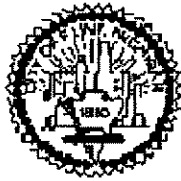


City of Flint, Michigan

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



Meeting Agenda - Final

Monday, July 11, 2022

4:30 PM

Agenda Amended to Include Two Settlement Agreements

COUNCIL CHAMBERS

SPECIAL AFFAIRS COMMITTEE

Allie Herkenroder, Chairperson, Ward 7

***Eric Mays, Ward 1
Quincy Murphy, Ward 3
Jerri Winfrey-Carter, Ward 5
Dennis Pfeiffer, Ward 8***

***Ladel Lewis, Ward 2
Judy Priestley, Ward 4
Tonya Burns, Ward 6
Eva L. Worthing, Ward 9***

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

CALL TO ORDER

ROLL CALL

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 to adopt any amended agenda.

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

220283 Special Order/Ernst & Young

A Special Order as requested by Councilperson Eric Mays to talk with representatives of Ernst and Young.

RESOLUTIONS

220266 CO#2/Contract/DTS Contracting, Inc./Phase Two Rehabilitation/McKinley Community Center

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to complete a Change Order [No. 2] to the contract with DTS Contracting, Inc., for Phase Two Rehabilitation of McKinley Community Center, in an amount NOT-TO-EXCEED \$131,768.13, for a total contract amount NOT-TO-EXCEED \$402,206.13, as requested by Planning and Development.

220284 Settlement/Donnie Houston v City of Flint et al/Genesee County Circuit Court Case No. 21-115234-NI

Resolution resolving that the Flint City Council approves settlement in the matter of Donnie Houston v City of Flint et al, Case No. 21-115234-NI, in the amount of \$10,000.00, in satisfaction of any and all claims against the city and its employee arising out of said matter, with payment to be drawn from appropriated funds in Litigation & Suits & Acct. No. 677-266.200-956.300. [NOTE: An Executive Session was held in this matter on June 8, 2022.]

220285 Partial Settlement/Matthew Baker & Salina Juarez et al v City of Flint et al/Genesee County Circuit Court Case No. 19-1139438-CD

Resolution resolving that the Flint City Council approves partial settlement in the matter of Matthew Baker and Salina Juarez et al v City of Flint et al, Case No. 19-1139438-CD, in the amount of \$78,000.00, in satisfaction of any and all claims against the city and its employee arising out of said matter, with payment to be drawn from appropriated funds in Litigation & Suits & Acct. No. 677-266.200-956.300. [NOTE: An Executive Session was held in this matter on June 8, 2022.]

RESOLUTIONS POSTPONE FROM COMMITTEE DUE TO LACK OF A QUORUM

220273 Name Change/Fire Station No. 1/Joe Davis, Jr.

Resolution resolving that the City Council authorizes the renaming of Fire Station No. 1, located at 310 East Fifth Street, as Joe Davis, Jr. Fire Station No. 1. [NOTE: Joe Davis, Jr. was the City of Flint's first African American firefighter. He served for 24 years before retiring in 1985.]

APPOINTMENTS

APPOINTMENTS POSTPONED FROM COMMITTEE DUE TO LACK OF A QUORUM

220270 Appointment/Building Code Board of Appeals/Lynn Sorenson

Resolution resolving that the Flint City Council approves the appointment of Lynn Sorenson (Real Estate Holding Co. President, 1702 Kenwood Avenue, Flint, Michigan, 48502) to serve on the Building Code Board of Appeals for a two-year term, commencing upon resolution approval and expiring July 1, 2024, as recommended by Mayor Sheldon A. Neeley.

ORDINANCES

ORDINANCES POSTPONED FROM COMMITTEES DUE TO LACK OF A QUORUM

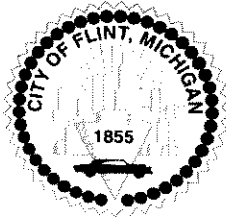
220272 Ordinance/Amendment/Chapter 31 (General Offenses)/Article III (Blight Violations)/

Amendment of Section 31-81

An ordinance to amend the Code of the City of Flint by amending Chapter 31 (General Offenses), Article III (Blight Violations), by amending Section 31-62 (Blight Violation).

