform student teachers and cooperating teachers through planning and facilitating seminars resulting in support professional growth
- Coach and mentor student teachers by cooperatively developing professional development plans to improve practice

- Represent the university in districts and school buildings where official partnerships have been established
- Build additional partnerships with school districts, administrators, and teachers in order to place student teachers with highly qualified cooperating teachers
- Enforce student teaching policies including terminating placements when necessary

Program Specialist, 01/2014 to 09/2014

Eastern Michigan University – Ypsilanti, MI

- Support urban and international programs through the Office of Urban, Community, and International Outreach
- Develop and facilitate programs supporting educators and education leaders working in urban schools
- Develop and facilitate programs supporting marginalized students studying education
- Supervise employees of the Office of Urban, Community, and International Outreach
- Mentor and advise undergraduate teacher education majors intending to teach in urban schools
- Supervise and coordinate research projects focusing on diverse populations in education

Secondary Curriculum and Methods Instructor, 09/2012 to 12/2013

Eastern Michigan University – Ypsilanti, MI

- Led the charge for teacher development with an emphasis on lesson planning, classroom management, and the development of professional learning communities
- Facilitated the development of individualized professional capacity building
- Trained students in curriculum development that emphasized hybrid classrooms utilizing the flipped classroom concept
- Supervised and mentored undergraduate teacher education students in schools as they applied concepts learned in Secondary Curriculum and Methods.
- Evaluated the progress of teacher education students regarding hands-on practicum skill building such as classroom management, organization, and lesson planning
- Supervised implementation of the flipped classroom and other technology rich concepts during pre-service student teaching requirement

Academic Advisor, 09/2011 to 01/2013

Eastern Michigan University – Ypsilanti, MI

- Developed successful academic plans for students on academic probation
- Developed and maintained supportive relationships resulting in students achieving permanent good academic standing beyond the initial academic probation semester
- Followed up with students and maintained supportive relationships through graduation

- Provided academic coaching to students leading to long-term behavioral changes resulting in academic success

Secondary Mathematics Teacher, 08/2001 to 09/2011

Detroit Public Schools – Detroit, Michigan

- Successfully wrote and received grants (Skillman Foundation Good Schools Grant)
- Developed, mathematics curriculum for grades 9-12 for Detroit Technology High School
- Integrated SMART Board usage into mathematics curriculum
- Developed and implemented mathematics curriculum for grades 9-12
- Developed the Algebra curriculum for Detroit Public Schools as a member of the Algebra Curriculum Planning Committee (June 2005 – July 2005)
- Taught Algebra, Geometry, Pre-calculus, Calculus, and ACT/SAT Preparation
- Organized service-learning projects in community to apply mathematics problem solving skills
- Developed a differentiated curriculum to meet the needs of students of different ability levels
- Built partnerships with local professionals to mentor students
- Coordinated university field experiences emphasizing careers in math and technology
- Improved student performance by supervising and training all staff members in the integration of a school-wide online classroom management system
- Planned and implemented professional development for teachers and administrators with regard to teaching with technology

EDUCATION

Specialist of Arts: Educational Studies with concentration in urban education expected winter 2020
Eastern Michigan University – Ypsilanti, MI

Master of Arts: K-12 Curriculum
Eastern Michigan University - Ypsilanti, MI

Bachelor of Science: Mathematics
Michigan State University - East Lansing, MI

CERTIFICATIONS

Michigan Teaching Certificate: Secondary Mathematics (EX) and History (CC)

PROFESSIONAL PUBLICATIONS

Greer, T. M., Ricks, J., & Baylor, A. A. (2015). The Moderating Role of Coping Strategies in Understanding the Effects of Intragroup Race-Related Stressors on Academic Performance and Overall Levels of Perceived Stress for African American Students. *Journal of Black Psychology*, 0095798414560018

Ricks, J. & Grewal, I.K. (2013). Black silence White noise. In S. Grineski, J. landsman, & R. Simmons III (Eds.). *Talking about race: Alleviating the fear*. (17-24). Sterling, VA: Stylus Publishing LLC.

Simmons, R., Carpenter, R., Ricks, J., Walker, D., Parks, M., & Davis, M. (2013). African American male teachers and African American students: Working subversively through hip-hop in three urban schools. *The International Journal of Critical Pedagogy*, 4(2).

PROFESSIONAL PRESENTATIONS

Special Note: I constantly present before groups of people including as a member of 3 boards including Delta Kappa Gamma, Mu Chapter as 2nd Vice President, board member of Glass Ceiling Unlimited (women in real estate non-profit), and board member of my neighborhood association.

Ricks, J. S. C. (2015, November 14). Second Career Teachers: Education and Support. Presented at the EMU Education Summit: Building Strong Urban Schools, Ypsilanti, MI.

Ricks, J. S. C. (2011, November 6). Activism and education: An auto-ethnographic retrospective ranging from reform of the system to anarchist theory. Presented at the American Educational Studies Association (AESA) Annual Conference, St. Louis, MO.

Ricks, J. S. C. (2011, March 21). Undergraduate ethnic minorities' experiences at predominately white universities. Presented at the Graduate Research Fair, Eastern Michigan University, Ypsilanti, MI.

RESOLUTION NO. 200062

PRESENTED: 2-5-20

ADOPTED: _____

**RESOLUTION APPROVING THE APPOINTMENT OF JOHN H. DALY, III AS THE
DIRECTOR OF TRANSPORTATION AND INFRASTRUCTURE**

BY THE MAYOR:

Pursuant to Flint City Charter Section 4-203(D), the Mayor of the City of Flint hereby appoints John H. Daly, III as the Director of Transportation and Infrastructure.

WHEREAS, the Director of Transportation and Infrastructure shall be paid a salary based on an annual compensation rate of annual compensation rate of Eighty-Eight-Thousand and 00/100 (\$88,000.00). This salary shall be payable in regular timely installments, in the same manner as other employees of the City of Flint are paid from account numbers 202-442.100-702.000 (29%); 202-449.201-702.000 (10%); 202-449.203-702.000 (10%); 203-442.100-702.000 (29%); 203-449.201-702.000 (10%); 203-449.203-702.000 (10%); and 226-528.201-702.000 (2%). The terms of appointment are attached.

WHEREAS, Mayor Sheldon A. Neeley recommends that John H. Daly, III be appointed as the Director of Transportation and Infrastructure.

NOW THEREFORE BE IT RESOLVED, that the Flint City Council approves the recommendation by Mayor Sheldon A. Neeley to appoint John H. Daly, III as the Director of Transportation and Infrastructure.

APPROVED AS TO FORM:



Angela Wheeler, Chief Legal Officer

APPROVED AS TO FINANCE:



Amanda Trujillo, Acting Chief Finance Officer

FOR THE CITY OF FLINT:

Sheldon A. Neeley, Mayor

APPROVED BY CITY COUNCIL:

Monica Galloway, City Council President



TERMS OF APPOINTMENT

On February 10, 2020, the Mayor of the City of Flint appointed **John H. Daly, III**, 2015 Crooked Lane Flint, Michigan, 48503 as Director of Transportation & Infrastructure in accordance with the provisions of the 2018 Flint City Charter §§1-501(C) & 4-203(D).

1. **Scope of Services:** Under the general supervision of the City Administrator, the Director of Transportation & Infrastructure shall be responsible for the management and oversight of transportation and infrastructure. This includes, but is not limited to, the recruitment, training, and assessment of all personnel and programs under the management and supervision of the Department of Transportation and Infrastructure.

2. **Term of Appointment:** This appointment shall commence February 10, 2020, and shall continue at the will of the Mayor.

