

City of Flint, Michigan

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



Meeting Agenda - Final

Monday, September 24, 2018

IMMEDIATELY FOLLOWING COUNCIL COMMITTEE MEETINGS

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.

REQUEST FOR CHANGES OR ADDITIONS TO AGENDA

Council shall vote to adopt any amended agenda.

PRESENTATION OF MINUTES

180507 Summary Minutes/Flint City Council/Regular Meeting/September 10, 2018

Summary Minutes of the Flint City Council regular meeting held Monday, September 10, 2018, at 5:41 p.m., in the City Council Chambers, 3rd Floor, City Hall.

PUBLIC HEARINGS

180471.6 Public Hearing/Consolidated Annual Performance and Evaluation Report (CAPER)

A Public Hearing to allow review and receive public comment on the Consolidated Annual Performance and Evaluation Report (CAPER).

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

- 180500** Notice of Public Hearing/Michigan Public Service Commission [MPSC]
- Notice of Public Hearing received September 12, 2018, re: Michigan Public Service Commission (MPSC) notice of hearing for the natural gas customers of Consumers Energy Company, Case No. U-20287, to be held September 18, 2018, at 9:00 a.m., MPSC, Lansing.
- 180501** Notice of Public Hearing/Michigan Public Service Commission [MPSC]
- Notice of Public Hearing received September 12, 2018, re: Michigan Public Service Commission (MPSC) notice of hearing for the electric customers of Consumers Energy Company, Case No. U-20275, to be held September 18, 2018, at 10:00 a.m., MPSC, Lansing.
- 180502** 2018 Tax Rate Request - Revised (Corrected)/Michigan Department of Treasury/Bishop International Airport Authority
- Revised (Corrected) Form L-4029 dated August 28, 2018, re: Revised Millage Request Report to the County Board of Commissioners for a Bishop International Airport Authority 2018 property tax levy.
- 180503** Notice/No-Fault Claim/Bodily Injury (Tort) Claim
- Communication received September 12, 2018, re: Notice of a No-Fault Claim and Bodily Injury (Tort) Claim from the Law Offices of Wigod & Falzon, P.C. concerning their client, Michael Frazier, and an auto accident which occurred on August 24, 2018.
- 180504** Notice/No-Fault Claim/Bodily Injury (Tort) Claim
- Communication received September 12, 2018, re: Notice of a No-Fault Claim and Bodily Injury (Tort) Claim from the Law Offices of Wigod & Falzon, P.C. concerning their client, Brandis Brown, and an auto accident which occurred on August 24, 2018.
- 180505** Proof of Service and Petition/Michigan Tax Tribunal/Castaway LLC v. City of Flint/MTT Docket No. 18-003594
- Communication received September 13, 2018, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Castaway, LLC regarding Parcel No. 41-04-301-011.

COMMUNICATIONS (from Mayor and Other City Officials)

- 180506** Traffic Engineering/Closure Permits
- Sidewalk, Lane and Street Closures permits (8) dated September 2018 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 (May Be Referred from Committees)

180483 Appointment/Local Officers Compensation Commission (LOCC)/Martin J. Banks/Ward 3

Resolution resolving that the Flint City Council approves the recommendation and appointment of Martin J. Banks (4512 Maines Street, Flint, MI 48502) to serve the balance of a seven-year term on the Local Officers Compensation Commission (LOCC), commencing September 25, 2018, and expiring August 7, 2019. [By way of background, Mr. Banks is replacing Barry Wolf, who was appointed in 2012 and recently resigned.]

180499 Appointment/Flint District Library Board/Kathy R. Jackson

Resolution resolving that the Flint City Council approves the appointment of Kathy R. Jackson (132 West First Street, Flint, Michigan, 48502) to the Flint District Library Board for a three-year term, commencing October 1, 2018, and expiring September 30, 2021, as requested by Mayor Karen Weaver. [NOTE: By way of background, Ms. Jackson is replacing Matthew Schlinker, who has served three terms, which makes him ineligible for another term.]

RESOLUTIONS (May Be Referred from Committees)

180478 Contract/Wade Trim/Construction Engineering Services/Kearsley Street Rehabilitation Project/Chevrolet Avenue to Beach Street

Resolution resolving that the proper city officials, upon City Council's approval, are authorized to enter into a contract with Wade Trim for construction engineering services for the Kearsley Street Rehabilitation Project, from Chevrolet Avenue to Beach Street, as requested by Transportation, in an amount NOT-TO-EXCEED \$283,200.00 [Major Street Fund Acct. No. 202-441.702-801.000]. [NOTE: Wade Trim was pre-qualified as the lowest responsive bidder for this project.]