DISCUSSION ITEMS

ADJOURNMENT



RESOLUTION NO.: 220266
 PRESENTED: JUL - 6 2022
 ADOPTED: _____

RESOLUTION AUTHORIZING CHANGE ORDER #2 TO DTS CONTRACT FOR PHASE TWO REHABILITATION OF MCKINLEY COMMUNITY CENTER

BY THE CITY ADMINISTRATOR:

WHEREAS, the City has contracted with DTS Contracting, Inc., in the amount of \$270,438.00 in order to complete Phase Two rehabilitation of McKinley Community Center; and

WHEREAS, additional work has been identified that needs to be completed in order to arrest further deterioration of the building and to make it ADA compliant; and

WHEREAS, in order to complete the work necessary to fully rehabilitate McKinley Community Center, additional funding in the amount of \$131,768.13 is needed for a total contract amount not to exceed \$402,206.13; and

WHEREAS, additional funding has been identified in the following accounts, and accounts have been established as follows:

Dept.	Name of Account	Account Number	Grant Code	Amount
Parks	Professional Services	208-752.102-801.00		\$131,768.13

IT IS RESOLVED that the appropriate City officials are authorized to do all things necessary to complete a change order to the DTS Contract for Phase Two Rehabilitation of McKinley Community Center to add \$131,768.13 for a total contract amount not to exceed \$402,206.13.

APPROVED AS TO FINANCE:

Robert J.F. Widigan
 Robert J.F. Widigan (Jun 29, 2022 11:40 EDT)
Robert Widigan, Chief Financial Officer

APPROVED AS TO FORM:

William Kim
 William Kim (Jun 28, 2022 11:22 EDT)
William Kim, City Attorney

ADMINISTRATION:

CLYDE D EDWARDS
 CLYDE D EDWARDS (Jun 29, 2022 13:39 EDT)
Clyde Edwards, City Administrator

CITY COUNCIL:



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: 06/27/22

BID/PROPOSAL# N/A

AGENDA ITEM TITLE: RESOLUTION AUTHORIZING CHANGE ORDER #2 TO DTS CONTRACT FOR PHASE TWO REHABILITATION OF MCKINLEY COMMUNITY CENTER

PREPARED BY: Roy Lash, Planning and Development Dept., 810.766.7426 x3009

VENDOR NAME: DTS Contracting, Inc.

BACKGROUND/SUMMARY OF PROPOSED ACTION:

The City of Flint previously entered into a contract with DTS Contract, Inc., in the amount of \$179,820.00 in order to complete phase two rehabilitation of McKinley Community Center. This work was delayed significantly due to the COVID-19 Pandemic.

The original bid was submitted prior to the COVID-19 Pandemic, and since then the costs of materials and labor have significantly increased, requiring additional funding in the amount of \$90,618.00. Resolution #220056 was passed on 02/14/22 and increased the total contract amount to \$270,438.00.

Once work began in earnest at McKinley, additional items were identified that needed to be repaired or replaced in order to bring the building fully up to code and make the building ADA compliant. This resolution will allocate an additional amount of \$131,768.13 and will allow for the final completion of renovations at McKinley Community Center.

FINANCIAL IMPLICATIONS: Phase 2 rehabilitation directly builds on CDBG funding that has already been spent on phase 1 rehabilitation of the building. If this work doesn't get completed, then the City has to repay the amount already invested/committed to the project (\$270,438.00).

BUDGETED EXPENDITURE? YES NO **IF NO, PLEASE EXPLAIN:** After repairs began at McKinley Center, additional items were identified that needed to be repaired or replaced in order to bring the building up to code. A Budget Amendment is being processed, requesting funds to be moved from Park's Fund Balance to use for this expenditure.

Dept.	Name of Account	Account Number	Grant Code	Amount
Parks	Professional Services	208-752.102-801.000		\$131,768.13
		FY22/23 GRAND TOTAL		\$131,768.13



CITY OF FLINT

PRE-ENCUMBERED? YES NO REQUISITION NO:

ACCOUNTING APPROVAL: Mary Jarvis Date: 06/27/22

FINANCE APPROVAL: Jennifer Ryan Date: 06/28/2022
Jennifer Ryan (Jun 28, 2022 14:03 EDT)

WILL YOUR DEPARTMENT NEED A CONTRACT? YES NO

(If yes, please indicate how many years for the contract) 1 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 \$131,768.13 CO to existing contract – total amount of \$402,206.13

BUDGET YEAR 2

BUDGET YEAR 3

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

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

DEPARTMENT HEAD SIGNATURE: Suzanne Wilcox
(Suzanne Wilcox, Director of Planning and Development)



RESOLUTION NO.:

220284

PRESENTED:

JUL 1 1 2022

ADOPTED: _____

**RESOLUTION APPROVING SETTLEMENT
OF DONNIE HOUSTON v CITY OF FLINT**

Executive Session was held in this matter on July 6, 2022; and

Although the City of Flint admits no liability in the claims filed by Donnie Houston, the Department of Law recommends settling all claims against the City and its employee in this matter for \$10,000.00.

