

City of Flint, Michigan

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



Meeting Agenda - Final

Monday, September 28, 2020

5:30 PM

Agenda Amended to Add Appointment Resolution No. 200406

Electronic Public Meeting

CITY COUNCIL

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

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

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

Eva L. Worthing, Ward 9

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

SPECIAL PUBLIC NOTICE -- ELECTRONIC PUBLIC MEETING**AMENDED PUBLIC NOTICE
FLINT CITY COUNCIL ELECTRONIC PUBLIC MEETING**

On March 10, 2020, Governor Gretchen Whitmer declared a State of Emergency after two individuals were confirmed as testing presumptively positive for COVID-19. On March 12, 2020, Mayor Sheldon A. Neeley declared a local State of Emergency to exist in the City of Flint, a result of the threat of COVID-19, and closed City Hall to the public effective March 17, 2020. On March 22, 2020, Mayor Neeley asked residents to participate in a voluntary shelter in place. On March 23, 2020, the City Council approved the continuation of the declaration of a local State of Emergency.

On September 3, 2020, Governor Whitmer instituted Executive Order No. 2020-176 (Safe Start) which governs activities in Michigan that remain restricted due to the COVID-19 pandemic. The order took effect on September 4, 2020, and rescinded EOs 2020-160 and 220-162. On September 3, 2020, Governor Whitmer instituted Executive Order No. 2020-177 (Declaration of state of emergency and state of disaster related to the COVID-19 pandemic), which took immediate effect and rescinded EO 2020-165.

On July 17, 2020, Governor Whitmer instituted Executive Order No. 2020-154 (Alternative means to conduct government business during the COVID-19 pandemic), which provided temporary alternative means to conduct public meetings, and rescinded EO 2020-129. Therefore, in accordance with Governor Whitmer's Executive Order 2020-154 promoting the public health and safety of the state of Michigan and its residents, and allowing for electronic public meetings during this pandemic, the following meeting is scheduled electronically:

**Flint City Council Meeting
Monday, September 28, 2020, at 5:30 p.m.**

1. The public and media may listen to the meeting online by live stream at www.youtube.com/user/spectacleTV <<http://www.youtube.com/user/spectacleTV>> or through Start Meeting Solution by dialing (617) 944-8177. The public and media may also listen/participate by downloading the StartMeeting App on Google Play or the App Store, and entering the meeting phone number.
 2. In order to speak during the PUBLIC SPEAKING PERIOD of the meeting by telephone, participants will also call (617) 944-8177:
 - a. All callers will be queued and muted until the Public Speaking portion of the agenda;
 - b. Public speakers will be unmuted in order and asked if they wish to address the City Council ON ANY SUBJECT;
 - c. Public speakers should state and spell their name for the record and will be allowed three (3) minutes for public speaking;
 - d. The speaker will be returned to mute after the 3 minutes have expired;
 - e. After the telephonic public speakers are completed, emailed public comments will be read by the City Clerk. All emailed public comments will be timed for 3 minutes;
 - f. Per Rules Governing Meetings of the Council (Rule 7.1 VII), there will only be one speaking opportunity per speaker. Consequently, public participants who call in and speak during the public speaking period of the meeting WILL NOT have written comments as submitted read by the City Clerk.
 3. The public may send public comments by email to CouncilPublicComment@cityofflint.com <<mailto:CouncilPublicComment@cityofflint.com>> no later than 10 minutes prior to the meeting start time of 5:30 p.m.
 4. 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 <<mailto: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****PLEDGE OF ALLEGIANCE****PRAYER OR BLESSING****READING OF DISORDERLY PERSONS CITY CODE SUBSECTION**

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

REQUEST FOR CHANGES AND/OR ADDITIONS TO AGENDA

Council shall vote on any agenda change.

EXECUTIVE (CLOSED) SESSION

The Department of Law requests an Executive Session for the purpose of updating the City Council on three cases: Eric Mays et al v COF et al, File No. 2:20-cv-1250-BAF-APP; Pohly v COF, File No. 19-112528-CZ; and Kirby v COF, File No. 20-113927-CZ.

PRESENTATION OF MINUTES

200400 Summary Minutes/Flint City Council/September 14, 2020

Summary Minutes of the Flint City Council regular ELECTRONIC PUBLIC MEETING held Monday, September 14, 2020, at 5:35 p.m.

200401 Summary Minutes/Flint City Council/September 16, 2020

Summary Minutes of the Flint City Council regular ELECTRONIC PUBLIC MEETING held Monday, September 16, 2020, at 5:30 p.m.

SPECIAL ORDERS

200392 Special Order/Update on City's Finances

A Special Order as requested by Council President Monica Galloway to ask Eric Scorsone, advisor to Mayor Sheldon Neeley, where the city is financially, especially in regard to the impact of COVID-19. She would also like to discuss receivables, the collection rate for water bills, where the city is on property tax collection for the first quarter of this fiscal year, and what are the "many concerns" that Mr. Scorsone believes the city is facing.

200393 Special Order/Financial Issues/Financial Statements

A Special Order as requested by Councilperson Kate Fields to ask Eric Scorsone, advisor to Mayor Sheldon Neeley, to discuss financial issues, including the city's Strategic Plan, financial stability ordinances, what the Charter outlines and when the Council will receive the next financial statements (budget-to-actuals, etc.)

200394 Special Order/Status/1702 Kenwood

A Special Order as requested by Councilperson Eric Mays on the status of 1702 Kenwood, including what is being proposed for that location.

PUBLIC HEARINGS**PUBLIC SPEAKING****COUNCIL RESPONSE****PETITIONS AND UNOFFICIAL COMMUNICATION****200402 Communication/Michigan Department of Transportation [MDOT]/Deadline for MDOT Local Surface Crossing Program Applications**

Communication dated September 8, 2020, from Michigan Department of Transportation [MDOT] to City Clerk, re: MDOT's Deadline for MDOT Local Surface Crossing Program Applications.

200403 Communication/Michigan Department of Environment, Great Lakes, and Energy [EGLE]/Update on the Industrial Pretreatment Program Per- and Polyfluoroalkyl Substances [PFAS] Initiative and Continued Efforts

Communication dated September 10, 2020, from Michigan Department of Environment, Great Lakes, and Energy [EGLE] to City Clerk, re: An update to participants in the Industrial Pretreatment Program [IPP] on efforts to manage Per- and Polyfluoroalkyl Substances [PFAS] by the EGLE Water Resources Division [WRD].

200404 2020 Tax Rate Request/Michigan Department of Treasury/Mass Transportation Authority

Form L-4029 dated September 8, 2020, re: Millage Request Report to the County Board of Commissioners for a Mass Transportation Authority 2020 property tax levy.

COMMUNICATIONS (from Mayor and other City Officials)**200405 Traffic Engineering/Closure Permits**

Sidewalk, Lane and Street Closure permits (14) dated September 2020 for requested activities/events, with noted responsibility for the placement of the required traffic control devices, and/or personnel, for the protection of traffic and event participants.

ADDITIONAL COMMUNICATIONS

APPOINTMENTS

200406 Appointment/Flint Housing Commission/Board of Commissioners/San Juana Olivares

Resolution resolving that the Flint City Council approves the appointment of San Juana Olivares (951 Perry Street, Flint, MI 48504) to the Flint Housing Commission's Board of Commissioners for a five-year term, commencing September 28, 2020, and expiring August 31, 2025. [By way of background, Ms. Olivares is replacing Jessie McIntosh, whose term expired August 31, 2020.]

LICENSES

RESOLUTIONS

200395 Contract/City of Flint/Michigan State University/Flint Resiliency in Communities After Stress & Trauma (ReCAST)/Program Evaluation

Resolution resolving that the appropriate city officials, upon City Council approval, are authorized to do all things necessary to abide by the terms of the grant and enter into enter into a contract with Michigan State University (MSU) [to provide program evaluation], in an amount NOT-TO-EXCEED \$97,210.00, over the final 12-month grant period -- Oct. 1, 2020 to Sept. 30, 2021. [NOTE: The City of Flint was awarded grant funding from the United States Department of Health and Human Services (DHHS) Substance Abuse and Mental Health Services Administration (SAMHSA) in the amount of \$4,860,530.00 to implement the Flint Resilience in Communities After Stress and Trauma (ReCAST) project.]

200396 Contract/City of Flint/Greater Flint Health Coalition/Flint Resiliency in Communities After Stress & Trauma (ReCAST)/Convener/ReCAST Community Advisory Board

Resolution resolving that the appropriate city officials, upon City Council approval, are authorized to do all things necessary to abide by the terms of the grant and enter into enter into a contract with the Greater Flint Health Coalition [to convene the ReCAST Community Advisory Board], in an amount NOT-TO-EXCEED \$493,226.00, over the final 12-month grant period -- Oct. 1, 2020 to Sept. 30, 2021. [NOTE: The City of Flint was awarded grant funding from the United States Department of Health and Human Services (DHHS) Substance Abuse and Mental

Health Services Administration (SAMHSA) in the amount of \$4,860,530.00 to implement the Flint Resilience in Communities After Stress and Trauma (ReCAST) project.]

- 200397** Contract/City of Flint/Crim Fitness Foundation/Flint Resiliency in Communities After Stress & Trauma (ReCAST)/City-Wide Sports Programming/Flint Youth

Resolution resolving that the appropriate city officials, upon City Council approval, are authorized to do all things necessary to abide by the terms of the grant and enter into enter into a contract with the Crim Fitness Foundation [to provide city-wide sports programming for Flint youth], in an amount NOT-TO-EXCEED \$86,716.00, over the final 12-month grant period -- Oct. 1, 2020 to Sept. 30, 2021. [NOTE: The City of Flint was awarded grant funding from the United States Department of Health and Human Services (DHHS) Substance Abuse and Mental Health Services Administration (SAMHSA) in the amount of \$4,860,530.00 to implement the Flint Resilience in Communities After Stress and Trauma (ReCAST) project.]

- 200398** Sale of City-Owned Land/Vacant Properties/Albert Street//Mary Street/Shannon M. Lacy

Resolution resolving that the appropriate city officials are authorized to do all things necessary to enter into and complete the sale of the properties commonly known as the vacant lot on Albert Street, Flint, MI, Parcel ID 40-12-203-014, and legally described as PARK HEIGHTS ADDITION N 30 FT OF LOTS 46, 47 AND 48, and the vacant lot on Mary Street, Flint, MI, Parcel ID 40-12-203-025, for a total cost of \$1,002.00 and to transfer the property to Shannon M. Lacy in an AS IS condition by means of conveyance of a Quit Claim Deed, with revenue realized from the sale of this property to be placed in General Fund Revenue Acct. No. 101-371.209-673.100, AND, resolving 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.

- 200399** Public Hearing/Obsolete Property Rehabilitation Exemption Certificate/3701 Lapeer Road/J&S Investments of Flint, LLC

A public hearing to consider an Obsolete Property Rehabilitation Exemption Certificate application for J&S Investments of Flint, LLC, on property located at 3701 Lapeer Road, shall be held on the _____ day of _____, 2020, at 5:30 p.m. via electronic public meeting or in City Council Chambers, 1101 S. Saginaw Street, Flint, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than ten (10) days prior to said hearing. [NOTE: J&S. Investments of Flint, LLC, plans to rehabilitate the old Target Department store for warehousing and a retail furniture store (Ashley Home Furniture).]

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

SECOND READING AND ENACTMENT OF ORDINANCES

200304 Amendment/Ordinance/Chapter 24 (Housing)/Section 24-4 (Adoption - Comprehensive Rental Inspection Code)

An ordinance to amend Chapter 24 (Housing), Section 24-4 (Adoption - Comprehensive Rental Inspection Code) of the Code of the City of Flint.

Postponed from 9-16-20

ADDITIONAL DISCUSSION ITEMS

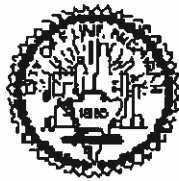
FINAL COUNCIL COMMENT

ADJOURNMENT

200400

City of Flint, Michigan

*Third Floor, City Hall
1101 S. Saginaw Street
Flint, Michigan 48502
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Meeting Minutes 2

Monday, September 14, 2020

5:35 PM

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ELECTRONIC PUBLIC MEETING

CITY COUNCIL

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

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

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

Eva L. Worthing, Ward 9

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

SPECIAL PUBLIC NOTICE — ELECTRONIC PUBLIC MEETING

CALL TO ORDER

Council President Monica Galloway called this meeting to order at 5:35 p.m.

ROLL CALL

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

PLEDGE OF ALLEGIANCE

Councilperson Maurice Davis led the Pledge of Allegiance.