180479 Detroit Salt/Bulk Salt

Resolution resolving that the Department of Purchases and Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to Detroit Salt for bulk salt, as requested by Transportation in an amount NOT-TO-EXCEED \$300,000.00 [Major Street Fund Acct. No. 202-449.203-726.000 = \$150,000.00 and Local Street Fund Acct. No. 203-449.203-726.000 = \$150,000.00]. [NOTE: The purchase of bulk salt for FY2019 is a cooperative effort with the Genesee County Road Commission.]

180480 Multi-Year/Brown & Sons Co./Annual Supply/Brake Parts, Bulbs, Breakers,

Sprays and Filters

Resolution resolving that the Finance Department is hereby authorized to issue purchase orders for FY2019, FY2020, and FY2021 to Brown & Sons Co. for the annual supply of brake parts, bulbs, breakers, sprays, and filters, as requested by Fleet, in an annual amount NOT-TO-EXCEED \$100,000.00 per year, for an aggregate amount of \$300,000.00 (pending adopting of the FY2019, FY2020 and FY2021 budgets), AND, resolving that the Finance Department has the discretion to spend an additional amount of NO-MORE-THAN 5 percent of the annual requested spend amount to Brown & Sons Co. for unanticipated requests that may be submitted during the next three years [Fleet/Central Garage Fund Acct. No. 661-000.000-110.400].

180481 Contract/City of Flint/One Love Global/Grant Planning & Implementation

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to enter into a contract with One Love Global to provide planning and implementation grant project services for the Federal RECAST grant, in an amount NOT-TO-EXCEED \$119,950.00, in Grant Fund Acct. No. 296-171.500 for the 2018-19 grant year, with funds available in accounts under city grant codes FHHS17ReCAST and FUSDHHS-18, as requested by the Chief Public Health Advisor. [NOTE: The City of Flint was awarded grant funding from the United States Department of Health and Human Services (DHHS) Substance Abuse and Mental Health Services Administration (SAMHSA) (for a total amount of \$4,860,530.00) to implement the Flint Resilience in Communities After Stress and Trauma (ReCAST) project in the amount of \$9,950.00, and the C.S. Mott Foundation for grant writing services in the amount of \$110,000.00.]

180482 Budget Amendment/Transfer of Funds/Michigan Department of Environmental Quality (MDEQ) Grant/Amendment to the Service Line Replacement Contract

Resolution resolving that the appropriate city officials are authorized to do all things necessary to amend the FY2018-19 adopted budget to include revenue and expenditure appropriations for the Michigan Department of Environmental Quality (MDEQ)'s Amendment to the Service Line Replacement Grant Contract for service line replacements in the amount of \$20,000.00 in the Grants (296) Fund under City of Flint Grant Code Acct. No. SDEQ-18LEAD1, into the Grant and Department Code (296-540.210), to comply with the associated grant agreement, and to make remaining funds available in any subsequent fiscal years that the funds remain available by the grantor. [NOTE: The State of Michigan, per the Settlement Agreement in the case of Concerned Pastors et. al. v Khouri, is responsible for providing funding for Phases V and VI of the Fast Start program for residential service line replacements. The City of Flint has accepted the Amendment to the Service Line Replacement Grant Contract (see attached), which increases the original grant agreement of \$9,000.00 to \$29,000.00 through December 31, 2019.]

180495 Budget Amendments/Transfers/Healthy Start Lead Program Grant

Resolution resolving that the appropriate city officials are authorized to do all

things necessary to amend the 2018-2019 adopted budget to include revenue and expenditure appropriations for the County of Genesee Healthy Start Lead Expansion grant for the Genesee County Health Department, in the amount of \$616,000.00, in Grant Fund Acct. No. 296-171.500, under City of Flint Grand Code FUSDHHS-18, to comply with the associated grant agreement, and to make remaining funds available in any subsequent fiscal years that the funds remain available by the grantor, as requested by the Chief Public Health Advisor. [NOTE: The City of Flint was awarded funding from the Genesee County Health Department through a grant awarded by the U.S. Department of Health and Human Services (DHHS), in the amount of \$154,000.00, renewable for up to four (4) years based on performance, for a total of \$616,000.00, to implement the Healthy Start Lead Program.]

