

City of Flint, Michigan

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



Meeting Agenda - Final

Thursday, December 17, 2020

5:30 PM

ELECTRONIC PUBLIC MEETING

CITY COUNCIL

*Kate Fields, President, Ward 4
Maurice D. Davis, Vice President, Ward 2*

*Eric Mays, Ward 1
Jerri Winfrey-Carter, Ward 5
Monica Galloway, Ward 7*

*Santino J. Guerra, Ward 3
Herbert J. Winfrey, Ward 6
Allan Griggs, Ward 8*

Eva L. Worthing, Ward 9

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

**SPECIAL PUBLIC NOTICE -- ELECTRONIC PUBLIC MEETING
AMENDED PUBLIC NOTICE**

In Accordance with the Newly Revised Open Meetings Act

FLINT CITY COUNCIL ELECTRONIC PUBLIC MEETING

On Friday, October 5, 2020, the Michigan Supreme Court (MSC) issued an order declaring the Emergency Powers of Governor (EPG) Act as an unconstitutional delegation of legislative authority, which was the primary authority relied on by Governor Whitmer for her COVID-19 related executive orders. Subsequently, Governor Whitmer requested that the MSC clarify that their order does not go into effect until October 30, 2020. On Monday October 12, 2020, the Michigan Supreme Court rejected Governor Whitmer's request to delay the effect of its decision to strike down the EPG. On Tuesday, October 13, 2020, Senate Bill 1108 passed, amending the Open Meetings Act to allow municipalities to hold electronic meetings before January 1, 2021 and retroactive to March 18, 2020. On Friday, October 16, 2020, Governor Whitmer signed into law Senate Bill 1108 amending the Open Meetings Act. On November 15, an order from the Michigan Department of Health and Human Services (DHHS) prohibits gatherings at non-residential venues beginning November 18. Therefore, pursuant to the amended Open Meetings Act and the DHHS order, the following meeting is scheduled electronically:

***RECESSED Flint City Council Meeting
Thursday, December 17, 2020, at 5:30 p.m.***

(Meeting recessed from Monday, December 14, 2020)

1. The public and media may listen to the meeting online by live stream at https://www.youtube.com/watch?v=5op_YuqaG4w or through Start Meeting Solution by dialing (617) 944-8177.
 2. In order to speak during the PUBLIC HEARING PERIOD of the meeting by telephone, participants will also call (617) 944-8177:
 - a. All callers will be queued and muted until the Public Hearing portion of the agenda;
 - b. Public speakers will be unmuted in order and asked if they wish to address the City Council on THE SUBJECT OF THE PUBLIC HEARING SPECIFICALLY;
 - c. Public speakers should state and spell their name for the record and will be allowed ten (10) minutes to speak during the public hearing; and
 - d. The speaker will be returned to mute after the 10 minutes have expired.
 3. Persons with disabilities may participate in the meeting by the above-mentioned means or by emailing a request for an accommodation to CouncilPublicComment@cityofflint.com, with the subject line Request for Accommodation, or by contacting the City Clerk at (810) 766-7418 to request accommodation - including but not limited to interpreters.
- If there are any questions concerning this notice, please direct them to City Council office at (810) 766-7418.

CALL TO ORDER

ROLL CALL

MEMBER REMOTE ANNOUNCEMENT

Pursuant to the newly revised Open Meetings Act, each Council member shall state that they are attending the meeting remotely and shall state where he or she is physically located (county or city and state).

MEMBER CONTACT INFORMATION

Eric Mays - (810) 922-4860; Maurice Davis - mdavis@cityofflint.com; Santino Guerra - sguerra@cityofflint.com; Kate Fields - kfields@cityofflint.com; Jerri Winfrey-Carter - jwinfrey-carter@cityofflint.com; Herbert Winfrey - (810) 691-7463; Monica Galloway - mgalloway@cityofflint.com; Allan Griggs - agriggs@cityofflint.com; Eva Worthing - eworthing@cityofflint.com.

PROCEDURES ON CONDUCTING ELECTRONIC PUBLIC MEETINGS

All boards and commissions must adhere to all laws established under the Michigan Compiled Laws and in accordance with the revisions to the Open Meetings Act adopted in Senate Bill 1108, as passed on October 13, 2020, and signed into law on October 16, 2020.

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.

RESOLUTIONS

200488 Settlement/Flint Water Litigation

Resolution resolving that the Flint City Council approves and consents to the city joining the settlement of Flint Water Litigation and authorizes the City Administrator to do all things necessary to settle the Flint Water Litigation matters by using funds provided by its insurer. [NOTE: Executive Session was requested in this matter on October 12, 2020, October 26, 2020, November 9, 2020 and November 23, 2020. Numerous Flint Water Litigation cases - lawsuits arising out of the City's use of the Flint River from 2014-2015 - have been filed in state and federal court, in which the City of Flint, former City officials, and/or City employees are among those named as defendants. Multiple other defendants have agreed to resolve, to the maximum extent possible, Flint Water Litigation claims against them, through a Settlement announced in August, 2020, the terms of which were made public on or about November 18, 2020. The City may resolve, to the maximum extent possible, the Flint Water Litigation claims against it, its former officials, and/or its former employees, by contributing to and joining in that Settlement. The City's excess liability insurance carrier has agreed to provide \$20 million as the City's contribution to the Settlement, which will resolve Flint Water Litigation claims against the City, its former officials, and/or its former employees, at no cost to the City and its taxpayers. Although the City of Flint admits no liability, City Administrator Clyde Edwards and Law Department recommend using the funds provided by the City's excess liability insurance carrier to settle the Flint Water Litigation cases.]

EXECUTIVE (CLOSED) SESSION

The Department of Law requests an Executive Session for the purpose of updating the City Council on Wells v City of Flint, Case No. 2:18-cv-12755.

PRESENTATION OF MINUTES**PUBLIC HEARINGS****200426.6 Public Hearing/FY2021-FY2024 Vision, Mission, and Goals of the Strategic Plan**

A public hearing on the City of Flint FY2021-FY2024 Vision, Mission, and Goals of the Strategic Plan. The plan shall state the City of Flint's goals, prioritized objectives and measures for success for the next fiscal year. The City Council shall utilize the City of Flint's Comprehensive Plan, input from the Mayor and input from the public in updating the strategic plan.

200468.6 Public Hearing/Alley Vacation/1415-1419 North Dort Highway

Resolution resolving that a public hearing to consider the vacation of the public alley located at 1415-1419 North Dort Highway, Flint (Parcel Nos. 41-08-239-008, 41-08-239-009, 41-08-239-001 and 41-08-239-002), including the entire 15-foot alleyway along the street address of 1415 to 1419 North Dort Highway, including the portion of the alleyway from there towards its terminus at Missouri Street, shall be held on the 14th day of December, 2020, at 5:30 p.m. via Electronic Public Meeting. [NOTE: The applicant intends to construct a retail pharmacy location with drive-through services and a contiguous parking for customers' use. To undertake the requisite construction, an existing structure must be demolished and excavation of soil is required before new construction can commence. There is an existing 15-foot alleyway (public) which must be vacated.]

200461.6 Ordinance 200461

An ordinance to amend the Code of the City of Flint by amending Chapter 35, (Personnel), Article V (Working Conditions) by amending Section 35-89 (Holidays). [NOTE: Amendment adds Juneteenth to the list of holidays.]

PETITIONS AND UNOFFICIAL COMMUNICATIONS**COMMUNICATIONS (from Mayor and other City Officials)****ADDITIONAL COMMUNICATIONS****APPOINTMENTS****LICENSES**

RESOLUTIONS CONTINUED

200426.2 Approval/FY2021-FY2024 Vision, Mission, and Goals of the Strategic Plan

Resolution resolving that the City of Flint FY2021-FY2024 Vision, Mission, and Goals of the Strategic Plan are hereby approved as set forth in the attached document.

200468.1 Approval/Alley Vacation/1415 to 1419 North Dort Highway

Resolution resolving that 1415 to 1419 North Dort Highway, Flint (Parcel Nos. 41-08-239-008, 41-08-239-009, 41-08-239-001 and 41-08-239-002), including the entire 15-foot alleyway along the street address of 1415 to 1419 North Dort Highway, including the portion of the alleyway from there towards its terminus at Missouri Street, is hereby vacated and discontinued forever as a public street, alley or public ground, and the same is hereby placed on the assessment rolls for the purpose of taxation; AND, resolving that the City Clerk shall, within 30 days of this action, record a certified copy of this resolution with the Register of Deeds for Genesee County and forward a certified copy of said resolution to the State Treasurer. [NOTE: The applicant intends to construct a retail pharmacy location with drive-through services and a contiguous parking for customers' use. To undertake the requisite construction, an existing structure must be demolished and excavation of soil is required before new construction can commence. There is an existing 15-foot alleyway (public) which must be vacated.]

200506 Contract/Tetra Tech/Engineering Services/Primary Clarifier Improvements/Battery B Grit Removal

Resolution resolving that the proper city officials, upon City Council's approval, are to do all things necessary to enter into a contract with Tetra Tech for qualified engineers for best qualified firm for Proposal No. 21000556-Primary Clarifier Improvements and Proposal No. 21000566 as the best qualified firm for Battery B Grit Removal, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$1,362,600.00 [State Revolving Fund Acct. No. To Be Determined.]

200507 Contract/Hubbell, Roth & Clark, Inc./Engineering Services/Secondary Clarifier Improvements

Resolution resolving that the proper city officials, upon City Council's approval, are to do all things necessary to enter into a contract with Hubbell, Roth & Clark, Inc. for qualified engineers for secondary Clarifier improvements -- engineering services, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$436,000.00 [State Revolving Fund Acct. No. To Be Determined.]

200508 Contract/Wade Trim/Engineering Services/Third Avenue Pumping Station Improvements

Resolution resolving that the proper city officials, upon City Council's approval, are to do all things necessary to enter into a contract with Wade Trim for qualified engineers for Third Avenue Pumping Station improvements, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$965,000.00 [State Revolving Fund Acct. No. To Be Determined.]

200509 Contract/Environmental Testing & Consulting/Lead Inspection/Risk Assessment/HUD Lead-Based Paint Hazard Control Program

Resolution authorizing the proper city officials, upon City Council's approval, to do all things necessary to enter into a contract with Environmental Testing & Consulting for lead inspection/risk assessment for the U.S. Department of Housing and Urban Development's (HUD) Lead-Based Paint Hazard Control Program, as requested by the Chief Resilience Officer, in an amount NOT-TO-EXCEED \$106,800.00 [HUD Grant Professional Services Acct. No. 296-171.530-801.000 [NOTE: The primary strategy of the Lead-Based Paint Hazard Control Program focuses on elimination of lead hazards in 70 eligible housing units.]

200510 CO#2/Contract/CDM Smith/Resident Project Representative Services/Construction Engineering Services

Resolution authorizing the proper city officials, upon City Council's approval, to enter into change order #2 with CDM Smith for additional Resident Project Representative (RPR) services and Construction Engineering (CE) services, for an additional contract amount of \$428,947.00, in an amount NOT-TO-EXCEED \$95,586.00, and a total contract price NOT-TO-EXCEED \$1,020,833.00, with disbursement of Water Infrastructure Improvements for the Nation (WIIN) funding from the Department of Environment, Great Lakes and Energy (EGLE), as requested by DPW [WIIN Acct. No. 496-553.000-801.054.] [Enter body here.]

200511 Grant Acceptance/State of Michigan/Genesee County Community Action Resource Department (GCCARD)

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to accept grant funding from the State of Michigan through sub-recipient GCCARD, in the amount of \$1,869,272.61, as requested by Finance. [NOTE: Gov. Gretchen Whitmer signed House Bill 690 on July 1, 2020, appropriating funding for Water Utility Assistance to residential water and waste water customers with new arrearages starting March 1, 2020. GCCARD identified qualified delinquent Flint water and sewer accounts eligible for the program. The delinquent accounts eligible for the program totaled \$1,869,272.61.