PRAYER OR BLESSING

READING OF DISORDERLY PERSONS CITY CODE SUBSECTION

REQUEST FOR CHANGES AND/OR ADDITIONS TO AGENDA

Councilperson Guerra asked to move Public Speaking/Council Response after agenda changes. The motion passed 9:0. Councilperson Mays asked to have New Business follow Public Speaking/Council Response. The motion passed 5:4 (No: Guerra, Fields, Griggs, Worthing).

PUBLIC SPEAKING

COUNCIL RESPONSE

NEW BUSINESS

MOTION

Councilperson Mays made a motion, with support from Councilperson Winfrey-Carter, to override the Mayor's veto to Resolution 200361 (Resolution resolving that the Flint City Council wishes to do all things necessary to immediately release the funding being withheld by the City to pay WT Stevens per its contract for water service line services). The motion, which needed a 2/3 vote, failed 5:4 (No: Guerra, Fields, Griggs, Worthing).

MOTIONS

Councilperson Fields, with support from Councilperson Worthing, made a motion to table New Business until after Final Council Comments. The motion failed 4:5 (No: Mays, Davis, Winfrey-Carter, Winfrey, Galloway). Councilperson Mays then made a motion to table New Business until before Final Council Comments. The motion passed 5:4 (No: Guerra, Fields, Griggs, Worthing).

PRESENTATION OF MINUTES

200386 Summary Minutes/Flint City Council/August 10, 2020

Summary Minutes of the Flint City Council regular ELECTRONIC PUBLIC MEETING held Monday, August 10, 2020, at 5:32 p.m.

The motion was to approve 200386, 200387, 200388 and 200389, with correction.

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

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

200387 Summary Minutes/Flint City Council/August 12, 2020

Summary Minutes of the Flint City Council special ELECTRONIC PUBLIC MEETING held Wednesday, August 12, 2020, at 5:33 p.m.

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

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

200388 Summary Minutes/Flint City Council/August 17, 2020

Summary Minutes of the Flint City Council special ELECTRONIC PUBLIC MEETING held Monday, August 17, 2020, at 5:32 p.m.

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

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

200389 Summary Minutes/Flint City Council/August 24, 2020

Summary Minutes of the Flint City Council regular ELECTRONIC PUBLIC MEETING held Monday, August 24, 2020, at 5:31 p.m.

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

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

SPECIAL ORDERS

PUBLIC HEARINGS**200302.6** Public Hearing/Alley Vacation/South of Louisa Street

A public hearing to consider the vacation of the alley south of Louisa Street, between M.L. King Avenue and Root Street, starting where the alley adjoins [the] Louisa Street right-of-way, spanning south, and terminating at the north parcel line of Parcel No. 40-12-427-020, extended west, at which time the general public, property owners, etc. may appear (participate) and be heard.

HEARING HELD**200326.6** Ordinance No. 200326

A public hearing for Ordinance No. 200326, Chapter 2 (Administration), Article VI (City Wide Advisory Committee), of the Code of the City of Flint by amending Sections 2-26 through 2-26.4, and adding new sections 2-26.5 (Conflicts of Interests) and 2-26.6 (Disqualification). [NOTE: This ordinance shall become effective immediately upon publication.]

HEARING HELD**200330.6** Ordinance No. 200330

A public hearing for Ordinance No. 2003330, an ordinance to amend the Flint City Code of Ordinances by adopting Article VI, Chapter 35 (Personnel); Section 35-112.3 (Adoption - Job Description and Qualifications), Human Resources & Labor Relations Director. [NOTE: New ordinance changes the requirement for municipal experience.] [NOTE: This ordinance shall become effective 30 days after publication.]

HEARING HELD**200352.6** Ordinance No. 200352

A public hearing for Ordinance No. 200352, the Flint City Code of Ordinances, Chapter 18, (Taxation; Funds; Purchasing); Article I, (In General); Section 18-4.1, (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons), shall be amended by adding subsection (DD). [NOTE: The PILOT is for Orchard Lane Limited Dividend Housing Association, LLC, a Michigan Limited Liability Co. (Orchard Lane Apartments).] [NOTE: This ordinance shall become effective immediately upon publication.]

HEARING HELD**200353.6** Ordinance No. 200353

A public hearing for Ordinance No. 200353, Flint City Code of Ordinances Chapter 18, (Taxation; Funds; Purchasing); Article I, (In General); Section 18-4.1, (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons) shall be amended by adding subsection (EE). [NOTE: The PILOT is for Clark Commons III,

Limited Dividend Housing Association (LDHA), LLC, a Limited Liability Co.] [NOTE: This ordinance shall become effective immediately upon publication.]

HEARING HELD

PETITIONS AND UNOFFICIAL COMMUNICATIONS

200380 Proof of Service and Petition/Michigan Tax Tribunal/Flint Nights, Inc. v. City of Flint/MTT Docket No. 20-001549

Communication received July 31, 2020, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Flint Nights, Inc. regarding Parcel No. 41-07-253-018.

This matter was Placed on File. The motion carried.

200381 Proof of Service and Petition/Michigan Tax Tribunal/Fifth Third Bank, National Association v. City of Flint/MOHR Docket No. 20-002093

Communication received August 5, 2020, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Fifth Third Bank, National Association, regarding Parcel No. 41-15-276-014.

This matter was Placed on File. The motion carried.

200382 Proof of Service and Petition/Michigan Tax Tribunal/Flint Ferris Building, LLC v. City of Flint/MTT Docket No. 20-003218

Communication received August 11, 2020, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Flint Ferris Building, LLC regarding Parcel No. 41-18-117-002.

This matter was Placed on File. The motion carried.

200383 Agenda and Attachments/Karegnondi Water Authority (KWA) Meeting

Communication received August 10, 2020, re: An agenda and attachments for the Karegnondi Water Authority (KWA) Meeting to be held at 9:45 a.m., August 17, 2020, at the Genesee County Water Treatment Plant.

This matter was Placed on File. The motion carried.

200384 Notice of Public Hearing/Mt. Morris Township Planning Commission

Communication received August 26, 2020, re: Notification of a virtual public hearing to be held by the Mt. Morris Township Planning Commission at 5:30 p.m. on September 8, 2020 [Special Land Use: 4161 Clio Road, Flint].

This matter was Placed on File. The motion carried.

COMMUNICATIONS (from Mayor and other City Officials)

200385 Traffic Engineering/Closure Permits

Sidewalk, Lane and Street Closures permits (8) dated May/June/August 2020 for requested activities/events, with noted responsibility for the placement of the required traffic control devices, and/or personnel, for the protection of traffic and event participants.

This matter was Placed on File. The motion carried.

Passed The Consent Agenda

A motion was made. The motion carried.

ADDITIONAL COMMUNICATIONS**APPOINTMENTS****200365 Appointment/Ethics and Accountability Board/Patrick D. Julian**

Resolution resolving that the Flint City Council hereby appoints Patrick D. Julian (615 Welch Boulevard, Flint, Michigan, 48503) to the Ethics and Accountability Board for a six-year term of office, commencing September 14, 2020, and expiring June 25, 2026, as recommended by 5th Ward Councilperson Jerri Winfrey-Carter. [NOTE: By way of background, Mr. Julian is replacing Andrietta Dicks, who resigned in December 2019.]

A motion was made by Councilperson Winfrey-Carter, seconded by Councilperson Davis, that this matter be Approved. The motion carried by the following vote:

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

200366 Reappointment/Zoning Board of Appeals/Florisa Stebbins (Ward 1)

Resolution resolving that the Flint City Council approves the reappointment of Florisa Stebbins (341 Robbie Lane, Flint, MI, 48505 - Ward 1) to the Zoning Board of Appeals for a three-year term that begins September 14, 2020 and expires on September 1, 2023. [By way of background, Ms. Stebbins' term expired September 1, 2020.]

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

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

200367 Reappointment/Hurley Board of Hospital Managers/Jessie L. Collins

Resolution resolving that the Flint City Council approves the reappointment of Jessie L. Collins (622 E. Ridgeway Avenue, Flint, MI 48505) to an additional five-year term on the Hurley Board of Hospital Managers, with such term to commence September 14, 2020, and expire April 30, 2025. [By way of background, Mr. Collins' term on the (Hurley) Board of Hospital Managers expired April 30, 2020.]

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be Approved. The motion carried by the following vote:

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

200368

Reappointment/Hurley Board of Hospital Managers/Brian Nolan

Resolution resolving that the Flint City Council approves the reappointment of Brian Nolan, M.D. (4495 Warwick Circle Drive, Grand Blanc, MI 48439) to an additional five-year term on the (Hurley) Board of Hospital Managers, with such term to commence September 14, 2020, and expire April 30, 2025. [By way of background, Mr. Nolan's term expired April 30, 2020.]

Approved

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be Substituted. The motion failed by the following vote:

Aye: 2 - Councilperson Mays and Councilperson Winfrey-Carter

No: 7 - Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey, Councilperson Galloway, Councilperson Griggs and Councilperson Worthing

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be Approved. The motion carried by the following vote:

Aye: 8 - Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, Councilperson Galloway, Councilperson Griggs and Councilperson Worthing

Abstain: 1 - Councilperson Mays

200369

Appointment/Hurley Board of Managers/DeAndra Larkin

Resolution resolving that Flint City Council approves the appointment of DeAndra Larkin (2821 Circle Drive, Flint, MI 48507) to serve a five-year term on the Hurley Board of Hospital Managers, commencing September 14, 2020, and expiring April 30, 2025. [NOTE: Ms. Larkin is replacing Dr. Susan Borrego, whose term expired April 30, 2020.]

A motion was made by Councilperson Fields, seconded by Councilperson Griggs, that this matter be Approved. The motion carried by the following vote:

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

200370 Appointment/City of Flint Hospital Building Authority/Marsha L. Wesley

Resolution resolving that the Flint City Council approves the appointment of Marsha L. Wesley (1655 Neome Drive, Flint, Michigan, 48503) to the City of Flint (Hurley) Hospital Board of Managers for a five-year term, commencing September 14, 2020, and expiring May 31, 2025. [By way of background, Ms. Wesley is replacing Thomas James whose term expired on May 31, 2019.]

A motion was made by Councilperson Fields, seconded by Councilperson Griggs, that this matter be Approved. The motion carried by the following vote:

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

200371 Appointment/Hurley Board of Managers/Brenda R. Williams

Resolution resolving that the Flint City Council approves the appointment of Brenda R. Williams (2000 N. Saginaw Street, Flint MI 48505) to serve a five-year term on the Hurley Board of Managers, commencing September 14, 2020, and expiring April 30, 2025. [NOTE: By way of background, Ms. Williams is replacing Carl Bekofske, whose term expired April 30, 2017.]

A motion was made by Councilperson Winfrey, seconded by Councilperson Winfrey-Carter, that this matter be Approved. The motion carried by the following vote:

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

200372 Appointment/Hurley Board of Hospital Managers/Dr. Samir Elian

Resolution resolving that the Flint City Council approves the appointment of Dr. Samir Elian (733 Campbell Street, Flint, MI, 48507) to the Hurley Board of Hospital Managers for a five-year term, commencing September 14, 2020, and expiring on April 30, 2025. [By way of background, Dr. Elian is replacing Ronald Stewart, whose term expired May 15, 2019.]

A motion was made by Councilperson Fields, seconded by Councilperson Guerra, that this matter be DROPPED. The motion carried by the following vote:

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

200373 Appointment/Economic Development Corporation (EDC) Board of Directors/Gregory Viener/Banking Professional

Resolution resolving that the Flint City Council approves the appointment of Gregory Viener (16386 Murray Road, Byron, MI 48418) to the Economic

Development Corporation (EDC) Board of Directors, as the banking professional, for a six-year term, commencing September 14, 2020, and expiring September 1, 2026. [By way of background, Mr. Viener is filling a vacant position.]

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey-Carter, that this matter be POSTPONED for September 28, 2020. The motion failed by the following vote:

Aye: 4 - Councilperson Mays, Councilperson Winfrey-Carter, Councilperson Galloway and Councilperson Griggs

No: 5 - Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey and Councilperson Worthing

A motion was made by Councilperson Fields, seconded by Councilperson Winfrey, that this matter be Approved. The motion carried by the following vote:

Aye: 6 - Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey, Councilperson Griggs and Councilperson Worthing

No: 1 - Councilperson Winfrey-Carter

Abstain: 2 - Councilperson Mays and Councilperson Galloway

LICENSES

MOTION

Councilperson Fields, with support from Councilperson Mays, made a motion to recess this meeting until 5:30 p.m. Wednesday, Sept. 16, 2020. The vote was 6:3 (No: Guerra, Galloway, Griggs).

