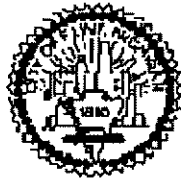


City of Flint, Michigan

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



Meeting Agenda - Final

Wednesday, February 5, 2020

5:00 PM

Committee Room

FINANCE COMMITTEE

Monica Galloway, President, Ward 7

*Eric Mays, Ward 1
Santino J. Guerra, Ward 3
Jerri Winfrey-Carter, Ward 5
Allan Griggs, Ward 8*

*Maurice D. Davis, Ward 2
Kate Fields, Ward 4
Herbert J. Winfrey, Ward 6
Eva Worthing, Ward 9*

Inez M. Brown, City Clerk

Davina Donahue, Deputy City Clerk

ROLL CALL

ADDITIONS AND/OR CHANGES TO AGENDA

Council shall vote on any agenda changes.

EXECUTIVE (CLOSED) SESSION

An Executive Session as requested by the Department of Law to update the City Council regarding the following: 1. Shears, Case No. 14-103476-CZ and Kincaid, Case No. 12-098490-CZ, and 2. the Legal Opinion of Tamar Lewis potential civil litigation.

PUBLIC SPEAKING

Members of the public shall have no more than two (2) minutes to address the City Council on any subject.

COUNCIL RESPONSE

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 (2) minutes and is subject to all rules of decorum and discipline.

SPECIAL ORDERS

190503 Special Order/Legislative Subpoena

A Special Order: A Legislative Subpoena, re: discussion of the duties of the Genesee County Clerk-Register of Deeds, as requested by Councilperson Mays.

190046 Special Order/Update/Investigative Hearing

Special Order as requested by Councilperson Mays to allow Attorney Harrell Milhouse to update City Council members on the Investigative Hearing regarding the flow of money from the State of Michigan to the City of Flint.

RESOLUTIONS

200061 Easement/Right-of-Way/City of Columbiaville/Replacement of Second Street Bridge Over Flint River

Resolution resolving that the City Administrator is hereby authorized to do all [things] necessary to enter into an Easement and Right-of-Way for mutual benefits. [NOTE: The City of Columbiaville desires to obtain a permanent Easement and Right-of-Way to replace the Second Street bridge over the Flint River and reconstruct the approach roadway. An Easement and Right-of-Way grant secured for the project will remove the existing bridge, construct the proposed bridge, grade side slopes with riprap and place a drainage culvert with end section adjoining to the following properties: 043-433-006-00, 043-433-008-00 and the north side of

the road/bridge through Holloway Reservoir (no tax ID available.)

DISCUSSION ITEM

200055 Referral/Salary for Chief of Staff Brian Larkin

Referral by Councilperson Galloway to MAYOR/ADM, re: She would to know why Brian Larkin is making more than the \$65,000.00 originally budgeted for the Chief of Staff position, when the salary changed, what the process was and if the money for his salary is budgeted. [Referral Action Date: 1/22/2020 @ Governmental Operations Meeting.]

OLD, OUTSTANDING DISCUSSION ITEMS

170061 Referral/Copy/Public Relations Contract

Referral by Councilperson Fields to ADMIN/LEGAL, re: She would like a copy of the public relations contract that was entered into with pipe replacement funding. [Referral Action Date: 1/18/2017 @ Finance Committee Meeting.]

170194 Repair/Copper Service Line/618 W. Alma

Referral by Councilperson Mays to ADM: He would like to know when the city plans to repair a ruptured copper service line at 618 W. Alma. [Referral Action Date: 4/19/2017 @ Finance Committee Meeting.]

170422 Copies/Bid/Contract/Martin Waymire

Referral by Councilperson Fields to FIN/LEGAL: She would like copies of the bid and the contract for public relations firm Martin Waymire. [Referral Action Date: 6/19/2017 @ Finance Committee Meeting.]

170577 Reimbursements/State of Michigan/City of Flint Departments

Referral from Councilperson Mays to FINANCE DIRECTOR: Regarding State of Michigan reimbursements to all city departments except Finance (see Discussion Item 170390): What has been requested and what has been reimbursed? [Referral Action Date: 11/21/17 @ Finance Committee Meeting.]

180002 Referral/Positions/Water Plant/Water Service Center/Wage Study

Referral by Councilperson Fields to HUMAN RESOURCES/WATER SERVICE CENTER/DPW: She would like a list of all unfilled positions at the Water Plant and Water Service Center; she would like the list also to include what certifications are needed for each position, what the compensation packages are, and what the city has done so far to recruit for these positions. She is also asking if a wage study for City of Flint positions has been completed (or started). [Referral Action Date: 1/3/2018 @ Finance Committee Meeting.]

- 180015** Referral/List/Water Customers With Estimated Bills
- Referral by Councilperson Mays to FIN: He would like a list of water customers who had estimated bills and then were hit with high bills when actual readings were used. He would also like to know if these customers still have "holds" on their accounts and if they are in danger of having their water shut off. [Referral Action Date: 1/3/2018 @ Finance Committee Meeting.]
- 180074** Referral/Copies/Current & Revised/WIIN Project Plans
- Referral by Councilperson Fields TO FINANCE/DPW, re: She would like copies of the plans, both old and new, for the WIIN grant, and a rationale for the amounts assigned to each. (For example, money allocated to the Water Plant was reduced after the city signed the long-term water deal with the Great Lakes Water Authority). [Referral Action Date: 2/21/2018 @ Finance Committee Meeting.]
- 180080** Referral/Kellogg Grant/Entire Proposal
- A referral from Councilperson Fields to ADMIN/LAW, re: She would like a copy of the entire Kellogg Grant proposal. [Referral Action Date: 2/21/2018 @ Finance Committee Meeting.]
- 180084** Referral/Police Department/Number of Lawsuits/Cost of Lawsuits
- A referral from Councilperson Fields to LAW, re: She would like to know how many lawsuits there have been in the last two years involving the Flint Police Department, including the status for each and the total estimated cost. [Referral Action Date: 2/21/2018 @ Finance Committee Meeting.]
- 180160** Discussion Item/Itemized Water Fund Revenues & Expenditures
- A discussion item as requested by Councilperson Mays regarding the city's Water Fund. He would like itemized revenues and expenditures. [Referral Action Date: 3/22/2018 @ Finance Committee Meeting.]
- 180180** Referral/Community Development Block Grant (CDBG) Money/Salvation Army
- A referral as requested by Councilperson Mays to Planning & Development: He would like to know if Community Development Block Grant (CDBG) money can be given to the Salvation Army. [Referral Action Date: 4/4/2018 @ Finance Committee Meeting.]
- 180204** Referral/Trial Water Shut-Off/Shut-On Policy
- A referral as requested by Councilperson Fields to FIN: She would like to know how the new Trial Collection Policy for shutting water off and turning it back on it working. [Referral Action Date: 4/18/2018 @ Finance Committee Meeting.]
- 180206** Referral/Cost/Parliamentarian

A referral as requested by Councilperson Fields to CITY CLERK: She would like to know the cost for the City Council to hire a Parliamentarian. [Referral Action Date: 4/18/2018 @ Finance Committee Meeting.]

180234 Update/Great Lakes Water Authority Contract

A referral from Councilperson Fields to LEGAL: re, she would like an update on the Great Lakes Water Authority (GLWA) contract, particularly the additional elements within the contract. [Referral Action Date: 5/9/2018 @ Finance Committee Meeting.]

180294 Referral/LED Street Lights

Referral by Councilpersons Fields and Guerra to ADMIN, re: An action plan and project steps (equipment and labor) concerning the LED street lights. [Referral Action Date: 6/20/2018 @ Finance Committee Meeting.]