3. **Compensation:** The Director of Transportation & Infrastructure shall be paid a salary based on an annual compensation rate of Eighty-Eight-Thousand and 00/100 (\$88,000.00). This salary shall be payable in regular timely installments, in the same manner as other employees of the City of Flint are paid. Such earnings shall be paid from account 202-442.100-702.000 (29%); 202-449.201-702.000 (10%); 202-449.203-702.000 (10%); 203-442.100-702.000 (29%); 203-449.201-702.000 (10%); 203-449.203-702.000 (10%); and 226-528.201-702.000 (2%), Wages & Salaries.

4. **Benefits:** With the exception of personal time off (PTO), holidays, 457 plan, and health savings plan, the Director of Transportation & Infrastructure agrees to forego the following fringe benefits: health care coverage, dental insurance, life insurance, retirement, and Hybrid pension.

In accordance with the Director of Transportation & Infrastructure years of seniority at 16 or more years, and based upon his submission of an Application for Recognition of Previous Employment, he shall accrue 8.62 hours per payroll period with a maximum accumulated hours of 300.

For the purposes of providing to the Director of Transportation & Infrastructure the above compensation, personal time off and holidays, the City of Flint shall place the Director of Transportation & Infrastructure on the City's regular payroll so that all of said compensation shall be provided to the Director of Transportation & Infrastructure in the same manner as other employees of the City of Flint.

5. **Membership Dues:** The City of Flint shall pay, on behalf of the Director of Transportation & Infrastructure, membership dues to professional affiliations related to his employment, not to exceed \$5,000.00 to be paid from account 202-411.100-730.000.

6. **Indemnification and Insurance:** The City of Flint shall indemnify and provide appropriate insurance coverage for the Director of Transportation & Infrastructure for any attorney's fees, reasonable costs, and damage awards incurred by the Director of Transportation & Infrastructure as a result of any malpractice action brought against him by any person and or entity as a result of his performance of duties pursuant to his Appointment. To the fullest extent

permitted by law, the City of Flint shall defend, pay on behalf of, indemnify and hold harmless the Director of Transportation & Infrastructure against any and all claims, demands, suits, or losses, including, but not limited to, civil rights actions, and providing for all costs connected therewith, and for any damages which may be asserted, claimed, or recovered against or from the Director of Transportation & Infrastructure by reason of any injuries or damages including losses that may arise as a result of his acts, omissions, faults or negligence in connection with the performance of the terms of his appointment. The City of Flint shall provide appropriate insurance coverage, although, the full indemnification of the Director of Transportation & Infrastructure as articulated above shall not be in any way limited by the insurance coverage chosen by the City of Flint.

7. Termination: The City may terminate, without cause, this Agreement (and the resultant employment relationship) with the Director of Transportation & Infrastructure before the expiration set forth herein. In the event that this Agreement is terminated without Good Cause, the Director of Transportation & Infrastructure shall be entitled to payment for work completed prior to termination and any remaining personal time off balance.

The Director of Transportation & Infrastructure may voluntarily terminate this Agreement before the expiration of the term set forth herein by providing fourteen (14) days advanced written notice, unless agreed upon otherwise by the Parties. In the event that this Agreement is terminated pursuant to this subsection, the Director of Transportation & Infrastructure shall be entitled to payment for work completed prior to termination and any remaining personal time off balance.

“GOOD CAUSE”. For purposes of this Agreement the term "good cause" is defined as sole proven acts or omissions as follows:

A. Any willful, knowing, grossly negligent, or negligent breach, disregard or habitual neglect of any provision of this Agreement, or any willful, knowing, grossly negligent, or negligent breach, disregard or habitual neglect of any duty or obligation required to be performed by the Director of Transportation & Infrastructure under this Agreement or applicable law.

B. Any misconduct of the Director of Transportation & Infrastructure involving an act of moral turpitude, criminal illegality (excepting minor traffic violations), or habitual violations of the traffic laws, whether or not related to the Director of Transportation & Infrastructure's official duties hereunder.

C. Any willful, knowing, grossly negligent, or negligent misapplication or misuse, direct or indirect, by the Interim Director of Transportation & Infrastructure, of public or other funds or other property, real, personal, or mixed, owned by or entrusted to the City, any agency or corporation thereof, or the Director of Transportation & Infrastructure in his official capacity.

8. Waiver of Claims: Appointee agrees, in consideration for accepting payment pursuant to this Agreement, that Appointee will not file a lawsuit or claim of any type in any

forum against the City for actions arising in any way related to employment by the City, and that if Appointee does, the lawsuit or claim will be immediately dismissed; and, notwithstanding the fact that the terms of this Agreement shall otherwise remain in full force and effect, Appointee will return to the City all of the consideration received from the City as a result of this Agreement, and Appointee will pay to the City all of the costs, expenses, and attorney fees incurred by the City in defending against such a lawsuit or claim. However, nothing in this Agreement shall prevent Appointee from filing suit to challenge this Agreement or to enforce the terms of this Agreement. In the event the Appointee files suit to challenge this Agreement or to enforce the terms of the Agreement, each party agreed to pay their own attorney fees and cost and there shall be no attorney fee and cost shifting for the same

9. **Whole Agreement:** Any additions, deletions or modifications to these terms of appointment must be in writing and signed by both parties. This document, consisting of three (3) pages in its entirety, embodies the entire agreement between the parties hereto.

Dated this 10th day of February 2020.

APPOINTEE:

FOR THE CITY:

**John H. Daly, Director
of Transportation & Infrastructure**

Sheldon A. Neeley, Mayor

APPROVED AS TO FORM:

Angela Wheeler, Chief Legal Officer

S:\AWO\Terms of Appointment\John Daly\2019.01.30 Daly TermsAppt (Director of Transportation and Infrastructure).doc

FAILED
(1.27.2020)

RESOLUTION NO.: 200001

PRESENTED: 1-8-20

ADOPTED: _____

RESOLUTION AUTHORIZING ONGOING WORK BEING COMPLETED BY ENGINEERING & ENVIRONMENTAL SOLUTIONS AT THE BRAY ROAD SITE FOR REMEDIAL INVESTIGATIONS BE TRANSFERRED TO GOLDER ASSOCIATES

BY THE MAYOR:

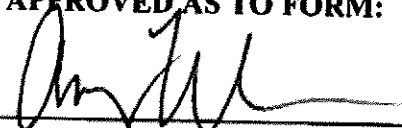
WHEREAS, the City of Flint, Department of Public Works, through the City of Flint's bidding process in 2014 sought qualified consultants and engineering firms to provide necessary engineering support and analysis assistance as required by the MDEQ- Michigan Department of Environment Quality (now known as EGLE- Michigan Department of Environment, Great Lakes, and Energy) consent order 115-01-14, Section II. Engineering & Environmental Solutions was selected as the lowest bidder and entered into a contract with the City of Flint; and

WHEREAS, ongoing work at the Bray Road site is required to complete the remedial investigation consistent with the tasks requested by MDEQ now known as EGLE; and

WHEREAS, Engineering & Environmental Solutions recently joined Golder Associates, and the same personnel will continue to work on this project with Golder Associates in an amount not to exceed \$36,450.00.

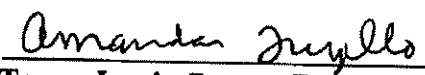
THEREFORE BE IT RESOLVED, that the appropriate City Officials do all things necessary to authorize ongoing work being completed by Engineering & Environmental Solutions be transferred to Golder Associates in an amount not to exceed \$36,450.00. Funds are available from account 591-536.100-801.000.