RESOLUTIONS

200302.2 Approval/Alley Vacation/South of Louisa Street/Between M.L. King Street and Root Street

Resolution resolving that the alley south of Louisa Street, between M.L. King Street and Root Street, starting where the alley adjoins Louisa Street right-of-way, spanning south and terminating at the north parcel line of parcel #40-12-427-020, extended west, 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 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. [NOTE: According to the Staff Review, the alley will become the ownership of the adjacent property owner, Norstar Development, USA, LP.]

POSTPONED

200375 Ace-Saginaw Paving Co./Asphalt Paving Materials

Resolution authorizing the proper city officials, upon City Council's approval, to enter into a contract with Ace-Saginaw Paving Co. for asphalt paving materials, as requested by DPW, in an amount NOT-TO-EXCEED \$283,788.00, for an aggregate total of \$782,188.00 [Major Street Fund Acct. No. 202-449.201-782.000 = \$95,000.00; Acct. No. 202-449.203-782.000 = \$13,400.00; and Acct. No. 202-449.211-782.000 = \$8,829.00; and Local Street Fund Acct. No. 203-449.201-782.000 = \$142,500.00; Acct. No. 203-449.203-782.000 = \$12,155.00; and Acct. No. 203-449.211-782.000 = \$11,904.00.]

POSTPONED**200376 Contract/American Leak Detection/Water Leak Services**

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to do all things necessary to enter into a contract with American Leak Detection for water leak services, as requested by DPW, in an amount NOT-TO-EXCEED \$151,528.00 [Water Fund Acct. No. 591-540.300-801.000.]

POSTPONED**200377 Budget Amendment/Transfer of Funds/Transportation Department/Department of Public Works/Various Construction Projects**

Resolution authorizing the appropriate city officials to do all things necessary to amend the 2020-2021 budget of the City of Flint to reflect the changes requested to the city's Department of Public Works -- Local and Major Street Funds -- for a total change of \$6,902,275.00 [The money will go into Major Street Fund Professional Services, Education and Training, Supplies, Postage, Printing and Publishing, Repairs & Maintenance and Rentals, Supplies, Asphalt and Equipment, and into Local Street Fund Supplies, Asphalt and Equipment.] [NOTE: The budget amendments are for the Saginaw Street Construction Project, the Robert T. Longway Boulevard Construction Project, the Fenton Road Bridge Construction Project, and the Miller Road Construction Project.]

POSTPONED**200378 Settlement/Ralph Bieber v City of Flint/Genesee County Circuit Court No. 18-112051-NO**

Resolution resolving that the City Administrator hereby authorizes settlement in the matter of Ralph Bieber v City of Flint, Genesee County Circuit Court No. 18-112051-NO, in the amount of \$70,000.00, in satisfaction of any and all claims arising out of said matter, with payment drawn from appropriated funds in the Litigation and Suits Acct. No. 677-266.200-956.300.

POSTPONED**200379 Public Hearing/Street Vacation/Island Street Between West Kearsley Street and North Grand Traverse Street**

A public hearing to consider the vacation of Island Street, between West Kearsley Street and North Grand Traverse Street, shall be held on the _____ day of _____, 2020, at 5:30 p.m. in City Council Chambers [or Electronic Public Meeting], City Hall, 1101 S. Saginaw Street, Flint, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than fifteen (15) days prior to said hearing. [NOTE: According to the Staff Review, the street will be discontinued forever as a public street, alley or public ground and become the ownership of the adjacent property owner, Uptown Reinvestment Corp.]

POSTPONED

ADD-ON RESOLUTIONS

200390 Amendment/Grant Agreement/Michigan Department of Environment, Great Lakes, and Energy (EGLE)/Brownfield Grant Contract

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to amend and increase existing grant agreement with the Michigan Department of Environment, Great Lakes, and Energy (EGLE), in the amount of \$400,000.00, for a revised total of \$1,400,000.00, as requested by Planning and Development, and to appropriate revenue and expenditure amounts using Grant Code No. SDEQ-19-BRDP, and to make the grant funds available in the current and any subsequent fiscal years that funding continues to remain available by the grantor. [NOTE: EGLE has granted the city and housing partner an additional \$400,000.00 for the purpose of environmental investigation necessary to evaluate the recognized environmental conditions within the Choice Neighborhoods Phases I and II housing development.]

POSTPONED

200391 Grant Acceptance/Budget Amendment/Transfer of Funds/Center for Tech & Civic Life/Safe Voting Plan 2020

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to accept the Center for Tech and Civic Life grant award for the City of Flint Safe Voting Plan 2020, and to set up the appropriate revenue and expense accounts in the 296 Grant Fund, in the amount of \$475,625.00, in accordance with the terms of the grant, for a grant project period of June 15, 2020, through December 31, 2020, representing the dates between which covered costs may be applied. [NOTE: The Center for Tech and Civic Life has decided to award a grant to the City of Flint's Office of the City Clerk to support the public purpose of planning and operationalizing safe and secure election administration in the City of Flint.]

POSTPONED

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

SECOND READING AND ENACTMENT OF ORDINANCES

200304 Amendment/Ordinance/Chapter 24 (Housing)/Section 24-4 (Adoption - Comprehensive Rental Inspection Code)

An ordinance to amend Chapter 24 (Housing), Section 24-4 (Adoption - Comprehensive Rental Inspection Code) of the Code of the City of Flint.

POSTPONED

200326 Amendment/Ordinance/Chapter 2 (Administration)/Article VI (City Wide Advisory Committee (CWAC))

An ordinance to amend Chapter 2 (Administration), Article VI (City Wide Advisory Committee), of the Code of the City of Flint by amending Sections 2-26 through 2-26.4.

POSTPONED

200330 Ordinance/Article VII/Chapter 35 (Personnel)/Section 35-112.2 (Adoption-Job Description & Qualifications)/Human Resources & Labor Relations Director

An ordinance to amend the Flint City Code of Ordinances by adopting Article VI, Chapter 35 (Personnel); Section 35-112.3 (Adoption - Job Description and Qualifications), Human Resources & Labor Relations Director. [NOTE: New ordinance changes the requirement for municipal experience.]

POSTPONED

200352 Amendment/Ordinance/Chapter 18 (Taxation; Funds; Purchasing)/Article I (In General)/Section 18-4.1 (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons)

The provisions of Chapter 18, (Taxation; Funds; Purchasing); Article I, (In General); Section 18-4.1, (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons) shall be amended by adding subsection (DD). [NOTE: The PILOT is for Orchard Lane Limited Dividend Housing Association, LLC, a Michigan Limited Liability Co. (Orchard Lane Apartments). The annual service charge for the class of persons of low and moderate income shall be equal to four and one-half (4 1/2) percent of the annual shelter rents, exclusive of charges for gas, electricity, heat or other utilities furnished to the occupants.]

POSTPONED

200353 Amendment/Ordinance/Chapter 18 (Taxation; Funds; Purchasing)/Article I (In General)/Section 18-4.1 (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons)

An ordinance to amend the Code of the City of Flint by amending Chapter 18, (Taxation; Funds; Purchasing); Article I, (In General); Section 18-4.1, (Service

Charge in Lieu of Taxes for Housing Facilities for Certain Persons) shall be amended by adding subsection (EE). [NOTE: The PILOT is for Clark Commons III, Limited Dividend Housing Association (LDHA), LLC, a limited liability company. The annual service charge for the class of persons of low and moderate income shall be equal to four (4) percent of the annual shelter rents, exclusive of charges for gas, electricity, heat or other utilities.]

POSTPONED

NEW BUSINESS

ADDITIONAL DISCUSSION ITEMS

FINAL COUNCIL COMMENT

ADJOURNMENT

The City Council recessed this Electronic Public Meeting at 12:06 a.m., after a motion by Councilperson Fields, with support from Councilperson Mays, to recess until 5:30 p.m. Wednesday, September 16, 2020.

Respectfully transcribed & submitted,

Janell Johnson, Administrative Secretary to City Council

200401

City of Flint, Michigan

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



Meeting Minutes 2

Wednesday, September 16, 2020

5:30 PM

**ELECTRONIC PUBLIC MEETING
(Meeting Recessed from September 14, 2020)**

CITY COUNCIL

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

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

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

Eva L. Worthing, Ward 9

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

SPECIAL PUBLIC NOTICE – ELECTRONIC PUBLIC MEETING

RETURN TO ORDER

Council President Monica Galloway returned the meeting to order at 5:30 p.m.

ROLL CALL

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

RESOLUTIONS

200302.2 Approval/Alley Vacation/South of Louisa Street/Between M.L. King Street and Root Street

Resolution resolving that the alley south of Louisa Street, between M.L. King Street and Root Street, starting where the alley adjoins Louisa Street right-of-way, spanning south and terminating at the north parcel line of parcel #40-12-427-020, extended west, 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 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. [NOTE: According to the Staff Review, the alley will become the ownership of the adjacent property owner, Norstar Development, USA, LP.]

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

200375 Ace-Saginaw Paving Co./Asphalt Paving Materials

Resolution authorizing the proper city officials, upon City Council's approval, to enter into a contract with Ace-Saginaw Paving Co. for asphalt paving materials, as requested by DPW, in an amount NOT-TO-EXCEED \$283,788.00, for an aggregate total of \$782,188.00 [Major Street Fund Acct. No. 202-449.201-782.000 = \$95,000.00; Acct. No. 202-449.203-782.000 = \$13,400.00; and Acct. No. 202-449.211-782.000 = \$8,829.00; and Local Street Fund Acct. No. 203-449.201-782.000 = \$142,500.00; Acct. No. 203-449.203-782.000 = \$12,155.00; and Acct. No. 203-449.211-782.000 = \$11,904.00.]

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

200376 Contract/American Leak Detection/Water Leak Services

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to do all things necessary to enter into a contract with American

Leak Detection for water leak services, as requested by DPW, in an amount NOT-TO-EXCEED \$151,528.00 [Water Fund Acct. No. 591-540.300-801.000.]

SEPARATED FROM MASTER RESOLUTION

- 200377** Budget Amendment/Transfer of Funds/Transportation Department/Department of Public Works/Various Construction Projects

Resolution authorizing the appropriate city officials to do all things necessary to amend the 2020-2021 budget of the City of Flint to reflect the changes requested to the city's Department of Public Works -- Local and Major Street Funds -- for a total change of \$6,902,275.00 [The money will go into Major Street Fund Professional Services, Education and Training, Supplies, Postage, Printing and Publishing, Repairs & Maintenance and Rentals, Supplies, Asphalt and Equipment, and into Local Street Fund Supplies, Asphalt and Equipment.] [NOTE: The budget amendments are for the Saginaw Street Construction Project, the Robert T. Longway Boulevard Construction Project, the Fenton Road Bridge Construction Project, and the Miller Road Construction Project.]

SEPARATED FROM MASTER RESOLUTION

- 200378** Settlement/Ralph Bieber v City of Flint/Genesee County Circuit Court No. 18-112051-NO

Resolution resolving that the City Administrator hereby authorizes settlement in the matter of Ralph Bieber v City of Flint, Genesee County Circuit Court No. 18-112051-NO, in the amount of \$70,000.00, in satisfaction of any and all claims arising out of said matter, with payment drawn from appropriated funds in the Litigation and Suits Acct. No. 677-266.200-956.300.

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

- 200379** Public Hearing/Street Vacation/Island Street Between West Kearsley Street and North Grand Traverse Street

A public hearing to consider the vacation of Island Street, between West Kearsley Street and North Grand Traverse Street, shall be held on the _____ day of _____, 2020, at 5:30 p.m. in City Council Chambers [or Electronic Public Meeting], City Hall, 1101 S. Saginaw Street, Flint, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than fifteen (15) days prior to said hearing. [NOTE: According to the Staff Review, the street will be discontinued forever as a public street, alley or public ground and become the ownership of the adjacent property owner, Uptown Reinvestment Corp.]

SEPARATED FROM MASTER RESOLUTION

- 200390** Amendment/Grant Agreement/Michigan Department of Environment, Great Lakes, and Energy (EGLE)/Brownfield Grant Contract

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to amend and increase existing grant agreement with the Michigan Department of Environment, Great Lakes, and Energy (EGLE), in the amount of \$400,000.00, for a revised total of \$1,400,000.00, as requested by Planning and Development, and to appropriate revenue and expenditure amounts using Grant Code No. SDEQ-19-BRDP, and to make the grant funds available in the current and any subsequent fiscal years that funding continues to remain available by the grantor. [NOTE: EGLE has granted the city and housing partner an additional \$400,000.00 for the purpose of environmental investigation necessary to evaluate the recognized environmental conditions within the Choice Neighborhoods Phases I and II housing development.]

