

# City of Flint, Michigan

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



## Meeting Agenda - Final

Wednesday, October 6, 2021

5:00 PM

**ELECTRONIC PUBLIC MEETING**

### **FINANCE COMMITTEE**

*Santino J. Guerra, Chairperson, Ward 3  
Monica Galloway, Vice Chairperson, Ward 7*

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

*Maurice D. Davis, Ward 2  
Jerri Winfrey-Carter, Ward 5  
Allan Griggs, Ward 8*

*Eva Worthing, Ward 9*

*Inez M. Brown, City Clerk*

*Davina Donahue, Deputy City Clerk*

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

*On Friday, October 5, 2020, the Michigan Supreme Court (MSC) issued an order declaring that the Emergency Powers of Governor (EPG) Act as an unconstitutional delegation of legislative authority, which was the primary authority relied on by Governor Whitmer for her COVID-19 related executive orders. Subsequently, Governor Whitmer requested that the MSC clarify that their order does not go into effect until October 30, 2020. On Monday October 12, 2020, the Michigan Supreme Court rejected Governor Whitmer's request to delay the effect of its decision to strike down the EPG. On, Tuesday, October 13, 2020, Senate Bill 1108 passed, amending the Open Meetings Act to allow municipalities to hold electronic meetings. On Friday, October 16, 2020, Governor Whitmer signed into law Senate Bill 1108 amending the Open Meetings Act. Subsequently, on December 22, 2020, Public Act 267 of 1976 was amended through Senate Bill 1246 extending the electronic meetings with no reason through March 31, 2021. The act also allows that after March 31, 2021, electronic meetings may be held if a local state of emergency was declared. On March 23, 2020, the Flint City Council extended Mayor Neeley's declaration of emergency indefinitely due to the COVID-19 pandemic. Therefore, this meeting will be held electronically.*

*Pursuant to Act 267 of the Public Acts of 1976 Open Meetings Act as amended, notice is hereby given that the Flint City Council will conduct four (4) regularly-scheduled committee meetings, to be held as follows:*

**Flint City Council Committee Meetings**  
**(Finance, Governmental Operations, Legislative and Grants)**  
**Wednesday, October 6, 2021, at 5 p.m.**

1. *The public and media may listen to the meeting online by live stream at <https://www.youtube.com/c/FlintCityCouncilMeetings> or through Start Meeting by dialing (617) 944-8177. (If unable to get through, please dial (206) 451-6011.)*
2. *In order to speak during the PUBLIC SPEAKING PERIOD of each meeting by telephone, participants will also call (617) 944-8177. (If unable to get through, please dial (206) 451-6011):*
  - a. *All callers will be queued and muted until the Public Speaking portion of each 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 two (2) minutes for public speaking during each meeting;*
  - d. *The speaker will be returned to mute after the 2 minutes have expired;*
  - e. *After the telephonic public speakers for each committee meeting are completed, emailed public comments will be read by the City Clerk. All emailed public comments will be timed for 2 minutes;*
  - f. *Per Rules Governing Meetings of the Council (Rule 7.1 VII), there will only be one speaking opportunity per speaker per meeting. Consequently, public participants who call in and speak during the public speaking period of the meetings WILL NOT have any 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 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.*

**ROLL CALL**

**MEMBER REMOTE ANNOUNCEMENT**

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

**MEMBER CONTACT INFORMATION**

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

**PROCEDURES ON CONDUCTING ELECTRONIC MEETINGS**

*All boards and commissions must adhere to all laws established under the Michigan Compiled Laws and in accordance with the revisions to the Open Meetings Act adopted in Senate Bill 1246, as passed on December 17, 2020, and signed into law on December 22, 2020, and subsequent amendments that may be adopted.*

**READING OF DISORDERLY PERSONS CITY CODE SUBSECTION**

*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.*

**PUBLIC SPEAKING**

*Per the amended Rules Governing Meetings of the Council (as adopted by the City Council on Monday, June 12, 2017), two (2) minutes per speaker. Only one speaking opportunity per speaker.*

**COUNCIL RESPONSE**

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

**SPECIAL ORDERS**

**210278** Special Order/Flint Water Crisis Criminal Cases/Former Special Prosecutor Todd Flood

A Special Order as requested by Councilperson Mays to discuss Flint water crisis criminal cases with Former Special Prosecutor Todd Flood.