IT IS RESOLVED that the City Council approves settlement in the matter of *Donnie Houston v City of Flint et al*, Genesee County Circuit Court Case No. 21-115234-NI, in the amount of \$10,000.00, in satisfaction of any and all claims against the City and its employees arising out of said matter. Payment shall be drawn from appropriated funds in the Litigation and Suits line item 677-266.200-956.300.

For the City

For the City Council

CLYDE D. EDWARDS

CLYDE D. EDWARDS JUL 6, 2022 14:00 EDT

Clyde Edwards, City Administrator

APPROVED AS TO FORM:

APPROVED AS TO FINANCE:

William Kim

William Kim Jul 8 2022 12:54 EDT

William Kim, City Attorney

Robert J.F. Widigan

Robert J.F. Widigan Jul 5, 2022 11:46 EDT

Robert J.F. Widigan, Chief Financial Officer



RESOLUTION NO.: 220285
PRESENTED: JUL 11 2022
ADOPTED: _____

**RESOLUTION APPROVING PARTIAL SETTLEMENT
OF MATTHEW BAKER ET AL v CITY OF FLINT ET AL**

Executive Session was held in this matter on July 6, 2022; and

Although the City of Flint admits no liability in the claims filed by Matthew Baker and Salina Juarez, the Department of Law recommends settling all claims against the City and its employee in this matter for \$40,000.00 as to Plaintiff Matthew Baker and \$38,000.00 as to Plaintiff Salina Juarez.

IT IS RESOLVED that the City Council approves partial settlement of the case of *Matthew Baker et al v City of Flint et al*, Genesee County Circuit Court Case No. 19-1139438-CD, in the amount of \$78,000, in satisfaction of any and all claims brought by Baker and Juarez, against the City and its employees arising out of said matter. Payment shall be drawn from appropriated funds in the Litigation and Suits line item 677-266.200-956.300.

For the City

For the City Council

Clyde D. Edwards
Clyde D. Edwards Jul 8, 2022 14:03 EDT

Clyde Edwards, City Administrator

APPROVED AS TO FORM:

APPROVED AS TO FINANCE:

William Kim
William Kim Jul 8, 2022 10:58 EDT

William Kim, City Attorney

Robert J.F. Widigan
Robert J.F. Widigan Jul 8, 2022 11:18 EDT

Robert J.F. Widigan, Chief Financial Officer



RESOLUTION NO.: 220273
PRESENTED: JUL - 6 2022
ADOPTED: _____

RESOLUTION AUTHORIZING THE RENAMING OF FIRE STATION #1, LOCATED AT 310 E. FIFTH ST., THE JOSEPH DAVIS, JR. FIRE STATION

WHEREAS Joseph Davis, Jr., was the City's first African-American firefighter. Born on July 9, 1933, Mr. Davis's served in the United States Army from 1951 to 1954. Seven years later, he began his career with the City of Flint's Fire Department in 1961.

WHEREAS For 14 years, Joseph Davis, Jr. was Flint's only African-American firefighter. Despite facing discrimination and prejudice, he persevered and served the Flint community as a firefighter for 24 years. In November 1985, he retired from the Flint Fire Department as a provisional sergeant.

WHEREAS Fire Station #1, located at 310 E. Fifth Street, has been the longtime headquarters of the Flint Fire Department; and

WHEREAS the Mayor desires to rename Fire Station #1 as the Joseph Davis Jr. Fire Station #1 in recognition of his trailblazing contribution to the Flint community.

IT IS RESOLVED that the City Council authorizes the renaming of Fire Station #1, located at 310 E. Fifth Street, as **Joseph Davis, Jr. Fire Station #1**.

For the City

For the City Council



Sheldon A. Neeley, Mayor

APPROVED AS TO FORM:



William Kim, City Attorney



CITY OF FLINT

RESOLUTION NO.: 220270

PRESENTED: JUL - 6 2022

ADOPTED: _____

Resolution Recommending the Appointment of Lynn Sorenson to the City of Flint's Building Code Board of Appeal

BY THE CITY ADMINISTRATOR:

WHEREAS, Flint City Ordinance Chapter 24 §121-123, adopted on November 15, 2021, establishes the City of Flint Building Board of Appeals as a multiple member body by the Flint City Council and identifies their functions; and