180496 Agreement Continuation No. 2/City of Flint/F&V Operations & Resource Management/Laboratory Services

Resolution resolving that the Flint City Council approves the (second) amendment to the Professional Services Agreement between the City of Flint and F&V Operations and Resource Management, Inc., as requested by the Department of Public Works (DPW). [NOTE: Two City laboratory staff employees resigned last August. As a result, the city contacted the Michigan Department of Environmental Quality (MDEQ) to determine the appropriate qualifications and used its water quality expert to obtain appropriately licensed candidates through F&V Operations, who will provide staff for laboratory services, including operating the City Water Plant lab, collection of data required to prepare State reports and the collection of water samples. Laboratory staff will be paid \$27,812.00 monthly, for a five-year term, from Water Fund Acct. No. 591-536.100-801.000.]

180497 Settlement Agreement/Keyvin Lane v State Farm, et al./Genesee County Circuit Court Case No. 17-108430-NI

Resolution resolving that the City Administrator hereby authorizes settlement in the matter of Keyvin Lane v State Farm, et al., Genesee County Circuit Court Case No. 17-108430-NI, in the amount of \$5,000.00, in satisfaction of any and all claims arising out of said matter, with payment drawn from appropriated funds in Litigation & Suits Acct. No. 677-266.200-956.300.

180498 Settlement Agreement/Ebonee Clark v City of Flint, et al./United States District Court Case No. 18-10485

Resolution resolving that the City Administrator hereby authorizes settlement in the matter of Ebonee Clark v City of Flint, et al, United States District Court Case No. 18-10485, in the amount of \$4,500.00, in satisfaction of any and all claims arising out of said matter, with payment drawn from appropriated funds in Litigation & Suits Acct. No. 677-266.200-956.300.

LIQUOR LICENSES

ORDINANCES (May Be Referred from Committees for FIRST READING)

- 180484** Amendment/Ordinance/Chapter 18 (Taxation; Funds; Purchasing)/Article I (In General)/Section 18-4.1 (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons)

An ordinance to amend the Code of the City of Flint by amending Chapter 18, (Taxation; Funds; Purchasing); Article I, (In General); Section 18-4.1, (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons). [NOTE: The PILOT is for Avon Park Limited Dividend Housing Association, LLC which will pay six percent of annual rents (minus gas, electricity, heat and other utilities) in lieu of taxes.]

- 180485** Amendment/Ordinance/Chapter 46 (Utilities)/Article II (Disputed Water Supply and Sewage Disposal Billing; Inspection; Consumer Hearing; Adjustment of Bill)/Division 1 (Generally)

An ordinance to amend the Flint City Code of Ordinances by amending Chapter 46 (Utilities), Article II (Water Supply and Sewage Disposal System), Division 1 (Generally), by amending Section 46-17 (Disputed Water Supply and Sewage Disposal Billing; Inspection; Consumer Hearing; Adjustment of Bill).

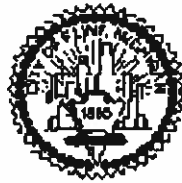
SECOND READING AND ADOPTION OF ORDINANCES

None

FINAL COUNCIL COMMENTS**ADJOURNMENT**

City of Flint, Michigan

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



Meeting Minutes 2 - Draft

Monday, September 10, 2018

5:41 PM

SUMMARY FOR 9-24-2018 CITY COUNCIL AGENDA

Council Chambers

CITY COUNCIL

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

Eric Mays, Ward 1

Maurice D. Davis, Ward 2

Santino J. Guerra, Ward 3

Kate Fields, Ward 4

Jerri Winfrey-Carter, Ward 5

Allan Griggs, Ward 8

Eva L. Worthing, Ward 9

Inez M. Brown, City Clerk

ROLL CALL

Present: Councilperson: Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey-Carter, Winfrey, Vice President Galloway, Councilperson Griggs and Councilperson Worthing

PRESENTATION OF MINUTES

180468 Summary Minutes/Flint City Council/Regular Meeting/August 27, 2018

Summary Minutes of the Flint City Council regular meeting held Monday, August 27, 2018, at 6:43 p.m., in the City Council Chambers, 3rd Floor, City Hall.