APPROVED AS TO FORM:



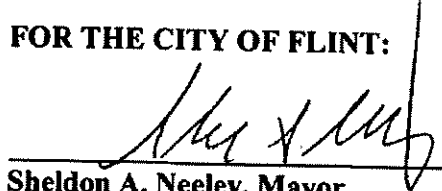
Angela Wheeler, Chief Legal Officer

APPROVED AS TO FINANCE:



Tamar Lewis, Deputy Finance Director
Amanda Acting
Trujillo

FOR THE CITY OF FLINT:



Sheldon A. Neeley, Mayor

APPROVED BY CITY COUNCIL:

Monica Galloway, City Council President

RESOLUTION STAFF REVIEW

Date: December 4, 2019

Agenda Item Title: Resolution Authorizing Ongoing Work Being Completed by Engineering & Environmental Solutions, at the Bray Road Site For Remedial Investigations be Transferred to Golder Associates

Prepared by: Yolanda Gray, DPW Administration Accounting Supervisor, on behalf of Mark Adas, City Engineer

Background/Summary of Proposed Action : the City of Flint, Department of Public Works, through the City of Flint's bidding process in 2014 sought qualified consultants and engineering firms to provide necessary engineering support and analysis assistance as required by the MDEQ- Michigan Department of Environment Quality (now known as EGLE- Michigan Department of Environment, Great Lakes, and Energy) consent order 115-01-14, Section II. Engineering & Environmental Solutions was selected as the lowest bidder and entered into a contract with the City of Flint. Environmental & Engineering has joined Golder Associates and the same personnel is continuing ongoing work required by the MDEQ consent order 115-01-14. Authorization for ongoing work is being requested to be transferred to Golder Associates at an amount not to exceed \$36,450.00. Funding is available in account 591-536.100-801.000.

Financial Implications: Funding is budgeted in account 591-536.100-801.000 

Pre-encumbered?: Yes No Requisition: 190002649 

Other Implications (i.e., collective bargaining):

Staff Recommendation: Recommend Approval

Staff Person: 
(Dept Head or other authorized staff)

Resolution Routing

TO: Resolution Signatories
FROM: UTILITIES-DPW
SUBJECT: RESOLUTIONs FOR APPROVAL

This RESOLUTION have been forwarded to you for your respective review and approval.

Date recorded: December 6, 2019
~~December 4, 2019~~ No. 19-81701

** All documents should be reviewed within three (3) working days after receipt by your office.

Contractor:



Golder Associates

Resolution Content:

Resolution Authorizing Ongoing Work Being Completed by Engineering & Environmental Solutions at Bray Road Site be Transferred to Golder Associates
--

The attached resolution is submitted to the Legal Dept. for approval as to form only:

The **Legal Department** reviewed this **RESOLUTION**, as to form and by signing this form approves as to **FORM ONLY**.

Review and Approval:	<u>IN</u>	<u>OUT</u>	<u>APPROVAL</u>
1. City Attorney (Form Only)	<u>12/6/19</u>	<u>12/16/19</u>	<u></u>
2. Finance	<u>12/16/19</u>	<u>12/16/19</u>	<u></u>
3 Mayor	_____	_____	_____

Please call Yolanda Gray @ ext.3503 for pick up Thank You.

RESOLUTION NO.: 200061

PRESENTED: 2-5-20

ADOPTED: _____

**RESOLUTION TO APPROVE PERMANENT EASEMENT AND RIGHT OF WAY
REPLACING SECOND STREET BRIDGE OVER FLINT RIVER**

BY THE CITY ADMINISTRATOR:

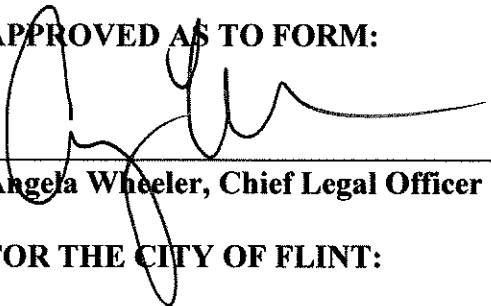
WHEREAS, The City of Columbiaville desires to obtain a permanent easement and Right-of-Way from the City of Flint. The purpose of the Easement and Right-of-Way is to replace the Second Street bridge over the Flint River and reconstructing the approach roadway.

WHEREAS, The value of using the property to Permanent Easement and Right-of-Way Grants and the value of completing the proposed work appear to be offsetting. The Permanent Easement and Right-of-Way Grants secured for the following list of properties is to remove the existing bridge, construct the proposed bridge, grade side slopes with riprap, and place a drainage culvert with end section adjoining to the listed properties:

- 043-433-006-00 City of Flint
- 043-433-008-00-City of Flint
- North side of road/bridge through Holloway Reservoir (no tax ID Available) – City of Flint

IT IS RESOLVED that the City Administrator is hereby authorized to do all this necessary to enter into this Easement and Right-of-Way for mutual benefits.

APPROVED AS TO FORM:



Angela Wheeler, Chief Legal Officer

FOR THE CITY OF FLINT:



Clyde Edwards, City Administrator

APPROVED AS TO FINANCE:



Amanda Trujillo, Acting Finance Director

APPROVED BY CITY COUNCIL:

Monica Galloway, City Council President



January 23, 2020

Ms. Angela Wheeler, City Attorney
City of Flint
1101 S. Saginaw Street – 3rd Floor
Flint, MI 48502

RE: Columbiaville Second Street Bridge Easement

Dear Angela:

We have reviewed the request from Rowe Engineering for the Columbiaville Second Street bridge easements. We recommend granting this easement based on our knowledge of the system and the information provided from your e-mail dated January 22, 2020.


The plans and documents reviewed, indicating the easements as proposed, will have no impact on the existing public utility operations.

It should be noted that the documents indicate there are no utilities in the areas requested for easement and right of way.

If you have any questions, feel free to contact us at 616.588.2900 or pgaldes@fveng.com.

Sincerely,

F&V OPERATIONS AND RESOURCE MANAGEMENT, INC.



Paul R. Galdes, P.E.
Vice President



OFFICE MEMORANDUM

DATE: 11/20/2019
TO: Second Street bridge over the Flint River Project
FROM: Denise Baker, Village Clerk
SUBJECT: Mutual Benefit

The Permanent Easement and Right-of-Way Grants, has been reviewed and there does not appear to be any resulting damages.

The value of using the property to Permanent Easement and Right-of-Way Grants and the value of completing the proposed work appear to be offsetting. Therefore, the Permanent Easement and Right-of-Way Grants should be for mutual benefits.

Type of Proposed Work: Replacing the Second Street bridge over the Flint River and reconstructing the approach roadway. The Permanent Easement and Right-of-Way Grants secured for the following list of properties is to remove the existing bridge, construct the proposed bridge, grade side slopes with riprap, and place a drainage culvert with end section adjoining to the listed properties.

Property Tax ID:

043-433-006-00 – City of Flint

043-433-008-00 – City of Flint

North side of road/bridge through Holloway Reservoir (no tax ID available) – City of Flint

PERMANENT EASEMENT AND RIGHT-OF-WAY GRANT

KNOW ALL MEN BY THESE PRESENTS: City of Flint party of the first part, whose address is 1101 Saginaw Street, Flint, MI 48502, for and in consideration of the sum of zero (\$0.00) dollars and other good and valuable consideration paid to them by Village of Columbiaville, party of the second part, whose address is 4605 Pine Street, Columbiaville, MI 48421, does hereby grant, convey and release to the said party of the second part, a permanent easement and right-of-way in which to construct, operate, maintain, repair and/or replace the bridge, riprap, and/or culvert over, across, under and through the following parcels of land situated in the Village of Columbiaville, Lapeer County, Michigan and described as:

Parcel No: 043-433-006-00 (Attachment A)

In a private easement and right-of-way, thereof, which is to be located approximately as follows:

Part of the Northeast 1/4 of Section 33, Town 9 North, Range 9 East, Village of Columbiaville, Lapeer County, Michigan, described as beginning at a point which is the following three (3) courses from the from the North 1/4 corner of said section, 1) N87°34'22"E, along the North line of said section, 596.70 feet to the intersection of said North line and the Southerly right of way line of Columbiaville Road (2nd Street) and 2) along said right of way line 335.27 feet along the arc of a non-tangent curve to the right, having a radius of 649.21 feet, a delta angle of 29°35'22" and a chord bearing and distance of S64°56'54"E, 331.56 feet and 3) S49°43'06"E, along said right of way line, 126.70 feet; thence S40°16'54"W, perpendicular to said right of way line, 22.00 feet; thence S49°43'06"E, parallel with said right of way line, 125.00 feet; thence N40°16'54"E, perpendicular to said right of way line, 22.00 feet to a point on said right of way line; thence N49°43'06"W, along said right of way line, 125.00 feet to the point of beginning.