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

200391 Grant Acceptance/Budget Amendment/Transfer of Funds/Center for Tech & Civic Life/Safe Voting Plan 2020

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to accept the Center for Tech and Civic Life grant award for the City of Flint Safe Voting Plan 2020, and to set up the appropriate revenue and expense accounts in the 296 Grant Fund, in the amount of \$475,625.00, in accordance with the terms of the grant, for a grant project period of June 15, 2020, through December 31, 2020, representing the dates between which covered costs may be applied. [NOTE: The Center for Tech and Civic Life has decided to award a grant to the City of Flint's Office of the City Clerk to support the public purpose of planning and operationalizing safe and secure election administration in the City of Flint.]

SEPARATED FROM MASTER RESOLUTION

Passed The Consent Agenda

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

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

SEPARATED FROM THE MASTER RESOLUTION

200376 Contract/American Leak Detection/Water Leak Services

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to do all things necessary to enter into a contract with American Leak Detection for water leak services, as requested by DPW, in an amount NOT-TO-EXCEED \$151,528.00 [Water Fund Acct. No. 591-540.300-801.000.]

The motion was to table until after all other separations have been voted on.

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey-Carter, that this matter be TABLED. The motion carried by the following vote:

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

200377 Budget Amendment/Transfer of Funds/Transportation Department/Department of Public Works/Various Construction Projects

Resolution authorizing the appropriate city officials to do all things necessary to amend the 2020-2021 budget of the City of Flint to reflect the changes requested to the city's Department of Public Works -- Local and Major Street Funds -- for a total change of \$6,902,275.00 [The money will go into Major Street Fund Professional Services, Education and Training, Supplies, Postage, Printing and Publishing, Repairs & Maintenance and Rentals, Supplies, Asphalt and Equipment, and into Local Street Fund Supplies, Asphalt and Equipment.] [NOTE: The budget amendments are for the Saginaw Street Construction Project, the Robert T. Longway Boulevard Construction Project, the Fenton Road Bridge Construction Project, and the Miller Road Construction Project.]

A motion was made by Councilperson Fields, seconded by Councilperson Worthing, that this matter be Adopted. The motion carried by the following vote:

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

200379 Public Hearing/Street Vacation/Island Street Between West Kearsley Street and North Grand Traverse Street

A public hearing to consider the vacation of Island Street, between West Kearsley Street and North Grand Traverse Street, shall be held on the _____ day of _____, 2020, at 5:30 p.m. in City Council Chambers [or Electronic Public Meeting], City Hall, 1101 S. Saginaw Street, Flint, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than fifteen (15) days prior to said hearing. [NOTE: According to the Staff Review, the street will be discontinued forever as a public street, alley or public ground and become the ownership of the adjacent property owner, Uptown Reinvestment Corp.]

A motion was made by Councilperson Mays, seconded by Councilperson Fields, that this matter be Amended. The motion carried by the following vote:

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

200379.1 Amendment/Public Hearing/Street Vacation/Island Street Between West Kearsley Street and North Grand Traverse Street

An amended resolution for a public hearing to consider the vacation of Island Street, between West Kearsley Street and North Grand Traverse Street, shall be held on the _____ day of _____, 2020, at 5:30 p.m. in City Council Chambers [or Electronic Public Meeting], City Hall, 1101 S. Saginaw Street, Flint, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than fifteen (15) days prior to said hearing. [NOTE: Resolution amended to add "or Electronic Public Meeting" to resolution.]

A motion was made by Councilperson Fields, seconded by Councilperson Griggs, that this matter be Adopted. The motion carried by the following vote:

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

200391 Grant Acceptance/Budget Amendment/Transfer of Funds/Center for Tech & Civic Life/Safe Voting Plan 2020

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to accept the Center for Tech and Civic Life grant award for the City of Flint Safe Voting Plan 2020, and to set up the appropriate revenue and expense accounts in the 296 Grant Fund, in the amount of \$475,625.00, in accordance with the terms of the grant, for a grant project period of June 15, 2020, through December 31, 2020, representing the dates between which covered costs may be applied. [NOTE: The Center for Tech and Civic Life has decided to award a grant to the City of Flint's Office of the City Clerk to support the public purpose of planning and operationalizing safe and secure election administration in the City of Flint.]

A motion was made by Councilperson Mays, seconded by Councilperson Davis, that this matter be Adopted. The motion carried by the following vote:

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

200376 Contract/American Leak Detection/Water Leak Services

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to do all things necessary to enter into a contract with American Leak Detection for water leak services, as requested by DPW, in an amount NOT-TO-EXCEED \$151,528.00 [Water Fund Acct. No. 591-540.300-801.000.]

Councilperson Mays, with support from Councilperson Winfrey, made a motion to remove this resolution from the table. The motion passed 9:0.

A motion was made by Councilperson Mays, seconded by Councilperson Fields, that this matter be Adopted. The motion carried by the following vote:

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

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

SECOND READING AND ENACTMENT OF ORDINANCES

200304 Amendment/Ordinance/Chapter 24 (Housing)/Section 24-4 (Adoption - Comprehensive Rental Inspection Code)

An ordinance to amend Chapter 24 (Housing), Section 24-4 (Adoption - Comprehensive Rental Inspection Code) of the Code of the City of Flint.

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be POSTPONED for September 28, 2020. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Councilperson Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, Councilperson Galloway, Councilperson Griggs and Councilperson Worthing

No: 1 - Councilperson Guerra

200326 Amendment/Ordinance/Chapter 2 (Administration)/Article VI (City Wide Advisory Committee (CWAC))

An ordinance to amend Chapter 2 (Administration), Article VI (City Wide Advisory Committee), of the Code of the City of Flint by amending Sections 2-26 through 2-26.4.

A motion was made by Councilperson Fields, seconded by Councilperson Winfrey, that this matter be PASSED. The motion carried by the following vote:

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

200330 Ordinance/Article VI/Chapter 35 (Personnel)/Section 35-112.2 (Adoption-Job Description & Qualifications)/Human Resources & Labor Relations Director

An ordinance to amend the Flint City Code of Ordinances by adopting Article VI, Chapter 35 (Personnel); Section 35-112.3 (Adoption - Job Description and Qualifications), Human Resources & Labor Relations Director. [NOTE: New ordinance changes the requirement for municipal experience.]

A motion was made by Councilperson Fields, seconded by Councilperson Davis, that this matter be PASSED. The motion carried by the following vote:

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

200352 Amendment/Ordinance/Chapter 18 (Taxation; Funds; Purchasing)/Article I (In General)/Section 18-4.1 (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons)

The provisions of Chapter 18, (Taxation; Funds; Purchasing); Article I, (In General); Section 18-4.1, (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons) shall be amended by adding subsection (DD). [NOTE: The PILOT is for Orchard Lane Limited Dividend Housing Association, LLC, a Michigan Limited Liability Co. (Orchard Lane Apartments). The annual service charge for the class of persons of low and moderate income shall be equal to four and one-half (4 1/2) percent of the annual shelter rents, exclusive of charges for gas, electricity, heat or other utilities furnished to the occupants.]

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be PASSED. The motion carried by the following vote:

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

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

200353 Amendment/Ordinance/Chapter 18 (Taxation; Funds; Purchasing)/Article I (In General)/Section 18-4.1 (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons)

An ordinance to amend the Code of the City of Flint by amending Chapter 18, (Taxation; Funds; Purchasing); Article I, (In General); Section 18-4.1, (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons) shall be amended by adding subsection (EE). [NOTE: The PILOT is for Clark Commons III, Limited Dividend Housing Association (LDHA), LLC, a limited liability company. The annual service charge for the class of persons of low and moderate income shall be equal to four (4) percent of the annual shelter rents, exclusive of charges for gas, electricity, heat or other utilities.]

A motion was made by Councilperson Winfrey-Carter, seconded by Councilperson Davis, that this matter be PASSED. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, Councilperson Galloway and Councilperson Worthing

No: 1 - Councilperson Griggs

NEW BUSINESS

MOTION

issue a subpoena to Mayor Sheldon Neeley to require him to attend the next City Council meeting. The motion failed 3:4 (No: Davis, Guerra, Winfrey, Griggs). (Absent: Fields, Worthing).

MOTION

Councilperson Mays, with support from Councilperson Winfrey-Carter, made a motion to hold an Investigative Hearing to discuss "interference with a major mayoral election." The motion failed 4:3 (No: Davis, Guerra, Griggs). (Absent: Fields, Worthing).

ADDITIONAL DISCUSSION ITEMS

FINAL COUNCIL COMMENT

ADJOURNMENT

Council President Monica Galloway adjourned his Electronic Public Meeting at 9:25 p.m., after a motion by Councilperson Mays, with support from Councilperson Griggs. The vote was 5:1 (No: Mays).

Respectfully transcribed & submitted,

Janell Johnson, Administrative Secretary to City Council

200406

RESOLUTION NO.: _____

PRESENTED: SEP 28 2020

ADOPTED: _____

**RESOLUTION RECOMMENDING THE APPOINTMENT OF SAN JUANA OLIVARES TO
THE FLINT HOUSING COMMISSION BOARD OF COMMISSIONERS REPLACING JESSIE
MCINTOSH**

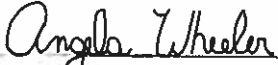
BY THE MAYOR:

WHEREAS, The Flint Housing Commission is governed by a board of five (5) Commissioners; the term of appointment is five (5) years, pursuant to the by-laws of the Flint Housing Commission; and

WHEREAS, Mayor Sheldon A. Neeley recommends the appointment of San Juana Olivares (951 Perry St., Flint, MI 48504), to replace Jessie McIntosh, on the Flint Housing Commission Board of Commissioners, term expired August 31, 2020.

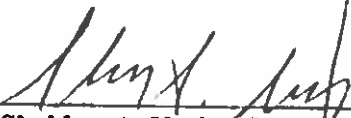
THEREFORE, BE IT RESOLVED that the Flint City Council approves the appointment of San Juana Olivares to serve a five-year term on the Flint Housing Commission, commencing August 31, 2020 and expiring August 31, 2025.

APPROVED AS TO FORM:



Angela Wheeler, Chief Legal Officer

FOR THE CITY OF FLINT:



Sheldon A. Neeley, Mayor

APPROVED BY CITY COUNCIL:

Monica Galloway, City Council President

San Juana Olivares
951 Perry St.
Flint, MI 48504
olivaresanjuana@gmail.com
810-966-6015

Summary of Qualifications: A highly motivated individual with over ten years of experience as a Bilingual Interpreter and Translator. Excellent interpersonal communication skills. Strong commitment to team work, a highly responsible and dedicated team player. Computer skills include Microsoft Word, Excel, Powerpoint, StarOffice 8, Publisher, and Windows DVD Movie Maker.

Education:

Davenport University
Bachelor's in Business

March 2019-

Work History:

Genesee County Hispanic Latino Collaborative-La Placita
President & CEO
Co-Founder
Past Chair

January 2016- Present

Responsible for the overall management and direction of the organization in accordance with the vision and mission. Provides oversight and overall management, planning vision and leadership for all aspects of La Placita; including programs and services, finance, resource development, communications, fund raising, and board development. Assumes a leadership role for La Placita in representing the organization in the larger community, including other nonprofits and appropriate supporters. Providing advocacy for the Hispanic community in Flint.

Responsibilities: Support and work with the Board of Directors, manage the center, oversee Work Study students, and volunteers.

Host fund raising events and attend fundraising events of supportive partners.

Manage all programs of the center, including the language programs; ESL (English as a Second Language) and SSL (Spanish as a Second Language), youth and family education programs and in conjunction with the food pantry.

Hispanic Technology & Community Center of Greater Flint
Executive Director
Interim Executive Director

July 1, 2015- January 15, 2016

April 13, 2015- July 1, 2015
Flint, MI.

Responsible for the overall management and direction of the organization in accordance with the vision and mission. Provides oversight and overall management, planning vision and leadership for all aspects of the Hispanic Technology & Community Center of Greater Flint; including programs and services, finance, resource development, communications, fund raising, and board development. Assumes a leadership role for the HTCC of Greater Flint in representing the organization in the larger community, including other nonprofits and appropriate supporters.

Responsibilities: Support and work with the Board of Directors, manage the center, oversee Work Study

students, and volunteers.

Host fund raising events and attend fundraising events of supportive partners.

Manage all programs of the center, including the language programs; ESL (English as a Second Language) and SSL (Spanish as a Second Language), youth and family education programs and in conjunction with the food pantry.

VSA artsJAM- Site Coordinator
Hispanic Tech. & Community Center of Greater Flint

November 2014 to Present
Flint, MI.