WHEREAS, §24-122 identifies the composition, appointment, and terms of office of the Building Board of Appeals, states that the Board shall consist of five (5) members and two (2) alternates, and identifies qualifications required of members; and

WHEREAS, §24-122 states that members and alternates of the BBOA shall be either a licensed contractor, a licensed architect or professional engineer, two members of the general public with knowledge/experience in building construction, maintenance, or design, a registered building official, plan reviewer, or inspector; and

WHEREAS, Mayor Neeley recommends the appointment of Lynn Sorenson (President, Real Estate Holding Company, 1702 Kenwood, Flint, MI, 48502, for a two-year term; and

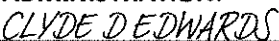
IT IS RESOLVED, Pursuant to 24-122, that the Flint City Council approves the appointment of Lynn Sorenson, to the Building Board of Appeals for a two year term commencing immediately upon adoption of this resolution and expiring July 1, 2024.

APPROVED AS TO FORM:


William Kim (Jun 28, 2022 15:01 EDT)

William Kim, Chief Legal Officer

ADMINISTRATION:


CLYDE D. EDWARDS (Jun 28, 2022 15:56 EDT)

Clyde D. Edwards, City Administrator

CITY COUNCIL:

City Council



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: June 28, 2022

BID/PROPOSAL# n/a

AGENDA ITEM TITLE: Resolutions recommending approval of two members to the City of Flint Building Board of Appeals (BBOA)

PREPARED BY: Suzanne Wilcox, Director of Planning and Development

VENDOR NAME: n / a

BACKGROUND/SUMMARY OF PROPOSED ACTION:

The Building Code Board of Appeals (BBOA) is established pursuant to Section 6-101 of the Flint City Charter, Chapter 24 of the Flint City Code of Ordinances; the Housing Law of Michigan; the Construction Code Act of 1972; and the International Property Maintenance Code (IPMC) as adopted by Section 24-4 of the Flint Code of Ordinances, as amended. The duties of the BBOA include, but are not limited to: conducting appeals hearings as set forth in MCL 125.451, MCL 125.1501, and Section 111.1 of the IPMC, as adopted by Section 24-4 of the Flint Code of Ordinances, as amended.

Flint City Ordinance Chapter 24 §121-123, adopted on November 15, 2021, establishes the City of Flint Building Board of Appeals as a multiple member body by the Flint City Council, identifies their functions, as well as the composition, appointment, and terms of office of the Building Board of Appeals. Per the ordinance, the BBOA shall consist of five (5) members and two (2) alternates. Members and alternates shall satisfy at least one of the following qualifications: be a licensed building contractor, a licensed architect or professional engineer, two members of the general public with knowledge/experience in building construction, maintenance, or design, or a registered building official, plan reviewer, or inspector. At least three-fourths of the members of the board (including alternates) shall be residents of the City of Flint. Currently only one member of the BBOA has been appointed, and he is a non-resident. All further appointments must be residents of the City of Flint.

The attached resolutions recommend appointments to constitute the Building Board of Appeals. The following recommendations are being made and satisfy the requirements of the ordinance in composition and term.

- Emily Doerr, Executive Director, Michigan State Land Bank
- Lynn Sorenson, Real Estate Holding Company President

FINANCIAL IMPLICATIONS: None

BUDGETED EXPENDITURE? YES NO **IF NO, PLEASE EXPLAIN:** n/a



CITY OF FLINT

Dept.	Name of Account	Account Number	Grant Code	Amount
FY21/22 GRAND TOTAL				

PRE-ENCUMBERED? YES NO REQUISITION NO:

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) n/a

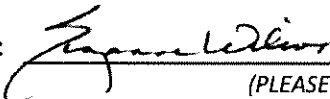
BUDGET YEAR 1

BUDGET YEAR 2

BUDGET YEAR 3

OTHER IMPLICATIONS (i.e., collective bargaining): n/a

STAFF RECOMMENDATION: (PLEASE SELECT): APPROVED NOT APPROVED

DEPARTMENT HEAD SIGNATURE:  Director, Dept of Planning and Dev.
(PLEASE TYPE NAME, TITLE)

LYNN M. SORENSON

Experience:

Ultimate Care Inc dba Chapters: *President & Ex. Director*
Extended Living Facility- Residential 24 Care Home for the Elderly, Dis-Placed, Widowed &
Developmentally Disabled

Ultimate Care Inc dba Chapters: *President & Ex. Director*
Room & Board- Residential Facility for 6 Men unable to enter into Long-Term Leases, Pass
Credit Checks, or Background Investigations