Parcel No: 043-433-008-00 (Attachment B)

In a private easement and right-of-way, thereof, which is to be located approximately as follows:

Part of the Northeast 1/4 of Section 33, Town 9 North, Range 9 East, Village of Columbiaville, Lapeer County, Michigan, described as beginning at a point which is the following three (3) courses from the from the North 1/4 corner of said section, 1) N87°34'22"E, along the North line of said section, 596.70 feet to the intersection of said North line and the Southerly right of way line of Columbiaville Road (2nd Street) and 2) along said right of way line 335.27 feet along the arc of a non-tangent curve to the right, having a radius of 649.21 feet, a delta angle of 29°35'22" and a chord bearing and distance of S64°56'54"E, 331.56 feet and 3) S49°43'06"E, along said right of way line, 333.52 feet; thence S40°16'54"W, perpendicular to said right of way line, 11.42 feet; thence S49°43'06"E, 58.13 feet; thence N42°08'31"E, perpendicular to said right of way line, 15.00 feet to a point on said right of way line; thence N47°51'39"W, along said right of way line, 27.42 feet; thence S42°13'25"W, along said right of way line, 4.46 feet; thence N49°43'06"W, along said right of way line, 31.06 feet to the point of beginning.

Parcel No: 043-433-008-00 (Attachment C)

In a private easement and right-of-way, thereof, which is to be located approximately as follows:

Part of the Northeast 1/4 of Section 33, Town 9 North, Range 9 East, Village of Columbiaville, Lapeer County, Michigan, described as beginning at a point which is the following five (5) courses from the from the North 1/4 corner of said section, 1) N87°34'22"E, along the North line of said section, 596.70 feet to the intersection of said North line and the Southerly right of way line of Columbiaville Road (2nd Street) and 2) along said right of way line 335.27 feet along the arc of a non-tangent curve to the right, having a radius of 649.21 feet, a delta angle of 29°35'22" and a chord bearing and distance of S64°56'54"E, 331.56 feet and 3) S49°43'06"E, along said right of way line, 364.58 feet and 4) N42°13'25"E, along said right of way line, 4.46 feet and 5) S47°51'39"E, along said right of way line, 144.00 feet; thence continuing S47°51'39"E, along said right of way line, 20.00 feet to the Northeastern most corner of tax parcel number 043-433-008-00; thence S42°13'24"W, along the Easterly line of said tax parcel, 25.00 feet; thence N47°51'39"W, parallel with said right of way line, 20.00 feet; thence N42°13'24"E, 25.00 feet to the point of beginning.

Parcel No: City of Flint (Attachment D)

In a private easement and right-of-way, thereof, which is to be located approximately as follows:

Part of the Northeast 1/4 of Section 33 and the Southeast 1/4 of Section 28, Town 9 North, Range 9 East, Village of Columbiaville, Lapeer County, Michigan, described as beginning at the intersection of the North line of said Section 33 and the Northerly right of way line of Columbiaville Road (2nd Street), which is N87°34'22"E, along said North section line, 786.37 feet from the North 1/4 corner of said Section 33; thence along said right of way line 15.17 feet along the arc of a non-tangent curve to the left, having a radius of 715.21 feet, a delta angle of 01°12'56" and a chord bearing and distance of N65°21'23"W, 15.17 feet; thence N24°02'10"E, 10.00 feet; thence 200.41 feet along the arc of a curve to the right, being

parallel with said right of way line, having a radius of 725.21 feet, a delta angle of 15°50'02" and a chord bearing and distance of S58°02'49"W, 199.78 feet; thence S49°43'06"E, parallel with said right of way line, 56.78 feet; thence N40°16'54"E, perpendicular to said right of way line, 11.00 feet; thence S49°43'06"E, parallel with said right of way line, 235.00 feet; thence S40°16'54"W, perpendicular to said right of way line, 21.00 feet to a point on said right of way line; thence N49°43'06"W, along said right of way line, 291.74 feet; thence 182.44 feet along said right of way line and along the arc of a curve to the left, having a radius of 715.21 feet, a delta angle of 14°36'56" and chord bearing and distance of N57°26'27"W, 181.95 feet to the point of beginning.

and to enter upon sufficient land adjacent to said easement and right-of-way for the purpose of the construction, repair and/or replacement thereof. This conveyance includes a release of any and all claims for damage arising from or incidental to the exercise of any of the foregoing powers, except that if the said premises shall be disturbed by reason of the exercise of any of the foregoing powers, then said premises shall be restored to its original condition by the party of the second part and except that any existing buildings, structures or fences, the removal or demolition of which shall be removed or demolished at the expense of the party of the second part. This instrument shall be binding upon and inure to the benefit of the parties, hereto, their representatives, successors, and assigns.

IN WITNESS WHEREOF, the part _____ of the first part hereunto affixed _____ signature(s) this ___ day of _____ AD, 20__.

In the presence of:

_____ (L.S.)

_____ (L.S.)

_____ (L.S.)

_____ (L.S.)

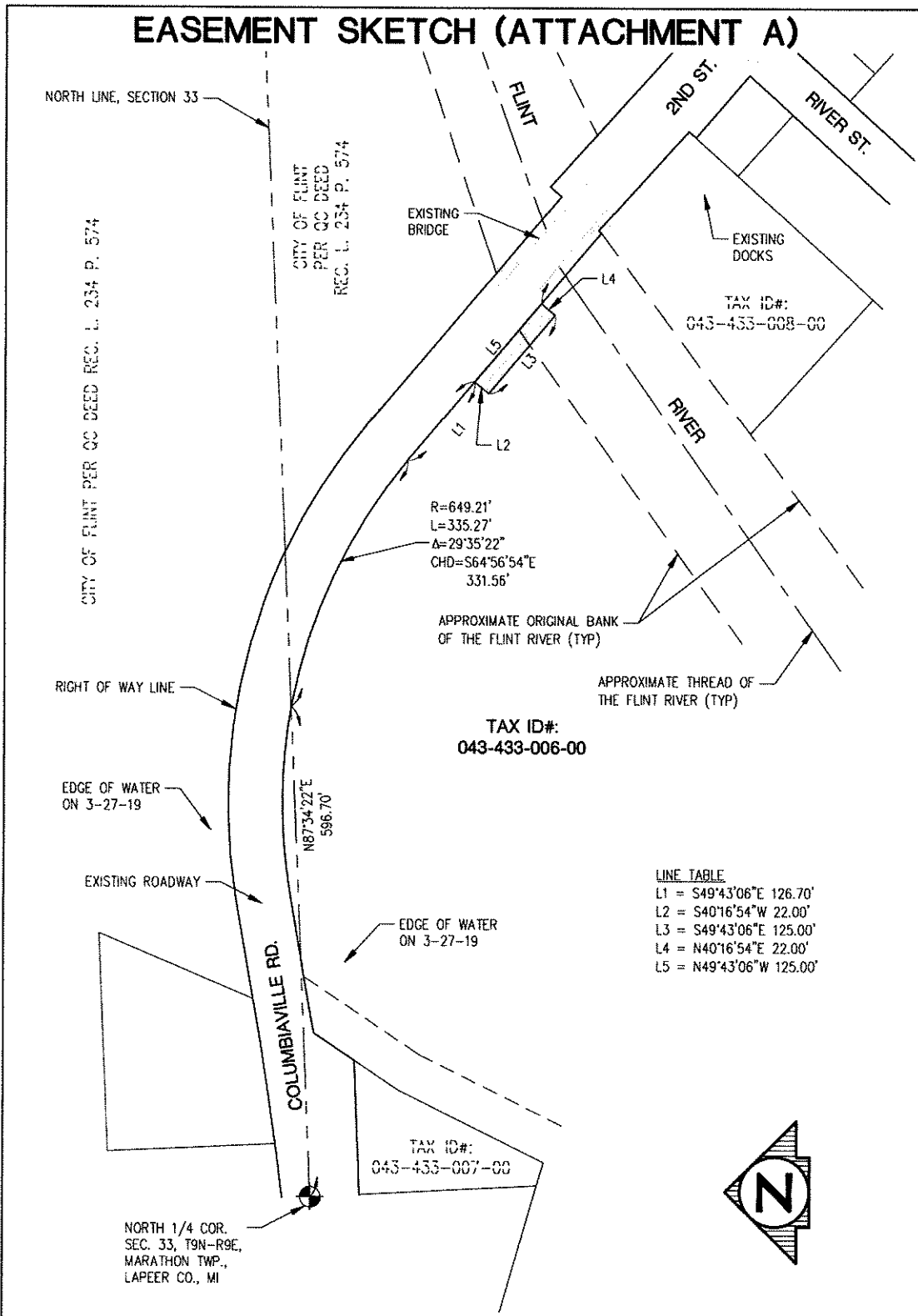
STATE OF MICHIGAN)
COUNTY OF GENESEE)SS

On this ___ day of _____, 20__, before me, notary public, in and for said County, personally appeared _____ to me known to be the person(s) described in and who executed the same as his/her/their free act and deed.

PREPARED BY:
ROWE Professional Services Company
540 S. Saginaw Street, Suite 200
Flint, MI 48502

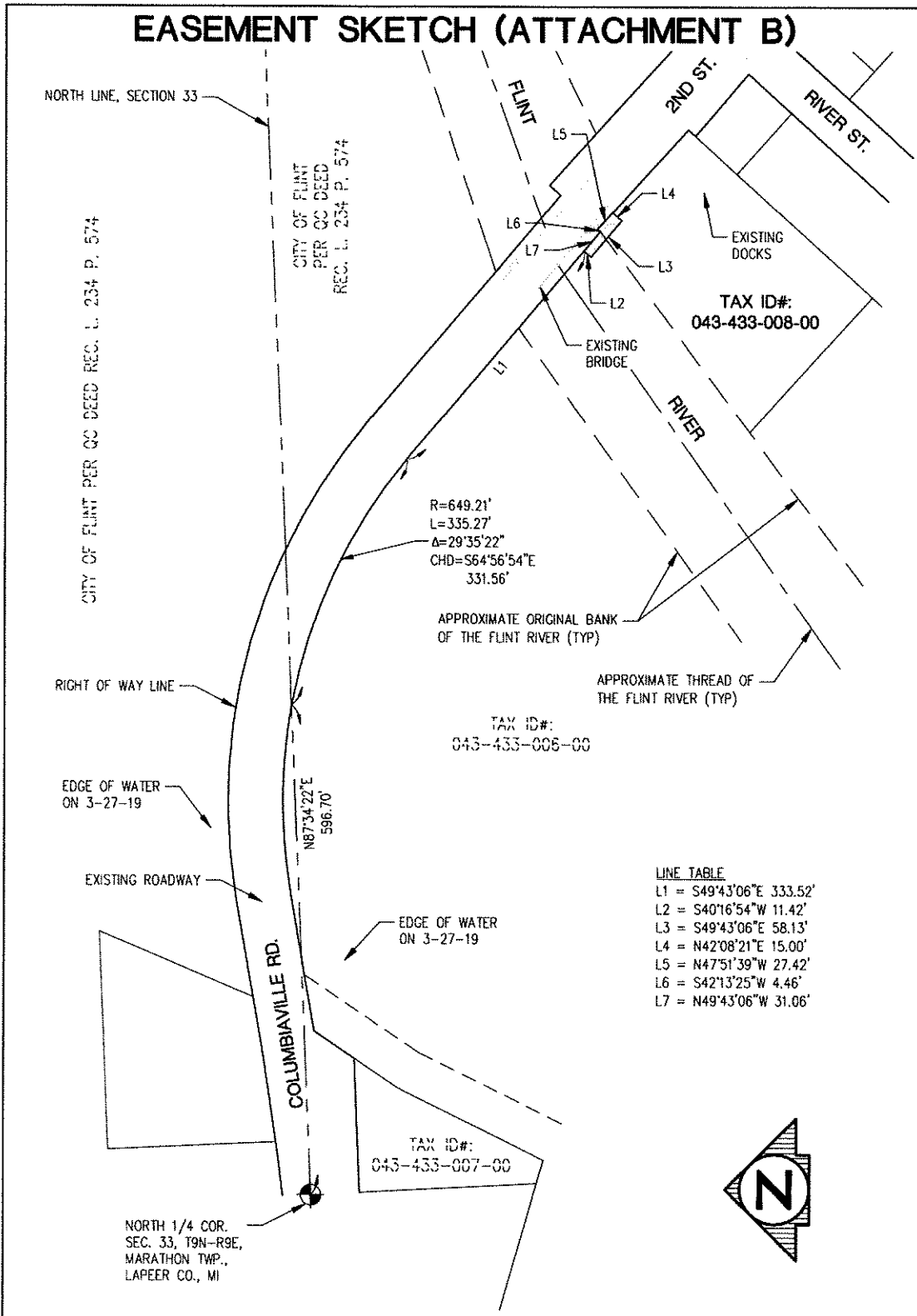
Notary Public, _____ County, MI
My commission expires:

EASEMENT SKETCH (ATTACHMENT A)