Managed the artsJAM at the Hispanic Technology & Community Center of Greater Flint, planned all arts classes for students Kdg. to 12th grade, hired all art instructors throughout the year, and planned events for the art classes.

American GI Forum-Flint/Hispanic Tech. & Community Center
Interpretation and Translation Services Program Director.

March 2014- October 2014
Flint, MI.

Managed all appointments for Spanish speaking community members, attended medical and non-medical appointments for Spanish speaking community members who were in need of an interpreter. Created a database to help with Spanish speaking community members information; doctor's information, medicine, and all appointments. Hired any interpreters and translators that were needed.

ITC, Interpreter, Translator, and Consultants
Interpreter for Medical Appointments

November 2010-April 2011
Flint, MI.

Interpreter for Spanish speaking community members, attended medical appointments only.

Self Employed
Interpreter

January 2008 – April 2009
Flint, MI.

Interpreter for Spanish speaking community members, attended medical and non-medical appointments.

Blackjack's Pizza
Prep-Cook & Cashier

February 2007- July 2007
Oil City, MI.

Assisted with doing all prep-work, prepared, and baked pizzas. Took orders over the phone and walk ins.

Mott Community College
Personal Spanish Tutor

September 2006 - November 2006
Flint, MI.

Tutored high school student with his Spanish.

Kustoms Installations
Interpreter

October 2004 – December 2004
Burton, MI.

Interpreter for Spanish community members in Baltimore, Maryland who worked for Pepsi Co.

Bilingual Migrant Education Program
Childcare Provider

April 2004 – June 2004
Flint, MI.

Had different activities for children between the ages of 5 years old to 12 years old during meetings for the parents.

Guadalajara Grill Mexican Restaurant
Waitress & Cashier

September 2003 – April 2004
Burton, MI.

Served customers, took orders over the phone and walk ins. Assisted with the cash register.

Community Services:

- | | |
|---|------------------------------------|
| Our Lady of Guadalupe Catholic Church
Event Coordinator | January 2012-September 2012 |
| <ul style="list-style-type: none">• Participated in the Fiesta Mexicana Fundraising committee• Planned Seniors' Senior Citizen Prom• Assisted with various fundraising events such as cooking on Sundays, selling pan dulce, and having rummage sales | |
| Students Against Destructive Decisions
President & Event Coordinator | September 2000- April 2003 |
| <ul style="list-style-type: none">• Assisted with different events throughout the school year• Held meetings• Attended conferences | |
| Spanish Speaking Information Center
Spanish Interpreter | April 2005- May 2007 |
| <ul style="list-style-type: none">• Volunteer interpreter• Assisted with planning with events and volunteered at any events | |
| Washington Elementary School
Tutor, Mentor, and Event Coordinator | September 2003- May 2011 |
| <ul style="list-style-type: none">• Helped with annual Cinco de Mayo celebration• Taught dance classes to Kdgs.- 6th Graders for the Cinco de Mayo celebration• Helped with any events the school had throughout the year. | |
| The Genesee County Hispanic Latino Collaborative
Even Coordinator Assistant | September 2006- Present |
| <ul style="list-style-type: none">• Chair of the annual Cesar E. Chavez March• Chair of the annual Health Fair• Assisted with any events planned throughout the year | |
| American GI Forum/Hispanic Technology & Community Center
Event Coordinator | June 2003- October 2014 |
| <ul style="list-style-type: none">• Assisted with planning of any events• Help with any tasks needed at the center• Help community members Spanish/English speakers with resources | |

Skills:

Bilingual- Spanish and English Speaker

Experienced with Computer Technology

Excellent Mentor Skills

Adapts well to change

Awards

Women of the Year

June 2013

American GI Forum State Award

Hispanic Business and Economic Development Award

September 2015

Hispanic & Latino Commission of Michigan/ Hispanic Caucus

National Civil Rights Aztec Award

July 2016

LULAC

The Spirit of Frida Khalo Civil Rights Award

March 2017

Mi Gente Magazine

Freshwater Hero Award

April 2017

Freshwater Future

Molina Champion Award

May 2017

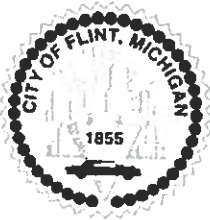
Molina Healthcare

The Human Rights Movement Builder Award

December 2017

US Human Rights Network

References Upon Request



RESOLUTION NO.: **200395**

PRESENTED: **SEP 28 2020**

ADOPTED: _____

**RESOLUTION TO MICHIGAN STATE UNIVERSITY FOR FLINT RECAST PROGRAM
EVALUATION**

BY THE CITY ADMINISTRATOR:

WHEREAS, in September 2016, the City of Flint was awarded grant number: 3 H79 SM063521-05S1, for \$4,860,530.00, over a five-year period by Substance Abuse and Mental Health Services Administration, a branch of the U.S. Department of Health and Human Services (SAMHSA). The funding is allocated for the Flint Resiliency in Communities After Stress and Trauma (ReCAST) (Performance period October 1, 2016 – September 30, 2021); and

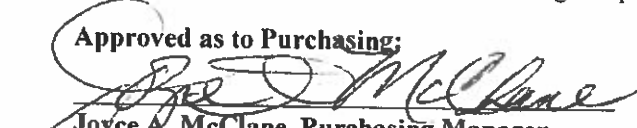
WHEREAS, the primary strategy of Flint ReCAST is to assist high-risk youth and families in the City of Flint affected by the Flint Water Emergency by promoting resilience and equity through implementation of evidence-based programming as well as linkages to trauma-informed behavioral health services; and

WHEREAS, the Michigan State University's mission includes conducting research of the highest caliber that seeks to answer questions and create solutions in order to expand human understanding and make a positive difference, both locally and globally; and

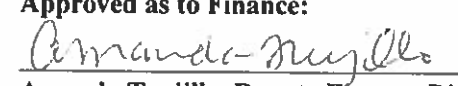
WHEREAS, the Michigan State University will enter a performance-based contract over the duration of the grant program, providing program evaluation, as required by SAMHSA;

IT IS RESOLVED that the appropriate City Officials are authorized to do all things necessary to abide by the terms of the grant and enter into a contract with Michigan State University in the amount not-to-exceed \$97,210.00 over the final 12 month grant period, October 1, 2020 – September 30, 2021.

Approved as to Purchasing:



Joyce A. McClane, Purchasing Manager

Approved as to Finance:


Amanda Trujillo, Deputy Finance Director

Approved as to Form:


Angela Wheeler, Chief Legal Officer


Clyde D. Edwards, City Administrator


Monica Galloway, Council President



RESOLUTION NO.: _____

PRESENTED: _____

ADOPTED: _____

RESOLUTION STAFF REVIEW

Date: September 15, 2020

Agenda Item Title:

RESOLUTION TO MICHIGAN STATE UNIVERSITY FOR FLINT RECAST PROGRAM EVALUATION

Prepared by:

Mayor's Office

Background/Summary of Proposed Action:

The purpose of this resolution is to award a contract to Michigan State University for program evaluation of Flint ReCAST

Included in this process:

- Michigan State University will serve as the Flint ReCAST Project external evaluator
- Michigan State University will be monitored through monthly communication with the City of Flint, including progress and data reports consistent with project milestones
- Michigan State University will collaborate with Flint ReCAST to identify the best metrics for evaluating program success and execute the last wave of the CASPER study

Excluded from this process:

- No known exclusions

Financial Implications:

The \$97,210.00 will be encumbered from the Professional Services line in the Flint ReCAST budget: 3 H79 SM063521-05S1

Budgeted Expenditure: Yes ☒ No ☐

Please explain, if no:

Pre-encumbered: Yes ☒ No ☐

Requisition #: _____

Other Implications: No other implications are known at this time.

Staff Recommendation:

Staff recommends approval of this resolution.

APPROVAL _____

Account Number & Grant Code	Account Name	Amount
296-649.500-801.000 FHHS17ReCAST	Professional Services	\$97,210.00



RESOLUTION NO.: **200396**

PRESENTED: **SEP 28 2020**

ADOPTED: _____

RESOLUTION TO GREATER FLINT HEALTH COALITION FOR FLINT RECAST PROGRAM IMPLEMENTATION

BY THE CITY ADMINISTRATOR:

WHEREAS, in September 2016, the City of Flint was awarded grant number: 3 I179 SM063521-05S1, for \$4,860,530.00, over a five-year period. The funding is allocated for the Flint Resiliency in Communities After Stress and Trauma (ReCAST) (Performance period October 1, 2016 – September 30, 2021);

WHEREAS, the primary strategy of Flint ReCAST is to assist high-risk youth and families in the City of Flint impacted by the Flint Water Emergency by promoting resilience and equity through implementation of evidence-based programming as well as linkages to trauma-informed behavioral health services.

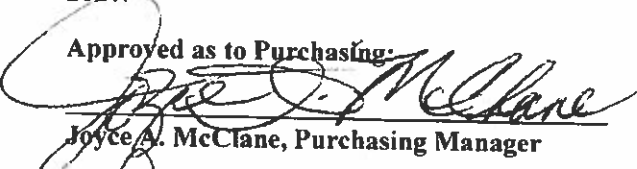
WHEREAS, the Greater Flint Health Coalition mission is to improve the health of status of residents and improve the quality and cost effectiveness of the health care system in the City of Flint.

WHEREAS, the Greater Flint Health Coalition is the established Flint ReCAST community implementation program manager as approved by the Substance Abuse and Mental Health Service Administration (SAMHSA) authorized workplan, with an established role as convener of the ReCAST Community Advisory Board and a track-record of success designing and implementing effective community-based recovery strategies in response to the Flint Water Crisis among community agencies, residents, and institutional partners participating in ReCAST's Community Initiated Trauma Informed Program Strategy.

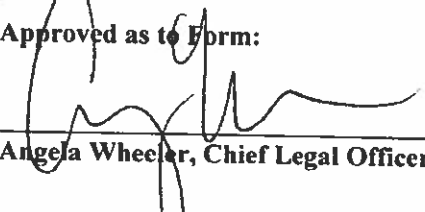
WHEREAS, the Greater Flint Health Coalition will enter a performance-based MOU over the duration of the grant program, providing program implementation, serve as the neutral convener of the Flint ReCAST Community Advisory Board, and coordinate integration and collaboration with community-based partners.

IT IS RESOLVED that the appropriate City Officials are authorized to do all things necessary to abide by the terms of the ReCAST grant, and enter into a contract with Greater Flint Health Coalition in the amount not-to-exceed \$493,226.00 over the final 12 month grant period, October 1, 2020 – September 30, 2021.

Approved as to Purchasing:


Joyce A. McClane, Purchasing Manager

Approved as to Form:


Angela Wheeler, Chief Legal Officer


Monica Galloway, Council President

Approved as to Finance:


Amanda Trujillo, Deputy Finance Director


Clyde D. Edwards, City Administrator



RESOLUTION NO.: _____

PRESENTED: _____

ADOPTED: _____

RESOLUTION STAFF REVIEW

Date: September 15, 2020

Agenda Item Title:

RESOLUTION TO GREATER FLINT HEALTH COALITION FOR FLINT RECAST PROGRAM IMPLEMENTATION

Prepared by:

Mayor's Office

Background/Summary of Proposed Action:

The purpose of this resolution is to award a contract to Greater Flint Health Coalition for program implementation of Flint ReCAST

Included in this process:

- Lead the implementation of Flint ReCAST in collaboration with the City of Flint administration
- Serve as the neutral convener of the expanded Flint ReCAST Community Advisory Board
- Assist with the integration of Flint ReCAST community-based implementation partners, promoting collective impact work with youth and families to advance the project's goals and objectives
- Grant funds to community-based implementation partners at the direction of the Community Advisory Board
- Oversee data collection and reporting from the collective of community-implementation partners

Excluded from this process:

- No known exclusions

Financial Implications:

The \$493,226.00 will be encumbered from the Professional services line in the Flint ReCAST budget: 3 II79 SM063521-05S1

Budgeted Expenditure: Yes X No

Please explain, if no:

Pre-encumbered: Yes X No

Requisition #: _____

Other Implications: No other implications are known at this time.

Staff Recommendation:

Staff recommends approval of this resolution.