Sorenson-Bankert Inc Real Estate Holding Company: *President*
Manage & Lease Commercial & Rental Property

TRB Inc Attorney at Law- Law Office: *Executive Office Manager*
(*Currently Finalizing Sale, Transfer of Assets, & Financial Interests due to death the of*
Attorney Bankert and Filing Accountability Documentation to the State Bar)
Marketing & Financial Management- Employee Training, Acquisition & Retention
Computer Systems Consulting & Upgrading

Misc Inc dba Miss Cellaneous Boutique: *President*
Up Scale Women's Boutiques
Managed Multiple locations, Employee Training, Acquisition & Retention
Marketing, Commercials, and Traveled Internationally for Purchasing
L & R Inc: *President*
Day Spa & Salon Services, Boutique Retail

Real Estate:
Licensed Real Estate Agent

City of Flint- Planning Commission: *Board Member*
Board Member- 2020 - Present
Board Member- Secretary May 2022

Education:

**Ferris State University: BA Secondary Education
Business Management & Marketing Strategies
Computers Education**

**Spring Arbor University: BA Management & Organizational Development
Business Management/Occupational Behavior**

**Mott Community College:
Assoc. Applied Science; Assoc. Social Science; and Assoc. General Studies**

**MI Association of Planning:
Planning and Zoning Essentials- Conference April 2022**

220272

ORDINANCE NO. _____

An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 31, General Offenses.

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

Sec. 1. An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 31, General Offenses, Article III, Blight Violations, by amending Section 31-81, which shall read in its entirety as follows:

§ 31-62. Blight Violation.

(A) **BLIGHTED AREA.** A portion of a municipality, developed or undeveloped, improved or unimproved, with business or residential uses, marked by a demonstrated pattern of deterioration in physical, economic, or social conditions, and characterized by such conditions as functional or economic obsolescence of buildings or the area as a whole, physical deterioration of structures, substandard building or facility conditions, improper or inefficient division or arrangement of lots and ownerships and streets and other open spaces, inappropriate mixed character and uses of the structures, deterioration in the condition of public facilities or services, or any other similar characteristics which endanger the health, safety, morals, or general welfare of the municipality, and which may include any buildings or improvements not in themselves obsolescent, and any real property, residential or nonresidential, whether improved or unimproved, the acquisition of which is considered necessary for rehabilitation of the area. It is expressly recognized that blight is observable at different stages of severity, and that moderate blight unremedied creates a strong probability that severe blight will follow. Therefore, the conditions that constitute blight are to be broadly construed to permit a municipality to make an early identification of problems and to take early remedial action to correct a demonstrated pattern of deterioration and to prevent worsening of blight conditions.

(B) **BLIGHTED PROPERTY.** Property that meets any of the following criteria:

- (1) The property has been declared a public nuisance in accordance with a local housing, building, plumbing, fire, or other related code or ordinance.
- (2) The property is an attractive nuisance because of physical condition or use.
- (3) The property is a fire hazard or is otherwise dangerous to the safety of persons or property.
- (4) The property has had the utilities, plumbing, heating, or sewerage disconnected, destroyed, removed, or rendered ineffective for a period of 1 year or more so that the property is unfit for its intended use.
- (5) The property is tax reverted property owned by a municipality, by a county, or by this state. The sale, lease, or transfer of tax reverted property by a municipality, a county, or this state shall not result in the loss to the property of eligibility for any project authorized under this act for the rehabilitation of a blighted area, platting authorized under this act, or tax relief or assistance, including financial assistance, authorized under this act or any other act.
- (6) The property is improved real property that has remained vacant for 5 consecutive years and that is not maintained in accordance with applicable local housing or property maintenance codes or ordinances.
- (7) The property has code violations posing a severe and immediate health or safety threat and has not been substantially rehabilitated within 1 year after the receipt of notice to rehabilitate from the appropriate code enforcement agency or final determination of any appeal, whichever is later.

(C) For purposes of this article, blight violation means a violation of the following Flint City Code sections: §§ 24-110, 24-111, 24-112, 30-3, 30-7, 30-8, 30-9, 30-11, 30-12, 30-13, 30-15, ~~30-20-23~~, 30-30.1, 39-1, 39-5, 39-7, 39-9, 39-10, 39-22, 39-26, 39-32, 39-43, 39-43 39-43.1, 42-46, 50-142.6.

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

Adopted this _____ day of _____, 2022, A.D.

FOR THE CITY:

Sheldon A. Neeley, Mayor

Inez M. Brown, City Clerk

APPROVED AS TO FORM:

William Kim, City Attorney