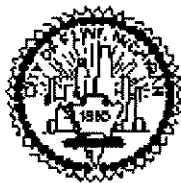


City of Flint, Michigan

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



Meeting Agenda - Draft

Monday, February 11, 2019

5:30 PM

Council Chambers

CITY COUNCIL

*Herbert J. Winfrey, President, Ward 6
Monica Galloway, Vice President, Ward 7*

Eric Mays, Ward 1

Santino J. Guerra, Ward 3

Jerri Winfrey-Carter, Ward 5

Maurice D. Davis, Ward 2

Kate Fields, Ward 4

Allan Griggs, Ward 8

Eva L. Worthing, Ward 9

Inez M. Brown, City 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.

REQUESTS FOR CHANGES AND/OR ADDITIONS TO AGENDA

Council shall vote to adopt any amended agenda.

PRESENTATION OF MINUTES**PUBLIC HEARINGS**

180628.6 Public Hearing/Ordinance No. 180628/Cross Connections

A public hearing for Ordinance No. 180628, an ordinance to amend Chapter 46 (Utilities), Article II (Water Supply and Sewage Disposal System), Division 4 (Backflow Prevention) of the Code of the City of Flint by amending Section 46-37 (Cross-Connections-Responsibilities).

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.

PETITIONS AND UNOFFICIAL COMMUNICATIONS

190037 2018 Annual Review/Genesee County Land Bank (GCLB)

Communication received January 7, 2019, re: Genesee County Land Bank

2018 Annual Review.

- 190038** Board of Trustees Meeting/GAIN Auto Theft Unit/Genesee County Sheriff
- Communication received January 15, 2019, re: Notice of GAIN Auto Theft Board of Trustees Meeting to be held Monday, January 28, 2019, at 2:00 p.m.
- 190039** Communication/Removal of Finance Committee Chairperson
- Communication received February, 2019, from Arlington Dumas to City Council President Herbert Winfrey (Flint City Clerk), re: the removal of 1st Ward Councilperson Eric Mays from the January 23, 2019, Committee meetings, as well as Mr. Mays' removal as City Council Finance Chair ("Flint City Council Ousted Mays!").

COMMUNICATIONS (from Mayor and Other City Officials)

- 190040** Traffic Engineering/Closure Permits
- Sidewalk, Lane and Street Closures permits (12) dated January/February 2019 for requested activities/events, with noted responsibility for the placement of the required traffic control devices, and/or personnel, for the protection of traffic and event participants.

ADDITIONAL COMMUNICATIONS

APPOINTMENTS

RESOLUTIONS

- 190026** Wade Trim, Inc./Engineering Services/Secondary Water Supply
- Resolution resolving that the Department of Purchases and Supplies, upon City Council's approval, is authorized to issue a purchase order to Wade Trim, Inc. for engineering services for a secondary water supply, as requested by Public Works, in an amount NOT-TO-EXCEED \$700,500.00 [Water Infrastructure Improvements for the Nation (WIIN) Grant Acct. No. 296-540.210-810.013.]
- 190027** Lease Agreement/AIS Construction Equipment/Leasing of Two (2) Backhoe Tractors/One (1) Front End Wheel Loader/John Deere Financial
- Resolution resolving that the Department of Purchases and Supplies, upon City Council approval, is authorized to issue a purchase order to through AIS Construction Equipment, for a five-year lease of two (2) John Deere backhoe tractors and one (1) front end wheel loader, [and to enter into agreements with John Deere Financial], as requested by Fleet, in an amount NOT-TO-EXCEED \$54,483.92 annually, and an aggregate total of \$272,419.60. If the city decides to purchase said equipment at the end of the lease period, the additional purchase cost will be \$236,239.00, for a total purchase price of \$508,658.60

[Fleet/Central Garage Fund Acct. No. 661-451.100-940.000.]

190028 Berger Chevrolet/Eighteen (18) 2019 Chevrolet Vehicles

Resolution resolving that the Department of Purchases and Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to Berger Chevrolet for the purchase of eighteen (18) Chevrolet vehicles, in an amount NOT-TO-EXCEED \$504,376.00, as requested by Police [Fleet/Central Garage Fund Acct. No. 661-451.100-977.500.] [NOTE: The vehicles are to be utilized across multiple departments.]

190029 HME, Inc./Aerial Platform Fire Truck/Apparatus

Resolution resolving that the Department of Purchases and Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to HME, Inc. for an aerial platform fire truck/apparatus, in an amount NOT-TO-EXCEED \$998,304.00, as requested by Fire [Fleet/Central Garage Fund Acct. No. 661-451.100-977.500.]