APPROVAL _____

Account Number & Grant Code	Account Name	Amount
296-649.500-801.000 FHHS17ReCAST	Professional Services	\$493,226.00



RESOLUTION NO.: **200397**

PRESENTED: **SEP 28 2020**

ADOPTED: _____

**RESOLUTION TO CRIM FITNESS FOUNDATION FOR FLINT RECAST PROGRAM
CITYWIDE SPORTS PROGRAM**

BY THE CITY ADMINISTRATOR:

WHEREAS, in September 2016, the City of Flint was awarded grant number: 3 H79 SM063521-05S1, for \$4,860,530.00, over a five-year period by Substance Abuse and Mental Health Services Administration, a branch of the U.S. Department of Health and Human Services (SAMHSA). The funding is allocated for the Flint Resiliency in Communities After Stress and Trauma (ReCAST) (Performance period October 1, 2016 – September 30, 2021); and

WHEREAS, the primary strategy of Flint ReCAST is to assist high-risk youth and families in the City of Flint impacted by the Flint Water Emergency by promoting resilience and equity through implementation of evidence-based programming as well as linkages to trauma-informed behavioral health services; and

WHEREAS, the Crim Fitness Foundation's mission is to advocate for and support policy, systems and environment change that creates equitable access to safe opportunities to be physically active throughout Flint and Genesee County; and

WHEREAS, the Crim Fitness Foundation is the lead agency for the established City of Flint Community Education Initiative; and

WHEREAS, the Crim Fitness Foundation will enter a performance-based contract over the duration of the grant program, providing citywide sports programming for Flint youth;

IT IS RESOLVED that the appropriate City Officials are authorized to do all things necessary to abide by the terms of the grant and enter into a contract with Crim Fitness Foundation in the amount not-to-exceed \$86,716.00 over the final 12 month grant period, October 1, 2020 – September 30, 2021.

Approved as to Purchasing:


Joyce A. McClane, Purchasing Manager

Approved as to Finance:


Amanda Trujillo, Deputy Finance Director

Approved as to Form:


Angela Wheeler, Chief Legal Officer


Monica Galloway, Council President


Clyde D. Edwards, City Administrator



RESOLUTION NO.: _____

PRESENTED: _____

ADOPTED: _____

RESOLUTION STAFF REVIEW

Date: September 15, 2020

Agenda Item Title:

**RESOLUTION TO CRIM FITNESS FOUNDATION FOR FLINT RECAST PROGRAM
CITYWIDE SPORTS PROGRAM**

Prepared by:

Mayor's Office

Background/Summary of Proposed Action:

The purpose of this resolution is to award a contract to Crim Fitness Foundation for program evaluation of Flint ReCAST Included in this process:

- Crim Fitness Foundation will implement resilience based, city-wide physical activity programs, in partnership with the existing City of Flint Community Education Initiative
- Crim Fitness Foundation will expand youth-based mindfulness programs and community trainings consistent with ReCAST project objectives, to engage youth in programming throughout the City of Flint
- Crim Fitness Foundation will be monitored through monthly communication with the City of Flint, providing progress/data reports consistent with project milestones, and participate in funded partner convenings

Excluded from this process:

- No known exclusions

Financial Implications:

The \$86,716.00 will be encumbered from the Professional Services line in the Flint ReCAST budget: 3 H79 SM063521-05S1

Budgeted Expenditure: Yes ☒ No ☐

Please explain, if no:

Pre-encumbered: Yes ☒ No ☐

Requisition #: _____

Other Implications: No other implications are known at this time.

Staff Recommendation:

Staff recommends approval of this resolution.

APPROVAL _____

Account Number & Grant Code	Account Name	Amount
296-649.500-801.000 FHHS17ReCAST	Professional Services	\$86,716.00



CITY OF FLINT

200398

RESOLUTION NO.: _____

PRESENTED: SEP 28 2020

ADOPTED: _____

RESOLUTION AUTHORIZING THE SALE OF CITY OWNED LAND TO SHANNON M. LACY

BY THE CITY ADMINISTRATOR:

The City of Flint has acquired title to certain real estate of vacant lots on Albert Street, Parcel ID #40-12-203-014, and Mary Street, Parcel ID 40-12-203-025. The property on Albert Street is an approximately 32' x 121' vacant lot in Ward 5. The lot is situated directly north of 333 Mary Street. The property on Mary Street is an approximately 32' x 95' vacant lot in Ward 5 and is situated directly east of 333 Mary Street.

Shannon Lacy has agreed to purchase the property commonly known as vacant lot on Albert Street, Flint, MI 48503, Parcel ID #40-12-203-014 and legally described as PARK HEIGHTS ADDITION N 30 FT OF LOTS 46, 47 AND 48.

Shannon Lacy has agreed to purchase the property commonly known as vacant lot on Mary Street, Flint, MI 48503, Parcel ID #40-12-203-025 and legally described as PARK HEIGHTS ADDITION E 30 FT OF S 100 FT OF LOT 48

The city's interest in the aforementioned property will be conveyed by a Quit Claim Deed and sold in AS IS condition. Revenue realized from the sale of this real property will be placed in Revenue Account #101-371.209-673.100. Shannon Lacy shall pay the recording fees to register the conveyance documents at the Genesee County Register of Deeds.

IT IS RESOLVED, that the appropriate City Officials are authorized to do all things necessary to enter into and complete the sale of properties commonly known as vacant lot on Albert Street, Flint Michigan, Parcel ID # 40-12-203-014 and legally described as PARK HEIGHTS ADDITION N 30 FT OF LOTS 46, 47 AND 48 and vacant lot on Mary Street, Flint, Michigan, Parcel ID # 40-12-203-025 for a total cost of \$1002.00 and transfer the property to Shannon M. Lacy in an AS IS condition by means of conveyance of a Quit Claim Deed. Revenue realized from the sale of this real property will be placed in Revenue Account #101-371.209-673.100.

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.



CITY OF FLINT

APPROVED AS TO FORM:

Angela Wheeler
Angela Wheeler, Chief Legal Officer

CITY COUNCIL:

Monica Galloway, Council President

APPROVED AS TO FINANCE

Amanda Trujillo
Amanda Trujillo
Interim Chief Financial Officer

ADMINISTRATION:

Clyde Edwards
Clyde Edwards, City Administrator



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: 9/15/2020

BID/PROPOSAL# n/a

AGENDA ITEM TITLE: Resolution recommending disposition of real property owned by the City of Flint as a side-lot sale.

PREPARED BY Suzanne Wilcox, Director of Planning and Development

VENDOR NAME: n/a

BACKGROUND/SUMMARY OF PROPOSED ACTION:

The City of Flint has acquired title to certain real estate of vacant lots on Albert Street, Parcel ID #40-12-203-014, and Mary Street, Parcel ID 40-12-203-025. The property on Albert Street is an approximately 32' x 121' vacant lot in Ward 5. The lot is situated directly north of 333 Mary Street. The property on Mary Street is an approximately 32' x 95' vacant lot in Ward 5 and is situated directly east of 333 Mary Street.

Shannon Lacy resides at 333 Mary Street, which shares a 100% side boundary with the subject property on Albert Street and a 100% rear boundary with the subject property on Mary Street. Shannon Lacy will purchase subject properties as side-lots in accordance with the City's side lot disposition procedures and apply for a lot combination with the City of Flint's Assessment's Division. Sale price is set at \$501 per property as stipulated in the City of Flint Master Fee Schedule and Side Lot Acquisition Procedures. This transfer does not convey a right to develop the property.

The City of Flint desires to reduce the number of properties that are not on the tax rolls, and/or not in productive use.

Shannon Lacy has agreed to purchase the properties commonly known as vacant lot on Albert Street, Flint, MI 48503, Parcel ID #40-12-203-014 and vacant lot on Mary Street, Parcel ID #40-12-203-025, and legally described as PARK HEIGHTS ADDITION N 30 FT OF LOTS 46, 47 AND 48, and PARK HEIGHTS ADDITION E 30 FT OF S 100 FT OF LOT 48, respectively. The city's interest in the aforementioned property will be conveyed by a Quit Claim Deed and sold in AS IS condition. Revenue realized from the sale of this real property will be placed in Revenue Account #101-371.209-673.100. Shannon Lacy shall pay the recording fees to register the conveyance documents at the Genesee County Register of Deeds.



CITY OF FLINT

FINANCIAL IMPLICATIONS: The property will be removed from the City of Flint owned property list and returned to the tax rolls and/or productive use. Properties will be sold for \$501.00, each, for a total of \$1002.00.

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

Dept.	Name of Account	Account Number	Grant Code	Amount
Planning and Development	Sale of City Land	101-371.209-673.100	n/a	1,002.00
		FY 20/21		\$1,002.00

GRAND TOTAL

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

ACCOUNTING APPROVAL: *Carissa Notson* **Date:** 09/16/2020

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): none

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

DEPARTMENT HEAD SIGNATURE: *Carissa Notson* **Director, Dept of Planning and Development**
(PLEASE TYPE NAME, TITLE)



Resolution No.:

200399

Presented:

SEP 28 2020

Adopted:

Resolution Setting Hearing Date to Consider an Obsolete Property Rehabilitation Exemption Application – J & S Investments of Flint, LLC – 3701 Lapeer Road
(P.A. 146 of 2000, as amended)

By the City Administrator:

WHEREAS, On the 26th day of May, 2020, an Obsolete Property Rehabilitation District was established on the property legally described in the *Attachment* and comprised of real property at 3701 Lapeer Road, and located within the City of Flint

WHEREAS, Owners of said property filed with Flint City Clerk's Office, an application for an Obsolete Property Rehabilitation Exemption, for rehabilitated facilities located within the previously established and legally described Obsolete Property Rehabilitation District.

WHEREAS, Before acting upon said application, the Flint City Council is required by state statute, to hold a public hearing on the approval of the Obsolete Property Rehabilitation Exemption Application, at which time the owners and other interested parties may appear and be heard.

NOW, THEREFORE, BE IT RESOLVED, That such hearing to consider an Obsolete Property Rehabilitation Exemption Application for the J & S Investments of Flint, L.L.C. property located at 3701 Lapeer Road, be held on the _____ day of _____, 2020 at _____ p.m. via electronic public meeting or in the City Council Chamber of Flint City Hall, 1101 S. Saginaw Street, Flint, Michigan. The City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than ten (10) days prior to said hearing.

APPROVED AS TO FORM:

FOR THE CITY OF FLINT

Angela Wheeler
Angela Wheeler, Chief Legal Officer

Clyde Edwards
Clyde Edwards, City Administrator

CITY COUNCIL

Monica Galloway, President

Exhibit A
Legal Description

A part of the East 1/2 of Section 16, Township 7 North, Range 7 East, thence commencing at the East 1/4 corner of Section 16; thence South 88 degrees 59 minutes 42 seconds West 50.00 feet to the West right-of-way line of Center Road; thence North 35 degrees 34 minutes 52 seconds West 265.46 feet along the Southerly right-of-way line of Interstate-69; thence South 88 degrees 49 minutes 30 seconds West 160.00 feet for a point of beginning; thence South 02 degrees 14 minutes 52 seconds East 117.00 feet; thence South 88 degrees 06 minutes 45 seconds West 586.71 feet; thence North 01 degrees 53 minutes 15 seconds West 37.44 feet; thence South 88 degrees 06 minutes 45 seconds West 373.45 feet; thence North 01 degrees 46 minutes 12 seconds West 493.07 feet to the Southerly right-of-way line of Interstate 69; thence South 89 degrees 59 minutes 45 seconds East 166.92 feet along the Southerly right-of-way line of Interstate 69; thence South 70 degrees 10 minutes 19 seconds East 363.31 feet; thence South 59 degrees 58 minutes 41 seconds East 517.21 feet; thence North 88 degrees 49 minutes 30 seconds East 15.00 feet to the point of beginning.

Parcel No. 41-16-401-015 Legal verified T.D.S.
Address: 3701 Lapeer Road, Flint, MI 48503



RESOLUTION STAFF REVIEW

DATE

September 16, 2020

Agenda Item Title:

- ✓ 1. Resolution Setting Hearing Date to Consider the Approval of an Obsolete Property Rehabilitation Exemption Application for J & S Investments of Flint, LLC - 3701 Lapeer Road. (Public Act 146 of 2000, as, amended)
2. Resolution Approving an Obsolete Property Rehabilitation Exemption Application for J & S Investments of Flint, LLC (Public Act 146 of 2000, as amended)

Prepared By

Department of Planning and Development - Community and Economic Development Division, G.R. Dunlap

Background/Summary of Proposed Action:

These resolutions are to 1.) Set a public hearing date on which to allow for public comments on the application for an Obsolete Property Exemption Certificate for 3701 Lapeer Road; 2.) Subsequent approval of the application.

3701 Lapeer Road is the former location of Target Department store located in the shopping plaza at Center and Lapeer Roads. The building, vacant for several years now, has been purchased by J & S Investments of Flint, L.L.C. The owner plans to rehabilitate the building, for warehousing and a retail furniture store, Ashley Home Furniture. The rehab project description can be found as an attachment to the application. City staff proposes a seven (7) year OPRA exemption.