**210459** Special Order/Restoration Contracts

A Special Order as requested by Councilperson Galloway to discuss restoration contracts. She would also like to have copies of the last two contracts issued and approved for this work.

**210474** Special Order/American Rescue Plan Act Funds

A Special Order as requested by Councilperson Mays to discuss the American Rescue Plan Act (ARPA) funds with the city administration and the head of the fire fighters' union.

## RESOLUTIONS

**210488** Siemens Mobility/Eagle Signal Repair Parts & Services

Resolution resolving that the Division of Purchases & Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to Siemens Mobility for Eagle signal repair parts and services, as requested by Traffic Engineering, in an amount NOT-TO-EXCEED \$100,000.00 [Major Street Fund Acct. No. 202-443.201-801.000.]

**210489** Multi-Year/Comcast/Acquisition/Fiber Internet Circuit

Resolution resolving that the appropriate city officials, upon City Council's approval, are able to issue a purchase order to Comcast, for a new fiber circuit, as requested by Information Technology, in an amount NOT-TO-EXCEED \$21,919.00 for FY2022, \$43,440.00 for FY2023, \$43,440.00 for FY2024, and \$21,720.00 for FY 2025, pending adoption of each year's budget, for a 36-month aggregate amount NOT-TO-EXCEED \$130,519.00 [IT Communication Fund Acct. No. 636-228.100-850.000 = \$130,320.00 and IT Professional Services Acct. No. 636-228.100-800.000 = \$199.00.]

**210490** CO#1/Contract/Wade Trim/Rehabilitation Construction Engineering Services/Robert T. Longway Rehabilitation

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into Change Order #1 to the contract with Wade Trim for Robert T. Longway rehabilitation Construction Engineering (CE), and to use Water Infrastructure Improvements for the Nation (WIIN) for the watermain engineering services portion of the contract, as requested by DPW, in an amount NOT-TO-EXCEED \$15,000.00, which does not change the original amount of \$118,000.00 [Water Capital Projects Grant Fund Acct. No. 496-555.000-801.052].

**210491** Memorandum of Understanding (MOU)/City of Flint/Flint Children's Museum

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to enter into a Memorandum of Understanding between the City of Flint and the Flint Children's Museum.

## DISCUSSION ITEMS

## ADJOURNMENT



RESOLUTION NO.: 210488

PRESENTED: OCT - 6 2021

ADOPTED: \_\_\_\_\_

BY THE CITY ADMINISTRATOR:

**RESOLUTION TO SIEMENS MOBILITY FOR  
EAGLE SIGNAL REPAIR PARTS AND SERVICES**

The City of Flint Traffic Engineering Division, electrical side, uses Eagle signal parts for the City of Flint traffic lights.

WHEREAS, Siemens Mobility, 44425 Phoenix Drive, Sterling Heights, Michigan 48314 is the current exclusive distributor and sole source for said parts for the State of Michigan.

WHEREAS, The City of Flint Traffic Engineering Division is requesting a purchase order for FY22 in the amount of \$100,000.00

Funding for said services are available in the following account for FY22 (07/01/21 – 06/30/22):

Account Number	Account Name	Amount
202-443.201-801.000	EAGLE TRAFFIC SIGNAL PARTS	\$ 100,00.00
	<b>FY22 GRAND TOTAL</b>	<b>\$100,000.00</b>

IT IS RESOLVED, that the Division of Purchases & Supplies is hereby authorized to issue a purchase order to Siemens Mobility for Eagle signal repair parts and services in an amount not-to-exceed \$100,000.00 for the FY22 (07/01/21-06/30/22).