180297 Referral/Breakdown/Chief of Staff Budget

Referral by Councilperson Fields to FINANCE, re: She would like a detailed breakdown of the \$75,000.00 budgeted for the Chief of Staff, including how, who, when and the date it was spent. [Referral Action Date: 6/25/2018 @ Special Affairs Committee Meeting.]

180298 Referral/Breakdown/Budgets/Mayor & City Administrator

Referral by Councilperson Fields to FINANCE, re: She would like a detailed, itemized breakdown of the budgets for Mayor and City Administrator, particularly for wages and salaries -- who they're for and how much each earns. [Referral Action Date: 6/25/2018 @ Special Affairs Committee Meeting.]

180300 Referral/Quarterly Budget Amendment Reports

Referral by Councilperson Fields to FINANCE, re: She would like to see quarterly budget amendment reports that are supposed to be supplied to City Council per the newly adopted City Charter. [Referral Action Date: 6/25/2018 @ Special Affairs Committee Meeting.]

180356 Discussion Item/Investigative Hearing

Councilperson Mays asked that a discussion item about the Investigative Hearing City Council members approved for financial issues related to the Water Crisis be placed on the Finance Committee Agenda. [Referral Action Date: 7/9/2018 @ Finance Committee Meeting.]

180365 Attendance Request/Discussion/Filling Budgeted Positions in Water/Sewer

Referral from Councilperson Mays to HUMAN RESOURCES/DEPARTMENT OF PUBLIC WORKS, re: He would like for Makini Jackson, Director of Human Resources, and Rob Binscik, Director of DPW, to attend the next Finance

Committee meeting to discuss unfilled budgeted positions in water and sewer as identified on an organizational chart distributed at the last Finance Committee Meeting. [Referral Action Date: 7/18/2018 @ Finance Committee Meeting.]

180419 Referral/Payments from Water Fund to Subcontractors

Referral by Councilperson Fields to LAW, re: She would like to justification for paying a subcontractor (Arco) out of the Water Fund without City Council permission. [Referral Action Date: 8/8/2018 @ Finance Committee Meeting.]

180437 Referral/Accounting/Water Funds/Grant Funds/Budget Amendments

Referral by Councilperson Fields to FIN, re: She would like a detailed accounting of all 591 and 296 funds (with detailed subsets) and any from other accounts that the city has used to accept Water Funds/Grants, has paid invoices and expenditures from, and all related Budget Amendments made since January 2016 to current that relate to these funds. [Referral Action Date: 8/22/2018 @ Finance Committee Meeting.]

180438 Referral/Lead Service Line Replacements/Those Paid/Those Submitted for Reimbursement

Referral by Councilperson Fields to FIN, re: She would like any lead service line replacements that have been paid and/or submitted for reimbursement by contractors since May 2018 to current. [Referral Action Date: 8/22/2018 @ Finance Committee Meeting.]

180472 Referral/Contract Clauses/Great Lakes Water Authority (GLWA)/Collection Rate/Transmission Pipe

A referral as requested by Councilperson Fields to FIN/LEGAL: She would like the clauses in the Great Lakes Water Authority (GLWA) that speak to the collection rate for water/sewer customers and the transmission pipe. [Referral Action Date: 9/5/2018 @ Finance Committee Meeting.]

180474 Referral/Status of 'New' Program Manager/Division of Community & Economic Development (DCED)

A referral as requested by Councilperson Galloway to FIN/LEGAL/HR: Planning & Development Director Suzanne Wilcox has a clause in her contract that allows her to return to her former position (Program Manager for DCED) in the event that her supervisory position doesn't work out. But her former job was recently filled. Councilperson Galloway would like to know what would happen to the "new" Program Manager if Ms. Wilcox decided to return to that position. [Referral Action Date: 9/5/2018 @ Finance Committee Meeting.]

180509 Referral/Line Item Details/Revenues/Expenditures/Invoices Paid/First \$2 Million/State of Michigan

A referral as requested by Councilperson Fields to FIN: She would like line item

details of revenues in and expenditures out on the first \$2 million received from the State of Michigan. She would also like line item accounts and invoices paid from this \$2 million. [Referral Action Date: 9/24/2018 @ Finance Committee Meeting.]

180510 Referral/Federal Procurement Rules/Sub-Contractors

A referral as requested by Councilperson Fields to FIN/LEGAL: She would like a copy of the federal procurement rules as it relates to sub-contractors. [Referral Action Date: 9/24/2018 @ Finance Committee Meeting.]

180512 Referral/Attendance/Finance Committee Meeting/Lead Line Replacements, Etc.

A referral as requested by Councilperson Mays to FIN/DPW/LEGAL/MAYOR/ADMIN: He wants to discuss lead line replacements, including hydrovacating, excavation and restoration, with Mayor Weaver, Mr. Gilcreast, and DPW Director Rob Binscik, and representatives from the following: Aecom, Goyette Mechanical and Martha Brown Custom Builders, LLC. He also asks that City Attorney Angela Wheeler weigh in on whether this conversation should take place in open or closed session. [Referral Action Date: 9/24/2018 @ Finance Committee Meeting.]

180529 Referral/Revenue to Turn On, Turn Off Water Service

A referral as requested by Councilperson Galloway to FIN: How much revenue is generated from shutting off water? Turning on water? Was the water study that was promised ever completed? If so, what were the results? [Referral Action Date: 10/3/2018 @ Finance Committee Meeting.]

180599 Referral/Attorneys Hired by the City

Referral as requested by Councilperson Fields to LEGAL, re: She would like a listing of every attorney and/or law firm that has been hired by the City during the calendar years of 2015 through 2018, with totals for each attorney/firm listed by the same years. [Referral Action Date: 11/19/2018 @ Special Affairs Committee Meeting.]

180600 Referral/City Contract Totals/Lead Line Replacement Program

Referral as requested by Councilperson Fields to ADMIN/DPW, re: She would like to know the current contract totals for lead service line replacement work contractors and subcontractors, up to and including AECOM, ARCO, DLZ, E Holdings (E & L Construction), Super Construction, A&S. Zito, Orchard, AFSCME, W.T. Stevens, Goyette, etc. [Referral Action Date: 11/19/2018 @ Special Affairs Committee Meeting.]

180601 Referral/Lead Pipe Contractors and Subcontractors

Referral as requested by Councilperson Fields to ADMIN/DPW, re: She would like a listing of every contractor and subcontractor who has done or is doing work for

the City concerning lead pipe replacement, with list to include phase worked, dates worked and payment/contract totals. [Referral Action Date: 11/19/2018 @ Special Affairs Committee Meeting.]

180604 Discussion Item/Water Account Trends

Referral by Councilperson Fields: She would like to know if there are trends that can be identified in the city's Water Account. [Referral Action Date: 11/20/2018 @ Finance Committee Meeting.]

180605 Referral/Aecom/Procedures & Sub-Contractors

Referral by Councilperson Fields: She would like to see documents that show Aecom followed proper procurement procedures, per the company's contract, and that the city approved all of their sub-contractors [Referral Action Date: 11/20/2018 @ Finance Committee Meeting.]

180614 Referral/Aecom/Written Documentation/Scope of Work

Referral from Councilperson Fields to ADMIN/DPW: She would like written documentation of the change in scope of work that was given to Aecom that allowed them think they could continue working and move beyond 6,000 service lines. [Referral Action Date: 12/5/2018 @ Finance Committee Meeting.]

180615 Referral/Aecom/\$1.1 Million Change Order/Line Items

Referral from Councilperson Fields to FIN: She would like a copy of the line items that represent the \$1.1 million in Aecom's change order. [Referral Action Date: 12/5/2018 @ Finance Committee Meeting.]