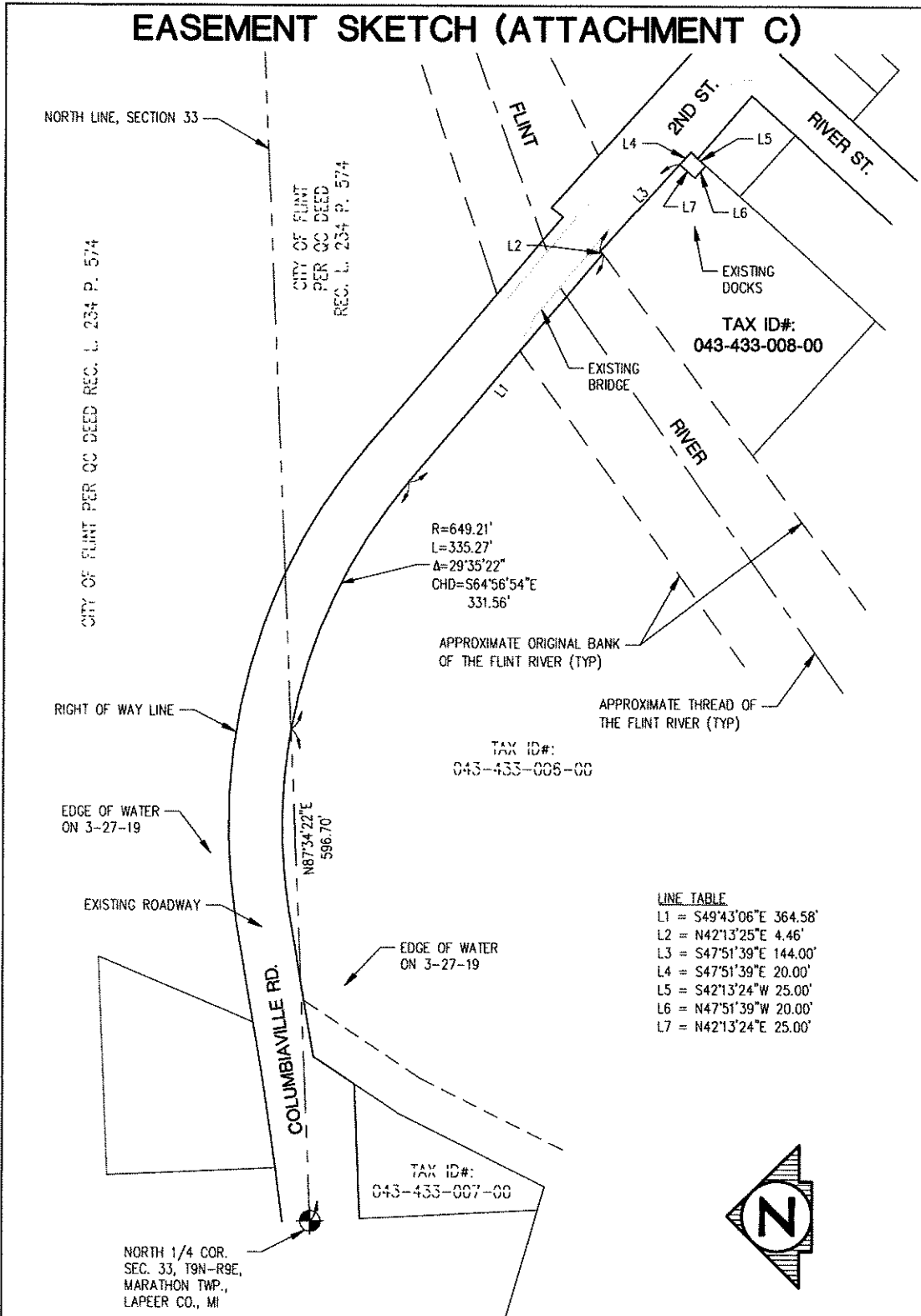
<h2>VILLAGE OF COLUMBIAVILLE</h2> <p>SECTION 33 T9N - R9E VILLAGE OF COLUMBIAVILLE LAPEER COUNTY, MICHIGAN</p>	FIELD: N/A	
	DRAWN: MAC	
CHECKED: JJF		
DATE: 11-13-19		
REVISED:		
SHEET: 1 OF 1		
SCALE: 1" = 150'		
<p>The Rowe Building 540 S. Saginaw St., Suite 200 Flint, MI 48502</p> <p>O: (810) 341-7500 F: (810) 341-7573 www.rowepsc.com</p>	<p>0 75 150 FEET</p>	JOB NO.: 19C0047


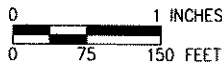
EASEMENT SKETCH (ATTACHMENT B)



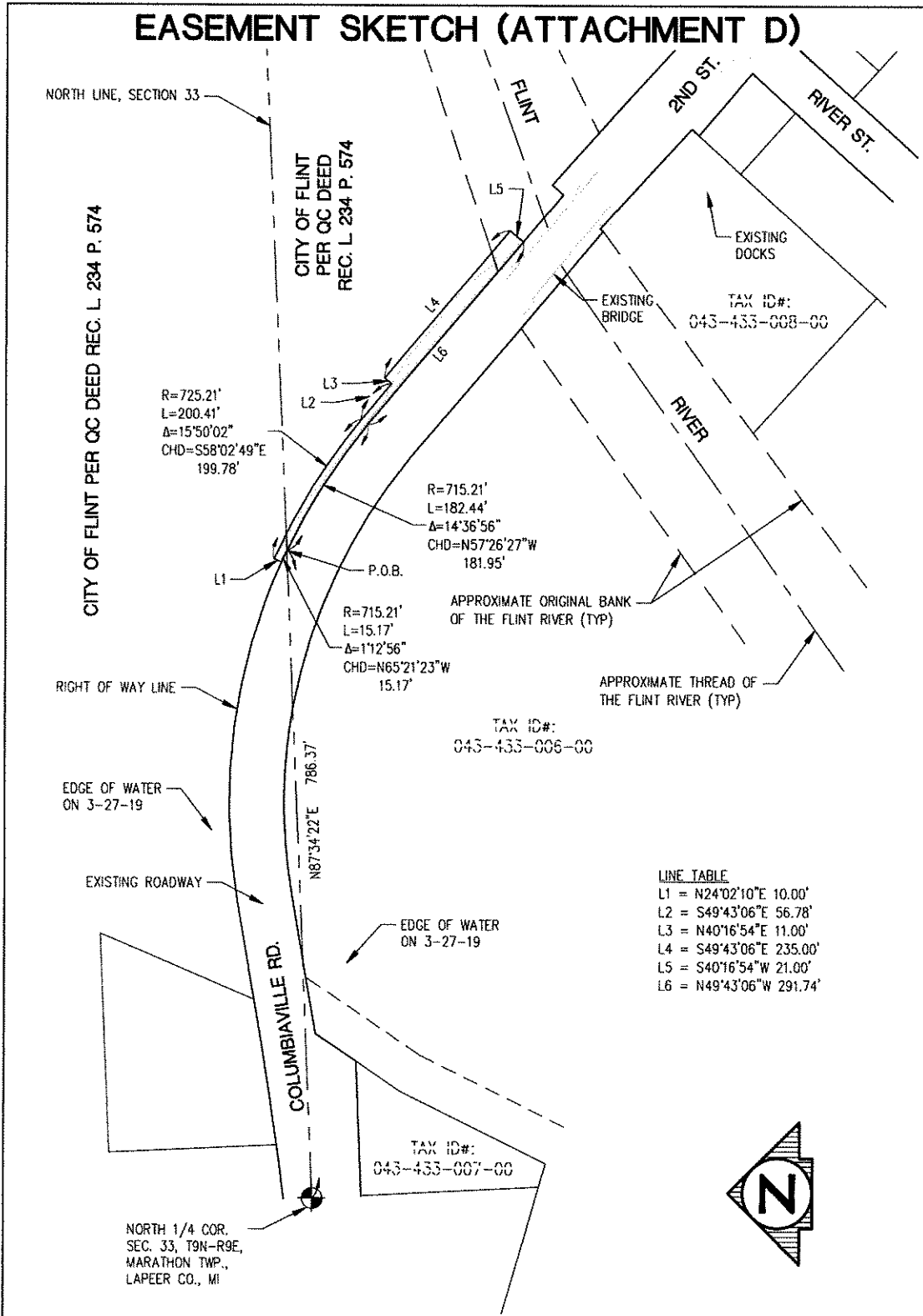
<h2>VILLAGE OF COLUMBIAVILLE</h2> <p>SECTION 33 T9N - R9E VILLAGE OF COLUMBIAVILLE LAPEER COUNTY, MICHIGAN</p>	FIELD: N/A	
	DRAWN: MAC	
CHECKED: JJF		
DATE: 11-13-19		
REVISED:		
SHEET: 1 OF 1		
SCALE: 1" = 150'		
<p>ROWE PROFESSIONAL SERVICES COMPANY</p> <p>The Rowe Building 540 S. Saginaw St., Suite 200 Flint, MI 48502</p> <p>O: (810) 341-7500 F: (810) 341-7573 www.rowepsc.com</p>	<p>0 75 150 FEET</p>	JOB NO.: 19C0047

EASEMENT SKETCH (ATTACHMENT C)