RESOLUTIONS (May Be Referred from Special Affairs)

180590 Approval/City of Flint Statement of Policy/Anti-Bullying

Resolution resolving that the Flint City Council agrees to adopt the Anti-Bullying Policy, as requested by Human Resources. [NOTE: Policy is attached.]

180591 Approval/City of Flint Statement of Policy/Harassment and Discrimination in the Work Place/Complaint Procedure

Resolution resolving that the Flint City Council agrees to adopt the Harassment and Discrimination in the Work Place Policy, and Complaint Procedure, as requested by Human Resources. [NOTE: Policy is attached.] [NOTE: Policy last adopted on April 22, 2015.]

180627 Approval/City of Flint Policy/Disposition of Acquired Land Bank Properties

Resolution resolving that the Flint City Council agrees to adopt the Policy of Disposition of Acquired Land Bank Properties, as requested by Legal. [NOTE: Policy is attached.]

190011 Approval/City of Flint Statement of Policy/Alcohol & Drug Free Workplace & Testing Policy

Resolution resolving that the Flint City Council agrees to adopt the Alcohol & Drug Free Workplace & Testing Policy, as requested by Human Resources. [NOTE: Policy is attached.]

190034 Approval/Lead Pipe Replacement Program Policy

Resolution resolving that the city will promptly reissue a Solicitation of

Competitive Sealed Bids for Project Management of the Lead Line Service Replacement Program to include:

- A requirement that the Project Manager shall utilize the University of Michigan Service Line Material Predictive Model ("the Predictive Model") as created and updated by Drs. Schwartz and Abernethy to determine the priority of addresses to be explored, and that the Project Manager shall ensure that lead and galvanized steel lines located shall be replaced or funds secured for replacement before lower priority addresses are explored;
- A requirement that the Project Manager shall comply with all provisions of the Settlement Agreement, and any modifications thereto, including the reporting requirements and that all definitions and requirements in the contract with the Project Manager shall be consistent with the definitions and requirements of the Settlement Agreement, and any modifications thereto;
- A requirement that City Council shall approve all contracts, change orders or addenda to any contract with the Project Manager and all sub-contracts, change orders or addenda with the Project Manager and any other party before the effective date and before any services are performed;
- A requirement that the safe parameters Hydro-Vac method of Exploration will be utilized as recommended by Drs. Schwartz and Abernethy. Please see Attachment A;
- A requirement that the Project Manager shall submit written progress reports to City Council no less frequently than monthly, detailing progress in replacement of lead and galvanized steel lines and comparison of costs incurred to costs budgeted, AND, resolving that within thirty days after adoption of this Resolution, the CFO of the City shall deliver a written report to City Council which includes:
 - Detail of all costs and obligations incurred pursuant to the Settlement Agreement, including obligations not yet paid, contested obligations and a reasonable estimate of possible liabilities not yet invoiced or asserted;
 - Detail of the remaining funds available to the City of Flint to complete the replacement and removal of all lead and galvanized water service lines in the City; and
 - A statement that the funds remaining are sufficient to complete the replacement and removal of all lead and galvanized water service lines in the City, or if the funds are not sufficient, describing a plan to obtain the required funds. [NOTE: The City of Flint has the goal of replacement of all lead and galvanized steel water service lines in the city with copper water service lines in a manner that complies with the Settlement Agreement dated March 27, 2017, in *Concerned Pastors, et. al v. Khouri, et. al*, Case No. 16-cv-10277.]

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

SECOND READING AND ADOPTION OF ORDINANCES

- 180628 Amendment/Ordinance/Chapter 46 (Utilities)/Article II (Water Supply & Sewage Disposal System)/Division 4 (Backflow Prevention)/Section 46-34 (Cross Connections -- Responsibilities)

An ordinance to amend the Code of the City of Flint by amending Chapter 46 (Utilities); Article II (Water Supply & Sewage Disposal System); Division 4 (Backflow Prevention); by amending Section 46-34 (Cross Connections -- Responsibilities)

FINAL COUNCIL COMMENTS

ADJOURNMENT

190026

(Proposal #19000552)

SUBMISSION NO.: _____

PRESENTED: 2-6-19

ADOPTED: _____

BY THE CITY ADMINISTRATOR:

RESOLUTION TO WADE TRIM FOR ENGINEERING SERVICES
FOR A SECONDARY WATER SUPPLY

RESOLUTION

The Department of Purchases & Supplies has solicited proposals for engineering services for a secondary water supply as requested by the Water Plant; and

Wade Trim, Inc., 555 S. Saginaw Street, Suite 201, Flint, Michigan was the lowest responsive bidder from seven solicitations for said requirements based on highest score and lowest price. Funding for said services will come from the following account: 296-540.210-810.013; and

IT IS RESOLVED, that the Department of Purchases and Supplies is authorized to issue a purchase order to Wade Trim, Inc. for engineering services for a secondary water supply in an amount not to exceed \$700,500.00. (Water Infrastructure Improvements for the Nation (WIIN) grant)

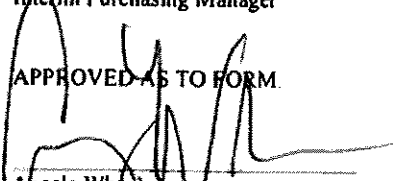
APPROVED PURCHASING DEPT.:

APPROVED AS TO FINANCE


Bryan D. Bond
Interim Purchasing Manager


Hughey Newsome
Chief Financial Officer

APPROVED AS TO FORM.


Angela Wheeler
Chief Legal Officer


Steve Branch, City Administrator

RESOLUTION STAFF REVIEW

DATE: January 31, 2019

Agenda Item Title: Secondary Water Source

Prepared By: Robert Bincsik

Background/Summary of Proposed Action:

As directed in the EPA consent order and outlined in the WIIN Funding Project Plan the City of Flint must construct a backup water main connecting the City of Flint to the GCDC water system. The process for selection was to assess and score all proposals submitted without price being a factor first. Then the three highest scoring proposals had their price envelopes opened. The pricing was as follows: Wade-Trim (\$700,500), Rowe \$735,500 and Fleis and Vandenbrink (\$1,231,000). Based on both the scoring and the prices submitted we are awarding the design of the Secondary Water Source to Wade-Trim.

Financial Implications: Funding is available in the account listed below.

Budgeted Expenditure? Yes No Please explain if no:

Account No.: 296-540.210-810.013

Pre-encumbered? Yes No Requisition # 190001424

Other Implications (i.e., collective bargaining): None

Staff Recommendation: Recommend Approval

Staff Person:



Robert Bincsik, Director of Public Works

SEALED BIDS RECEIVED PURCHASING DEPARTMENT ON JANUARY 10, 2019
FOR ENGINEERING SERVICES FOR THE SECONDARY WATER SUPPLY
PROPOSAL #19-547

<p>WADE TRIM, INC. 555 S. Saginaw St., Suite 201 Flint, MI</p>	<p>ROWE ENGINEERING 540 S. Saginaw St., Suite 200 Flint, MI</p>	<p>FLEIS & VANDENBRINK 9475 Holly Rd. Suite 201 Grand Blanc, MI</p>
<p>\$700,500.00 Score: 97.3</p>	<p>\$735,500.00 Score: 77.8</p>	<p>\$1,231,000.00 Score: 66</p>

19-8009

190027

(Bid #19000015)

SUBMISSION NO.: _____

PRESENTED: 2-6-19

ADOPTED: _____

RESOLUTION TO AIS CONSTRUCTION EQUIPMENT FOR THE LEASE OF TWO JOHN DEERE BACKHOE TRACTORS AND ONE FRONT END WHEEL LOADER

BY THE CITY ADMINISTRATOR:

RESOLUTION

The Fleet Department is requesting the issuance of a purchase order to lease two John Deere backhoe tractors and one front end wheel loader; and


AIS Construction Equipment, 5655 Pontiac Trail, New Hudson, MI was the lowest vendor to submit a price and has submitted a cost to lease said equipment through the State of Michigan MiDeal program contract #071B7700090 and based upon the best financing lease/purchase option over five years with Deere Credit, Inc.. Funding for said services will come from the following account: 661-451.100-940.000; and

IT IS RESOLVED, that the Department of Purchases and Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to AIS Construction Equipment for a five year lease of two John Deere backhoe tractors and one front end wheel loader in an annual amount not to exceed \$54,483.92 and an aggregate amount of \$272,419.60. If the City decides to purchase said equipment at the end of the lease, the additional purchase cost will be \$236,239.00 for a total purchase of \$508,658.60. (Fleet/Central Garage Fund) \$54,483.92 FY19, \$54,483.92 FY20, \$54,483.92 FY21, \$54,483.92 FY22. If final purchase is made, an additional \$428,473.00 will be in FY22.