190004 Referral/Opinion/Contract Terms/Aecom

Referral from Councilperson Fields to FIN: She would like a written opinion from City Attorney Angela Wheeler stating whether or not she believes that AECOM has fulfilled the terms of its current contract. [Referral Action Date: 1/9/2019 @ Finance Committee Meeting.]

190035 Referral/Report/Funding/Service Line Replacement Program

Referral from Councilperson Fields to FIN: She would like all funding utilized for the Service Line Replacement Program in a cohesive, understandable report from the beginning of the project to date, including all revenue paid in to all pertinent city accounts, identified by name, amount, purpose for use and date (including name and account numbers in subsets); all expenditures paid out, identified by name paid to, amount, purpose for use and date (including phase and date, and what account it was paid out of; all reimbursements requested, all paid and all outstanding, with pertinent details, and any reimbursement requests that were denied (with accompanying correspondence); all accounts payable at this point in time for this program, with pertinent details; a list of any/all funds encumbered for this program, at this point in time; a list of total accomplishments by any contractor paid for this program (include Phase and specific activity in detail); the total amount

still available to be used for the Service Line Replacement Program, to include management of same program. [Referral Action Date: 1/23/2019 @ Finance Committee Meeting.]

- 190036** Referral/Local Capacity Development Line Item of the Water Infrastructure Improvements for the Nation (WIIN) Plan
- Referral from Councilperson Fields to FIN: She would like a full report of the narrative of intended use and how it has been used, with all financial detail, regarding the Local Capacity Development line item of the Water Infrastructure Improvements for the Nation (WIIN) plan. [Referral Action Date: 1/23/2019 @ Finance Committee Meeting.]
- 190055** Referral/Monthly Progress Report/Economic Development
- Referral by Councilperson Griggs to ADMIN/PLANNING and DEVELOPMENT, re: He requests that the Economic Development Division provide monthly progress reports to the City Council. [Referral Action Date: 2/04/2019 @ City Council Meeting.]
- 190072** Referral/Response/When \$433,276.00 is Reimbursed
- Referral from Councilperson Fields to FIN: She would like to be notified when the \$433,276.00 is reimbursed to the City of Flint from the State of Michigan. [Referral Action Date: 2/20/2019 @ Finance Committee Meeting.]
- 190073** Referral/Number of Signatures Needed/Proposals on Ballot
- A referral as requested by Councilperson Mays to CITY CLERK, re: He would like to know how many signatures are needed to get a ballot proposal on the August ballot if Councilmembers reject the five current proposals before them. [Referral Action Date: 2/20/2019 @ Finance Committee Meeting.]
- 190081** Referral/Increase in Salary and Benefits/Mayor and City Council
- Referral by Councilperson Fields to ADMIN/FIN, re: She would like to know where the money will be coming from to cover the recent increases in salaries and/or benefits for the mayor and council, per recent action of the Local Officers Compensation Commission (LOCC). [Referral Action Date: 2/25/2019 @ City Council Meeting.]
- 190083** Referral/Salaries for Appointees
- Referral by Councilperson Fields to ADMIN/FIN, re: She would like to know the salaries for all appointees, as follows: salary or hourly rate at time of hire, salary or hourly rate at time of appointment, current salary or hourly rates - as well as all raises from the time of appointment until now. [Referral Action Date: 2/25/2019 @ City Council Meeting.]
- 190113** Referral/Aging Report for Accounts Receivable

Referral by Councilperson Fields to ADMIN/FIN/TREASURY, re: She would like to know how much the City of Flint is carrying in past-due accounts receivable and how far back the balances go. She would also like a copy of the AR Aging Report. [Referral Action Date: 3/21/2019 @ Finance Committee Meeting.]

190114 Referral/Revenues/Turning Water Shut-Offs/Water Shut-ons

Referral by Councilperson Fields to ADMIN/FIN/TREASURY, re: She would like to know how much the City of Flint brings in for water shut-offs and shut-ons and if that number has gone up or down in recent months. [Referral Action Date: 3/21/2019 @ Finance Committee Meeting.]

190162 City of Flint/County of Genesee/Flint Holding Facility Operation

Discussion item as requested by Councilperson Guerra, re: He would like to know if the City of Flint will ever take over operation of the Flint Holding Facility, and how much that would cost versus outsourcing to Genesee County. [Referral Action Date: 4/17/2019 @ Finance Committee Meeting.]

190205 Referral/FastStart Restoration

Referral by Councilperson Guerra to ADMIN/DPW, re: He would like to know if city personnel can spot-check areas of the city where restoration has been completed to ensure that proper procedures were followed. [Referral Action Date: 5/22/2019 @ Finance Committee Meeting.]

190229 Appropriateness/Special Order 190084

Referral by Councilperson Fields to LAW, re: Is it appropriate to have Special Order 190084 (concerning a letter written to the state by three Councilpersons) on the agenda since it is part of a lawsuit filed by Councilman Mays against six council members? [Referral @ 6-5-19 Finance Committee Meeting.]

190255 Referral/Section 108 Loans

Referral by Councilperson Galloway to FINANCE/PLANNING AND DEVELOPMENT/ADMIN, re: She would like to know the particulars regarding any Section 108 Loans that are outstanding, since 2013, to include the who, what, where, why, etc. [Referral Action Date: 6/24/2019 @ Special Affairs Committee Meeting.]

190259 Referral/Damage Claims/Invoices/Damages Caused By Contractors

Referral by Councilperson Guerra to ADMIN/FINANCE/LAW, re: He would like copies of invoices and/or damage claims that have been filed and/or paid due to damage from FastStart contractors. [Referral Action Date: 7/2/2019 @ Finance Committee Meeting.]

190265 Referral/Pipe Replacement and Restoration Services/Role of Rowe Professional Services Co.

Referral by Councilperson Mays to ADMIN/DPW/LEGAL, re: With regard to its current contract with the City for FAST Start Program project management services, he would like to know what Rowe's role is in general for the entire program and, specifically, about Rowe's engagement when it comes to water service line restoration services. He also asks whether or not Rowe should be involved with the potential "re-bid" process that the Administration may be working on for service line restoration services. [Referral Action Date: 7/10/2019 @ Special City Council Meeting.]

190266 Referral/Attendance Request/Rowe Professional Services Co.

Referral by Councilperson Mays to ADMIN/DPW/ROWE, re: He requests that representatives from Rowe Professional Services Co. attend the July 17, 2019 Finance Committee meeting in order to discuss Rowe's role as project management for FAST Start Program services and, particularly, the transfer of FAST Start Program addresses from the former program management company, AECOM. [Referral Action Date: 7/10/2019 @ Special City Council Meeting.]

190291 Water Fund Reimbursement

Referral by Councilperson Fields to ADMIN/FIN, re: She would like to know if the \$433,000.00 that was paid out of the Water Fund for what were initially termed "ineligible expenses," but were later okayed by the state, according to Huey Newsome, were ever repaid into the Water Fund? [Referral Action Date: 7/17/19 Finance Committee Meeting.]

190292 Water Fund Status

Referral by Councilperson Fields to ADMIN/FIN, re: She would like to know the status of the Water Fund, including the number of outstanding bills, and if there is a plan in place to fix the fund if it's in a deficit. [Referral Action Date: 7/17/19 Finance Committee Meeting.]

190337 Referral/Legal Opinion/Auditing Contract/Statute of Limitations

Referral by Councilperson Mays to CITY ATTORNEY, re: He requests a legal opinion regarding city council's motion during the August 12th council meeting to require a 5-year statute of limitations (as opposed to a 2-year SOL) concerning the contract with Rehmann Robson for FY2019 auditing services. [Referral Action Date: 8/12/2019 @ City Council Meeting.]