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

200489 Ordinance/Amendment/Chapter 31 (General Offenses)/Article I (In

General)/Addition of Section 31-65 (Hours of the Sale of Liquor)

An ordinance to amend the Code of the City of Flint by amending Chapter 31 (General Offenses), Article I (In General), by the addition of Section 31-65 (Hours of the Sale of Liquor).

Postponed from 11-23-20

200490

Amendment/Ordinance/Chapter 24 (Housing)/Article I (International Property Maintenance Code)/Addition of Section 24-5 (Landlords Removal and Disposal Process Regarding Evictions)

An ordinance to amend the Code of the City of Flint by amending Chapter 24 (Housing), Article I (International Property Maintenance Code), with the addition of Section 24-5 (Landlords Removal and Disposal Process Regarding Evictions).

Postponed from 11-23-20

200512

Ordinance/Amendment/Chapter 12 (Business and Occupations Generally)/Article XVI (Medical Marihuana Facilities)/Addition of Section 12-96 (Sixty Day Emergency Opt In to Related Recreational Marihuana Facilities, Elimination of License Cap, to Extend that Section by Sixty (60) Days)

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 12-96 (Sixty Day Emergency Opt In to Related Recreational Marihuana Facilities, Elimination of License Cap, to Extend that Section by Sixty (60) Days.) [NOTE: This is the seventh and supplemental extension of sixty days Emergency Opt-In to Related Recreational Marihuana Facilities; Elimination of License Cap.]

SECOND READING AND ENACTMENT OF ORDINANCES

200461

Amendment/Chapter 35 (Personnel)/Article V (Working Conditions)/Amendment of Section 35-89 (Holidays)

An ordinance to amend the Code of the City of Flint by amending Chapter 35, (Personnel), Article V (Working Conditions) by amending Section 35-89 (Holidays). [NOTE: Amendment adds Juneteenth to the list of holidays.]

SPECIAL ORDERS

200503

Special Order/COVID-19 in City Hall

A Special Order as requested by Councilperson Mays, re: He would like to discuss COVID-19 and the 55 city employees who have tested positive for the virus.

200505

Special Order/Pierce Golf Course

A Special Order as requested by Councilperson Galloway to discuss the Pierce Golf Course and its burned-out club house.

DISCUSSION ITEMS

200501 Marihuana Ordinances

A discussion item as requested by the City Attorney to discuss the city's permanent marihuana ordinances.

200502 Discussion Item/State of Emergency

A Discussion Item as requested by Councilperson Mays, re: He would like to discuss the current State of Emergency and the Mayor's failure to expediently convene a meeting with City Council.

200513 Special Order/Status/1702 Kenwood

A Special Order as requested by Councilperson Eric Mays to discuss 1702 Kenwood.

ADDITIONAL DISCUSSION ITEMS

FINAL COUNCIL COMMENTS

ADJOURNMENT



PRESENTED: _____

200488

PRESENTED: _____

NOV 23 2020

ADOPTED: _____

RESOLUTION TO APPROVE SETTLEMENT OF FLINT WATER LITIGATION

BY THE CITY ADMINISTRATOR:

Executive Session was requested in this matter on October 12, 2020, October 26, 2020, November 9, 2020 and November 23, 2020; and

WHEREAS numerous Flint Water Litigation cases – lawsuits arising out of the City's use of the Flint River from 2014-2015 – have been filed in state and federal court, in which the City of Flint, former City officials, and/or City employees are among those named as defendants; and

WHEREAS multiple other defendants have agreed to resolve, to the maximum extent possible, Flint Water Litigation claims against them, through a Settlement announced in August, 2020, the terms of which were made public on or about November 18, 2020; and

WHEREAS the City may resolve, to the maximum extent possible, the Flint Water Litigation claims against it, its former officials, and/or its former employees, by contributing to and joining in that Settlement; and

WHEREAS the City's excess liability insurance carrier has agreed to provide \$20 million as the City's contribution to the Settlement, which will resolve Flint Water Litigation claims against the City, its former officials, and/or its former employees, at no cost to the City and its taxpayers; and

WHEREAS although the City of Flint admits no liability, City Administrator Clyde Edwards and Law Department recommend using the funds provided by the City's excess liability insurance carrier to settle the Flint Water Litigation cases.

THEREFORE, BE IT RESOLVED that the Flint City Council approves and consents to the City joining the settlement of Flint Water Litigation and authorizes the City Administrator to do all things necessary to settle the Flint Water Litigation matters by using funds provided by its insurer.

APPROVED AS TO FORM:

Angela Wheeler
Angela Wheeler, Chief Legal Officer

APPROVED AS TO FINANCE:

Amanda Trujillo
Amanda Trujillo, Acting Chief Financial Officer

FOR THE CITY OF FLINT:

Clyde Edwards
Clyde Edwards, City Administrator

APPROVED BY CITY COUNCIL:

Kate Fields, City Council President



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: 11/18/2020

BID/PROPOSAL#

AGENDA ITEM TITLE: RESOLUTION TO APPROVE SETTLEMENT OF FLINT WATER LITIGATION

PREPARED BY Angela Wheeler
(Please type name and Department)

VENDOR NAME: N/A

BACKGROUND/SUMMARY OF PROPOSED ACTION:

Numerous Flint Water Litigation cases – lawsuits arising out of the City's use of the Flint River from 2014-2015 – have been filed in state and federal court, in which the City of Flint, former City officials, and/or City employees are among those named as defendants; and multiple other defendants have agreed to resolve, to the maximum extent possible, Flint Water Litigation claims against them, through a Settlement announced in August, 2020, the terms of which were made public on or about November 18, 2020; and the City may resolve, to the maximum extent possible, the Flint Water Litigation claims against it, its former officials, and/or its former employees, by contributing to and joining in that Settlement; and the City's excess liability insurance carrier has agreed to provide \$20 million as the City's contribution to the Settlement, which will resolve Flint Water Litigation claims against the City, its former officials, and/or its former employees, at no cost to the City and its taxpayers; and therefore it is recommended that Flint City Council approves and consents to the City joining the settlement of Flint Water Litigation and authorizes the City Administrator to do all things necessary to settle the Flint Water Litigation matters by using funds provided by its insurer.

FINANCIAL IMPLICATIONS: Paid through the City of Flint's excess carrier

BUDGETED EXPENDITURE? YES ☐ NO ☐ IF NO, PLEASE EXPLAIN:

Dept.	Name of Account	Account Number	Grant Code	Amount



CITY OF FLINT

		FY20/21 GRAND TOTAL		

PRE-ENCUMBERED? YES ☐ NO ☐ REQUISITION NO:

ACCOUNTING APPROVAL: _____ Date: _____

WILL YOUR DEPARTMENT NEED A CONTRACT? YES ☐ NO ☒
(If yes, please indicate how many years for the contract) YEARS

WHEN APPLICABLE, IF MORE THAN ONE (1) YEAR, PLEASE ESTIMATE TOTAL AMOUNT FOR EACH BUDGET YEAR: (This will depend on the term of the bid proposal)

BUDGET YEAR 1

BUDGET YEAR 2

BUDGET YEAR 3

OTHER IMPLICATIONS (i.e., collective bargaining):

STAFF RECOMMENDATION: (PLEASE SELECT): ☒ APPROVED ☐ NOT APPROVED

DEPARTMENT HEAD SIGNATURE: Angela Wheeler
(PLEASE TYPE NAME, TITLE)

RESOLUTION NO.: 200426.2

PRESENTED: DEC 14 2020

ADOPTED:

**RESOLUTION AUTHORIZING THE ADOPTION OF THE 2021-2024 VISION,
MISSION AND GOALS OF THE CITY OF FLINT STRATEGIC PLAN**

BY THE FLINT CITY COUNCIL:

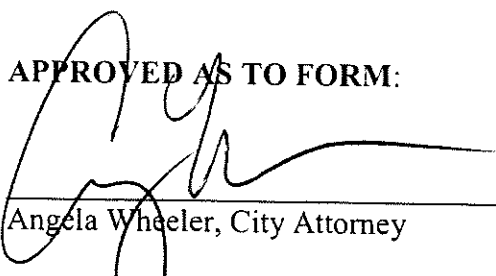
The Flint City Council recognizes that the development and implementation of a multi-year strategic plan is an essential component of developing a sustainable city government. The progress of the City of Flint is now defined by the steps it takes to achieve its stated vision, mission and goals. Flint city government is focused on enabling the City of Flint to become an attractive place to live, work, play, study and visit. In order to do this city government must become and remain financially stable and provide residents, businesses, students and visitors with an adequate level of municipal services. The city must also have the capacity to encourage and guide others in achieving its vision and goals. Achievement of the city's vision will be measured by the progress that is being made towards specific goals and objectives.

Ordinance 3855, Section 2-106, Development and Update of Strategic Plan, requires the City Council adoption of an update to the Strategic Plan in preparation of the biennial budget. Completion of the Vision, Mission and Goals is the initial step in the annual process.

The Mayor and City Council, working with city administration and staff, have created the City of Flint FY2021-2024 Vision, Mission and Goals of the Strategic Plan, attached hereto and made a part thereof.

IT IS RESOLVED that the City of Flint FY2021-2024 Vision, Mission and Goals of the Strategic Plan are hereby approved as set forth in the attached document.

APPROVED AS TO FORM:



Angela Wheeler, City Attorney

FOR THE CITY:

Sheldon Neeley, Mayor

APPROVED BY THE FLINT CITY COUNCIL:

Kate Fields, City Council President

CITY OF FLINT STRATEGIC PLAN

2019-2023

Setting a Sustainable Course for the City of Flint

The Vision for the City Government of Flint

A well-managed, financially stable, and accountable government focused on creating and maintaining a vibrant and growing community which will attract and retain residents, businesses, students, and visitors and improve our quality of life

The Mission of the City Government

To assure that residents, businesses, students and visitors in the City of Flint receive municipal services in a customer friendly, financially responsible, and equitable manner in order to insure equality of opportunity for all persons

The Goals

In order to operate per our Mission and realize our Vision, residents, businesses, students and visitors can expect that the City of Flint will:

1. The City will operate in an open and financially sustainable manner, including improving citizen access, focusing on measurable results, improving the City's financial position and eliminating accumulated deficits
2. The City will provide a highly trained and professional staff of elected leaders, appointed officials and employees
3. The City will provide for a safe, secure, healthy and clean environment in which to live, work, learn and play
4. The City will provide access to dependable, quality and sustainable water and sewer
5. The City will provide access to an adequate and well maintained transportation network for all modes of travel serving motorized, non-motorized, and pedestrian needs
6. The City will foster cooperation among business, non-profit, higher education, foundation partners, and residents to create a climate that supports economic development with a focus on small business and entrepreneurs in order to build local wealth and enhance the tax base
7. The City will seek partnerships with Local, State and Federal governmental partners, and other private entities in order to maximize efficiencies and resources in meeting its Mission
8. The City will promote the equal protection of the law for each person in accordance with fundamental human rights

CITY OF FLINT STRATEGIC PLAN

2021-2024

Setting a Sustainable Course for the City of Flint

The Vision for the City Government of Flint

A well-managed, financially stable, and accountable government focused on creating and maintaining a vibrant and growing community which will attract and retain residents, businesses, students, and visitors and improve our quality of life

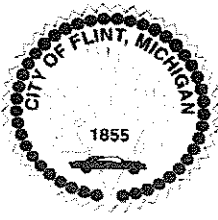
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5. The City will provide access to an adequate and well maintained transportation network for all modes of travel serving motorized, non-motorized, and pedestrian needs
6. The City will foster cooperation among business, non-profit, higher education, foundation partners, and residents to create a climate that supports economic development with a focus on small business and entrepreneurs in order to build local wealth and enhance the tax base
7. The City will seek partnerships with Local, State and Federal governmental partners, and other private entities in order to maximize efficiencies and resources in meeting its Mission
8. The City will promote the equal protection of the law for each person in accordance with fundamental human rights. **THE CITY WILL ADOPT POLICIES AND ORDINANCES TO INSURE SAME.**
9. **THE CITY WILL ENSURE OPTIMUM PRACTICES IN ORDER TO PROMOTE GOVERNMENT TRANSPARENCY.**
10. **THE CITY WILL IMPROVE SYSTEMS MANAGEMENT PROCESSES TO ENSURE BETTER EFFECTIVENESS OF RECORDS MANAGEMENT, STORAGE AND ACCESS TO CITY DOCUMENTS – TO INCLUDE IMPROVEMENTS TO CITY TECHNOLOGY AND THE WEB SITE.**



RESOLUTION NO.:

200468.1

PRESENTED:

DEC 14 2020

ADOPTED:

RESOLUTION RECOMMENDING THE VACATION a Public Alleyway of 1415 – 1419 N. Dort Highway, Flint, MI. (Parcels: 41-08-239-008, 41-08-239-009, 41-08-239-001, 41-08-239-002) including the entire 15-foot alleyway along the street address of 1415 to 1419 North Dort highway including the portion of the alleyway from there towards its terminus at Missouri Street.