<h2>VILLAGE OF COLUMBIAVILLE</h2>		FIELD: N/A
		DRAWN: MAC
SECTION 33 T9N - R9E VILLAGE OF COLUMBIAVILLE LAPEER COUNTY, MICHIGAN		CHECKED: JJF
		DATE: 11-13-19
 ROWE PROFESSIONAL SERVICES COMPANY		REVISED:
		SHEET: 1 OF 1
The Rowe Building 540 S. Saginaw St., Suite 200 Flint, MI 48502		SCALE: 1" = 150'
O: (810) 341-7500 F: (810) 341-7573 www.rowepsc.com		
PLOTTED: 11/29/2019 3:05 PM P:\Projects\19C0047\Draw\Survey\SV-19C0047-EASEMENT SKETCH.dwg		JOB NO.: 19C0047

EASEMENT SKETCH (ATTACHMENT D)



LINE TABLE

L1	=	N24°02'10"E	10.00'
L2	=	S49°43'06"E	56.78'
L3	=	N40°16'54"E	11.00'
L4	=	S49°43'06"E	235.00'
L5	=	S40°16'54"W	21.00'
L6	=	N49°43'06"W	291.74'



<h2>VILLAGE OF COLUMBIAVILLE</h2> <p>SECTION 33 T9N - R9E VILLAGE OF COLUMBIAVILLE LAPEER COUNTY, MICHIGAN</p>	FIELD: N/A	
	DRAWN: MAC	
CHECKED: JJF	DATE: 11-13-19	
REVISED:	SHEET: 1 OF 1	
SCALE: 1" = 150'	SCALE: 0 75 150 FEET	
ROWE PROFESSIONAL SERVICES COMPANY		
The Rowe Building 540 S. Saginaw St., Suite 200 Flint, MI 48502	O: (810) 341-7500 F: (810) 341-7573 www.rowepsc.com	
JOB NO.: 19C0047		

STATE OF MICHIGAN SS
COUNTY OF GENESEE

On this 11th day of April in the year one thousand nine hundred and fifty one, before me a Notary Public in and for said County, personally appeared Abraham Toame and Rabea Toame, his wife, to me known to be the same persons described in the within instrument and who executed the within instrument by their respective marks, each of said persons being unable to write, and they did acknowledge the execution and did affix each of their marks as their free act and deed.

Evelyn L. Parks
Evelyn L. Parks
Notary Public Genesee County, Michigan

My Commission expires:
December 19, A.D., 1952

QUIT CLAIM DEED

Edgar Worvie, et al

To

The City of Flint

Received for Record the 1st day of May
1951 at 3:00 o'clock P.M.

Leona Hevener, Register of Deeds

THIS INDENTURE, made the 11th day of April, in the year of our Lord one thousand nine hundred and fifty-one.

BETWEEN Edgar Worvie and Lucy M. Worvie, his wife, Frank L. Worvie and Esther L. Worvie, his wife, and Luther W. Worvie and Margaret S. Worvie, his wife, parties of the first part, and The CITY OF FLINT, a Municipal Corporation, party of the second part, WITNESSETH, That the said parties of the first part, for and in consideration of the sum of ONE DOLLAR AND OTHER GOOD AND VALUABLE CONSIDERATION, to them in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, do by these presents grant, bargain, sell, remise, release and forever QUITCLAIM unto the said party of the second part, and to its successors and assigns, Forever, all that certain piece or parcel of land situated in the Township of Marston, in Lapeer County, and State of Michigan, and described as follows:

All that part of the following parcels of land: the Southeast 1/4 of Section 25 lying West of the Michigan Central Railroad and north of the Flint River; the West 1/2 of the Northeast 1/4 of Section 33 lying West of the Flint River; the North 20 acres of the West 1/2 of the Southeast 1/4 of Section 33 lying West of the Flint River; the East 1/2 of the Northwest 1/4 of Section 33; and the North 1/2 of the Northeast 1/4 of the Southwest 1/4 of Section 33, all being in T9N, R9E described as: Commencing at the intersection of the South line of the North 1/2 of the Northeast 1/4 of the Southwest 1/4 of said Section 33 with the Flint River for a point of beginning; thence Westerly along said south line to a point lying 50 feet West of the 760 contour line, U.S.G.S. Datum; thence northerly along a line lying 50 feet west of and parallel to the said 760 contour line to the Southwesterly line of the Michigan Central Railroad right of way; thence Southeasterly along the said right of way to the Flint River; thence Southerly along the Flint River to the point of beginning.

Also that part of the North 1/2 of the Northeast 1/4 of the Southwest 1/4 of Section 33, T9N, R9E, lying South of the Flint River.

Also that part of the Northeast 1/4 of Section 33, T9N, R9E, lying West of the Flint River.

The intent of this conveyance being to convey and god all interest the grantors herein may have in and to the above described property as vendees under land contract or otherwise.

Together with all and singular the hereditaments and appurtenances thereunto belonging or in anywise appertaining: To Have and To Hold the said premises to the said party of the second part, and to its successors and assigns, to the sole and only proper use, benefit and behoof of the said party of the second part, its successors and assigns, Forever.

IN WITNESS WHEREOF, the said parties of the first have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in Presence of

Ford Kennedy
Ford Kennedy

Edgar Worvie (SEAL)
Edgar Worvie

Evelyn L. Parks
Evelyn L. Parks

Lucy M. Worvie (SEAL)
Lucy M. Worvie

234

DUPLICATE NOTARY PUBLIC - MICHIGAN - 49870

Frank L. Worvie (SEAL)
Frank L. Worvie

Esther L. Worvie (SEAL)
Esther L. Worvie

Luther W. Worvie (SEAL)
Luther W. Worvie

Margaret S. Worvie (SEAL)
Margaret S. Worvie

STATE OF MICHIGAN SS
COUNTY OF GENESEE

On this 17th day of April, A.D., 1951, in the year of our Lord one thousand nine hundred and fifty-one, before me a Notary Public in and for said County, personally appeared Edgar Worvie and Lucy M. Worvie, his wife, Frank L. Worvie and Esther L. Worvie, his wife, and Luther W. Worvie and Margaret S. Worvie, his wife, to me known to be the same persons described in and who executed the withininstrument, who have acknowledged the same to be their free act and deed.

Evelyn L. Parks
Evelyn L. Parks
Notary Public Genesee County, Michigan

My Commission expires:
December 19, A.D., 1952

A F F I D A V I T

of

Silas W. Miller

Received for Record the 4th day of May 1951
at 3:30 o'clock P.M.

Leona Heverer, Register of Deeds

AFFIDAVIT AFFECTING TITLE TO LAND IN THE VILLAGE OF ELBA, LAPEER COUNTY,
MICHIGAN, DESCRIBED AS:

Lot 1, Block 4, Village of Elba, according to the recorded plat thereof,
Elba Township, Lapeer County, Michigan.

STATE OF MICHIGAN SS
County of Lapeer

Silas Miller, now residing in Davison, Michigan, being duly sworn, deposes and says that he knew and was acquainted with Marquis D. Heath and Nancy Heath, his wife, the grantees in Warranty Deed, recorded in Liber 131 of Deeds, page 557. That Nancy Heath and this deponent's wife's mother were cousins. Deponent knows that Marquis D. Heath died on or about February 5, 1926, and that thereafter, on August 18, 1928, his widow, Nancy Heath, married Ernest Brokaw. Deponent further says that Nancy Heath, after she married Ernest Brokaw, died in Flint, Michigan, on June 11, 1935. Deponent further says that Nancy D. Brokaw, the grantor in Warranty deed recorded in Liber 167 of Deeds, page 532, and Nancy D. Brokaw, one of the grantees in Warranty deed recorded in Liber 167 of Deeds, page 533, Lapeer County Records, and Nancy Heath, one of the grantees in Warranty Deed recorded in Liber 131 of Deeds, page 557, were one and the same person.