190344 Referral/Details/Communications Plan

Referral by Councilperson Fields to ADMIN/LEGAL, re: She would like additional details on who is called during specific emergencies and who would be the backup in case of vacation/sickness. [Referral Action Date: 8/7/2019 @ Finance Committee Meeting.]

190384 Referral/Charges for Water Meters

Referral by Councilperson Worthing to FIN/TREASURER, re: She would like to know why the city is charging customers for water meters when it (the city) is getting them for free. [Referral Action Date: 9/4/2019 @ Finance Committee Meeting.]

190385 Referral/Attendance Request

Referral by Councilperson Worthing to FIN/TREASURER, re: She asks that Treasurer Amanda Trujillo be present at the next Finance Committee meeting. [Referral Action Date: 9/4/2019 @ Finance Committee Meeting.]

190387 Referral/Kellogg Grant

Referral by Councilperson Galloway to ADM: re: She would like an update on the Kellogg Grant, including personnel assigned to it. [Referral Action Date: 9/4/2019 @ Finance Committee Meeting.]

190400 Referral/Water Billing and Shut-Offs

Referral from Councilperson Worthing to TREASURER/ADMIN, re: She would like to know why some businesses and churches are allowed to have water bills with high arrearages and no shut-off notices, while residents are held to a different standard. [Referral Action Date: 9/4/2019 @ Finance Committee Meeting.]

190427 Referral/Cities of Comparable Size/Policies for Acquired Homes

A referral from Councilperson Worthing to LAW, re: She would like copies of policies for acquired homes (see Resolution No. 190398), from cities of comparable size to Flint. [Referral Action Date: 10/9/2019 @ Finance Committee Meeting.]

190428 Referral/Pricing/Policies for Acquired Homes

A referral from Councilperson Guerra to LAW/PLANNING & DEVELOPMENT, re: He would like to know if the prices being charged in Resolutions 190376 through 190398 are adequate. [Referral Action Date: 10/9/2019 @ Finance Committee Meeting.]

190456 Referral/City of Flint Acquired Homes/Financial Implications

A referral from Councilperson Griggs to FIN/PLANNING & DEVELOPMENT, re: He would like to know if there will be financial repercussions (such as sales/gift taxes from the IRS or any other penalties) for selling the houses in Resolutions 190376 through 190398 cheaper than market value. [Referral Action Date: 10/23/2019 @ Finance Committee Meeting.]

190457 Referral/Water Distribution and Sewer Maintenance Supervisor

A referral from Councilperson Galloway to FIN/ADM, re: She would like to know

why the city is trying to fill positions in water and sewer now when the mandate to hire came from the Environmental Protection Agency (EPA) in 2016 (see Resolution No. 190454). [Referral Action Date: 10/23/2019 @ Finance Committee Meeting.]

- 190469** Referral/Value of Properties Acquired by the City from the County Treasurer
- Referral by Councilperson Fields to PLANNING and DEVELOPMENT, re: She would like to know the SEV for all of the houses that the tax reverted properties/parcels that the City of Flint has acquired from the Genesee County Treasurer over the last few years. [Referral Action Date: 10/31/2019 @ Special Affairs Committee]
- 190472** Referral/Closure of FY2018-19 Accounting Records
- Referral by Councilperson Fields to FIN/CITY ADM, re: She would like to know if the books have been closed for the 2018-19 Fiscal Year so the audit can be completed. [Referral Action Date: 10/23/2019 @ Finance Committee.]
- 190483** Referral/Number of Customers Disconnected from City Water in a Month
- A referral as requested by Councilperson Griggs to FIN: How many customers does the city disconnect from city water each month? [Referral Action Date: 11/20/2019 @ Finance Committee Meeting.]
- 190485** Referral/Disposition of City Assets
- Referral as requested by Councilperson Fields, re: She would like a copy of the ordinance for disposition of city assets, if there is one. [Referral Action Date: 11/20/2019 @ Finance Committee.]
- 190486** Referral/Properties Acquired from the Genesee County Treasurer/Grant Dollars Spent
- Referral as requested by Councilperson Fields, re: She would like to know if any grant (federal or state) dollars were spent on any of the properties that the city acquired from the Genesee County Treasurer and are attempting to sell. [Referral Action Date: 11/20/2019 @ Finance Committee.]
- 190501** Water Fund Reimbursement
- Referral by Councilperson Fields to ADMIN/FIN, re: She would like to see Ledger entries that prove that the \$433,000.00 that was paid out of the Water Fund for what were initially termed "ineligible expenses," but were later okayed by the state, were ever repaid into the Water Fund? [Referral Action Date: 12/4/19 Finance Committee Meeting.]
- 190514** Recouping the Costs of a Lawsuit
- Referral as requested by Councilperson Fields to LAW; re: She points out that the lawsuit Councilperson Mays filed against 6 other council members cost the city

\$20,000.00. She would like to know if the city can sue Councilperson Mays to recoup those costs. [Referral Action Date: 12/17/2019 @ Finance Committee Meeting.]

190515 Referral/Transportation Director Position

Referral as requested by Councilperson Galloway to ADM; re: She would like to know who was doing John Daly's job before he was named to the position, what is Betty Wideman's role now, and if there are financial resources to pay both Mr. Daly and Rob Binscik. She would also like to know how much each makes (Mr. Daly, Ms. Wideman and Mr. Binscik), and to see job descriptions for them. [Referral Action Date: 12/17/2019 @ Finance Committee Meeting.]

NEW BUSINESS

ADJOURNMENT

RESOLUTION NO.: 200061

PRESENTED: 2-5-20

ADOPTED: _____

**RESOLUTION TO APPROVE PERMANENT EASEMENT AND RIGHT OF WAY
REPLACING SECOND STREET BRIDGE OVER FLINT RIVER**

BY THE CITY ADMINISTRATOR:

WHEREAS, The City of Columbiaville desires to obtain a permanent easement and Right-of-Way from the City of Flint. The purpose of the Easement and Right-of-Way is to replace the Second Street bridge over the Flint River and reconstructing the approach roadway.

WHEREAS, The value of using the property to Permanent Easement and Right-of-Way Grants and the value of completing the proposed work appear to be offsetting. The Permanent Easement and Right-of-Way Grants secured for the following list of properties is to remove the existing bridge, construct the proposed bridge, grade side slopes with riprap, and place a drainage culvert with end section adjoining to the listed properties:

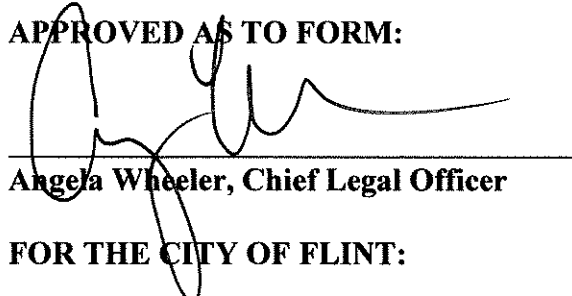
043-433-006-00 City of Flint

043-433-008-00-City of Flint

North side of road/bridge through Holloway Reservoir (no tax ID Available) – City of Flint

IT IS RESOLVED that the City Administrator is hereby authorized to do all this necessary to enter into this Easement and Right-of-Way for mutual benefits.

APPROVED AS TO FORM:



Angela Wheeler, Chief Legal Officer

FOR THE CITY OF FLINT:



Clyde Edwards, City Administrator

APPROVED AS TO FINANCE:



Amanda Trujillo, Acting Finance Director

APPROVED BY CITY COUNCIL:



Monica Galloway, City Council President



January 23, 2020

Ms. Angela Wheeler, City Attorney
City of Flint
1101 S. Saginaw Street – 3rd Floor
Flint, MI 48502

RE: Columbiaville Second Street Bridge Easement

Dear Angela:

We have reviewed the request from Rowe Engineering for the Columbiaville Second Street bridge easements. We recommend granting this easement based on our knowledge of the system and the information provided from your e-mail dated January 22, 2020.