BY THE CITY ADMINISTRATOR:

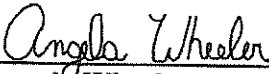
WHEREAS, Due notice has been given to all persons interested as to the time and place of a hearing in respect to the proposed action of this body to vacate the street, alley or public ground known as 1415 – 1419 N. Dort Highway, Flint, MI. (Parcels: 41-08-239-008, 41-08-239-009, 41-08-239-001, 41-08-239-002) including the entire 15-foot alleyway along the street address of 1415 to 1419 North Dort highway including the portion of the alleyway from there towards its terminus at Missouri Street.

WHEREAS, Pursuant to the requirements of section 42-25 of the Flint City Code, a public hearing has been held so that members of the Flint City Council could meet and hear objections to the proposed vacation and discontinuance of the above described street, alley or public ground.


IT IS RESOLVED, that 1415 – 1419 N. Dort Highway, Flint, MI. (Parcels: 41-08-239-008, 41-08-239-009, 41-08-239-001, 41-08-239-002) including the entire 15-foot alleyway along the street address of 1415 to 1419 North Dort highway including the portion of the alleyway from there towards its terminus at Missouri Street., is hereby vacated and discontinued forever as a public street, alley, or public ground, and the same is hereby placed on the assessments rolls for the purpose of taxation.

FURTHER RESOLVED, that the City Clerk shall, within thirty (30) days of this action, record a certified copy of this resolution with the Register of Deeds for Genesee County and forward a certified copy of said resolution to the State Treasurer.

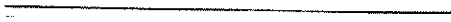
APPROVED AS TO FORM:


Angela Wheeler
Chief Legal Officer

ADMINISTRATION:


Clyde Edwards
City Administrator

CITY COUNCIL:


Kate Fields,
City Council President



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: 11/3/2020

BID/PROPOSAL#: N/A

AGENDA ITEM TITLE: RESOLUTION RECOMMENDING THE VACATION a Public Alleyway of 1415 – 1419 N. Dort Highway, Flint, MI. (Parcels: 41-08-239-008, 41-08-239-009, 41-08-239-001, 41-08-239-002) including the entire 15-foot alleyway along the street address of 1415 to 1419 North Dort highway including the portion of the alleyway from there towards its terminus at Missouri Street.

PREPARED BY: Suzanne Wilcox, Planning and Development, x 3001

VENDOR NAME: N/A

BACKGROUND/SUMMARY OF PROPOSED ACTION:

At its meeting on October 27, 2020 the Flint Planning Commission recommended to council the vacation of the alleyway as referenced above and submitted by the applicant.

The Applicant intends to construct a retail pharmacy location with Drive-through services; and contiguous parking lot for customers' use. To undertake the requisite construction, an existing structure must be demolished and excavation of soil is required before new construction can be commenced. There is an existing platted 15-foot alleyway (public) which must be vacated.

This alley vacation request has been reviewed by all applicable City of Flint departments including the City Engineer who reviewed for Water and Sewer, Fire Department, Building Department and Planning and Zoning staff.

FINANCIAL IMPLICATIONS: The property will be discontinued forever as a public street, alley, or public ground and become the ownership of the adjacent property owners'.

BUDGETED EXPENDITURE? YES ☐ NO ☒ IF NO, PLEASE EXPLAIN: No expenditures required

Dept.	Name of Account	Account Number	Grant Code	Amount
N/A	N/A	N/A	N/A	N/A
FY19/20 GRAND TOTAL				N/A

PRE-ENCUMBERED? YES ☐ NO ☒ REQUISITION NO:



CITY OF FLINT

ACCOUNTING APPROVAL: N/A Date: N/A

FINANCE APPROVAL: N/A Date: N/A

WILL YOUR DEPARTMENT NEED A CONTRACT? YES ☐ NO ☒

(If yes, please indicate how many years for the contract) YEARS

WHEN APPLICABLE, IF MORE THAN ONE (1) YEAR, PLEASE ESTIMATE TOTAL AMOUNT FOR EACH BUDGET YEAR: (This will depend on the term of the bid proposal)

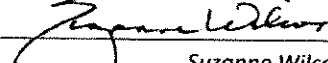
BUDGET YEAR 1

BUDGET YEAR 2

BUDGET YEAR 3

OTHER IMPLICATIONS (i.e., collective bargaining): There are no other implications

STAFF RECOMMENDATION: (PLEASE SELECT): ☒ APPROVED ☐ NOT APPROVED

DEPARTMENT HEAD SIGNATURE: 
Suzanne Wilcox, Director



PROPOSALS #21000556 & 21000566

CITY OF FLINT

RESOLUTION NO:

200506

PRESENTED:

DEC 14 2020

ADOPTED:

BY THE CITY ADMINISTRATOR:

**RESOLUTION TO TETRA TECH FOR PRIMARY CLARIFIER IMPROVEMENTS &
BATTERY B GRIT REMOVAL- ENGINEERING SERVICES**

The Finance Department - Division of Purchases & Supplies solicited proposals for qualified engineers for Primary Clarifier Improvements and Battery B Grit Removal - Engineering Services, as requested by the Department of Public Works/Water Pollution Control.

TETRA TECH, 1005 River Street, Suite 1, Port Huron, MI 48302, was selected from five (5) proposals as the best qualified firm for Proposal #21000556-Primary Clarifier Improvements and for Proposal #21000566 as the best qualified firm for Battery B Grit Removal from three (3) proposals for said requirements. These projects were combined as a cost savings in the amount of \$61,600.00. Staff Reviews are attached for detail.

Funding for said services will come from the following accounts for FY21 (07/01/20 – 06/30/21):

Name of Account	Account #	Grant #	Amount
State Revolving Fund	To be determined	n/a	\$1,362,600.00
	FY20/21 GRAND TOTAL		\$1,362,600.00

IT IS RESOLVED, that the proper city officials are to do all things necessary to enter into a contract with TETRA TECH for qualified engineers for best qualified firm for Proposal #21000556-Primary Clarifier Improvements and Proposal #21000566 as the best qualified firm for Battery B Grit Removal in the amount not to exceed for FY21 (07/01/20 – 06/30/21) \$1,362,600.00.


APPROVED AS TO FORM:


Angela Wheeler, Chief Legal Officer

APPROVED AS TO FINANCE:


Amanda Trujillo, Acting Chief Financial Officer

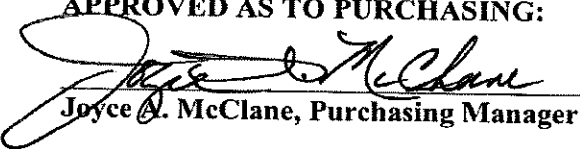
FOR THE CITY OF FLINT:


Clyde Edwards, City Administrator

APPROVED BY CITY COUNCIL:


Kate Fields, City Council President

APPROVED AS TO PURCHASING:


Joyce A. McClane, Purchasing Manager



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: 12/01/2020

BID/PROPOSAL# P-21000556 and P-21000566

AGENDA ITEM TITLE: WPC Primary Clarifier Improvements and
Battery B Grit Removal Improvements

PREPARED BY Jeanette Best
WPC Manager

VENDOR NAME: Tetra Tech

BACKGROUND/SUMMARY OF PROPOSED ACTION:

After careful consideration of all the proposals for the following two projects, it was determined that the best proposals for the Primary Clarifier Improvements and for Battery B Grit Improvements were from Tetra Tech. When we discussed the engineering services for each of the projects a suggestion was made that there could be some overlap in the services. By combining these two projects into a single project, Tetra Tech was able to offer significant engineering costs savings. This proposal was discussed with EGLE and the District Engineer agreed that combining these two related projects into one project was a good idea and was acceptable to the CWSRF program.

Therefore, I recommend that Tetra Tech, who was the best qualified engineering firm for these combined projects be awarded the contract for all engineering services for the projects as listed below.

Primary Clarifier Improvements

The WPCF has 10 primary clarifiers which receive flow after grit removal. The equipment in the primary clarifiers was installed in the early seventies and has exceeded its expected useful life. The structural integrity of the tanks and catwalks is showing signs of deterioration. The equipment and structural rehabilitation of the clarifiers is needed to ensure continued, reliable sludge collection and removal to provide effective clarification of the influent flow. Replacement of the following equipment for each primary clarifier tank is needed to rehabilitate each of the tanks:

- (4) 18"x18" sluice gates
- (4) Electric valve actuators for the sluice gates
- (1) 3-way collector drive
- (2) longitudinal collectors
- (1) cross collector
- Sprockets, chains, wear strips, hardware



CITY OF FLINT

WILL YOUR DEPARTMENT NEED A CONTRACT? YES ☒ NO ☐
(If yes, please indicate how many years for the contract) 2 YEARS

WHEN APPLICABLE, IF MORE THAN ONE (1) YEAR, PLEASE ESTIMATE TOTAL AMOUNT FOR EACH BUDGET YEAR: (This will depend on the term of the bid proposal)

BUDGET YEAR 1 \$760,600.00

BUDGET YEAR 2 \$602,000.00

BUDGET YEAR 3

OTHER IMPLICATIONS (i.e., collective bargaining): None.

STAFF RECOMMENDATION: (PLEASE SELECT): ☒ **APPROVED** ☐ **NOT APPROVED**

DEPARTMENT HEAD SIGNATURE:

Jeanette H. Best
(Jeanette Best, WPC Manager)



TETRA TECH

November 30, 2020

Ms. Jeanette Best
Water Pollution Control Manager
City of Flint
G-4652 Beecher Road
Flint, Michigan 48532

**RE: Proposal for Construction Phase Services
Flint WPCF – Battery B Grit Removal/Primary Clarifier Improvements Projects
Proposal No. 21000566 and Proposal No. 21000556**


Dear Ms. Best:


Tetra Tech is pleased to present this combined total price for the services as shown on the attached Total Price sheet in order to complete the Battery B Grit Removal and Primary Clarifier Improvement projects in the City of Flint, Michigan. This combined price is based on our understanding that the City is combining the two contracts that will be awarded to Tetra Tech for cost savings. Our combined pricing includes the following cost savings:

1. The total hours for the combined projects has been reduced by 416 hours.
2. The Resident Project Representative hours during the construction phase have been reduced from 2,500 hours to 2,200 hours.
3. Meetings have been reduced by 116 hours (combined pre-bid, preconstruction and progress meetings).
4. Total cost savings by combining the two projects is \$61,600.

Thank you for the opportunity to work with you on this project. If you have any questions, please contact our office.