Silas W. Miller
Silas W. Miller

Subscribed and sworn to before me this 4th day of May A.D. 1951

John G. Libbers
John G. Libbers
Notary Public, Lapeer County, Michigan

My commission expires April 20, 1953

200012.1

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 28, Motor Vehicles and Traffic; Article VII, Parking Meters; by amending Section 28-110.1 Downtown Development Authority (DDA) District; Enforcement; Metering In Designated Areas; Special Considerations.

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF FLINT:

Sec. 1. An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 28, Motor Vehicles and Traffic; Article VII, Parking Meters; by amending Section 28-110.1, Downtown Development Authority (DDA) District; Enforcement; Metering In Designated Areas; Special Considerations, which shall read in its entirety as follows:

§ 28-110.1 Downtown Development Authority (DDA) District; Enforcement; Metering In Designated Areas; Special Considerations

- (a) The downtown district shall be defined for the purpose of this section, as the area under the authority of the DDA, as set forth in §2-126 of the Flint City Code. The DDA shall be empowered to enforce and administer the entire parking system, inclusive of any and all violations of the City of Flint parking ordinances and/or regulations contained in this article or any other part of the Code of the City of Flint, and all parking devices, as defined in this chapter, within the district.
- (b) No vehicle, occupied or not, shall be parked or stationary in any way in the downtown district for more than 2

~~(two)~~ 4 (FOUR) continuous hours, with 1 (ONE) HOUR OF FREE PARKING, between 8:00 a.m. and 5:00 p.m. ~~5:00 a.m. and 7:00 p.m.~~, except for Saturdays, Sundays and legal holidays; notwithstanding the foregoing, City of Flint residents shall not be subject to either the ~~2 or 3~~ 4 hour parking restrictions set forth above in this article if they park within 100 feet of the address listed on their driver's license, voter's registration and/or State of Michigan identification card.

- (c) Those who violate the parking restriction described in subparagraph (b) above shall be required to pay a fine of (i) \$15.00 (fifteen) dollars in calendar year 2008, (ii) \$20.00 (twenty) dollars in calendar year 2009, and (iii) \$25.00 (twenty-five) dollars in calendar year 2010, payable to the DDA, as designated on the face of the citation. The amount of the citation may be changed from time to time by resolution of City Council.
- (d) The DDA shall be sole collector of any revenue derived from parking within the DDA District.
- (e) The DDA may install parking devices, inclusive of meters or other similar devices, in the parking areas described in subparagraph (b)(1) above with charges not to exceed \$2.00 (two) dollars per hour of use (the "not to exceed" charges shall be adjusted annually in accordance with changes in the U.S. Bureau of Labor Statistics' Consumer Price Indexes) with a maximum meter time of ~~three~~ FOUR hours and the depositing of additional ~~coins~~ MONEY shall not have the effect of extending the maximum parking time as stated on the parking device.

Sec. 2. This ordinance shall become effective immediately upon publication.

Adopted this _____ day of _____, 2020 A.D.

FOR THE CITY:

Sheldon A. Neeley, Mayor

Inez M. Brown, City Clerk

APPROVED AS TO FORM:



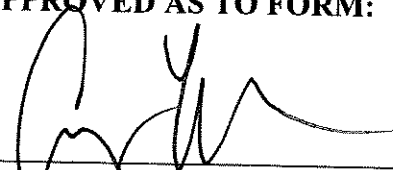
Angela Wheeler, Chief Legal Officer

200042.1

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances by adopting Article VI Chapter 35, Personnel; Section 35-112.16, Adoption-Job Description and Qualifications-Director of Transportation and Infrastructure.

APPROVED AS TO FORM:



Angela Wheeler, City Attorney

S:\Parks\Ordinance Files\Principal Officers Job Descriptions\Director of Transportation and Infrastructure 35-112.16.docx

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF FLINT:

Sec. 112. That Section 35-112 of the Code of the City of Flint shall be amended as follows.

ARTICLE VI. PERSONNEL CODE

§ 35-112.16 ADOPTION – JOB DESCRIPTION AND QUALIFICATIONS DIRECTOR OF TRANSPORTATION AND INFRASTRUCTURE

Pursuant to the provisions of Flint City Charter 1-501(B), the job description and qualifications are hereby adopted by reference **AND ATTACHED HERETO.**

Sec. 2. This ordinance shall become effective this ___ day of _____ 2019.

Adopted this _____ day of _____ A.D., 2019.

Sheldon A. Neeley, Mayor

Inez M. Brown, City Clerk

CITY OF FLINT
Position Description

revised
1-27-20

Class Title: Director of Transportation and Infrastructure	Job Code Number:
Established:	Bargaining Unit: Exempt

GENERAL STATEMENT OF DUTIES:

Performs highly responsible administrative, supervisory and technical work in directing the activities of transportation and infrastructure.

The Director of Transportation and Infrastructure is responsible for development and execution of capital asset development. The Director of Transportation and Infrastructure is responsible for developing, planning, and managing capital improvements for infrastructure improvement projects. The Director of Transportation and Infrastructure will manage the daily operations, long term strategic planning, capital planning, design engineering, and project management for transportation and infrastructure.

SUPERVISION RECEIVED:

Appointed by the Mayor and works under the direction of the City Administrator, who reviews work for effectiveness through conferences and reports.

SUPERVISION EXERCISED:

Planning, organizing, training, and the supervision of the entire Transportation and Infrastructure Department.

ESSENTIAL DUTIES AND RESPONSIBILITIES:

Essential Duties are not intended to be an exhaustive list of all responsibilities, duties and skills. They are intended to be accurate summaries of what the job involves and what is required to perform it. Employees are responsible for all other duties as assigned.

1. Responsible for the day-to-day supervision and operation of the Department of Transportation and Infrastructure, including but not limited to, the design and project management related to all traffic control devices, temporary traffic control devices, city parking systems, and capital projects.
2. Supervises the Department's labor force engaged in transportation engineering, traffic control systems, parking management, pavement marking management, streetlights, gaslights, signs, and signals.
3. Supervises Transportation Engineer in traffic engineering studies. Collects, analyzes, and interprets data to make recommendations for system improvements.
4. Helps in the preparation of long-term strategic capital plans for the City and annual operating budget.

5. Supervises procurement and management of design and construction for all capital and infrastructure projects, working closely with procurement personnel to bid, award and manage contracts and subcontracts.
6. Reports on a regular basis to the City Administration, Director of Public Works, and Director of Finance the timeline and budgetary status of key transportation and infrastructure projects and operation expenditures related to the Department.
7. Answers inquiries from internal and external parties related to transportation operations, and investigates, solves, and reports on complaints of a technical nature.
8. Coordinates and manages work with outside engineering firms on traffic related issues and infrastructure projects.
9. Attends public meetings and hearings, and assists in presentations on transportation and infrastructure related projects.
10. Aids in plans, designs, cost estimates, and construction of projects and operational activities for the City.
11. Participates in storm operations or emergency weather events.

MINIMUM ENTRANCE REQUIREMENTS:

1. Eight (8) years of progressively responsible professional experience in construction project management, including at least five (5) years of experience in senior management of publicly funded transportation and infrastructure projects.
2. Possess a Master's degree in architecture, business administration, construction or program management, urban planning, engineering, or a closely related field.
3. Certification as a Project Management Professional or accredited Municipal Asset Manager preferred.
4. Must have a valid Michigan Driver's License.
5. Knowledge of technical, contractual, and administrative aspects of all phases of project management.
6. Experience in architectural or civil project management, particular experience in DOT and/or FTA project delivery.
7. Ability work within all related codes, guidelines and regulations necessary for a variety of civil engineering and facilities improvement projects.
8. Establish and maintain effective working relationships with commission, boards, federal, state and local government agencies, contractors, builders, and the public.

PHYSICAL DEMANDS:

While performing the duties of this job, the employee is frequently required to sit and talk or hear.

This job description does not constitute an employment agreement between the employer and employee and is subject to change by the employer as the needs of the employer and requirements of the job change.