The plans and documents reviewed, indicating the easements as proposed, will have no impact on the existing public utility operations.

It should be noted that the documents indicate there are no utilities in the areas requested for easement and right of way.

If you have any questions, feel free to contact us at 616.588.2900 or pgaldes@fveng.com.

Sincerely,

F&V OPERATIONS AND RESOURCE MANAGEMENT, INC.


Paul R. Galdes, P.E.
Vice President



OFFICE MEMORANDUM

DATE: 11/20/2019
TO: Second Street bridge over the Flint River Project
FROM: Denise Baker, Village Clerk
SUBJECT: Mutual Benefit

The Permanent Easement and Right-of-Way Grants, has been reviewed and there does not appear to be any resulting damages.

The value of using the property to Permanent Easement and Right-of-Way Grants and the value of completing the proposed work appear to be offsetting. Therefore, the Permanent Easement and Right-of-Way Grants should be for mutual benefits.

Type of Proposed Work: Replacing the Second Street bridge over the Flint River and reconstructing the approach roadway. The Permanent Easement and Right-of-Way Grants secured for the following list of properties is to remove the existing bridge, construct the proposed bridge, grade side slopes with riprap, and place a drainage culvert with end section adjoining to the listed properties.

Property Tax ID:

043-433-006-00 – City of Flint

043-433-008-00 – City of Flint

North side of road/bridge through Holloway Reservoir (no tax ID available) – City of Flint

PERMANENT EASEMENT AND RIGHT-OF-WAY GRANT

KNOW ALL MEN BY THESE PRESENTS: City of Flint party of the first part, whose address is 1101 Saginaw Street, Flint, MI 48502, for and in consideration of the sum of zero (\$0.00) dollars and other good and valuable consideration paid to them by Village of Columbiaville, party of the second part, whose address is 4605 Pine Street, Columbiaville, MI 48421, does hereby grant, convey and release to the said party of the second part, a permanent easement and right-of-way in which to construct, operate, maintain, repair and/or replace the bridge, riprap, and/or culvert over, across, under and through the following parcels of land situated in the Village of Columbiaville, Lapeer County, Michigan and described as:

Parcel No: 043-433-006-00 (Attachment A)

In a private easement and right-of-way, thereof, which is to be located approximately as follows:

Part of the Northeast 1/4 of Section 33, Town 9 North, Range 9 East, Village of Columbiaville, Lapeer County, Michigan, described as beginning at a point which is the following three (3) courses from the from the North 1/4 corner of said section, 1) N87°34'22"E, along the North line of said section, 596.70 feet to the intersection of said North line and the Southerly right of way line of Columbiaville Road (2nd Street) and 2) along said right of way line 335.27 feet along the arc of a non-tangent curve to the right, having a radius of 649.21 feet, a delta angle of 29°35'22" and a chord bearing and distance of S64°56'54"E, 331.56 feet and 3) S49°43'06"E, along said right of way line, 126.70 feet; thence S40°16'54"W, perpendicular to said right of way line, 22.00 feet; thence S49°43'06"E, parallel with said right of way line, 125.00 feet; thence N40°16'54"E, perpendicular to said right of way line, 22.00 feet to a point on said right of way line; thence N49°43'06"W, along said right of way line, 125.00 feet to the point of beginning.

Parcel No: 043-433-008-00 (Attachment B)

In a private easement and right-of-way, thereof, which is to be located approximately as follows:

Part of the Northeast 1/4 of Section 33, Town 9 North, Range 9 East, Village of Columbiaville, Lapeer County, Michigan, described as beginning at a point which is the following three (3) courses from the from the North 1/4 corner of said section, 1) N87°34'22"E, along the North line of said section, 596.70 feet to the intersection of said North line and the Southerly right of way line of Columbiaville Road (2nd Street) and 2) along said right of way line 335.27 feet along the arc of a non-tangent curve to the right, having a radius of 649.21 feet, a delta angle of 29°35'22" and a chord bearing and distance of S64°56'54"E, 331.56 feet and 3) S49°43'06"E, along said right of way line, 333.52 feet; thence S40°16'54"W, perpendicular to said right of way line, 11.42 feet; thence S49°43'06"E, 58.13 feet; thence N42°08'31"E, perpendicular to said right of way line, 15.00 feet to a point on said right of way line; thence N47°51'39"W, along said right of way line, 27.42 feet; thence S42°13'25"W, along said right of way line, 4.46 feet; thence N49°43'06"W, along said right of way line, 31.06 feet to the point of beginning.

Parcel No: 043-433-008-00 (Attachment C)

In a private easement and right-of-way, thereof, which is to be located approximately as follows:

Part of the Northeast 1/4 of Section 33, Town 9 North, Range 9 East, Village of Columbiaville, Lapeer County, Michigan, described as beginning at a point which is the following five (5) courses from the from the North 1/4 corner of said section, 1) N87°34'22"E, along the North line of said section, 596.70 feet to the intersection of said North line and the Southerly right of way line of Columbiaville Road (2nd Street) and 2) along said right of way line 335.27 feet along the arc of a non-tangent curve to the right, having a radius of 649.21 feet, a delta angle of 29°35'22" and a chord bearing and distance of S64°56'54"E, 331.56 feet and 3) S49°43'06"E, along said right of way line, 364.58 feet and 4) N42°13'25"E, along said right of way line, 4.46 feet and 5) S47°51'39"E, along said right of way line, 144.00 feet; thence continuing S47°51'39"E, along said right of way line, 20.00 feet to the Northeastern most corner of tax parcel number 043-433-008-00; thence S42°13'24"W, along the Easterly line of said tax parcel, 25.00 feet; thence N47°51'39"W, parallel with said right of way line, 20.00 feet; thence N42°13'24"E, 25.00 feet to the point of beginning.

Parcel No: City of Flint (Attachment D)

In a private easement and right-of-way, thereof, which is to be located approximately as follows:

Part of the Northeast 1/4 of Section 33 and the Southeast 1/4 of Section 28, Town 9 North, Range 9 East, Village of Columbiaville, Lapeer County, Michigan, described as beginning at the intersection of the North line of said Section 33 and the Northerly right of way line of Columbiaville Road (2nd Street), which is N87°34'22"E, along said North section line, 786.37 feet from the North 1/4 corner of said Section 33; thence along said right of way line 15.17 feet along the arc of a non-tangent curve to the left, having a radius of 715.21 feet, a delta angle of 01°12'56" and a chord bearing and distance of N65°21'23"W, 15.17 feet; thence N24°02'10"E, 10.00 feet; thence 200.41 feet along the arc of a curve to the right, being

parallel with said right of way line, having a radius of 725.21 feet, a delta angle of 15°50'02" and a chord bearing and distance of S58°02'49"W, 199.78 feet; thence S49°43'06"E, parallel with said right of way line, 56.78 feet; thence N40°16'54"E, perpendicular to said right of way line, 11.00 feet; thence S49°43'06"E, parallel with said right of way line, 235.00 feet; thence S40°16'54"W, perpendicular to said right of way line, 21.00 feet to a point on said right of way line; thence N49°43'06"W, along said right of way line, 291.74 feet; thence 182.44 feet along said right of way line and along the arc of a curve to the left, having a radius of 715.21 feet, a delta angle of 14°36'56" and chord bearing and distance of N57°26'27"W, 181.95 feet to the point of beginning.

and to enter upon sufficient land adjacent to said easement and right-of-way for the purpose of the construction, repair and/or replacement thereof. This conveyance includes a release of any and all claims for damage arising from or incidental to the exercise of any of the foregoing powers, except that if the said premises shall be disturbed by reason of the exercise of any of the foregoing powers, then said premises shall be restored to its original condition by the party of the second part and except that any existing buildings, structures or fences, the removal or demolition of which shall be removed or demolished at the expense of the party of the second part. This instrument shall be binding upon and inure to the benefit of the parties, hereto, their representatives, successors, and assigns.