A motion was made by Councilperson Mays, seconded by Councilperson Guerra, that this matter be Placed on File. The motion carried by the following vote:

Aye: 9 - Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey-Carter, President Winfrey, Vice President Galloway, Councilperson Griggs and Councilperson Worthing

180469 Summary Minutes/Flint City Council/Regular Meeting/August 29, 2018

Summary Minutes of the Flint City Council regular meeting held Wednesday, August 29, 2018 (as recessed [adjourned] from Monday, August 27, 2018), at 4:14 p.m., in the City Council Chambers, 3rd Floor, City Hall.

A motion was made by Councilperson Mays, seconded by Councilperson Guerra, that this matter be Placed on File. The motion carried by the following vote:

Aye: 9 - Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey-Carter, President Winfrey, Vice President Galloway, Councilperson Griggs and Councilperson Worthing

PUBLIC HEARINGS

None

PETITIONS AND UNOFFICIAL COMMUNICATIONS

180462 2018 Genesee County Planning Workshop/Genesee County Metropolitan Planning Commission (GCMPC)

Communication received August 13, 2018, re: 2018 Genesee County Planning Workshop - Planning & Zoning for Solar Energy.

This Matter was Placed on File on the Consent Agenda.

180463 Proof of Service and Petition/Michigan Tax Tribunal/EYM King of Michigan v. City of Flint/MTT Docket No. 18-002518

Communication received August 9, 2018, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by EYM King of Michigan regarding Parcel No. P-22408-1.

This Matter was Placed on File on the Consent Agenda.

180464 Proof of Service and Petition/Michigan Tax Tribunal/SRMJJ Holding, LLC v. City of Flint/MTT Docket No. 18-003467

Communication received August 17, 2018, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by SRMJJ Holding, LLC regarding Parcel No. 46-35-351-006.

This Matter was Placed on File on the Consent Agenda.

180465 Notice/Potential Third Party Case

Communication received September 5, 2018, re: Notice for a potential third party case from the Law Offices of Wigod & Falzon, P.C. concerning their client, Jacqueline Wilson, and a motor vehicle/bus accident which occurred on August 24, 2018.

This Matter was Placed on File on the Consent Agenda.

180466 Notice of Public Hearing/Michigan Public Service Commission [MPSC]

Notice of Public Hearing received September 6, 2018, re: Michigan Public Service Commission (MPSC) notice of hearing for the electric customers of Consumers Energy Company, Case No. U-20171, to be held September 14, 2018, at 9:00 a.m., MPSC, Lansing.

This Matter was Placed on File on the Consent Agenda.

COMMUNICATIONS (from Mayor and Other City Officials)

180467 Traffic Engineering/Closure Permits

Sidewalk, Lane and Street Closures permits (17) dated August/September 2018 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.

This Matter was Placed on File on the Consent Agenda.

ADDITIONAL COMMUNICATIONS

None

APPOINTMENTS

180433 Mayoral Appointment/Director/Information Technology/Jeff Keen

Resolution resolving that the Flint City Council approves the recommendation by Mayor Karen Weaver to appoint Jeff Keen as Information Technology Director, at an hourly rate of \$31.196, with such earnings to be paid biweekly from Information Technology Salary and Wages Acct. No. 636-228.100-702.000.

Approved

Substituted

A motion was made by Councilperson Fields, seconded by Councilperson Winfrey-Carter, that this matter be POSTPONED for September 24, 2018. The motion failed by the following vote:

Aye: 3 - Councilperson Fields, Councilperson Griggs and Councilperson Worthing

No: 6 - Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Winfrey-Carter, President Winfrey and Vice President Galloway

A motion was made by Vice President Galloway, seconded by Councilperson Guerra, that this matter be Approved. The motion carried by the following vote:

Aye: 6 - Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Winfrey-Carter, President Winfrey and Vice President Galloway

No: 3 - Councilperson Fields, Councilperson Griggs and Councilperson Worthing

RESOLUTIONS

180459 Mersino Dewatering/Trailer-Mounted Diesel Trash Pumps/Four- and Six-Inch Suction & Lay-Flat Hoses

Resolution resolving that the Department of Purchases & Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to Mersino Dewatering for four- and six-inch suction and lay-flat hoses (for the trailer-mounted diesel trash pumps), in an amount NOT-TO-EXCEED \$36,694.50, as requested by the Water Service Center [Sewer Fund Acct. No. 590-540.208-726.000]. [NOTE: On April 23, 2018, City Council authorized the Department of Purchases & Supplies to issue a purchase order to Mersino Dewatering, in an amount NOT-TO-EXCEED \$135,643.00. The purchase order inadvertently left off four- and six-inch suction and lay-flat hoses that are required to operate the trash pumps, and were included in the bid.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