APPROVED AS TO FORM:

*Tom Sparrow* (Tom Sparrow for Angela Wheeler)  
Angela Wheeler, Chief Legal Officer

APPROVED AS TO FINANCE:

*Robert J. F. Widigan*  
Robert Widigan, Interim Chief Financial Officer

FOR THE CITY OF FLINT:

*Clyde D Edwards*  
CLYDE D EDWARDS (Oct 1, 2021 10:49 EDT)  
Clyde Edwards, City Administrator

APPROVED BY CITY COUNCIL:

\_\_\_\_\_  
Kate Fields, City Council President

APPROVED AS TO PURCHASING:

*Lauren Rowley*  
Lauren Rowley  
Purchasing Manager



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: September 29, 2021

BID/PROPOSAL#

AGENDA ITEM TITLE: Eagle signal repair parts and services

PREPARED BY Kathryn Neumann for John Daly, Director of Transportation

VENDOR NAME: Siemens Mobility

BACKGROUND/SUMMARY OF PROPOSED ACTION:

The Traffic Engineering Division, electrical side, uses Eagle signal parts for City of Flint traffic lights. Siemens Mobility is the current exclusive distributor and sole source of said parts. Traffic Engineering is requesting a purchase order in the amount of \$100,000.00.

FINANCIAL IMPLICATIONS: There is money in the account listed below.

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

Table with 5 columns: Dept., Name of Account, Account Number, Grant Code, Amount. Row 1: 202, Major Street Fund, 443.201-801.000, \$100,000.00. Row 2: FY21 GRAND TOTAL, \$100,000.00.

PRE-ENCUMBERED? YES [X] NO [ ] REQUISITION NO: 21004417

ACCOUNTING APPROVAL: Kirstie Troup (Sep 29, 2021 10:46 EDT) Date: \_\_\_\_\_

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

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

STAFF RECOMMENDATION: (PLEASE SELECT): [X] APPROVED [ ] NOT APPROVED

DEPARTMENT HEAD SIGNATURE: John H. Daly III (John H. Daly, Director of Transportation)



RESOLUTION NO.: 210489

PRESENTED: OCT - 6 2021

ADOPTED: \_\_\_\_\_

BY THE CITY ADMINISTRATOR:

**RESOLUTION TO COMCAST TO ACQUIRE FIBER INTERNET CIRCUIT**

The City of Flint Department of Information Technology has requested the acquisition of a new 10 Gig Comcast fiber circuit.

**WHEREAS**, the current Comcast circuit is a lower bandwidth coax solution, and replacing with a new fiber circuit will increase the bandwidth for all City users, as well as increasing the dedicated bandwidth for the Intel Center and their cameras.

**WHEREAS**, The IT Department is requesting a (36) month payment plan of monthly installments of \$3,620.00, and a one-time installation fee of \$199.00, for an aggregate (3) year total of \$130,519.00 to come from the funds below:

Account Number	Account Name	Amount
636-228.100-850.000	COMMUNICATION	\$130,320.00
636-228.100-800.000	PROFESSIONAL SERVICE	\$199.00
	<b>FY22 TOTAL</b>	<b>\$21,919.00</b>
	<b>FY23 TOTAL</b>	<b>\$43,440.00</b>
	<b>FY24 TOTAL</b>	<b>43,440.00</b>
	<b>FY25 TOTAL</b>	<b>\$21,720.00</b>
	<b>(36) MONTH GRAND TOTAL</b>	<b>\$130,519.00</b>

**IT IS RESOLVED**, that the appropriate city officials are able to issue a Purchase Order to Comcast, PO Box 3005 Southeastern PA, 19398, for a new fiber circuit for FY22 (07/01/21 – 06/30/22) In the amount not-to-exceed \$21,919.00, for FY23 (07/01/22 -06/30/23) pending budget adoption, in the amount not-to-exceed \$43,440.00, and for FY24 (07/01/23 -06/30/24) pending budget adoption, in an amount not-to-exceed \$43,440.00, and for FY25 (07/01/24-06/30/25) pending budget adoption, in the amount not to exceed \$21,720.00 for a (36) month aggregate amount not-to-exceed \$130,519.00.