Obsolete Property Rehabilitation Act (OPRA)

Under the OPRA, only those properties within the district meeting the definition of "obsolete property" are eligible for an exemption certificate. The facility for which the OPRA exemption is being requested has been deemed and described as functionally obsolete, which is defined as follows:

... the property is unable to be used to adequately perform the function for which it is intended due to a substantial loss in value resulting from factors such as overcapacity, changes in technology, deficiencies or super inadequacies in design, or other similar factors that affect the property itself or the property's relationship with other surrounding property.

Financial Implications (Analysis):

If the Obsolete Property Rehabilitation Exemption Certificate is granted, property taxes would be levied using the taxable value of the building prior to rehab of the facility (i.e. the value of the building for the year prior to the approval of the application for the certificate) for the exemption period. In addition, state education taxes and school operating taxes would be levied throughout the exemption period, but always using the *current* value of the building and not the pre-rehab value.

Tax savings are realized under the exemption certificate when the owner rehabilitates the building, resulting in an increased taxable value. The owner would then be paying taxes based on the pre-rehabilitated value of the building as opposed to the current higher rehabilitated value.

Budgeted Expenditure: Yes _____ No X _____ Please explain, if no: N/A

Account #:

Date Reviewed and approved by Carissa Dotson N/A

Pre-encumbered: Yes _____ No _____ Requisition # N/A

Other Implications (i.e., collective bargaining): There are no known implications

Staff Recommendation: (PLEASE SELECT): ☒ Approved ☐ Not
Approved

Department Head Signature:

Suzanne Wilcox, Director
Department of Planning and Development
Community & Economic Development Division

RECEIVE

AUG 21 2020

Application for Obsolete Property Rehabilitation Exemption Certificate

This form is issued as provided by Public Act 146 of 2000, as amended. This application should be filed after the district is established. This project will not receive tax benefits until approved by the State Tax Commission. Applications received after October 31 may not be considered for the current year. This application is subject to audit by the State Tax Commission.

INSTRUCTIONS: File the original and two copies of this form and the required attachments with the clerk of the local government unit. (The State Tax Commission requires two copies of the Application and attachments. The original is retained by the clerk.) Please see State Tax Commission Bulletin 9 of 2000 for more information about the Obsolete Property Rehabilitation Exemption. The following must be provided to the local government unit as attachments to this application: (a) General description of the obsolete facility (year built, original use, most recent use, number of stories, square footage); (b) General description of the proposed use of the rehabilitated facility; (c) Description of the general nature and extent of the rehabilitation to be undertaken; (d) A descriptive list of the fixed building equipment that will be a part of the rehabilitated facility; (e) A time schedule for undertaking and completing the rehabilitation of the facility; (f) A statement of the economic advantages expected from the exemption. A statement from the assessor of the local unit of government, describing the required obsolescence has been met for this building, is required with each application. Rehabilitation may commence after establishment of district.

Applicant (Company) Name (applicant must be the OWNER of the facility) JIS Group		
Company Mailing address (No. and street, P.O. Box, City, State, ZIP Code) 3701 Lapeer Rd. Flint MI 48507		
Location of obsolete facility (No. and street, City, State, ZIP Code) SAME		
City, Township, Village (Indicate which) Flint		County Genesee
Date of Commencement of Rehabilitation (mm/dd/yyyy) 9/1/20	Planned date of Completion of Rehabilitation (mm/dd/yyyy) 3/1/21	School District where facility is located (include school code) FLINT
Estimated Cost of Rehabilitation 1.2 MILL	Number of years exemption requested 10	Attach legal description of Obsolete Property on separate sheet
Expected project hardship (check all that apply) <input checked="" type="checkbox"/> Increase Commercial activity <input checked="" type="checkbox"/> Create employment <input checked="" type="checkbox"/> Retain employment <input type="checkbox"/> Prevent a loss of employment <input type="checkbox"/> Revitalize urban areas <input type="checkbox"/> Increase number of residents in the community in which the facility is situated		
Indicate the number of jobs to be retained or created as a result of rehabilitating the facility, including expected construction employment Each year, the State Treasurer may approve 25 additional reductions of half the school operating and state education taxes for a period not to exceed six years. Check the following box if you wish to be considered for this exclusion <input type="checkbox"/>		

APPLICANT'S CERTIFICATION

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all of the information is truly descriptive of the property for which this application is being submitted. Further, the undersigned is aware that, if any statement or information provided is untrue, the exemption provided by Public Act 146 of 2000 may be in jeopardy.

The applicant certifies that this application relates to a rehabilitation program that, when completed, constitutes a rehabilitated facility, as defined by Public Act 146 of 2000, as amended, and that the rehabilitation of the facility would not be undertaken without the applicant's receipt of the exemption certificate.

It is further certified that the undersigned is familiar with the provisions of Public Act 146 of 2000, as amended, of the Michigan Compiled Laws, and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Obsolete Property Rehabilitation Exemption Certificate by the State Tax Commission.

Name of Company Officer (no authorized agents) Jose Sudak	Telephone Number 847 504 6131	Fax Number
Mailing Address 3701 Lapeer Rd	Email Address JOSE@HHS MID MICHIGAN	
Signature of Company Officer (no authorized agents) 	Title CEO	

LOCAL GOVERNMENT UNIT CLERK CERTIFICATION

The Clerk must also complete Parts 1, 2 and 4 on Page 2. Part 3 is to be completed by the Assessor

Signature	Date application received
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FOR STATE TAX COMMISSION USE		
Application Number	Date Received	JCI Code

FLINT CITY CLERK'S OFFICE
RECEIVED 2020 AUG 21 AM 10:37

LOCAL GOVERNMENT ACTION

This section is to be completed by the clerk of the local governing unit before submitting the application to the State Tax Commission. Include a copy of the resolution which approves the application and instruction items (a) through (f) on page 1, and a separate statement of obsolescence from the assessor of record with the State Assessor's Board. All sections must be completed in order to process.

PART 1: ACTION TAKEN

Action Date: _____		
<input type="checkbox"/>	Exemption Approved for _____ Years, ending December 30, _____ (not to exceed 12 years)	
<input type="checkbox"/>	Denied	
Date District Established	LUCI Code	School Code

PART 2: RESOLUTIONS (the following statements must be included in resolutions approving)

<p>A statement that the local unit is a Qualified Local Governmental Unit.</p> <p>A statement that the Obsolete Property Rehabilitation District was legally established including the date established and the date of hearing as provided by section 3 of Public Act 146 of 2000.</p> <p>A statement indicating whether the taxable value of the property proposed to be exempt plus the aggregate taxable value of property already exempt under Public Act 146 of 2000 and under Public Act 198 of 1974 (IFT's) exceeds 5% of the total taxable value of the unit.</p> <p>A statement of the factors, criteria and objectives, if any, necessary for extending the exemption, when the certificate is for less than 12 years.</p> <p>A statement that a public hearing was held on the application as provided by section 4(2) of Public Act 146 of 2000 including the date of the hearing.</p> <p>A statement that the applicant is not delinquent in any taxes related to the facility.</p> <p>If it exceeds 5% (see above), a statement that exceeding 5% will not have the effect of substantially impairing the operation of the Qualified Local Governmental Unit or of impairing the financial soundness of an affected taxing unit.</p> <p>A statement that all of the items described under "Instructions" (a) through (f) of the Application for Obsolete Property Rehabilitation Exemption Certificate have been provided to the Qualified Local Governmental Unit by the applicant.</p>	<p>A statement that the application is for obsolete property as defined in section 2(h) of Public Act 146 of 2000.</p> <p>A statement that the commencement of the rehabilitation of the facility did not occur before the establishment of the Obsolete Property Rehabilitation District.</p> <p>A statement that the application relates to a rehabilitation program that when completed constitutes a rehabilitated facility within the meaning of Public Act 146 of 2000 and that is situated within an Obsolete Property Rehabilitation District established in a Qualified Local Governmental Unit eligible under Public Act 146 of 2000 to establish such a district.</p> <p>A statement that completion of the rehabilitated facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to, increase commercial activity, create employment, retain employment, prevent a loss of employment, revitalize urban areas, or increase the number of residents in the community in which the facility is situated. The statement should indicate which of these the rehabilitation is likely to result in.</p> <p>A statement that the rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at commencement of the rehabilitation as provided by section 2(f) of Public Act 146 of 2000.</p> <p>A statement of the period of time authorized by the Qualified Local Governmental Unit for completion of the rehabilitation.</p>
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PART 3: ASSESSOR RECOMMENDATIONS

Provide the Taxable Value and State Equalized Value of the Obsolete Property, as provided in Public Act 146 of 2000, as amended, for the tax year immediately preceding the effective date of the certificate (December 31st of the year approved by the STC).

Taxable Value		State Equalized Value (SEV)	
Building(s)			
Name of Governmental Unit	Date of Action on application	Date of Statement of Obsolescence	

PART 4: CLERK CERTIFICATION

The undersigned clerk certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way. Further, the undersigned is aware that if any information provided is untrue, the exemption provided by Public Act 146 of 2000 may be in jeopardy.

Name of Clerk	Clerk Signature	Date	
Clerk's Mailing Address	City	State	ZIP Code
	Telephone Number	Fax Number	Email Address

Mail completed application and attachments to: Michigan Department of Treasury
State Tax Commission
P.O. Box 30471
Lansing, Michigan 48909 7971

If you have any questions call 517-335-7491

For guaranteed receipt by the State Tax Commission, it is recommended that applications and attachments are sent by certified mail.

Application Attachment 3701 Lapeer Road

1. General description of the obsolete facility

- Year built - 2001
- Original use, recent use was a Target Retail Store.
- 122,000 Sq. ft.
- Stories - 1 2.

2. Proposed use of the rehabilitated facility.

Warehouse and Distribution Center to serve stores in Flint, Lansing, Port Huron and Saginaw. Also, will serve as corporate headquarters and new store showroom

3. Detailed description of the rehabilitation to be undertaken, preferably itemized lists.

We will be doing a demolition to the existing partition walls, redoing flooring, and working on the ceilings, repainting all walls, and fixing plumbing in restrooms. The building currently has no AC, we are working with a local HVAC company (Goyette) to put in new units. We are also putting new technology, such as a camera system, security system, and servers/Inventory tracking system. We will need to put in a new overhead door, since there are currently only three. We are working with the local disposal companies on installing a new trash compactor, and bailer for recycling all cardboard. On the exterior, the building will need to be completely repainted, and there will be a Depp clean and wash to the current exterior. We will also be redoing and re-patching the parking lot, along with striping the parking spaces. We will be doing any and all landscaping that is needed. The parking lot is currently very dark, so we will be adding lighting to the exterior of the building as well as replacing the parking lot lighting.

4. Descriptive list of fixed building equipment that is part of the rehabilitated facility.

- warehouse racking
- pallet jacks
- Forklifts

5. Time schedule for rehabilitation. - expected finish construction date: 11/01/2020 6.

6. Expected economic advantages from exemption.

The total project/investment will be an estimated 3 million, and the economic advantages is that we are excited and proud to be expanding and bringing back what was once an empty shopping area. We have hopes that the entire center will be leased out to other tenants, when they see a national furniture brand has invested in the shopping center, it will only attract other tenants to join.

We will be also hiring locally for all positons. We will be hiring full and part time positions. We will be hiring for customer service, sales, management, warehouse, and housekeeping positions. This facility will staff over 50 people at once. This is great new investment for the area, since the unemployment in Flint is higher than average, we hope to be able to hope our locals. Overall, we

have been in Flint for a little over a year on Linden Road, and it has been nothing but good to us. For this reason we have chosen the city of Flint to expand in. This will be the largest warehouse for Ashly Furniture in Michigan. We couldn't have picked a better city to grow in, and hope to give back as we have in the past!

200304

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 24, Housing; Section 24-4, Adoption - Comprehensive Rental Inspection Code.

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

Sec. 1. That Section 24-4 of the Code of the City of Flint shall be amended as follows.

ARTICLE I. 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE

§ 24-4 ADOPTION COMPREHENSIVE RENTAL INSPECTION CODE.

~~Pursuant to the provisions of MCL §117.3(k), the 2012 International Property Maintenance Code and any future additions and amendments as published by the International Code Council, Inc., together with City of Flint's Administrative Amendments to the Property Maintenance Code, and the Comprehensive Rental Inspection Code, as are adopted by the City Council from time to time and filed in the office of the City Clerk are hereby adopted, as amended, by reference AND ATTACHED HERETO.~~

The Flint City Council finds that adoption of a comprehensive scheme of rental property inspection in the City of Flint is necessary in order to ensure the health, safety, and welfare of the residents of the City. The Flint City Council also adopts by reference the 2015 International Property Maintenance Code and any future additions or amendments as published by the International Code Council, together with the City of Flint's Administrative Amendments to the Property Maintenance Code, except that in case of any conflict this Comprehensive Rental Inspection Code shall control.