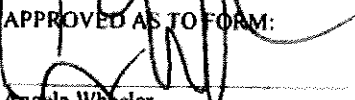
APPROVED PURCHASING DEPT.:


Bryan D. Bond
Interim Purchasing Manager

APPROVED AS TO FINANCE:


Hughey Newsome
Chief Financial Officer

APPROVED AS TO FORM:


Angela Wheeler
Chief Legal Officer


Steve Branch, City Administrator

RESOLUTION STAFF REVIEW

DATE:

January 16, 2019

Agenda Item Title:

Lease of Backhoe Tractors and Front End Loader

Prepared By:

Mike Rule

Background/Summary of Proposed Action:

The Fleet Garage is requesting a purchase order for a five (5) year lease of two (2) backhoe tractors to be utilized by the Water Service Center, and one (1) front end wheel loader to be utilized by the Street Maintenance Department. The departments have requested the equipment as replacements for existing leased equipment that have expiring leases.

The leases have been quoted utilizing the State of Michigan MIDeal contract #071B7700090.

Financial Implications:

Budgeted? Yes No Please explain if no:


Account No.: 661-451.100-940.000

Pre-encumbered? Yes No Req# 190001397

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

Staff Recommendation: Approval

Staff Person:


(Dept Head or other authorized staff)
Michael Rule



**STATE OF MICHIGAN
ENTERPRISE PROCUREMENT**

Department of Technology, Management, and Budget
525 W. ALLEGAN ST., LANSING, MICHIGAN 48913
P.O. BOX 30026 LANSING, MICHIGAN 48909

CONTRACT CHANGE NOTICE

Change Notice Number **2**

to

Contract Number **071B7700090**

CONTRACTOR	AIS Construction Equipment Corp.
	56555 Pontiac Trail
	New Hudson, MI 48165
	Jeff Ely
	517-204-2127
	jely@aisequip.com
CV0020668	

STATE	Scott Poyer	SW
	517-284-6448	
	poyers@Michigan.gov	
	Yvon Dufour	DTMB
	(517) 249-0455	
	dufoury@michigan.gov	

CONTRACT SUMMARY			
CONSTRUCTION EQUIPMENT PURCHASE AND RENTAL			
INITIAL EFFECTIVE DATE	INITIAL EXPIRY DATE	INITIAL YEAR(S) AVAILABLE OR ROLLS	EXTENSION DATE BEFORE REVISED(S) NOTED BELOW
January 13, 2017	January 12, 2021	2 - 1 Year	January 12, 2021
PAYMENT TERMS		DELIVERY TIME FRAME	
<input type="checkbox"/> P-Card <input type="checkbox"/> Direct Voucher (DV) <input type="checkbox"/> Other		EXTENDED PURCHASING <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
ANNUAL DELIVERY REQUIREMENTS			
DESCRIPTION OF CHANGE NOTICE			
OPTION	LENGTH OF OPTION	EXTENSION	REVISED EXPIRY DATE
<input type="checkbox"/>		<input type="checkbox"/>	January 12, 2021
CURRENT VALUE	AMOUNT OF CHANGE	ESTIMATED AGGREGATE CONTRACT VALUE	
\$7,000,000.00	\$0.00	\$7,000,000.00	
DESCRIPTION			
Effective 6/1/2018 pricing and equipment on this contract are hereby updated, per revised Schedule E1 Pricing, Schedule E7 Pricing (Compact Excavators and Loaders), and Schedule E8 Pricing (Felling-Etnyre-JCB-Gradall-Broce-Helac). All other terms conditions, specifications and pricing remain the same. Per contractor request, and DTMB Procurement approval.			

19-8010

190028

(Bid #19000016)

SUBMISSION NO.: _____

PRESENTED: 2-6-19

ADOPTED: _____

RESOLUTION TO BERGER CHEVROLET FOR EIGHTEEN (18) CHEVROLET VEHICLES

BY THE CITY ADMINISTRATOR:

RESOLUTION

The Police Department is requesting the issuance of a purchase order to purchase eighteen (18) each 2019 Chevrolet vehicles to be utilized across multiple departments; and

Berger Chevrolet, Inc., 2525 28th St., SE, Grand Rapids, MI has submitted a cost to purchase said vehicles through the Oakland County Cooperative Purchasing Blanket Contract #5218 and based upon the best purchase option. Funding for said services will come from the following account: 661-451.100-977.500.