**APPROVED AS TO FORM:**

*by Angela Wheeler*  
Angela Wheeler, Chief Legal Officer  
Tom Spamer, Ass. City Attorney  
for Angela Wheeler

**FOR THE CITY OF FLINT:**

*Clyde Edwards*  
Clyde Edwards, City Administrator

**APPROVED AS TO FINANCE:**

*Robert Widigan*  
Robert Widigan, Interim Chief Financial Officer

**APPROVED BY CITY COUNCIL:**

\_\_\_\_\_  
Kate Fields, City Council President

**APPROVED AS TO PURCHASING:**

*Lauren Rowley*  
Lauren Rowley, Purchasing Manager



CITY OF FLINT

STAFF REVIEW FORM

TODAY'S DATE: 09/22/2021

BID/PROPOSAL#

AGENDA ITEM TITLE: 10 Giga Comcast Internet Circuit

PREPARED BY: Monique Colon, IS Administrative Support Technician II  
(Please type name and Department)

VENDOR NAME: Comcast

BACKGROUND/SUMMARY OF PROPOSED ACTION:

This is to acquire new Comcast fiber circuit. Our current Comcast circuit is a lower bandwidth coax solution. This will give us a redundant circuit with similar capacity and throughput as our AT&T circuit. A slice of this new circuit's bandwidth will improve the capacity of the Intel Center and their cameras.  
  
Requisition 22-0005021  
  
Funds to come from Communication acct 636-228.100-850.000 in monthly installments of \$3620.00 for 36 months and a one-time installation fee \$199.00 for an overall total of \$130,519.00.

FINANCIAL IMPLICATIONS:

BUDGETED EXPENDITURE? YES  NO  IF NO, PLEASE EXPLAIN:

Dept.	Name of Account	Account Number	Grant Code	Amount
636	Communication	636-228.100-850.00		\$130,320.00
636	Professional Service	636-228.100-800.00		\$199.00
		<b>FY22 GRAND TOTAL</b>		\$21,919.00
		<b>FY23 GRAND TOTAL</b>		\$43,440.00
		<b>FY24 GRAND TOTAL</b>		\$43,440.00
		<b>FY25 GRAND TOTAL</b>		\$21,720.00





**CITY OF FLINT**

**PRE-ENCUMBERED?** YES  NO  **REQUISITION NO:** 22-0005021

**ACCOUNTING APPROVAL:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**WILL YOUR DEPARTMENT NEED A CONTRACT?** YES  NO   
*(If yes, please indicate how many years for the contract)* 3 YEARS

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

**BUDGET YEAR 1** \$21,919.00

**BUDGET YEAR 2** \$13,100.00

**BUDGET YEAR 3** \$13,100.00

**BUDGET YEAR 4** \$11,900.00

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

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

**DEPARTMENT HEAD SIGNATURE:** Jeff D. Keen Jeff Keen, IT Director  
*(PLEASE TYPE NAME, TITLE)*

**DEPARTMENT HEAD MUST SIGN**

**COMCAST  
BUSINESS**

**COMCAST ENTERPRISE SERVICES SALES ORDER FORM**

MSA ID: MI-374687-BSale

SO ID: MI-374697-BSale-20269728

Account Name: City of Flint

**CUSTOMER INFORMATION (for notices)**

Primary Contact: Jeff Keen  
 Title: IT Director  
 Address 1: 1101 S. Saginaw Street  
 Address 2:  
 City: Flint  
 State: MI  
 Zip: 48502  
 Phone: 8104102508  
 Cell:  
 Fax:  
 Email: jkeen@cityofflint.com

Billing Account Name: City of Flint  
 Billing Name:  
 (3rd Party Accounts)  
 Billing Contact: Jeff Keen  
 Title: IT Director  
 Phone: 8104102508  
 Cell:  
 Fax:  
 Email: jkeen@cityofflint.com

**INVOICE ADDRESS**  
 Address 1: 1101 S. Saginaw Street  
 Address 2:  
 City: Flint  
 State: MI  
 Zip Code: 48502  
 Tax Exempt:  
 If Yes, please provide and attach all applicable tax exemption certificates

**SUMMARY OF CHARGES (Details on following pages)**

Service Term (Months): 36

**SUMMARY OF SERVICE CHARGES\***

Current Monthly Recurring Charges:	\$0.00
Current Trunk Services Monthly Recurring Charges:	\$0.00
<b>Total Current Monthly Recurring Charges (all Services):</b>	<b>\$0.00</b>
Change Monthly Recurring Charges:	\$3,620.00
Change Trunk Services Monthly Recurring Charges:	\$0.00
<b>Change Monthly Recurring Charges (all Services):</b>	<b>\$3,620.00</b>
Total Monthly Recurring Charges:	\$3,620.00
Total Trunk Services Monthly Recurring Charges:	\$0.00
<b>Total Monthly Recurring Charges (all Services):</b>	<b>\$3,620.00</b>