IN WITNESS WHEREOF, the part _____ of the first part hereunto affixed _____ signature(s) this ___ day of _____ AD, 20__.

In the presence of:

_____ (L.S.)

_____ (L.S.)

_____ (L.S.)

_____ (L.S.)

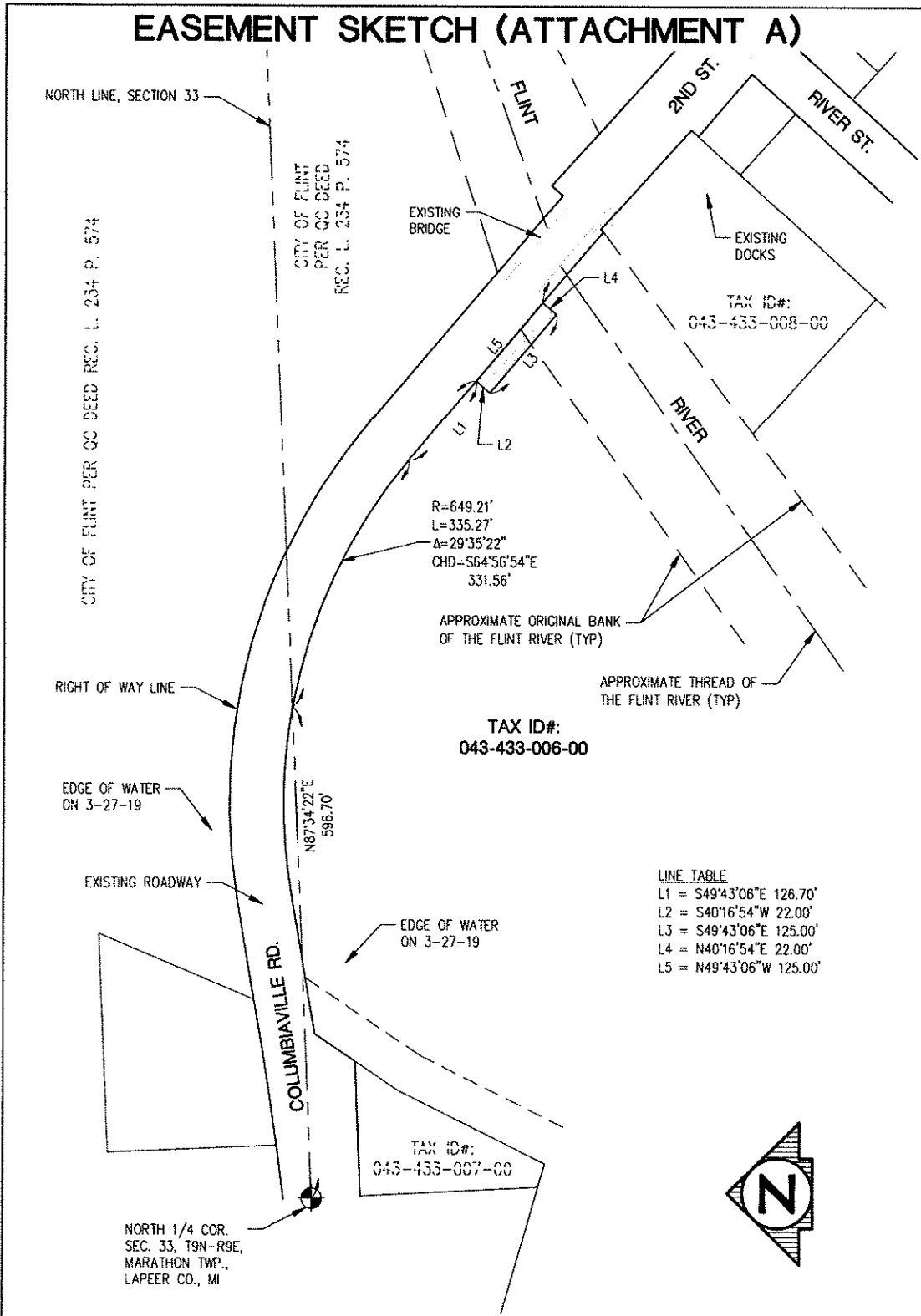
STATE OF MICHIGAN)
COUNTY OF GENESEE)SS

On this ___ day of _____, 20__, before me, notary public, in and for said County, personally appeared _____ to me known to be the person(s) described in and who executed the same as his/her/their free act and deed.

PREPARED BY:
ROWE Professional Services Company
540 S. Saginaw Street, Suite 200
Flint, MI 48502

Notary Public, _____ County, MI
My commission expires:

EASEMENT SKETCH (ATTACHMENT A)



VILLAGE OF COLUMBIAVILLE

SECTION 33 T9N - R9E VILLAGE OF COLUMBIAVILLE
LAPEER COUNTY, MICHIGAN



ROWE PROFESSIONAL SERVICES COMPANY

The Rowe Building
540 S. Saginaw St., Suite 200
Flint, MI 48502

O: (810) 341-7500
F: (810) 341-7573
www.rowepsc.com

FIELD: N/A

DRAWN: MAC

CHECKED: JJF

DATE: 11-13-19

REVISED:

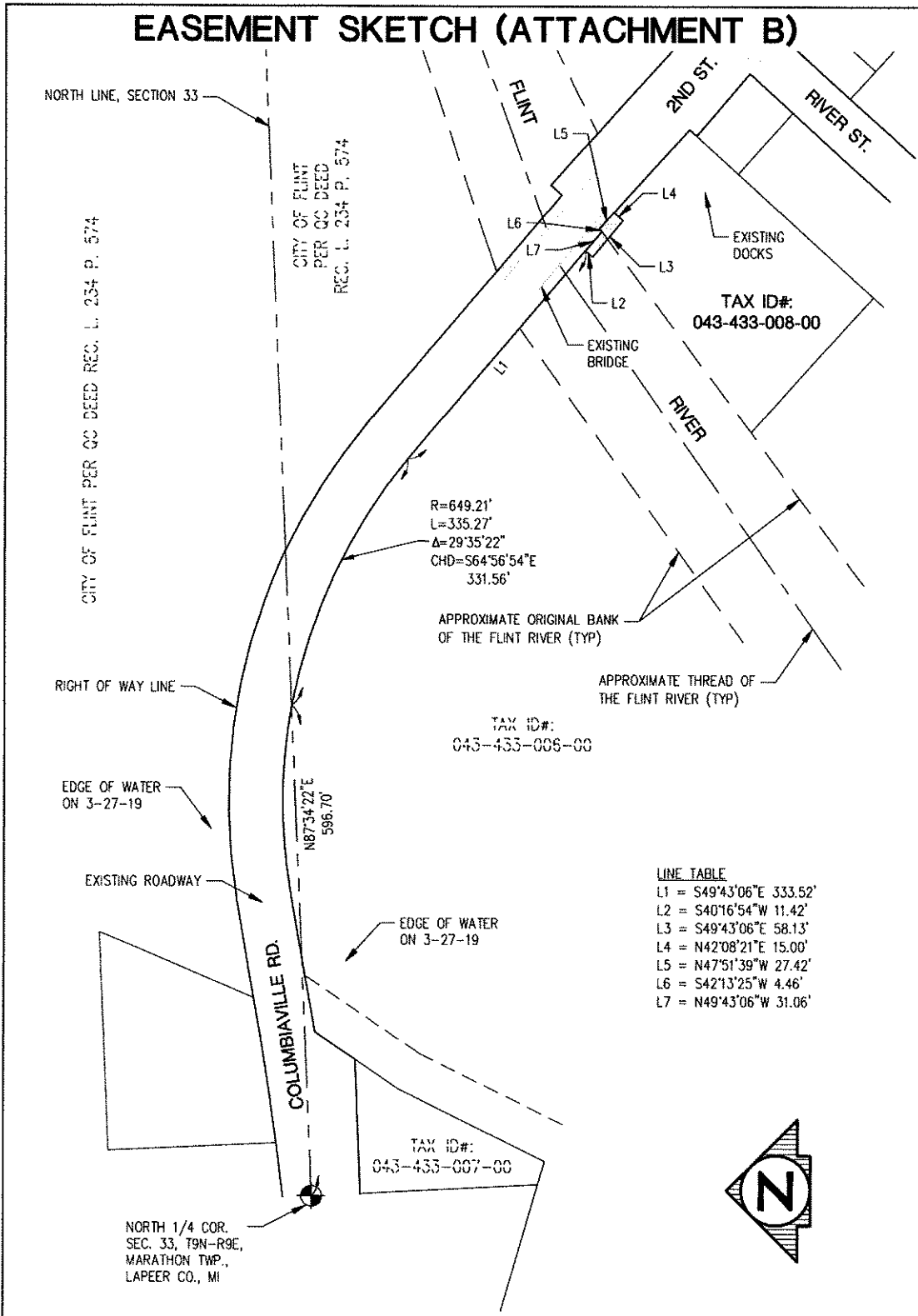
SHEET: 1 OF 1



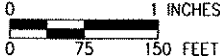
SCALE: 1" = 150'



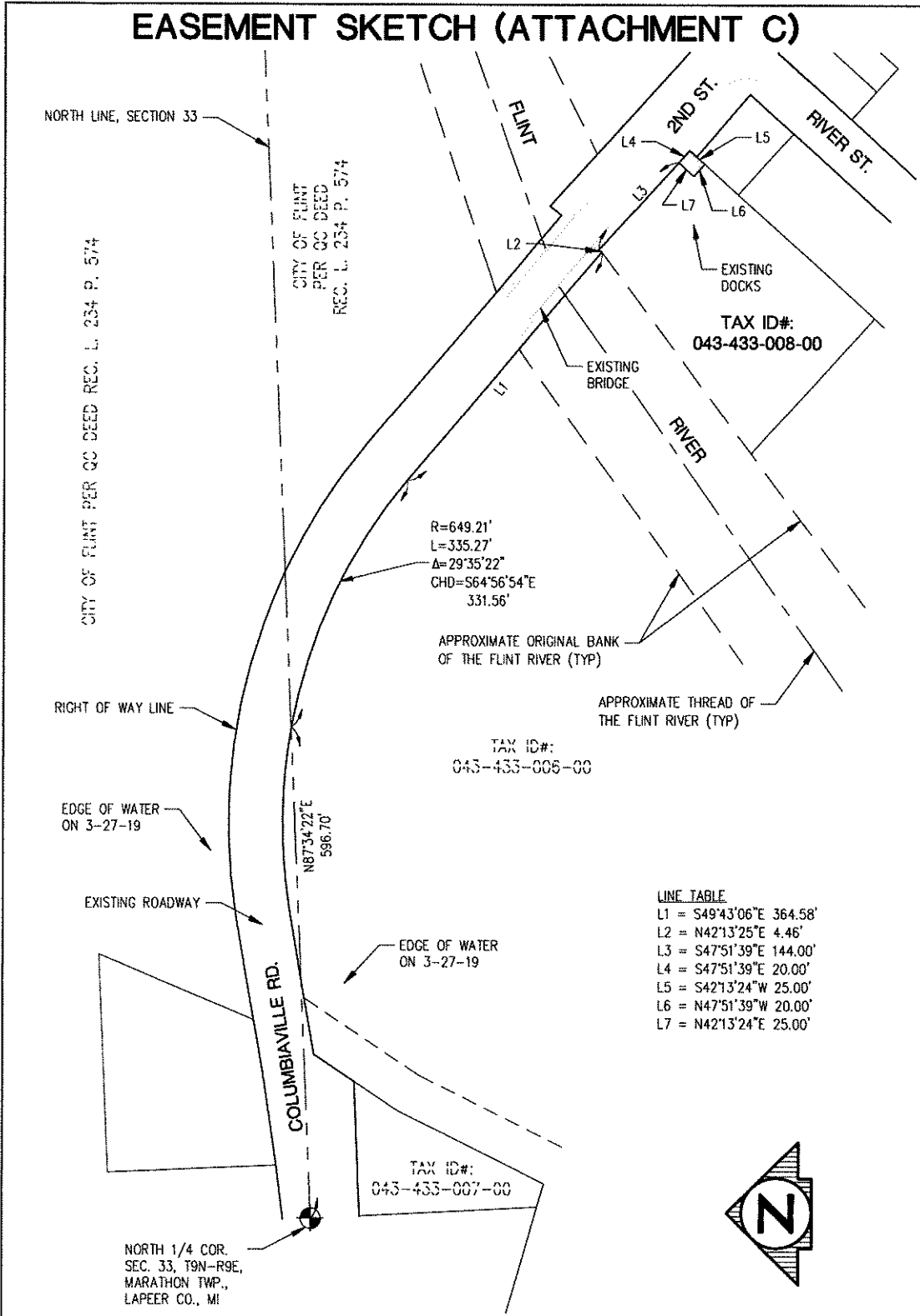
JOB NO.: 19C0047


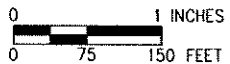
EASEMENT SKETCH (ATTACHMENT B)