§ 24-4.1 DEFINITIONS

(a) Certificate of Compliance: A written document issued by the Enforcing Agency that denotes that a registered rental dwelling/unit is

fully or partially in conformity with this Comprehensive Rental Inspection Code.

(b) Enforcing Agency: The Department of Planning and Development of the City of Flint and/or their assigned designee(s).

(c) Owner: Any person or entity holding a legal or equitable interest in real property and entitled to collect payment from a tenant in return for the tenant's occupancy of that real property.

(d) Rental Dwelling: Any structure containing one or more rental units occupied by a tenant or tenants for any period of time in exchange for monetary remuneration or other benefit.

(e) Rental Unit: A unit within a rental dwelling intended for occupancy by a person other than the owner, a parent of the owner, or a child of the owner, but including hotel/motel units and rooming units.

(f) Tenant: A person residing in a rental dwelling other than the owner, the owner's spouse, the parent of the owner, or a child of the owner,

(g) Violation Notice: A written notification issued by the Enforcing Agency that documents and communicates to the owner or their registered agent violations of this Comprehensive Rental Inspection Code during an inspection conducted at a rental dwelling/unit, for which corrective action is required.

§ 24-4.2 REGISTRATION

The Enforcing Agency shall create and maintain a rental dwellings registry and an owner/agent registry as further described in this section.

§ 24-4.2.1 Owner/Agent Registry.

(a) Every owner of a rental dwelling shall register with the Enforcing Agency and provide, at minimum, the following information in a form acceptable to the Enforcing Agency:

1. The owner's name and contact information;

2. The address at which the owner can be served with process, if the need should arise;

3. A copy of the owner's and, if applicable, resident agent's driver's license or government-issued identification card; and

4. Any additional information needed to prove of ownership, including, but not limited to, a recorded deed, a recorded land contract and, if applicable, trustee information.

(c) If the owner is not a natural person, or if the owner is not a resident of the State of Michigan, the owner shall designate an agent authorized to accept service of process.

(d) Process shall be sufficient if sent by first class mail to the owner/agent's last address of record.

(e) Failure to comply with this section shall be deemed a municipal civil infraction punishable pursuant to Flint City Ordinance §1-19.

§ 24-4.2.2 Rental Dwellings Registry.

(a) All owners shall register their rental dwelling(s) with the Enforcing Agency, and must update the Enforcing Agency within thirty (30) days of any change in the registered information.

(b) Owners shall provide the following information, in a form acceptable to the Enforcing Agency:

1. The address and permanent parcel number of the rental dwelling;

2. The number, type, and mailing address of all rental units in the dwelling;

3. The name, street address, and driver's license or government-issued identification card number of all owner(s) and other information as needed to prove ownership.

(c) Within thirty (30) days of a change in ownership of a rental dwelling, the new owner(s) shall re-register the dwelling.

(d) Failure to comply with this section shall be deemed a municipal civil infraction punishable pursuant to Flint City Ordinance §1-19.

§ 24-4.2.3 Exception to Registrations.

In the event that a property in the City is sold and the seller(s) continue to occupy the premises for a period of not more than sixty (60) days, the purchaser(s) shall not be required to register the property and/or obtain a rental license.

§ 24-4.3 INSPECTIONS AND CERTIFICATION

The Enforcing Agency shall inspect rental dwellings and issue Certificates of Compliance as further described in this section.

§ 24-4.3.1 Certification of Compliance Required, Application, Fee

(a) The owner of any rental dwelling shall obtain a Certificate of Compliance prior to allowing any unit to be occupied by a tenant. Occupying or allowing occupancy without the required Certificate shall be deemed a municipal civil infraction punishable pursuant to Flint City Ordinance §1-19.

(b) A Certificate of Compliance shall be issued only after an inspection by the Enforcing Agency.

(c) Any inspection fees shall be paid when the owner submits an application to the Enforcing Agency for registration and application, in accordance with the Master Fee Schedule.

(d) Issuing Certificate of Full Compliance

1. A Certificate of Full Compliance shall be issued if the Enforcing Agency determines that there are no violations of this Comprehensive Rental Inspection Code and that the premises are fit for occupancy.

2. A Certificate of Full Compliance is issued only on the condition that the premises remain safe, healthful, and fit for occupancy.

(e) Issuing Certificate of Partial Compliance

1. If the Enforcing Agency determines that violations of this Comprehensive Rental Inspection Code exist, but that said violations do not constitute a hazard to the health or safety of those who may occupy the premises, the Enforcing Agency may, in its discretion, issue a Certificate of Partial Compliance.

2. The Enforcing Agency shall also order the owner to correct any violations within a specified time. Failure to correct violations within the time specified shall be deemed a municipal civil infraction punishable pursuant to Flint City Ordinance §1-19

3. A Certificate of Partial Compliance shall be valid for sixty (60) days or for such length of time as determined by the Enforcing Agency to be reasonably necessary to correct the violation. The expiration date of a certificate of partial compliance may be extended at the discretion of the Enforcing Agency so long as that the violations do not constitute a hazard to the health or safety of those who may occupy the premises.

4. The Enforcing Agency shall re-inspect the rental dwelling after the owner has corrected any violations. If the Enforcing Agency determines that conditions continue to exist which violate the Comprehensive Rental Inspection Code, the Certificate of Partial Compliance shall be revoked and the rental unit shall be vacated within a time frame set by the Enforcing Agency, not to exceed thirty (30) days. For a multi-unit rental dwelling, the certificate of compliance for the entire building may be revoked if the Enforcing Agency determines that the conditions in any rental unit constitute a threat health and safety of all residents of that building.

5. If upon re-inspection the Enforcing Agency determines that no violations of this Comprehensive Rental Inspection Code continue to exist, a Certificate of Full Compliance shall be issued.

(f) Denial of Certificate of Compliance

1. If the Enforcing Agency determines that violations of this Comprehensive Rental Inspection Code would constitute a hazard to the health or safety of those who may occupy the premises and/or that the number and/or seriousness of the violations are too extensive to issue a Certificate of Partial Compliance, no Certificate of Compliance shall be issued.

2. If a Certificate of Compliance is denied, the Enforcing Agency shall notify the owner of all identified violations. Once the owner has corrected the identified violations, the owner must re-apply for a Certificate of Compliance and pay all applicable fees.

3. Denial of a Certificate of Compliance may be appealed to the Building Code Board of Appeals.

(g) If property in the City is sold and the seller(s) continue to occupy the premises for a period of not more than sixty (60) days, the purchaser(s) shall not be required to request an inspection and/or obtain a Certificate of Compliance.

(e) The issuance of any Certificate of Compliance does not grant a warranty, express or implied, as to the health, safety and welfare of life and property in conjunction with the property.

(f) Each Certificate of Compliance shall expire three years after issuance and may not be extended beyond its expiration date.

(g) Where ownership changes before a valid Certificate of Compliance has expired, the Certificate of Compliance may be transferred to the new owner without an additional inspection being required. A transferred certificate of compliance shall expire on the same date as the previous owner's certificate of compliance.

(h) No inspection for renewal of a Certificate of Compliance shall be conducted more than sixty (60) days prior to the expiration of the previous certificate of compliance.

§ 24-4.3.3 Inspection Procedures.

(a) General. The Enforcing Agency shall inspect all registered rental dwellings every three years. All fees are to be assessed in accordance with this Comprehensive Rental Inspection Code as reflected in the Master Fee Schedule.

(b) Method for Conducting Inspections: Inspections shall be conducted to ensure compliance with this Comprehensive Rental Inspection Code, and may be conducted on one or more of the following bases:

1. Tri-Annual Basis. All rental dwellings must be inspected by the Enforcing Agency at least once in every three year period.

2. Area Basis. Where all rental dwellings within a predetermined geographical area will be inspected simultaneously or within a specified period of time;

3. Complaint Basis. Where a rental property is reported to be in violation of this Comprehensive Rental Inspection Code;

4. Violation Basis. Where an enforcing agent, while conducting his or her duties, discovers a violation of this Comprehensive Rental Inspection Code; and/or

5. Recurrent Violation Basis. A rental property with a high incidence of recurrent or uncorrected violations justifies more frequent inspections to ensure compliance with this Comprehensive Rental Inspection Code.

(c) Access to Rental Units: To conduct an inspection, the Enforcing Agency will request permission from the owner and/or tenant to enter any rental dwelling/unit during regular business hours. If permission to enter is denied, the Enforcing Agency shall seek an administrative search warrant from the 67th District Court or another court of competent jurisdiction.

(d) Notice of Violations: If, upon inspection, the premises, or any part thereof, is found in violation of any provision of this Comprehensive Rental

Inspection Code, the Enforcing Agency shall notify the owner or registered agent in writing of the existence of the violation.

1. The notice shall state the date of inspection, the name of the inspector, the nature of the violation, and the time by which the violation must be corrected.

2. A copy of the notice shall also be sent to the occupant and/or posted on the rental property in a conspicuous place.

(e) The Enforcing Agency shall re-inspect the premises after the time specified to determine whether the violation(s) have been corrected. Failure to correct a violation by the time specified shall be deemed a municipal civil infraction punishable pursuant to Flint City Ordinance §1-19.

(f) Inspection Fees: For Complaint, Violation, or Recurrent Violation inspections, inspection fees as set forth in the Master Fee Schedule will be due and payable by the owner only if one or more of the following conditions are satisfied:

1. When an inspection results in a violation notice being issued, and re-inspection after the expiration date of such notice or written time extension(s);

2. When a complaint inspection is made upon a property that is not current in registration requirements; and/or

3. When the property is occupied contrary to a violation notice that prohibits occupancy.

For Tri-Annual or Area inspections, inspection fees shall be due and payable by the owner as set forth in the Master Fee Schedule.

§ 24-4.3.4 Revocation of Certificate of Compliance, Reinstatement

(a) The Enforcing Agency shall revoke the Certificate of Compliance for a rental dwelling if an owner fails to correct a violation after having been notified of the violation pursuant to this

Comprehensive Rental Inspection Code.

(b) The Enforcing Agency shall issue a Notice of Revocation to the owner that shall state:

1. That a Certificate of Compliance for a rental unit or dwelling will be revoked as of a date specified, not to exceed thirty (30) days after issuance of the Notice;

2. The reason(s) for the revocation;

3. That occupying or allowing occupancy after revocation of a Certificate of Compliance is punishable as a civil infraction, pursuant to Flint City Ordinance §1-19.

4. That an owner may appeal the Notice of Revocation by filing an appeal with the Building Code Board of Appeals.

(c) The Enforcing Agency shall send a copy of a Notice of Revocation to each dwelling unit in a rental dwelling. The copy of the notice shall be addressed "Occupant" and shall be sent by regular mail. Failure of any tenant to receive the Notice of Revocation shall not invalidate any proceedings authorized by this Comprehensive Rental Inspection Code.

(d) An owner may appeal the revocation of his/her Certificate of Compliance to the Building Code Board of Appeals.

(e) An owner who corrects the violations warranting revocation may request that the Enforcing Agency reinstate a Certificate of Compliance. If, after an additional re-inspection, the Enforcing Agency determines that the rental dwelling has been brought into compliance with the standards of this Comprehensive Rental Inspection Code, the Certificate of Compliance shall be reinstated.

(f) All fees, as set forth in the Master Fee Schedule, must be paid by the owner prior to reinstatement. Reinstatement of the Certificate shall not extend or change the Certificate's expiration date.

§ 24-4.7 Posting Requirement, Court-Ordered Compliance, Limitation on Remedies.

(1) The owner of a multi-unit rental dwelling must conspicuously post a copy of the Certificate of Compliance in a common area or on-site office.

(2) In addition to the provisions of Flint City Ordinance §1-19, the Enforcing Agency may request that the Department of Law initiate an action in the 67th District Court or another court of competent jurisdiction to require that any person comply with any provision of this ordinance. Furthermore, violations of this Comprehensive Rental Inspection Code shall be deemed a nuisance.

(3) The owner of a rental dwelling must acquire and maintain a valid Certificate of Compliance for a rental dwelling in order to be entitled to collect rents and/or evict tenants for non-payment of rent.

§ 24-4.8 Authority to Promulgate Rules

The Enforcing Agency shall have the authority to promulgate administrative rules reasonably necessary to implement this Comprehensive Rental Inspection Code.

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

Adopted this _____ day of

_____ A.D., 2020.

Sheldon A. Neeley, Mayor

Inez M. Brown, City Clerk

APPROVED AS TO FORM:

Angela Wheeler, Chief Legal Officer