**SUMMARY OF STANDARD INSTALLATION FEES\***

Total Standard Installation Fees:	\$199.00
Total Trunk Services Standard Installation Fees:	\$0.00
<b>Total Standard Installation Fees (all Services):</b>	<b>\$199.00</b>

**SUMMARY OF CUSTOM INSTALLATION FEES\***

Total Custom Installation Fee:	\$0.00
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**SUMMARY OF MONTHLY EQUIPMENT FEES\***

Current Services Equipment Fee Monthly Recurring Charges:	\$0.00
Current Trunk Services Equipment Fee Monthly Recurring Charges:	\$0.00
<b>Current Equipment Fee Monthly Recurring Charges (All Services):</b>	<b>\$0.00</b>
Change Services Equipment Fee Monthly Recurring Charges:	\$0.00
Change Trunk Services Equipment Fee Monthly Recurring Charges:	\$0.00
<b>Change Equipment Fee Monthly Recurring Charges (All Services):</b>	<b>\$0.00</b>
Total Service Equipment Fee Monthly Recurring Charges:	\$0.00
Total Trunk Service Equipment Fee Monthly Recurring Charges:	\$0.00
<b>Total Equipment Fee Monthly Recurring Charges (All Services):</b>	<b>\$0.00</b>

\*Note: Charges identified in the Sales Order are exclusive of maintenance and repair charges, and applicable federal, state, and local taxes, fees, surcharges and recoupments (however designated). Please refer to your Comcast Enterprise Services Master Services Agreement (MSA) for specific detail regarding such charges. Customer shall pay Comcast one hundred percent (100%) of the non-amortized Custom Installation Fees prior to the installation of Service. The existence of Hazardous Materials at the Service Location or a change in installation due to an Engineering Review may result in changes to the Custom and/or Standard Installation Fees payable by Customer.

**GENERAL COMMENTS**

**Board Contingency.** Comcast acknowledges that Customer will be seeking Board approval on October 11, 2021 for this Sales Order. Customer shall have until 5:00 p.m. on October 12, 2021 ("Board Termination Deadline") to provide written notice of termination to Comcast of this Sales Order, without penalty or Termination Charges, in the event the Board does not approve the expenditure. In the event Comcast does not receive such notice of termination by the Board Termination Date, Comcast shall proceed with the provisioning of Services set forth under this Sales Order.

Juniper large equipment rental for a discounted rate of \$100.00, increasing to regular rate at the end of the original term. Minimum 2 year term required.

**AGREEMENT**

This Comcast Enterprise Services Sales Order Form ("Sales Order") shall be effective upon acceptance by Comcast. This Sales Order is made a part of the Comcast Enterprise Services Master Services Agreement, entered between Comcast and the undersigned and is subject to the Product Specific Attachment for the Service(s) ordered herein, located at <http://business.comcast.com/terms-conditions-ent>, (the "Agreement"). Unless otherwise indicated herein, capitalized words shall have the same meaning as in the Agreement.

By signing below, Customer acknowledges, agrees to and accepts the terms and conditions of this Sales Order.

**CUSTOMER USE ONLY** (by authorized representative)

**COMCAST USE ONLY** (by authorized representative)

Signature: <u>[Signature]</u>	Signature	Sales Rep: <u>Kelly Marentette</u>
Name: <u>Jeff Keen</u>	Name	Sales Rep E-Mail: <u>kelly_marentette@comcast.com</u>
Title: <u>IT Director</u>	Title	Region: <u>Hearland</u>
Date: <u>9/22/2021</u>	Date	Division: <u>Central</u>



RESOLUTION NO.: 210490  
 PRESENTED: OCT - 6 2021  
 ADOPTED: \_\_\_\_\_

(Proposal #21000546)

BY THE CITY ADMINISTRATOR:

RESOLUTION TO WADE TRIM, INC. FOR R.T. LONGWAY BLVD.  
 REHABILITATION CONSTRUCTION ENGINEERING (CE) CHANGE ORDER

On January 25, 2021, the Proper City Officials were authorized to enter into a contract per resolution #210040 with Wade Trim, Inc., 555 S. Saginaw St., Suite 201, Flint, Michigan for Robert T. Longway Blvd. rehabilitation Construction Engineering (CE) services in an amount not to exceed \$118,000.00, and