Sincerely,


Pete Daukss, P.E.
Project Manager


John Y. Barber, P.E.
Client Representative

o:\management\ann arbor\marketing-ann arbor\proposals fy 2021\marketing pursuits\flint_mi_batterybgritremoval\3
proposal\pricing\pricing letter_battery b grit removal and primary clarifier improvements.docx

Tetra Tech, Inc.
1000 River Road, Suite 1000, Ann Arbor, MI 48106-1000
Tel: 734.963.4300 Fax: 734.963.4301

Total Price

CITY OF FLINT

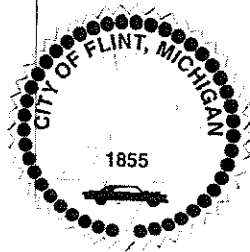
Battery B Grit Removal Improvements | Proposal No. 21000566 Primary Clarifier Improvements | Proposal No. 21000556

PRICE PROPOSAL

TASK	FEE
Task 1 - Preliminary Design – Basis of Design	\$172,400
Task 2 - Design (Construction Plans & Specifications)	\$588,200
Task 3 – Bidding	\$41,500
Task 4 - Construction Services	\$560,500
TOTAL	\$1,362,600

Battery B Grit Removal/Primary Clarifier Improvements Assumptions

- ◆ Geotechnical investigations and site surveys are not required.
- ◆ AutoCAD construction drawing backgrounds will utilize existing drawing images.
- ◆ A complete inventory and condition assessment has been completed and additional field effort will not be required to determine the extent of valve, air piping and other equipment replacements.
- ◆ HVAC modifications to the Battery B Building will not be required.
- ◆ Site work, other than possibly minor excavation adjacent to structures, tanks or channels, is not part of this project.
- ◆ Architectural design and construction documents are not required.
- ◆ Our construction services budget is based on having a resident project representative available only during active construction and we believe this would best serve the City's needs during portions of the project. We have assumed 2,200 hours for budget purposes.



**SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Battery B Grit Removal Improvements – Engineering Services
PROPOSAL #21000566**

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

**Bidder #1: Donohue & Associates, Inc. 3949 Sparks Drive SE, Suite 105
Grand Rapids, MI 49546**

**Bidder #2: Hubbell, Roth & Clark, Inc. (HRC), 555 Hulet Drive
Bloomfield Hills, MI 48302-0360**

**Bidder #3: Tetra Tech of Michigan, PC, 710 Avis Drive, Suite 100
Ann Arbor, MI 48108**



SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Battery B Grit Removal Improvements – Engineering Services
PROPOSAL #21000566

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

Tetra Tech of Michigan, PC, 710 Avis Drive, Suite 100, Ann Arbor, MI 48108

PRICE PROPOSAL	
TASK	Fee
Task 1 – Preliminary Design – Basis of Design	\$90,200
Task 2 – Design (Construction Plans & Specifications)	\$356,300
Task 3 – Bidding	\$21,000
Task 4 – Construction Services	\$330,800
TOTAL	\$798,300



**SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Primary Clarifier Improvements
PROPOSAL #21000556**

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

**Bidder #1: Donohue & Associates, Inc. 3949 Sparks Drive SE, Suite 105
Grand Rapids, MI 49546**

**Bidder #2: Fishbeck, 5913 Executive Drive, Suite 100
Lansing, MI 48911**

**Bidder #3: Jones & Henry Engineers, Ltd., 4791 Campus Drive
Kalamazoo, MI 49008**

**Bidder #4: Tetra Tech of Michigan, PC, 710 Avis Drive, Suite 100
Ann Arbor, MI 48108**

**Bidder #5: Wade Trim, Inc., 555 S. Saginaw Street, Suite 201
Flint, MI 48502**



SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Primary Clarifier Improvements
PROPOSAL #21000556

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

Tetra Tech of Michigan, PC, 710 Avis Drive, Suite 100, Ann Arbor, MI 48108

PRICE PROPOSAL	
TASK	Fee
Task 1 – Preliminary Design – Basis of Design	\$83,000
Task 2 – Design (Construction Plans & Specifications)	\$228,000
Task 3 – Bidding	\$24,000
Task 4 – Construction Services	\$290,900
TOTAL	\$625,900



PROPOSAL #21000560

CITY OF FLINT

RESOLUTION NO: 200507

PRESENTED: DEC 14 2020

ADOPTED: _____

BY THE CITY ADMINISTRATOR:

**RESOLUTION TO HUBBELL, ROTH & CLARK, INC FOR SECONDARY CLARIFIER
IMPROVEMENTS – ENGINEERING SERVICES**

The Finance Department - Division of Purchases & Supplies solicited proposals for qualified engineers for Secondary Clarifier Improvements-Engineering Services, as requested by the Department of Public Works/Water Pollution Control.

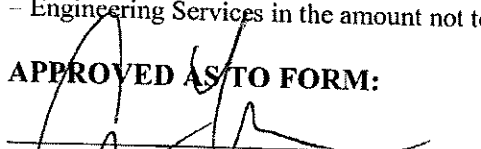
Hubbell, Roth & Clark, Inc, 555 Hulet Drive, Bloomfield Hills, MI 48302, was selected from five (5) proposals for said requirements as the best qualified firm.
Staff Review is attached for details.

Funding for said services will come from the following accounts for FY21 (07/01/20 – 06/30/21):

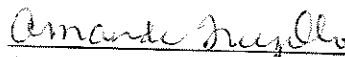
Name of Account	Account #	Grant #	Amount
State Revolving Fund	To be determined	n/a	\$436,000.00
	FY20/21 GRAND TOTAL		\$436,000.00

IT IS RESOLVED, that the proper city officials are to do all things necessary to enter into a contract with Hubbell, Roth & Clark, Inc. for qualified engineers for Secondary Clarifier Improvements – Engineering Services in the amount not to exceed for FY21 (07/01/20 – 06/30/21) \$436,000.00.


APPROVED AS TO FORM:


Angela Wheeler, Chief Legal Officer


APPROVED AS TO FINANCE:


Amanda Trujillo, Acting Chief Financial Officer

FOR THE CITY OF FLINT:

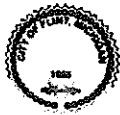

Clyde Edwards, City Administrator

APPROVED BY CITY COUNCIL:


Kate Fields, City Council President

APPROVED AS TO PURCHASING:


Joyce A. McClane, Purchasing Manager



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: 12/01/2020

BID/PROPOSAL# P-21000560

AGENDA ITEM TITLE: WPC Secondary Clarifier Improvements

PREPARED BY Jeanette Best
WPC Manager

VENDOR NAME: Hubbell, Roth & Clark, Inc. (HRC)

BACKGROUND/SUMMARY OF PROPOSED ACTION:

The WPCF has 8 secondary clarifiers. They are divided into two trains, Battery A and Battery B. They receive the activated sludge from the aeration tanks to allow the biologically treated water to settle. Effluent is discharged from the secondary clarifiers through a single sided, fingered weir system. The clarifiers have metal sludge skirts and effluent troughs, but the influent trough is concrete in Battery B tanks and metal in Battery A tanks. Scum removal is accomplished by a scum skimming arm, scum baffle, and scum collection hopper. The influent and effluent troughs and weirs are failing. There are holes in several areas of the trough systems. The finger weir configuration promotes algae growth due to the low weir overflow rates. This has occurred as average flows have decreased over time.

Secondary clarifier solutions are needed to address several of the current deficiencies in their operation:

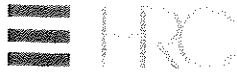
1. Influent/effluent troughs are in poor condition often causing "short circuiting" of the clarifier and uneven distribution of the influent to the tank.
2. Algae buildup in the effluent weirs can severely restrict flow causing throughput issues during high flow conditions.
3. Sludge buildup in the influent troughs can restrict flow causing throughput issues during high flow conditions.
4. There are minor structural issues with several of the tanks.

I recommend that the best qualified engineering firm be awarded the contract for all engineering services for this Secondary Clarifier Improvement project in the amount of \$436,000.00.

Please issue a contract for the budgeted amount of \$436,000.00.

FINANCIAL IMPLICATIONS: None

BUDGETED EXPENDITURE? YES ☒ NO ☐ IF NO, PLEASE EXPLAIN:



HUBBELL, ROTH & CLARK, INC.
CONSULTING ENGINEERS SINCE 1915

MAILING ADDRESS
HUBBELL, ROTH & CLARK, INC.
SHOPPING CENTER
1101 S SAGINAW STREET
FLINT, MI 48502
PHONE 313 431 1400
WEBSITE www.hrc.com

November 24, 2020

City of Flint
Department of Purchases and Supplies
1101 S Saginaw Street, Room 203
Flint, MI 48502

Attn: Ms. Joyce McClane, Purchasing Manager

Re: Secondary Clarifier Improvements – Engineering Services
Proposal No. 210000560

HRC Job No. 20200783

Dear Ms. McClane:

Based on our discussion regarding the final scope and budget for the referenced project, our proposed fees by phase of work is as follows.

Not that we have included the additional computational fluid dynamics (CFD) analysis as an additional task in this price.

<u>Phase</u>	<u>Cost</u>
Design:	\$165,000.00
Bidding:	\$ 16,000.00
Construction:	<u>\$255,000.00</u>
Total Fee:	\$436,000.00

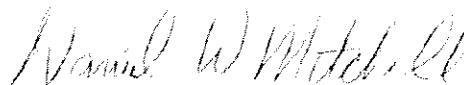
Should you have any questions, please do not hesitate to contact us.

Very truly yours,

HUBBELL, ROTH & CLARK, INC.



Trevor Wagenmaker, PE
Senior Associate



Daniel Mitchell, PE
President

Cc: Ms. Jeanette Best, WPCF

Hubbell, Roth & Clark, Inc.
1101 S Saginaw Street
Flint, MI 48502
313.431.1400

Branch
1101 S Saginaw Street
Flint, MI 48502
313.431.1400

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1101 S Saginaw Street
Flint, MI 48502
313.431.1400



Sheldon A. Neeley

City of Flint

Department of Finance

Division of Purchases & Supplies

November 2, 2020

TO: Jeanette Best
Krystal Wallace
John Florshinger
(WPC)

FROM: Joyce A. McClane
Purchasing Manager

SUBJECT: SEALED BIDS

Attached are five (5) bids that were received for **PROPOSAL #21000560 – SECONDARY CLARIFIER IMPROVEMENTS**. Enclosed are copies for your file. **Bid Due Date: 11/2/20. Enclosed is a spreadsheet.**

Your staff review and recommendation form is needed as soon as possible. Please use the new fillable form. This form is to be used for your staff review.

A staff review must be completed for ALL **Bids/Proposals**. Please let me know if you need a copy of the fillable form.

Please note: If your project is being funded by any grants issued by the federal government, you must go to:
<https://www.dol.gov/ofccp/regs/compliance/preaward/debarlist.htm> to ensure that the selected vendor has not been debarred.

PLEASE NOTE:

Results may be viewed next business day online **EXCEPT** when a bid is under review. The bidders/public will only see the names of the bidders that submitted a bid, not their cost. This will protect the bidders cost in case there is a re-bid.



Sheldon A. Neeley

City of Flint

Department of Finance

Division of Purchases & Supplies

Today's Date:

Please complete the following form if you decide to rebid:

Proposal #

DETAILED REASON FOR WANTING TO REBID:

Authorized Signature and Title:

Date Signed

.....
PURCHASING USE ONLY



SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Secondary Clarifier Improvements
PROPOSAL #21000560

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

Bidder #1: Donohue & Associates, Inc. 3949 Sparks Drive SE, Suite 105
Grand Rapids, MI 49546

Bidder #2: Fishbeck, 5913 Executive Drive, Suite 100
Lansing, MI 48911

Bidder #3: Hubbell, Roth & Clark, Inc. (HRC), 555 Hulet Drive
Bloomfield Hills, MI 48302-0360

Bidder #4: Jones & Henry Engineers, Ltd., 4791 Campus Drive
Kalamazoo, MI 49008

Bidder #5: Tetra Tech of Michigan, PC, 710 Avis Drive, Suite 100
Ann Arbor, MI 48108

We are holding pricing until further notice.

A SPECIAL NOTE FROM THE PURCHASING DIVISION
Bid results posted are before evaluation team review and award recommendation.



**SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Secondary Clarifier Improvements
PROPOSAL #21000560**

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

**Bidder #1: Donohue & Associates, Inc. 3949 Sparks Drive SE, Suite 105
Grand Rapids, MI 49546**

**Bidder #2: Fishbeck, 5913 Executive Drive, Suite 100
Lansing, MI 48911**

**Bidder #3: Hubbell, Roth & Clark, Inc. (HRC), 555 Hulet Drive
Bloomfield Hills, MI 48302-0360**

**Bidder #4: Jones & Henry Engineers, Ltd., 4791 Campus Drive
Kalamazoo, MI 49008**

**Bidder #5: Tetra Tech of Michigan, PC, 710 Avis Drive, Suite 100
Ann Arbor, MI 48108**



SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Secondary Clarifier Improvements
PROPOSAL #21000560

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

CONSULTANT FEE

Hubbell, Roth & Clark, Inc. (HRC), 555 Hulet Drive, Bloomfield Hills, MI 48302-0360

<i>TASK</i>	<i>HOURS</i>	<i>COST</i>
Design	1,072	\$ 140,000.00
Bidding	112	\$ 16,000.00
Construction	1,932	\$ 255,000.00
Total	3,116	\$ 411,000.00



PROPOSAL #21000549

CITY OF FLINT

RESOLUTION NO:

200508

PRESENTED:

DEC 14 2020

ADOPTED:

BY THE CITY ADMINISTRATOR:

RESOLUTION TO WADE TRIM FOR THIRD AVENUE PUMPING STATION IMPROVEMENTS

The Finance Department - Division of Purchases & Supplies solicited proposals for qualified engineers for Third Avenue Pumping Station Improvements, as requested by the Department of Public Works/Water Pollution Control.

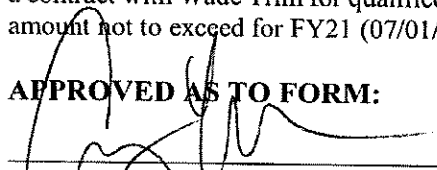
Wade Trim, 555 S. Saginaw Street, Suite 201, Flint, MI 48502, was selected from five (5) proposals for said requirements as the best qualified firm. Staff Review is attached for details.

Funding for said services will come from the following accounts for FY21 (07/01/20 – 06/30/21):

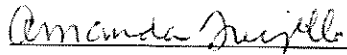
Name of Account	Account #	Grant #	Amount
State Revolving Fund	To be determined	n/a	\$965,000.00
	FY20/21 GRAND TOTAL		\$965,000.00

IT IS RESOLVED, that the proper city officials are to do all things necessary to enter into a contract with Wade Trim for qualified engineers for Third Avenue Pumping Station Improvements in the amount not to exceed for FY21 (07/01/20 – 06/30/21) \$965,000.00.

APPROVED AS TO FORM:


Angela Wheeler, Chief Legal Officer


APPROVED AS TO FINANCE:


Amanda Trujillo, Acting Chief Financial Officer

FOR THE CITY OF FLINT:


Clyde Edwards, City Administrator

APPROVED BY CITY COUNCIL:


Kate Fields, City Council President

APPROVED AS TO PURCHASING:


Joyce A. McClane, Purchasing Manager



**SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Third Avenue Pumping Station Improvements – Engineering Services
PROPOSAL #21000549**

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

**Bidder #1: DLZ Michigan, Inc., (DLZ), 1425 Keystone Avenue
Lansing, MI 48911**

**Bidder #2: Donohue & Associates, Inc. 3949 Sparks Drive SE, Suite 105
Grand Rapids, MI 49546**

**Bidder #3: Fishbeck, 5913 Executive Drive, Suite 100
Lansing, MI 48911**

**Bidder #4: Tetra Tech of Michigan, PC, 710 Avis Drive, Suite 100
Ann Arbor, MI 48108**

**Bidder #4: Wade Trim, Inc., 555 S. Saginaw Street, Suite 201
Flint, MI 48502**



SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Third Avenue Pumping Station Improvements – Engineering Services
PROPOSAL #21000549

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

PRICE PROPOSAL

Wade Trim, Inc., 555 S. Saginaw Street, Suite 201, Flint, MI 48502

Estimated Hours and Fee for Each Task		
Project Phase	Estimated Hours	Fee
Design Services	2,600	\$425,000
Permitting Preparation and Support	45	\$ 10,000
Bidding Assistance	155	\$ 30,000
Construction Administration and Observation	2,775	\$500,000
Total	5,575	\$965,000



Wade Trim, Inc.
555 S. Saginaw Street, Suite 200 • Flint, MI 48502
810.235.2555 • www.wadetrim.com

November 24, 2020

City of Flint
Water Pollution Control Facility
G-4652 Beecher Road
Flint, MI 48532

Attention: Ms. Jeanette Best, WPC Manager

Re: Proposal No. 21000549
Third Avenue Pumping Station Improvements

Dear Jeanette:

The City of Flint has requested the services of qualified engineering consulting firms to assist with rehabilitation of the Third Avenue Pumping Station including architectural improvements to the buildings, rehabilitation or replacement of isolation valves, and replacement of an existing wet weather pump with a smaller, dry weather pump. It is our understanding that after reviewing the various qualification packages submitted, the City has selected the Wade Trim Team of Wade Trim (WT) and Hubbell, Roth & Clark (HRC).

Based on the scope of services and schedule outlined in our qualifications package and the negotiations we participated in with you and Joyce McClane, our fee for the work is \$965,000, which includes professional services for design services, permitting preparation and support, bidding assistance, contract administration and construction observation.

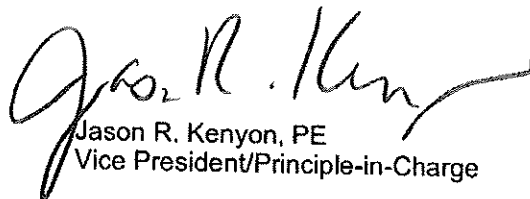
If you have any further questions or concerns, please do not hesitate to reach out to myself or Jason Kenyon. We look forward to working with you and anticipate getting started on this project very soon.

Very truly yours,

Wade Trim, Inc.


John J. Arvai, PE
Project Manager

JJA:JRK:efa
AAA1000.20
20201124_Best-Ltr.docx


Jason R. Kenyon, PE
Vice President/Principle-in-Charge



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: 11/30/2020

BID/PROPOSAL# P-21000549

AGENDA ITEM TITLE: WPC Third Avenue Pumping Station Improvements

PREPARED BY Jeanette Best
WPC Manager

VENDOR NAME: Wade Trim, Inc.

BACKGROUND/SUMMARY OF PROPOSED ACTION:

The Flint Water Pollution Control Facility now only receives a fraction of its original designed flow. This results in oversizing of the Third Avenue Pumping Station. The pump station was updated in 1974 with four pumps that each pump 25,000 gallons per day or 36 million gallons per day. The pumps cannot be run slow enough to pump the low flows on a normal day which is 5-10 million gallons per day. This project will replace one of the big pumps with a smaller pump capable of pumping the dry weather flows while leaving three of the large pumps to handle wet weather flows when needed. In addition, the valves and gates designed to isolate the 72-inch and the 50-inch force mains are inoperable which further restricts the plant from operating the system at the recommended capacity. There are also isolation valves between the pumps that are inoperable. Ultimately without this critical project WPC will no longer be able to effectively pump the sewage to the WPCF leading to permit violations, overflows, and increased costs.

Other building issues will be addressed including repair and/or replacement of the roofs, downspouts, windows, and masonry mortar.

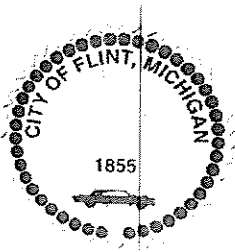
Cost savings will result from right sizing the pumping station and is a significant part of this project.

I recommend that the best qualified engineering firm be awarded the contract for all engineering services in the amount of \$965,000 for The Third Avenue Pumping Station Improvements.

Please issue a contract for the budgeted amount of \$965,000.00.

FINANCIAL IMPLICATIONS: None

BUDGETED EXPENDITURE? YES ☒ NO ☐ IF NO, PLEASE EXPLAIN:



Sheldon A. Neeley

City of Flint

Department of Finance

Division of Purchases & Supplies

November 2, 2020

TO: Jeanette Best
Krystal Wallace
John Florshinger
(WPC)

FROM: Joyce A. McClane 
Purchasing Manager

SUBJECT: SEALED BIDS

Attached are five (5) bids that were received for **PROPOSAL #21000549 – THIRD AVENUE PUMPING STATION IMPROVEMENTS – ENGINEERING SERVICES**. Enclosed are copies for your file. **Bid Due Date: 11/2/20. Enclosed is a spreadsheet.**

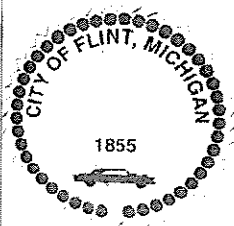
Your staff review and recommendation form is needed as soon as possible. Please use the new fillable form. This form is to be used for your staff review.

A staff review must be completed for **ALL Bids/Proposals**. Please let me know if you need a copy of the fillable form.

Please note: If your project is being funded by any grants issued by the federal government, you must go to:
<https://www.dol.gov/ofccp/regs/compliance/preaward/debarlist.htm> to ensure that the selected vendor has not been debarred.

PLEASE NOTE:

Results may be viewed next business day online **EXCEPT** when a bid is under review. The bidders/public will only see the names of the bidders that submitted a bid, not their cost. This will protect the bidders cost in case there is a re-bid.



Sheldon A. Neeley

City of Flint

Department of Finance

Division of Purchases & Supplies

Today's Date:

Please complete the following form if you decide to rebid:

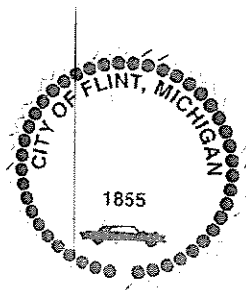
Proposal #

DETAILED REASON FOR WANTING TO REBID:

Authorized Signature and Title:

Date Signed

.....
PURCHASING USE ONLY



**SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Third Avenue Pumping Station Improvements – Engineering Services
PROPOSAL #21000549**

**Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21**

Bidder #1: DLZ Michigan, Inc., (DLZ), 4494 Elizabeth Lake Rd.
Waterford Township, MI 48328

Bidder #2: Donohue & Associates, Inc. 3949 Sparks Drive SE, Suite 105
Grand Rapids, MI 49546

Bidder #3: Fishbeck, 5913 Executive Drive, Suite 100
Lansing, MI 48911

Bidder #4: Tetra Tech of Michigan, PC, 710 Avis Drive, Suite 100
Ann Arbor, MI 48108

Bidder #5: Wade Trim, Inc., 555 S. Saginaw Street, Suite 201
Flint, MI 48502

We are holding pricing until further notice.

A SPECIAL NOTE FROM THE PURCHASING DIVISION
Bid results posted are before evaluation team review and award recommendation.



Wade Trim, Inc.
555 S. Saginaw Street, Suite 201 • Flint, MI 48502
810.235.2555 • www.wadetrim.com

November 24, 2020

City of Flint
Water Pollution Control Facility
G-4652 Beecher Road
Flint, MI 48532

Attention: Ms. Jeanette Best, WPC Manager

Re: Proposal No. 21000549
Third Avenue Pumping Station Improvements

Dear Jeanette:

The City of Flint has requested the services of qualified engineering consulting firms to assist with rehabilitation of the Third Avenue Pumping Station including architectural improvements to the buildings, rehabilitation or replacement of isolation valves, and replacement of an existing wet weather pump with a smaller, dry weather pump. It is our understanding that after reviewing the various qualification packages submitted, the City has selected the Wade Trim Team of Wade Trim (WT) and Hubbell, Roth & Clark (HRC).

Based on the scope of services and schedule outlined in our qualifications package and the negotiations we participated in with you and Joyce McClane, our fee for the work is \$965,000, which includes professional services for design services, permitting preparation and support, bidding assistance, contract administration and construction observation.

If you have any further questions or concerns, please do not hesitate to reach out to myself or Jason Kenyon. We look forward to working with you and anticipate getting started on this project very soon.

Very truly yours,

Wade Trim, Inc.

A handwritten signature in black ink, appearing to read 'John J. Aryai'.

John J. Aryai, PE
Project Manager

JJA:JRK:efa
AAA1000.20
20201124_Best-Ltr.docx

A handwritten signature in black ink, appearing to read 'Jason R. Kenyon'.