IT IS RESOLVED, that the Department of Purchases and Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to from Berger Chevrolet for the purchase of eighteen (18) 2019 Chevrolet vehicles in the amount of \$504,376.00. (Fleet/Central Garage Fund)

APPROVED PURCHASING DEPT.:



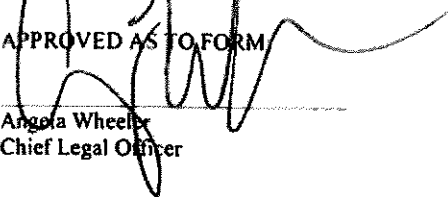
Bryan D. Bond
Acting Purchasing Manager

APPROVED AS TO FINANCE:



Hughey Newsome
Chief Financial Officer

APPROVED AS TO FORM



Angela Wheeler
Chief Legal Officer



Steve Branch, City Administrator

FY 19 - KRN

RESOLUTION STAFF REVIEW

DATE:
1/24/19

Agenda Item Title:
Purchase of Replacement Vehicles

Prepared By:
Mike Rule

Background/Summary of Proposed Action:

As part of the vehicle replacement plan for FY19, the Fleet Department is requesting to purchase (18) vehicles to be utilized across multiple departments.

The specified vehicles have a purchase cost of \$504,376.00 using the Oakland County Contract # 05218 pricing.

The (18) vehicles that will be replaced shall be removed from service and sold at public auction.

Financial Implications:

Budgeted? Yes No Please explain if no

Account No.: 661-451.100-977.500

Pre-encumbered? Yes No Req# 190001415

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

Staff Recommendation: Approval

Staff Person: 
(Dept Head or other authorized staff)

Michael Rule, Fleet Manager

190029

(Bid 1900011)

SUBMISSION NO.: _____

PRESENTED: 2-6-19

ADOPTED: _____

BY THE CITY ADMINISTRATOR:

RESOLUTION FOR AN AERIAL PLATFORM FIRE TRUCK/APPARATUS

RESOLUTION

The Department of Purchases & Supplies has solicited a bid for an aerial platform fire truck/apparatus as requested by the Fire Department; and

HME, Inc., 1950 Byron Center Ave., Wyoming, MI was the low bidder from six solicitations for said requirements. Funding for said services will come from the following account: 661-451.100-977.500; and

IT IS RESOLVED, that the Department of Purchases and Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to HME, Inc. for an aerial platform fire truck/apparatus in an amount not to exceed \$998,304.00. (Fleet/Central Garage Fund - in the account listed above)


APPROVED PURCHASING DEPT.:


Bryan D. Bond
Acting Purchasing Manager

APPROVED AS TO FINANCE:


Hughie Newsome
Chief Financial Officer

APPROVED AS TO FORM:


Angela Wheeler
Chief Legal Officer


Steve Branch, City Administrator

RESOLUTION STAFF REVIEW

DATE: January 24, 2019

Agenda Item Title: Resolution Authorizing the Purchase of a 104' HME Aerial Ladder Truck.

Prepared By: Carrie Edwards-Clemons
Deputy Chief of Fire
City of Flint Fire Department

Background/Summary of Proposed Action: Resolution authoring \$998,304.00 to purchase a 104' HME Aerial Ladder truck for the City of Flint. When confronted with an emergency that exceeded the department's capabilities, the City must rely on longstanding mutual aid agreements with neighboring departments to address it. When high angle rescue is required and when large volumes of water are needed to extinguish commercial structure fires, the City will be able to immediately begin rescue efforts and provide the volume of water needed to extinguish a commercial structure.

A delay in fire attack and or rescue, places firefighters and the Flint community at risk. The HME Aerial features a 104-foot ladder, compared to our current 75-foot Quint and is able to carry firefighters and those in need of a high rescue in a motorized bucket to be rescued. Firefighters can also manually operate and climb the ladder to enter a high-rise building to search for victims. The citizens expect the fire department to be able to reach them in times of emergency regardless of structure height or other access challenges.

Financial Implications: Section 540 of the Insurance Services Office (ISO) Fire Suppression Rating Schedule. It specifically states, "Response areas with 5 buildings that are 3 stories or 35 feet or more in height, or 5 buildings that have a Needed Fire Flow greater than 3,500 gpm, or any combination of these criteria, should have an aerial ladder company." An aerial device is recommended when a number of buildings within the jurisdiction appear to be beyond the reach of existing fire department ground ladders. This recommendation is not only based on ISO recommendations but is a basic safety concept. In addition, the City will be able to immediately begin rescue efforts and provide the volume of water needed to extinguish a commercial structure and make a rescue from a height.