Part of this project includes a new watermain. Construction Engineering services for the watermain include water main staking, inspection and testing. WIIN monies can be used to pay for these services but the original resolution did not include that funding in the amount of \$15,000.00. The Department of Public Works wishes to modify the original contract to add the WIIN account number, which does not change the total amount of the contract. Funding for said services will come from a Water Infrastructure Improvements for the Nation (WIIN) grant using the following account:

496-555.000-801.052	Water Capital Projects Grant Fund	\$15,000.00
FEPA18WIIN-1		

**IT IS RESOLVED**, that the Proper City Officials, upon City Council's approval, are hereby authorized to enter into change order #1 to the contract with Wade Trim, Inc. for Robert T. Longway Blvd. rehabilitation Construction Engineering (CE) services and to use WIIN funding for the watermain engineering services portion of the contract, in an amount not to exceed \$15,000.00, which does not change the original amount of \$118,000.00. (Water Capital Projects Fund)

APPROVED PURCHASING DEPT:

*Lauren Rowley*

Lauren Rowley  
 Purchasing Manager

APPROVED AS TO FINANCE:

*Robert J. F. Widigan*

Robert J. F. Widigan  
 Interim Chief Finance Officer

APPROVED AS TO FORM:

*Angela Wheeler*  
Angela Wheeler (Sep 28, 2021 13:42 EDT)

Angela Wheeler, Chief Legal Officer

*Clyde Edwards*  
Clyde Edwards (Sep 29, 2021 11:37 EDT)

Clyde Edwards, City Administrator

CITY COUNCIL:

\_\_\_\_\_  
 Kate Fields, Council President

## RESOLUTION STAFF REVIEW FORM

**TODAY'S DATE:** September 22, 2021

**BID/PROPOSAL#** 21000546

**AGENDA ITEM TITLE:** Resolution to Wade Trim to add WIIN monies for the watermain design for Robert T. Longway Blvd. rehabilitation project

**PREPARED BY** Kathryn Neumann for Michael Brown, Director of Public Works

**VENDOR NAME:** Wade Trim

**BACKGROUND/SUMMARY OF PROPOSED ACTION:**

On January 25, 2021, the Proper City Officials were authorized to enter into a contract for Robert T. Longway Blvd. rehabilitation Construction Engineering (CE) services in an amount not to exceed \$118,000.00. Part of the project is to replace the watermain and the City can use WIIN monies to cover the cost of construction engineering in the amount of \$15,000.00. The original resolution did not state that WIIN money was to be used, so the Department of Public Works is requesting to use said money.

**FINANCIAL IMPLICATIONS:** There is money in the account listed below.

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

Dept.	Name of Account	Account Number	Grant Code	Amount
496	Water Capital Projects Grant Fund	555.000-801.052	FEPA18WIIN-1	\$15,000.00

**PRE-ENCUMBERED?** YES  NO  **REQUISITION NO:** 21003960

**ACCOUNTING APPROVAL:** *Cristie Troy* Director of Accounting **Date:** \_\_\_\_\_

**GRANTS APPROVAL:** *Martie Moffitt-Dyer* Director of Grants

**WILL YOUR DEPARTMENT NEED A CONTRACT?** YES  NO   
*(If yes, please indicate how many years for the contract)* 1 YEAR

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

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

**DEPARTMENT HEAD SIGNATURE:**

*Michael J. Brown* Director of Public Works  
Michael J. Brown, Director of Public Works



RESOLUTION NO.: 210491

PRESENTED: OCT - 6 2021

ADOPTED: \_\_\_\_\_

**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN  
THE CITY OF FLINT AND THE FLINT CHILDREN'S MUSEUM**

**BY THE MAYOR:**

**WHEREAS**, The City of Flint has title to certain real estate ID #41-07-180-004 and 41-07-180-003. The property address is 420E. Boulevard and commonly referred to as "The Old Farmers' Market." Uptown Redevelopment Corporation currently holds a lease on the property and has stated an intent to terminate that lease early in order to facilitate redevelopment of the property by the Flint Children's Museum (FCM).