Jason R. Kenyon, PE
Vice President/Principle-in-Charge



PROPOSAL #21000571

CITY OF FLINT

RESOLUTION NO:

200509

PRESENTED:

DEC 14 2020

ADOPTED:

BY THE CITY ADMINISTRATOR:

**RESOLUTION TO ENVIRONMENTAL TESTING & CONSULTATION FOR
LEAD INSPECTION/RISK ASSESSMENT FOR HUD LEAD BASED PAINT
HAZARD CONTROL PROGRAM**

The Finance Department-Division of Purchases & Supplies solicited proposals for Lead Inspection/Risk Assessment for HUD Lead Based Paint Hazard Control Program, as requested by the Mayor's Office/Chief Resilience Officer.

Environmental Testing & Consultation, 38900 W. Huron River Drive, Romulus, MI 48174 was the responsive bidder from seven (7) solicitations for said requirements.

Funding for said services will come from the following accounts for FY21 (07/01/20 – 06/30/21):

Name of Account	Account #	Grant #	Amount
Professional Services	296-171.530.801.000	FHUD-LBPHC18	\$106,800.00
	FY20/21 GRAND TOTAL		\$106,800.00

IT IS RESOLVED, that the proper city officials are to do all things necessary to enter into a contract with Environmental Testing & Consultation, for Lead Inspection/Risk Assessment for HUD Lead Based Paint Hazard Control Program in the amount not to exceed for FY21 (07/01/20 – 06/30/21) \$106,800.00.

APPROVED AS TO FORM:


Angela Wheeler, Chief Legal Officer

APPROVED AS TO FINANCE:


Amanda Trujillo, Acting Chief Financial Officer

FOR THE CITY OF FLINT:


Clyde Edwards, City Administrator

APPROVED BY CITY COUNCIL:


Kate Fields, City Council President

APPROVED AS TO PURCHASING:


Joyce A. McClane, Purchasing Manager



CITY OF FLINT

STAFF REVIEW FORM

TODAY'S DATE: 12/01/2020

BID/PROPOSAL# 21000571

AGENDA ITEM TITLE: Lead Inspection/Risk Assessment for HUD Lead Based Paint Hazard Control Program

PREPARED BY

Lottie Ferguson, Mayor's Office

VENDOR NAME: Environmental Testing & Consultation, 38900 W. Huron River Drive, Romulus, MI 48174

BACKGROUND/SUMMARY OF PROPOSED ACTION:

In December 2018, the United States Department of Housing and Urban Development awarded the City of Flint grant number: MILHB0683-18 for \$2,299,437. The funding is allocated as follows: \$1,999,437 in Lead Based Paid Hazard Reduction grant program funding and \$300,000 in Healthy Homes Supplemental funding (Performance period May 1, 2019 – October 30, 2022). The primary strategy of the Lead Based Paid Hazard Control Program focuses on elimination of lead hazards in 70 eligible housing units. Environmental Testing and Consulting is being recommended to perform Lead Based Paint, Lead Inspection/Risk Assessments, Healthy Homes Assessments, provide the scope of lead abatement or encapsulation work and complete final clearances following the repairs to housing units.

FINANCIAL IMPLICATIONS: \$106,800.00

BUDGETED EXPENDITURE? YES X NO IF NO, PLEASE EXPLAIN:

mmp

Dept.	Name of Account	Account Number	Grant Code	Amount
Public Health LBPHC	Professional Services FHUD-LBPHC18	296-171.530.801.000		\$106,800.00

[illegible]

PRE-ENCUMBERED? YES NO REQUISITION NO:

ACCOUNTING APPROVAL: _____ Date: _____

WILL YOUR DEPARTMENT NEED A CONTRACT? YES X NO

(If yes, please indicate how many years for the contract) 3 YEARS

WHEN APPLICABLE, IF MORE THAN ONE (1) YEAR, PLEASE ESTIMATE TOTAL AMOUNT FOR EACH BUDGET YEAR: (This will depend on the term of the bid proposal)

BUDGET YEAR 1	\$26,700
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BUDGET YEAR 2	\$40,500
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BUDGET YEAR 3	\$40,500
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OTHER IMPLICATIONS (i.e., collective bargaining): not applicable

STAFF RECOMMENDATION: (PLEASE SELECT): **APPROVED** **NOT APPROVED**

DEPARTMENT HEAD SIGNATURE: Lottie L. Ferguson, Chief Resilience Officer

(PLEASE TYPE NAME, TITLE)

DEPARTMENT HEAD MUST SIGN



**SEALED PROPOSALS RECEIVED IN THE DIVISION OF PURCHASES & SUPPLIES
For Michigan Licensed Lead-Based Paint Lead Inspectors/Risk Assessors
PROPOSAL #21000571**

Approximate Annual Quantities – Not Guaranteed
Furnish as requested for the period 7/1/20 – 6/30/21

A. Price Proposal & Budget

Bidder #1: ABF Environmental LLC

28200 Orchard Lake Road, Suite 101, Farmington Hills, MI 48334

Environmental Investigation Without Water Testing	Pricing
Single Family Homes including Common Areas	\$1150
All other units including Common Areas	\$700/unit

Environmental Investigation With Water Testing	Pricing
Single Family Homes including Common Areas	\$1200
All other units including Common Areas	\$750/unit

Addition Environmental Investigation Based on initial results of the subject unit and common areas previously tested	Pricing
Single Family Homes including Common Areas	\$1150

Risk Assessment	Pricing
Single Family Homes including Common Areas	\$800
All other units including Common Areas	\$600/unit

Date of Cancellation	Percentage of Full Cost to be Invoiced	EXAMPLE
On or before the 10th calendar day of the scheduled date	No Charge	No Charge
Between the 9th and 6th calendar day of the scheduled date	No Charge	25% of cost
Between the 5th and 2nd calendar day of the scheduled date	50% of cost	50% of cost
One calendar day before the scheduled date	75% of cost	75% of cost
On the scheduled date	100% of cost	100% of cost



Bidder #2: ATC Group Services LLC – An Atlas Company
46555 Humboldt Drive, Suite 100, Novi, MI 48377

Environmental Investigation Without Water Testing	Pricing
Single Family Homes including Common Areas	\$ 975.00
All other units including Common Areas	\$1235.00

Environmental Investigation With Water Testing	Pricing
Single Family Homes including Common Areas	\$1375.00
All other units including Common Areas	\$1635.00

Addition Environmental Investigation Based on initial results of the subject unit and common areas previously tested	Pricing
Single Family Homes including Common Areas	\$975.00

Risk Assessment	Pricing
Single Family Homes including Common Areas	\$605.00
All other units including Common Areas	\$905.00

Date of Cancellation	Percentage of Full Cost to be Invoiced	EXAMPLE
On or before the 10th calendar day of the scheduled date	No Charge	No Charge
Between the 9th and 6th calendar day of the scheduled date	No Charge	25% of cost
Between the 5th and 2nd calendar day of the scheduled date	25%	50% of cost
One calendar day before the scheduled date	50%	75% of cost
On the scheduled date	100%	100% of cost



Bidder #3: Environmental Testing & Consulting (etc)

38900 W. Huron River Drive, Romulus, MI 48174

Environmental Investigation Without Water Testing	Pricing
Single Family Homes including Common Areas	\$1025
All other units including Common Areas	\$ 950

Environmental Investigation With Water Testing	Pricing
Single Family Homes including Common Areas	\$1560
All other units including Common Areas	\$1460

Addition Environmental Investigation Based on initial results of the subject unit and common areas previously tested	Pricing
Single Family Homes including Common Areas	\$600

Risk Assessment	Pricing
Single Family Homes including Common Areas	\$310
All other units including Common Areas	\$310

Date of Cancellation	Percentage of Full Cost to be Invoiced	EXAMPLE
On or before the 10th calendar day of the scheduled date	N/A	No Charge
Between the 9th and 6th calendar day of the scheduled date	N/A	25% of cost
Between the 5th and 2nd calendar day of the scheduled date	N/A	50% of cost
One calendar day before the scheduled date	10%	75% of cost
On the scheduled date	40%	100% of cost



Bidder #4: Intertek - PSI

37483 Interchange Drive, Farmington Hills, MI 48335

Environmental Investigation Without Water Testing	Pricing
Single Family Homes including Common Areas	\$650 per dwelling including common areas
All other units including Common Areas	\$600 per unit including common areas

Environmental Investigation With Water Testing	Pricing
Single Family Homes including Common Areas	\$650 per dwelling including common areas
All other units including Common Areas	\$600 per unit including common areas

Addition Environmental Investigation Based on initial results of the subject unit and common areas previously tested	Pricing
Single Family Homes including Common Areas	\$350 per dwelling including common areas

Risk Assessment	Pricing
Single Family Homes including Common Areas	\$650 per dwelling including common areas
All other units including Common Areas	\$600 per unit including common areas

Date of Cancellation	Percentage of Full Cost to be Invoiced	EXAMPLE
On or before the 10th calendar day of the scheduled date	No Charge	No Charge
Between the 9th and 6th calendar day of the scheduled date	No Charge	25% of cost
Between the 5th and 2nd calendar day of the scheduled date	No Charge	50% of cost
One calendar day before the scheduled date	25% of Cost	75% of cost
On the scheduled date	50% of Cost	100% of cost



Bidder #5: K & J Environmental Solutions, LLC
11306 Rose Rd., Emmett, MI 48022

Environmental Investigation Without Water Testing	Pricing \$475.00 per single unit
Single Family Homes including Common Areas	
All other units including Common Areas	
*Duplex-\$700.00 total. Tri-plex-\$925.00 total. Quadplex \$1150.00	

Environmental Investigation With Water Testing	Pricing \$575.00 per single unit
Single Family Homes including Common Areas	
All other units including Common Areas	
*Duplex-\$825.00 total. Tri-plex-\$1,125.00 total. Quadplex \$1,425.00 total.	

Addition Environmental Investigation Based on initial results of the subject unit and common areas previously tested: Based on a lead Clearance with no water testing	Pricing \$325.00 per single unit
Single Family Homes including Common Areas	
*Duplex-\$450.00 total. Tri-plex-\$575.00 total. Quadplex \$700.00 total.	

Risk Assessment Based on no water testing	Pricing \$350.00 per single unit
Single Family Homes including Common Areas	
All other units including Common Areas	
*Duplex-\$550.00 total. Tri-plex-\$750.00 total. Quadplex \$950.00 total.	

Date of Cancellation	Percentage of Full Cost to be Invoiced	EXAMPLE
On or before the 10th calendar day of the scheduled date		No Charge
Between the 9th and 6th calendar day of the scheduled date		No Charge
Between the 5th and 2nd calendar day of the scheduled date		No Charge
One calendar day before the scheduled date		No Charge
On the scheduled date		25 % Per Unit



Bidder #6: The Mannik & Smith Group, Inc.
2365 Haggerty Road South, Canton, MI 48188

Price Proposal

The price offered below is for the duration of the contract and will not be altered.