180460 Aldridge Trucking/Aggregates/Additional Topsoil

Resolution authorizing the Department of Purchases and Supplies, upon City Council's approval, to issue a purchase order to Aldridge Trucking for topsoil used for right-of-way restorations for service line replacements, in an amount NOT-TO-EXCEED \$15,000.00, for a total aggregate spend amount of \$270,000.00, as requested by Street Maintenance [Major Street Fund Acct. No. 202-449.201-726.000]. [NOTE: On July 12, 2017, the Department of Purchases

and Supplies was authorized to issue purchase orders to Aldridge Trucking for aggregates in a two-year pricing agreement NOT-TO-EXCEED \$255,000.00. Street Maintenance has requested additional topsoil to use in right-of-way restorations.]

SEPARATED FROM MASTER RESOLUTION

- 180461** Update/Support Emergency Operations Plan (SEOP)/City of Flint/Genesee County Emergency Management Program

Resolution resolving that the Flint City Council approves the adoption of the Support Operations Plan of the City of Flint and the appointment of the County Emergency Management Coordinator as the Emergency Management Coordinator for the City of Flint. [NOTE: The Genesee County Sheriff's Office has requested that the city adopt an updated Support Operations Plan, which was developed to identify the responsibilities between the City of Flint and Genesee County in regards to pre-disaster emergency management activities, and provides for City of Flint government agencies to respond to various types of emergencies or disasters that affect the community.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

RESOLUTIONS (May Be Referred from Special Affairs)

- 180470** Contracts/Dover & Company/Overhead-Garage Door Repairs and Replacements

Resolution authorizing the proper City Officials to issue contracts for FY2019 to Dover & Company for overhead/garage door repairs and replacements, as requested by Various Departments, in an amount NOT-TO-EXCEED \$81,216.07 [General Fund; Sewer Fund; Water Fund; Other Grants Fund].

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

- 180471** Public Hearing/Consolidated Annual Performance and Evaluation Report (CAPER)

Resolution resolving that the Department of Planning and Development, Division of Community and Economic Development, will hold a public hearing on Monday, September 24, 2018, at 5:30 p.m., in the City Council Chambers, 1101 S. Saginaw Street, Flint, Michigan, to allow review and receive public comment on the Consolidated Annual Performance and Evaluation Report (CAPER).

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Vice President Galloway, seconded by Councilperson Guerra, including all the preceding items marked as having been adopted on a Consent Agenda. The motion carried by the following vote:

Aye: 9 - Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey-Carter, President Winfrey, Vice President Galloway, Councilperson Griggs and Councilperson Worthing

SEPARATED FROM MASTER RESOLUTION

180460 Aldridge Trucking/Aggregates/Additional Topsoil

Resolution authorizing the Department of Purchases and Supplies, upon City Council's approval, to issue a purchase order to Aldridge Trucking for topsoil used for right-of-way restorations for service line replacements, in an amount NOT-TO-EXCEED \$15,000.00, for a total aggregate spend amount of \$270,000.00, as requested by Street Maintenance [Major Street Fund Acct. No. 202-449.201-726.000]. [NOTE: On July 12, 2017, the Department of Purchases and Supplies was authorized to issue purchase orders to Aldridge Trucking for aggregates in a two-year pricing agreement NOT-TO-EXCEED \$255,000.00. Street Maintenance has requested additional topsoil to use in right-of-way restorations.]

A motion was made by Vice President Galloway, seconded by Councilperson Guerra, that this matter be Adopted. The motion carried by the following vote:

Aye: 9 - Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey-Carter, President Winfrey, Vice President Galloway, Councilperson Griggs and Councilperson Worthing

LIQUOR LICENSES

None

INTRODUCTION AND FIRST READING OF ORDINANCES

None

SECOND READING AND ADOPTION OF ORDINANCES

None

ADJOURNMENT

This regular City Council meeting was adjourned at 7:54 p.m.