**WHEREAS**, The Flint Children's Museum has requested the ability to purchase the listed property for the purpose of creating a new home for the Flint Children's Museum.

**WHEREAS**, A memorandum of understanding (MOU) has been placed before City Council in order to facilitate the exploration of the development of the property. The MOU allows the FCM to purchase on option for \$36,000 while it explores options to fundraise for the purpose of redeveloping the property.

**WHEREAS**, The MOU protects the interest of the City by retaining ownership of the property and not allowing mortgaging of same until transfer of ownership.

The MOU allows for the creation of a development agreement and transfer of ownership via quit claim deed.

**IT IS RESOLVED**, that the appropriate City Officials are authorized to enter the attached memorandum of understanding between the City of Flint and The Flint Children's Museum.

**APPROVED AS TO FORM:**

Angela Wheeler  
Angela Wheeler, Chief Legal Officer

**APPROVED AS TO FINANCE**

Robert J. F. Widigan  
Robert Widigan  
Interim Chief Financial Officer

**CITY COUNCIL:**

\_\_\_\_\_  
Kate Fields, Council President

**ADMINISTRATION:**

Sheldon A. Neeley  
Sheldon A. Neeley, Mayor

Memorandum of Understanding  
Between  
The Flint Children's Museum  
And  
The City of Flint  
For Application To  
The Former Site of the Flint Farmers' Market

This Memorandum of Understanding (MOU) establishes an agreement between the Flint Children's Museum, a Michigan non-profit corporation, with principal place of business at 1602 University Ave., Flint, MI 48504, and the City of Flint, the local governing body, with principal offices at 1101 S. Saginaw St., Flint, MI 48502.

Summary – The Flint Children's Museum and the City of Flint intend to enter into an agreement designed to convert the property located at 467 E. Boulevard, currently owned by the City of Flint and commonly known as "the Old Farmers' Market", into the new location for the Flint Children's Museum – an interactive museum that has been providing early learning experiences through hands-on play and exploration for children ages birth through eight for more than 41 years.

Together, the Parties enter this Memorandum of Understanding to help facilitate the renovation and transfer of ownership of this property from the City of Flint to the Flint Children's Museum for the ongoing operation of the Flint Children's Museum.

- A. **Purpose and Scope:** Together, the Flint Children's Museum and the City of Flint enter into this agreement to achieve the following results:
1. To renovate and convert the existing 14,000 square foot building into a unique, welcoming, and dramatically appealing children's museum serving children ages birth through eight and their families
  2. To develop the attached outdoor space and pavilion - converting it into a natural, outdoor learning space with exhibits, eating areas, and green space for children and families
  3. To pulverize, remove, and resurface the existing parking lot, and to install decorative fencing and lighting throughout
- B. **Budget:** Based on estimates from Gazall Lewis Architects and Lurvey Construction, the estimated cost of the renovation of the building and site development is:
- a. \$2.73M – 2.93M: Renovation of existing building
  - b. \$619,000 – 689,000: Site upgrades to accommodate outdoor learning space and parking lot

C. **Commitments:** The Flint Children's Museum and the City of Flint will each provide the following commitments to the partnership:

a. Flint Children's Museum Commitments:

- i. To campaign, promote, and raise the necessary funds for the project
- ii. To hire the necessary architect(s) and contractor(s) to successfully renovate the building and site
- iii. To apprise the City of progress on a regular basis - describing fundraising, design, permitting, construction, and commencement of operation
- iv. To maintain the location as a clean and safe project site upon transfer of ownership
- v. To relocate the Flint Children's Museum from its current location (1602 W. University Avenue) to this new location upon completion of the project
- vi. In the event that the FCM is unsuccessful in raising the funds and commencing construction by the date identified in the development agreement, the City of Flint will have the Right of First Refusal to purchase the property back for \$12,000 (1/3 the original option price).

b. City of Flint Commitments:

- i. To provide an option on the Property from the City of Flint to the Flint Children's Museum for the price of \$36,000
  1. The City of Flint, contingent upon City Council approval and early termination of the lease by Uptown, will provide FCM with the legal authority to enter and use the property including but not limited to environmental studies, non-destructive testing and construction of temporary structures.
  2. FCM will not be allowed to mortgage or otherwise use the property as collateral until the project is completed at which time the City of Flint will provide a quit claim deed for \$1.
  3. FCM can exercise the option to complete purchase of the property by
    - a. Entering into a development agreement with the city prior to the expiration of this MOU.
- ii. To provide expeditious processing of requests for planning/ zoning and building reviews
- iii. To support the Flint Children's Museum in applying for State and Federal funding to support the project where possible

c. Joint Commitments

- i. Both parties agree to promote and support the project publicly.
- ii. Both parties agree to work together to make the project successful.