SERVICE	COST
Lead Inspection/Risk Assessment (LI/RA) base price A single family home LIRA includes an inspection with up to 14 dust wipe samples, 4 soil samples, per inspection. LIRA Report is included. Cost includes travel and mileage.	\$750
Lead Inspection/Risk Assessment (LI/RA) w/Water Sampling A single family home LIRA includes an inspection with up to 14 dust wipe samples, 4 soil samples, six 250 milliliters first draw samples and three 1 liter system draws per inspection. LIRA Report is included. Cost includes travel and mileage.	\$900
Healthy Home Hazard Assessment A single family home Healthy Homes Assessment includes a survey, interview, and report documenting healthy and safety issues. A report with a picture and risk assessment is included along with travel and mileage.	\$460
Lead Clearance A lead clearance of a single family home includes a review of the abatement scope of work, a visual examination and 6 dust wipe samples. A clearance report is included as is travel and mileage.	\$315

DATE OF CANCELLATION	% OF FULL COST TO BE INVOICED	TIME TO COMPLETE
On or before the 10th calendar day of the scheduled date	No Charge	No Charge
Between the 9th and 6th calendar day of the scheduled date	25% of cost	No Charge
Between the 5th and 2nd calendar day of the scheduled date	50% of cost	No Charge
One calendar day before the scheduled date	75% of cost	10%
On the scheduled date	100% of cost	30%



Bidder #7: Metropolitan Environmental LLC

32455 West 12 Mile Road, Farmington Hills, MI 48334

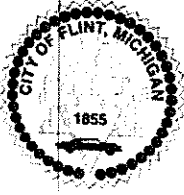
Environmental Investigation Without Water Testing	Pricing
Single Family Homes including Common Areas	\$900
All other units including Common Areas	\$900

Environmental Investigation With Water Testing	Pricing
Single Family Homes including Common Areas	\$1050
All other units including Common Areas	\$1050

Addition Environmental Investigation Based on initial results of the subject unit and common areas previously tested	Pricing
Single Family Homes including Common Areas	\$525

Risk Assessment	Pricing
Single Family Homes including Common Areas	\$450
All other units including Common Areas	\$450

Date of Cancellation	Percentage of Full Cost to be Invoiced	EXAMPLE
On or before the 10th calendar day of the scheduled date	No Charge	No Charge
Between the 9th and 6th calendar day of the scheduled date	15% of Charge	25% of cost
Between the 5th and 2nd calendar day of the scheduled date	25% of Charge	50% of cost
One calendar day before the scheduled date	35% of Charge	75% of cost
On the scheduled date	50% of Charge	100% of cost



200510

RESOLUTION NO.:

PRESENTED:

DEC 14 2020

ADOPTED:

Resolution Authorizing Change Order #2 with CDM Smith of Michigan

BY THE CITY ADMINISTRATOR:

WHEREAS, On November 29, 2018, Flint City Council approved Resolution #180577 to enter into an agreement with CDM Smith to complete design work on a chemical systems feed building in an amount not to exceed 486,300.00; and

WHEREAS, On April 27, 2020, Flint City Council approved Resolution #200166.1 to enter into change order #1 with CDM Smith to include resident project representative (RPR) services and construction engineering (CE) services in an amount not to exceed \$428,947.00 for a total contract price not to exceed \$915,247.00; and

WHEREAS, Due to the COVID-19 State of Michigan Stay -At- Home order the start of construction was delayed which suspended the scheduling of subcontractors and materials; and

WHEREAS, This delay has caused an additional eighteen (18) weeks of RPR services for construction inspection and forty (40) hours of CE services; and

WHEREAS, The cost for extended RPR construction inspection and CE services is not to exceed \$95,586.00 for a total contract price not to exceed \$1,010,833.00; and

WHEREAS, Reimbursable WIIN funding will be made available in account 496-553.000-801.054 FEPA18WIIN-1; and

BE IT RESOLVED, that the Proper City Officials, upon Flint City Council's approval, are hereby authorized to enter into a change order #2 contract with CDM Smith of Michigan for additional RPR and CE services in an amount not to exceed \$95,586.00 for a total contract price not to exceed \$1,010,833.00 with disbursement of WIIN funding from EGLE.

APPROVED AS TO FORM:


Angela Wheeler, Chief Legal Officer

APPROVED AS TO FINANCE:


Amanda Trujillo, Acting Chief Financial Officer


Clyde Edwards, City Administrator

CITY COUNCIL:


Kate Fields, Council President



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: December 4, 2020

BID/PROPOSAL#

AGENDA ITEM TITLE: Resolution Authorizing Appropriate City Officials to Enter Into a Change Order#2 Contract with CDM Smith of Michigan

PREPARED BY: Yolanda Gray, Department of Public Works Accounting Supervisor

VENDOR NAME: CDM Smith of Michigan

BACKGROUND/SUMMARY OF PROPOSED ACTION:

On November 29, 2018, Flint City Council approved Resolution #180577 to enter into an agreement with CDM Smith to complete design work on a chemical systems feed building in an amount not to exceed 486,300.00 and on April 27, 2020, Flint City Council approved Resolution #200166.1 to enter into change order #1 with CDM Smith to include resident project representative (RPR) services and construction engineering (CE) services in an amount not to exceed \$428,947.00 for a total contract price not to exceed \$915,247.00. Due to the COVID-19 State of Michigan Stay-At-Home order the start of construction was delayed which suspended the scheduling of subcontractors and materials and caused an additional eighteen (18) weeks of RPR services for construction inspection and forty (40) hours of CE services with a cost not to exceed \$95,586.00 and a total contract price not to exceed \$1,010,833.00.

FINANCIAL IMPLICATIONS:

BUDGETED EXPENDITURE? YES NO ☒ IF NO, PLEASE EXPLAIN: This wasn't a budgeted expenditure due to unforeseen COVID-19. However EGLE will provide reimbursable WIIN funding for additional costs.

Dept.	Name of Account	Account Number	Grant Code	Amount
496	Chemical Feed Services	496-553.000-801.054	FEPA18WIIN-1	\$95,586.00
FY21 GRAND TOTAL				\$95,586.00

PRE-ENCUMBERED? YES NO ☒ **REQUISITION NO:**

ACCOUNTING APPROVAL: Yolanda Gray **Date:** 12-4-2020

WILL YOUR DEPARTMENT NEED A CONTRACT? YES ☐ NO ☐
(If yes, please indicate how many years for the contract) YEARS



CITY OF FLINT

WHEN APPLICABLE, IF MORE THAN ONE (1) YEAR, PLEASE ESTIMATE TOTAL AMOUNT FOR EACH BUDGET YEAR: (This will depend on the term of the bid proposal)

BUDGET YEAR 1

BUDGET YEAR 2

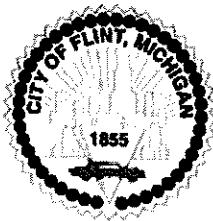
BUDGET YEAR 3

OTHER IMPLICATIONS (i.e., collective bargaining):

STAFF RECOMMENDATION: (PLEASE SELECT): ☒ **APPROVED** ☐ **NOT APPROVED**

DEPARTMENT HEAD SIGNATURE: _____

(PLEASE TYPE NAME, TITLE)



RESOLUTION NO.: 200511
PRESENTED: DEC 14 2020
ADOPTED: _____

RESOLUTION TO ACCEPT MI WATER RELIEF GRANT FUNDS

BY THE MAYOR:

WHEREAS, Governor Whitmer signed House Bill 690 on July 1, 2020 appropriating funding for Water Utility Assistance to food assistance residential water and waste water customers with new arrearages starting March 1, 2020; and

WHEREAS, the Genesee County Community Action Resource Department (GCCARD), as the authorized sub recipient, identified qualified delinquent Flint water and sewer accounts eligible for the Water Utility Assistance Program. The delinquent accounts eligible for the program totaled \$1,869,272.61.

BE IT RESOLVED, that the appropriate officials are hereby authorized to do all things necessary to accept grant funding from the State of Michigan through sub recipient Genesee County Community Action Resource in the amount of \$1,869,272.61.

APPROVED AS TO FORM:

Angela Wheeler
Angela Wheeler, Chief Legal Officer

APPROVED AS TO FINANCE:

Amanda Trujillo
Amanda Trujillo, Acting Chief Financial Officer

FOR THE CITY OF FLINT:

Sheldon A. Neeley
Mayor Sheldon A. Neeley

APPROVED BY CITY COUNCIL:

Kate Fields, Council President

RESOLUTION STAFF REVIEW

Date: December 8, 2020

Agenda Item: RESOLUTION TO ACCEPT MI WATER RELIEF GRANT FUNDS

Prepared By: V. Foster for Amanda Trujillo

Background/Summary of Proposed Action:

Resolution to accept funding in the amount of \$1,869,272.61 under the Water Assistance Program set up to assist residential water customers in order to retain water service to mitigate the spread of COVID-19 (Senate Bill 690).

The Genesee Community Action Resource Division identified 7,221 City of Flint delinquent water accounts as qualified under the program for a total of \$1,869,272.61.

Staff Recommendation: It is the Department of Finance recommendation to accept funding in the amount of \$1,869,272.61 to be credited to the 7,221 delinquent accounts identified as eligible under the grant.

Approval: Amanda Trujillo
Amanda Trujillo
Acting Chief Financial Officer

WATER ASSISTANCE PROGRAM



AUGUST 12, 2020

SB690

Senate Bill 690 appropriated \$25 million for Water Utility Assistance to create a residential utility relief program to provide direct payment assistance for water and wastewater utilities to ensure vulnerable families have access to water to mitigate the spread of COVID-19. The program is a partnership between, EGLE the Executive Office of the Governor, and MDHHS.



MICHIGAN DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND EN



STATE OF MICHIGAN
OFFICE OF THE GOVERNOR
LANSING



WATER ASSISTANCE PROGRAM

PURPOSE

Water Assistance Program

To ensure food assistance eligible residential water customers retain water service through December 1, 2020 to mitigate the spread of COVID-19.



FUNDING INFORMATION

- **Senate Bill 690**
 - **Funding Award:** \$25,000,000
 - **Grant Term:** 8/1/20 to 12/31/20
 - **Leadership:** EGLE and MDHHS
 - **Grantor:** MDHHS – Bureau of Community Action and Economic Opportunity
 - **Subrecipient:** Community Action Agencies
 - **Partner:** Water Providers

GUIDING PRINCIPLES AND EXPECTATIONS

- Reduce administrative burden for all partners; ELGE, MDHHS, Water Providers, and CA
- Ensure an equitable process is used to reimburse arrearages for all participants
- Identify a streamlined approach to identify food assistance residential water customers arrearages starting March 1, 2020 and during the State of Emergency Order
- Reduce or limit documentation burden of food assistance water customers eligible for 1 program
- Ensure low-income food assistance water customers benefit from the program
- Assist water provider with payments for the arrearages on their books
- Encourage strong local collaboration between partners to conduct the water program



PROGRAM SUMMARY

Water utility providers opting into the program will be reimbursed by their local CAA

- for forgiving food assistance residential water customer's arrearages up to \$700 for water and/or wastewater and
- fees incurred and for providing a 25% discount on the total water bill for eligible customers, funds allow.

If the total arrearage payments exceed the program funding award, arrearage payments will be prorated

200489

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 31, General Offenses; Article I, In General by the addition of Section 31-65, Hours of the Sale of Liquor, which shall read in its entirety as follows:

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

Sec. 1. An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 31, General Offenses, Article I, In General, by the addition of Section 31-65, Hours of the Sale of Liquor, which shall read in its entirety as follows:

Sec 31-65 HOURS OF THE SALE OF LIQUOR.

THE HOURS OF OPERATION AND THE SALE OF BEER, WINE, LIQUOR OR OTHER ALCOHOLIC BEVERAGES AT LIQUOR STORES, CORNER STORES, CONVENIENCE STORES, AND GAS STATIONS FROM 7AM TO 9PM MONDAY THROUGH SATURDAY AND 12PM TO 9PM SUNDAY.

(A) DEFINITIONS: THE DEFINITION AND PROVISIONS CONTAINED IN THIS SECTION SHALL GOVERN THE CONSTRUCTION, MEANING AND APPLICATIONS OF THE FOLLOWING WORDS AND PHRASES USED IN THIS CHAPTER

1. BEER- A FERMENTED MALT

**BEVERAGE
CONTAINING 0.5%
OR MORE ALCOHOL
BY VOLUME.**

2. CIDER- AN ALCOHOLIC BEVERAGE THAT IS OBTAINED BY THE FERMENTATION OF THE JUICE OF APPLES OR PEARS AND THAT CONTAINS LESS THAN 0.5% ALCOHOL BY VOLUME. "CIDER" INCLUDES FLAVORED, SPARKLING, AND CARBONATED CIDER.

3. INTOXICATING LIQUOR (OR LIQUOR) - ALL ALCOHOL BEVERAGES (OTHER THAN BEER) CONTAINING 0.5% OR MORE ALCOHOL BY VOLUME AND ALL WINES.