Budgeted? YES NO Please explain if no: NA

Account No.: 661-451.100-977.500

Pre-encumbered? YES NO Requisition #190001380

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

Staff Recommendation: Recommended Approval

Staff Person: 
Raymond Bartoo, Fire Chief

SEALED BIDS RECEIVED PURCHASING DEPARTMENT ON DECEMBER 13, 2018
 FOR NEW OR DEMO AERIAL PLATFORM FIRE TRUCK/APPARATUS
 BID #19000011

HME 1915 Welling Dr. Troy, MI	KME/PAYETTE 27250 Kitty Hawk Grosse Ile, MI	WEST SHORE 6620 Lake Michigan Dr. Allendale, MI	PIERCE 50168 Pontiac Trail Wixom, MI
\$918,304.00 <u>\$ 80,000.00*</u> \$998,304.00	\$1,038,500.00	\$1,093,694.00	\$1,064,00.00

* An additional \$80,000 was added for build changes and additional apparatus

DRAFT

180628

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances by adopting Article II Division 4 Backflow Prevention; Chapter 46, Utilities; Section 46-34, Adoption- Cross Connection Policy and Manual.

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

Sec. 34. That Section 46-34 of the Code of the City of Flint shall be amended as follows.

§46-34 CROSS-CONNECTIONS RESPONSIBILITIES AND MANUAL.

THE CITY ADOPTS BY REFERENCE THE WATER SUPPLY CROSS CONNECTION RULES OF THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY BEING R 325.11401 TO R 325.11407 OF THE MICHIGAN ADMINISTRATIVE CODE. It shall be the duty of the DEPARTMENT OF PUBLIC WORKS DIRECTOR or his or her designee to cause inspections to be made of all properties served by the public water supply where cross-connections are deemed possible. The frequency of inspections and reinspection shall be based on potential health hazards involved and shall be established by the DEPARTMENT OF PUBLIC WORKS DIRECTOR or his or her designee and approved by the Michigan Department of Environmental Quality. THE DEPARTMENT OF PUBLIC WORKS DIRECTOR SHALL ESTABLISH A CROSS CONNECTION CONTROL PROGRAM POLICY PURSUANT TO THE MICHIGAN SAFE DRINKING WATER ACT AND THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY CROSS CONNECTION RULES MANUAL AND MAY BE AMENDED BY THE DEPARTMENT OF PUBLIC WORKS DIRECTOR FROM TIME TO TIME BY THE DEPARTMENT OF PUBLIC WORKS DIRECTOR OR HIS OR HER DESIGNEE AS REQUIRED BY LAW. The DEPARTMENT OF PUBLIC WORKS DIRECTOR or his or her designee shall have the right to enter, at any reasonable time, any property served by connection to the public water system of the City for the purpose of inspecting the piping system or systems thereof for cross-connections. On request, the owner, lessee or occupants of any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on the property. The refusal of such information or refusal of access, when requested, shall

be deemed prima facie evidence of the presence of cross-connections. The **DEPARTMENT OF PUBLIC WORKS DIRECTOR** or his or her designee is authorized and directed to discontinue water service after reasonable notice to any property wherein any cross-connection or other violation of this section exists, and to take other precautionary measures deemed necessary to eliminate any danger of contamination of the City's potable water supply system. A person or business that fails to conform with any of the requirements thereof shall be assessed a fine not to exceed \$500.00 per day per device. Water service to such property shall not be restored until the illegal water connection or cross-connection has been eliminated. Potable water supply made available on the properties served by the public water supply shall be protected from possible contamination as specified by this section and by the State of Michigan Plumbing Code and §§ 46-43.1 through 46-43.7. Any water outlet which is not supplied by potable water system must be labeled in a conspicuous manner as "water unsafe for drinking." (Ord. 3630, passed 12-13-2004; Ord. 3712, passed 5-12-2008)

Sec. 34. This ordinance shall become effective this _____ day of _____ 2018.

Adopted this _____ day of _____ A.D., 2018.

Karen W. Weaver, Mayor

Inez M. Brown, City Clerk

APPROVED AS TO FORM:



Angela Wheeler, City Attorney