**D. Consent and Termination:**

This MOU is at-will and may be modified or terminated by mutual consent of the Party's authorized officials. This MOU shall become effective upon signature of the authorized officials. This MOU shall expire on June 30, 2022.

**E. Authorized Officials:**

Flint Children's Museum Official: Kimberly Roddy, Executive Director

City of Flint Official: Sheldon A. Neeley, Mayor

Signatures:

Kimberly Roddy, Executive Director, Flint Children's Museum,

\_\_\_\_\_

Date: \_\_\_\_\_

Sheldon A. Neeley, Mayor, City of Flint

\_\_\_\_\_

Date: \_\_\_\_\_

**Signature:**

**Email:** cedwards@cityofflint.com



September 17, 2021

UPTOWN  
REINVESTMENT  
CORPORATION

GREGORY VIENER  
*Chair/Secretary*

TIM HERMAN  
*President*

JACK STOCK  
*Vice President*

DEB CHERRY  
*Treasurer*

UPTOWN  
REINVESTMENT  
CORPORATION

CHANCELLOR  
DEBASISH DUTTA

GREG FIEDLER

LOYST FLETCHER

KIAIRA MAY

BOBBY MUKKAMALA M.D.

ISAIAH OLIVER

JOSEPH PICHLA

City of Flint  
Attn: Mayor Sheldon Neeley and Flint City Council  
1101 S. Saginaw St.  
Flint, MI 48502

Re: Old Farmers' Market

Dear Mayor Neeley and Flint City Council,

Uptown Reinvestment Corporation (URC) currently leases the old Flint Farmers' Market from the City of Flint. That lease expires on June 30, 2029 but has an option in favor of URC allowing it to renew the lease, at its sole option, for an additional 20 years. It is URC's intention to renew that lease for the additional 20-year period. A copy of that lease is available as part of the City's records but if a copy is needed for review, one can be provided.

The Flint Children's Museum has expressed an interest in relocating to the site of the Old Farmers' Market and has made these intentions known to URC. As part of that move, the Flint Children's Museum would spend significant sums of money to renovate to Old Farmers' Market so that it could become the Flint Children's Museum.

In the event the City of Flint would sell the old Farmers' Market property to the Flint Children's Museum, URC would agree to relinquish its leasehold interest in the property PROVIDED there is a deed restriction placed on the property as part of the sale that would require the property to be used only as a Children's Museum or in a similar fashion by a non-profit organization for the benefit of the public AND that the property may never be used as a Farmers' Market.

Sincerely,



Tim Herman  
President

503 S. SAGINAW STREET  
SUITE 1500  
FLINT, MI 48502

810.238.5555  
810.238.7807  
uptownreinvestment.org

Council members:

The following is the proposed Memorandum of Understanding between the City of Flint and the Flint Children's Museum (FCM) for the FCM to purchase the Old Farmer's Market (OFM) and make it the new home of the FCM.

The FCM currently has space at Kettering University, but has outgrown that space and Kettering has indicated a need to use that space so there is an urgency on the part of the FCM to move forward on acquiring new space.

Currently the OFM is under a long-term lease with Uptown Redevelopment. Uptown has indicated their willingness to break the lease in favor of this project for the FCM. That indication has only been in the form of an email and I have requested a formal agreement to memorialize.

Items to note:

- The property is approximately 4 acres
- The City assessor values the land at approximately \$166,000
- Single use/ and short story buildings are not the best fit for downtown construction
- Surface parking is not the ideal use for downtown settings
- The Children's museum would not pay taxes on the property
- There has been market inquiries made on the space
- Time permitting – I would advise the City to enter into a development agreement on the space that demanded certain design elements and offered the property at below market costs to entice that development