4. ALCOHOLIC BEVERAGES- A STATUTORY TERM WHICH INCLUDES BEER, WINE, AND LIQUOR.

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

(B) IT SHALL BE UNLAWFUL FOR A SALES PERSON, EMPLOYEE, CASHIER, AGENT OR REPRESENTATIVE OF A LIQUOR STORE, CORNER STORE, OR GAS STATION TO SELL BEER, WINE, LIQUOR, OR ANY OTHER ALOCHOLIC BEVERAGE BEFORE 7AM OR AFTER 9PM MONDAY THRU SATURDAY, AND BEFORE 12PM SUNDAY OR AFTER 9PM.

Sheldon A. Neeley, Mayor

Inez M. Brown, City Clerk

APPROVED AS TO FORM:

Angela Wheeler, Chief Legal Officer

(C) IT SHALL BE UNLAWFUL FOR A LIQUOR STORE, CORNER STORE, CONVENIENCE STORE, OR GAS STATION TO REMAIN OPEN PAST 9PM MONDAY THRU SUNDAY.

(D) ANY PERSON OR PERSONS WHO VIOLATES THIS CHAPTER IS GUILTY OF A MISDEMEANOR, PUNISHABLE BY A FINE OF NOT MORE THAN \$500 AND/OR IMPRISIONMENT UP TO 90 DAYS OR BOTH SUCH FINE AND IMPRISIONMENT MAY BE IMPOSED AT THE DISCRETION OF THE COURT.

(E) IF ANY PROVISIONS OF THIS ORDIANACE SHALL BE HELD INVALID, THE REMAINDER OF THE ORDIANCE SHALL NOT BE AFFECTED THEREBY.

Sec. 2. This ordinance shall become
effective this _____ day of
_____, 2020. A.D.

200490

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 24, Housing; Article I, International Property Maintenance Code.

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 24, Housing, Article I, International Property Maintenance Code, by the addition of Section 24-5 Landlords Removal and Disposal Process Regarding Evictions which shall read in its entirety as follows:

§ 24-5 Landlords Removal and Disposal Process Regarding Evictions:

- (A) IT SHALL BE UNLAWFUL FOR A LANDLORD TO REMOVE, DISPOSE OF, OR PLACE A PROPERLY OR LEGALLY EVICTED TENANT'S BELONGINGS OR PROPERTY ONTO THE CURB, SIDEWALK, LAWN, YARD OR STREET AND LEAVE IT UNATTENDED.
- (B) A LANDLORD SHALL PROPERLY REMOVE OR DISPOSE OF A TENANT'S PROPERTY BY NOTIFYING TENANT OF ITS INTENTIONS AND MUST ADVISE TENANT WHEN AND WHERE BELONGINGS ARE OR WILL BE STORED.
- (C) IT SHALL BE THE RESPONSIBILITY OF THE LANDLORD TO PROPERLY REMOVE OR DISPOSE OF PROPERTY ABANDONED OR LEFT BEHIND BY TENANT(S) AND LANDLORD MAY ACCESS A

STORAGE FEE THAT MAY BE PASSED ON TO THE TENANT.

- (D) ANY PERSON OR PERSONS WHO VIOLATES THIS CHAPTER IS GUILTY OF A MISDEMEANOR, PUNISHABLE BY A FINE OF NOT MORE THAN \$500 AND/OR IMPRISONMENT UP TO 90 DAYS OR BOTH. SUCH FINE AND/OR IMPRISONMENT MAY BE IMPOSED AT THE DISCRETION OF THE COURT.
- (E) IF ANY PROVISION OF THIS ORDINANCE SHALL BE HELD INVALID, THE REMAINDER OF THE ORDINANCE SHALL NOT BE AFFECTED THEREBY.

Sec. 2. This Ordinance shall become effective this _____ day of _____, 2020, A.D.

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
Angela Wheeler, Chief Legal Officer

200512

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances Chapter 12, Business and Occupations Generally; Article XVI, Medical Marihuana Facilities, by the addition of Section 12-96.

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 12, Business and Occupations Generally; amending Article XVI, Section 12-96, Sixty Day Emergency Opt In to Related Recreational Marihuana Facilities, Elimination of License Cap, to Extend that Section by an Sixty Days, which shall read in its entirety as follows:

§12-96. SEVENTH ~~Sixth~~ and Supplemental Extension of Sixty Day Emergency Opt In To Related Recreational Marihuana Facilities; Elimination Of License Cap.

(a) *Emergency.* The State Of Michigan Department Of Licensing And Regulatory Affairs announced its intention to accept applications for recreational marihuana licenses, of all types on November 1, 2019, which effectively created a November 1 deadline for the city to have an ordinance regulating or prohibiting recreational marihuana licenses in place.

As outlined in the Michigan Regulation and Taxation Of Marihuana Act ("the MRTMA"), being Initiated Law 1 of 2018, MCL 333.27951 et seq, and its corresponding administrative rules, the state shall grant any marihuana license application that meets the state criteria. Pursuant to the MRTMA Sec. 6(3)(c), such applicants are only limited to non-residential areas and 1000 feet from an existing K-12 school. The City will have no additional opportunity to review such a license application, in the absence of a City Ordinance, pursuant to the MRTMA Sec. 9(3) unless it has a

prohibiting or limiting ordinance in effect at the time such an application is received.

As demonstrated on the attached map, the absence of such an ordinance would affect the welfare and property rights of the citizens of the city of flint, as marihuana establishments could arise in areas directly adjacent to residences, preschools, parks, and places of worship. Pursuant to the City Code, Sec. 50-183, the City has determined that marihuana establishments are incompatible in such proximity to these properties; and the absence of this ordinance would directly affect City residents. This result, contrary to current City Code and combined with the immediate necessity of such an ordinance in effect by November 1, 2019, constitutes an emergency for the purposes of City Charter Sec. 3-307.

City Staff have undergone significant efforts presenting a draft ordinance for these new facilities to the Planning Commission which formally recommended that marihuana microbusinesses be treated similarly to liquor store or medical marihuana provisioning centers added social equity exemptions for residential license applicants, and blight elimination and park beautification plans as a part of the marijuana licensing process, as well as a resident-initiated hearing process for dealing with nuisances. Additional time is required to complete the legislative process for the city council's second reading and public hearing of that ordinance.

Further, in light of the State of Emergency declared in the City of Flint by Mayor Neeley, which was extended indefinitely by Flint City Council, and declared by Governor Whitmer for the State of Michigan due to the COVID-19 virus, the capacity for the City of Flint to hold a meeting and extend the current emergency ordinance, or to adopt the ordinance on a permanent basis prior to the expiration of this emergency ordinance, remains questionable. In order to maintain the above-referenced standards during this duration, the City Council hereby opted to extend this emergency ordinance for a ~~sixth~~ **SEVENTH** time

as the City and the community navigate the COVID-19 emergency.

(b) *Licensure Of Related Recreational Marihuana Licenses By The Standards Set Forth In The Medical Marihuana Opt-In Ordinance.* Marihuana establishments, as authorized by and defined in the MRTMA, shall be subject to the criteria, zoning restrictions and license requirements already set forth in the City's current Medical Marihuana Opt-In Ordinance, Sec. 50-183, to the extent those establishments are defined as a related license type as set forth in the MRTMA administrative rules.

Specifically:

- (1) marihuana growers shall be subject to the criteria, zoning restrictions and license requirements applicable to medical marihuana growers;
- (2) marihuana safety compliance facilities shall be subject to the criteria, zoning restrictions and license requirements applicable to medical marihuana safety compliance facilities;
- (3) marihuana processors, shall be subject to the criteria, zoning restrictions and license requirements applicable to medical marihuana processors;
- (4) marihuana retailers, shall be subject to the criteria, zoning restrictions and license requirements applicable to medical marihuana provisioning centers; and
- (5) marihuana secure transporters shall be subject to the criteria, zoning restrictions and license requirements applicable to medical marihuana secure transporters.

(c) *Applications For Related Recreational Marihuana Licenses.* Applications for the above-listed licenses shall be taken and evaluated in the same matter, and subject to the same criteria, as outlined above and as set forth in the Medical Marihuana Opt-In Ordinance, Sec. 50-183, except as set forth in (d) below.

(d) *Elimination of license caps.* The license caps, as identified in Sec. 50-183 but not otherwise inherently related to zoning, are hereby eliminated for medical marihuana establishments, and similarly shall not apply to related recreational marihuana establishments.

In recognition of the efforts and commitments made by the medical marihuana facility applicants throughout the rubric scoring process, the City shall exhaust the list of provisioning center applications, in the order set forth in result of said scoring, by hearings of all such applications by the City's Planning Commission, prior to new retail or provisioning center applications being heard by the commission.

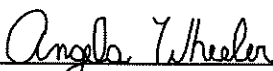
Sec. 2. This ordinance shall remain in effect, by the enactment of this extension pursuant to City Charter 3-307(e), immediately upon adoption, and pursuant to that same provision shall expire after a period of sixty (60) days, or upon passage and the effective date of the city's permanent amendments to its marijuana ordinance, city code sec. 50-183, whichever is sooner.

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

Sheldon A. Neeley, Mayor

Inez M. Brown, City Clerk

APPROVED AS TO FORM:



Angela Wheeler, Chief Legal Officer

S:\Kelly\00 - Marihuana Ordinances\FIFTH AND SUPPLEMENTAL EXTENSION OF Chapter 12, Business and Occupations, Article XVI, Emergency Sixty Day Opt In to Related Recreational Marihuana Facilities, Intention for Full Approval §12-96.docx

200461

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 35, Personnel; Article V, Working Conditions.

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 35, Personnel; Article V, Working Conditions, by the amending of Section 35-89 Holidays, which shall read in its entirety as follows:

§ 35-89 Holiday.

(a) Holiday observance.

(1) The following days shall be designated as holidays:

- a. Independence Day;
- b. Labor Day;
- c. Thanksgiving Day;
- d. Christmas Eve;
- e. Christmas Day;
- f. New Year's Eve;
- g. New Year's Day;
- h. Martin Luther King Day; ~~and~~
- i. Memorial Day; ~~AND~~

J. JUNETEENTH.

(2) All holidays shall be observed on the actual calendar day of their occurrence except in the following situations:

a. Martin Luther King Day shall be observed on a Monday; and

b. For employees with a normal workweek which enables them to have every Saturday and/or Sunday off, any holiday which has a calendar date falling on a Saturday and/or Sunday, the calendar date shall be ignored and the holiday shall be observed as follows:

- 1. Holidays occurring on a Saturday will be observed on the preceding Friday;
- 2. Holidays occurring on a Sunday will be observed on the following Monday;
- 3. Consecutive holidays occurring on Friday and Saturday will be observed on Thursday and Friday; and
- 4. Consecutive holidays occurring on Sunday and Monday will be observed on Monday and Tuesday.

(b) Holiday benefits — regular shift. Regular shift employees who are not required to work their regular shift on any holiday set forth in subsection (a) above shall receive eight hours pay at their straight time hourly rate.

(c) Holiday benefits — other than regular shift.

(1) Any regular employee allocated to level 22B and below required to work four or more hours in excess of a regular shift on any holiday set forth in subsection (a) hereof shall be paid one additional hour of pay at their straight time hourly rate for each hour worked in excess of eight, or in lieu of such payment the employee may elect to be credited with

one hour annual leave for each hour worked in excess of eight on that day.

(2) Any regular employee allocated to level 22B and below called in to work less than a full shift on any holiday set forth in subsection (a) above, whether or not the employee was on standby, shall, in addition to the compensation set forth in subsection (b) above, be credited with one hour annual leave for each hour worked on the holiday.

(d) Duplication of holiday benefits. Employees required to work both the calendar date and the designated date of a holiday shall receive holiday benefits only for the calendar date of the holiday.

(e) Unauthorized leave. Employees who are absent the last scheduled work day preceding the holiday, or the first scheduled work day following a holiday, which absence is not authorized, shall receive no pay for the holiday.

Sec. 2. This Ordinance shall become effective this _____ day of _____, 2020, A.D.

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