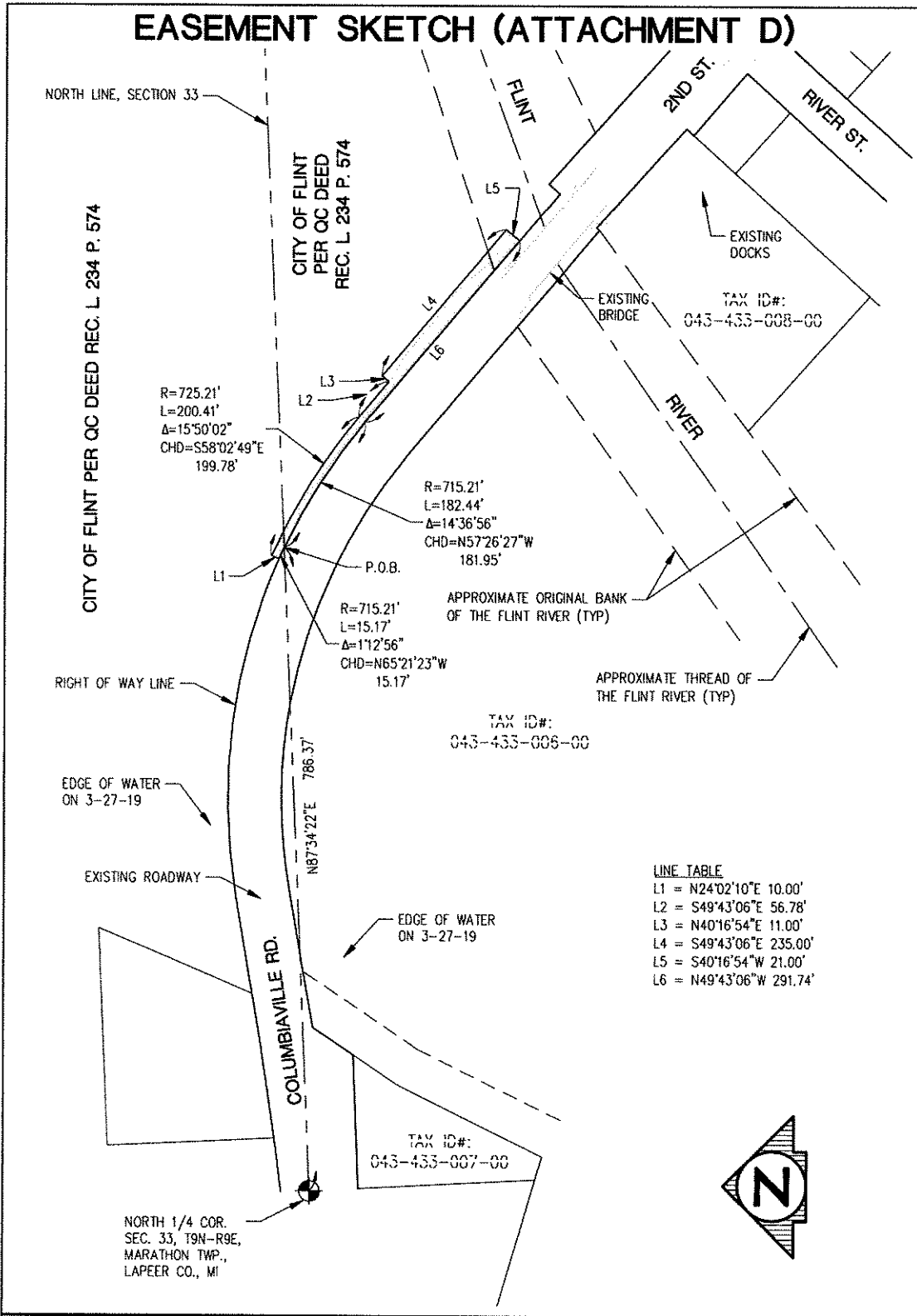
<h2>VILLAGE OF COLUMBIAVILLE</h2> <p>SECTION 33 T9N - R9E VILLAGE OF COLUMBIAVILLE LAPEER COUNTY, MICHIGAN</p>	FIELD: N/A	
	DRAWN: MAC	
CHECKED: JJF		
DATE: 11-13-19		
REVISED:		
SHEET: 1 OF 1		
SCALE: 1" = 150'		
 <h3>ROWE PROFESSIONAL SERVICES COMPANY</h3> <p>The Rowe Building 540 S. Saginaw St., Suite 200 Flint, MI 48502</p> <p>O: (810) 341-7500 F: (810) 341-7573 www.rowepsc.com</p>		JOB NO.: 19C0047

EASEMENT SKETCH (ATTACHMENT C)



VILLAGE OF COLUMBIAVILLE SECTION 33 T9N - R9E VILLAGE OF COLUMBIAVILLE LAPEER COUNTY, MICHIGAN	FIELD: N/A
	DRAWN: MAC
 ROWE PROFESSIONAL SERVICES COMPANY	CHECKED: JJF
	DATE: 11-13-19
The Rowe Building 540 S. Saginaw St., Suite 200 Flint, MI 48502	REVISED:
	SHEET: 1 OF 1
O: (810) 341-7500 F: (810) 341-7573 www.rowepsc.com	SCALE: 1" = 150' 
PLOTTED: 11/20/2019 3:05 PM R:\Projects\19C0047\Draw\Survey\SV-19C0047-EASEMENT SKETCH.dwg	JOB NO.: 19C0047

EASEMENT SKETCH (ATTACHMENT D)



LINE TABLE

L1	=	N24°02'10"E	10.00'
L2	=	S49°43'06"E	56.78'
L3	=	N40°16'54"E	11.00'
L4	=	S49°43'06"E	235.00'
L5	=	S40°16'54"W	21.00'
L6	=	N49°43'06"W	291.74'



<h2 style="margin: 0;">VILLAGE OF COLUMBIAVILLE</h2> <p style="margin: 0;">SECTION 33 T9N - R9E VILLAGE OF COLUMBIAVILLE LAPEER COUNTY, MICHIGAN</p>	FIELD: N/A	
	DRAWN: MAC	
CHECKED: JJF		
DATE: 11-13-19		
REVISED:		
SHEET: 1 OF 1		
SCALE: 1" = 150'		
ROWE PROFESSIONAL SERVICES COMPANY		
The Rowe Building 540 S. Saginaw St., Suite 200 Flint, MI 48502	O: (810) 341-7500 F: (810) 341-7573 www.rowepsc.com	JOB NO.: 19C0047

STATE OF MICHIGAN SS
COUNTY OF GENESEE

On this 11th day of April in the year one thousand nine hundred and fifty one, before me a Notary Public in and for said County, personally appeared Abraham Toame and Habea Toame, his wife, to me known to be the same persons described in the within instrument and who executed the within instrument by their respective marks, each of said persons being unable to write, and they did acknowledge the execution and did affix each of their marks as their free act and deed.

My Commission expires:
December 19, A. D., 1952

Evelyn L. Parks
Evelyn L. Parks
Notary Public Genesee County, Michigan

* QUIT CLAIM DEED

Edgar Worvie, et al

To

The City of Flint

Received for Record the 1st day of May
1951 at 3:00 o'clock P.M.

Leona Hevener, Register of Deeds

THIS INDENTURE, made the 11th day of April, in the year of our Lord one thousand nine hundred and fifty-one.

BETWEEN Edgar Worvie and Lucy M. Worvie, his wife, Frank L. Worvie and Esther L. Worvie, his wife, and Luther W. Worvie and Margaret S. Worvie, his wife, parties of the first part, and The CITY OF FLINT, a Municipal Corporation, party of the second part, WITNESSETH, That the said parties of the first part, for and in consideration of the sum of ONE DOLLAR AND OTHER GOOD AND VALUABLE CONSIDERATION, to them in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, do by these presents grant, bargain, sell, remise, release and forever QUITCLAIM unto the said party of the second part, and to its successors and assigns, Forever, all that certain piece or parcel of land situated in the Township of Marston, in Lapeer County, and State of Michigan, and described as follows:

All that part of the following parcels of land: the Southeast $\frac{1}{4}$ of Section 28 lying West of the Michigan Central Railroad and north of the Flint River; the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 33 lying West of the Flint River; the North 20 acres of the West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 33 lying West of the Flint River; the East $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 33; and the North $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 33, all being in T9N, R9E described as: Commencing at the intersection of the South line of the North $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 33 with the Flint River for a point of beginning; thence Westerly along said south line to a point lying 50 feet West of the 760 contour line, U.S.G.S. Datum; thence northerly along a line lying 50 feet West of and parallel to the said 760 contour line to the Southwesterly line of the Michigan Central Railroad right of way; thence Southeasterly along the said right of way to the Flint River; thence Southerly along the Flint River to the point of beginning.

Also that part of the North $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 33, T9N, R9E, lying South of the Flint River.

Also that part of the Northeast $\frac{1}{4}$ of Section 33, T9N, R9E, lying West of the Flint River.

The intent of this conveyance being to convey and add all interest the grantors herein may have in and to the above described property as vendees under land contract or otherwise.

Together with all and singular the hereditaments and appurtenances thereunto belonging or in anywise appertaining: To Have and To Hold the said premises to the said party of the second part, and to its successors and assigns, to the sole and only proper use, benefit and behoof of the said party of the second part, its successors and assigns, Forever.

IN WITNESS WHEREOF, the said parties of the first have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in Presence of

Ford Kennedy
Ford Kennedy

Edgar Worvie (SEAL)
Edgar Worvie

Evelyn L. Parks
Evelyn L. Parks

Lucy M. Worvie (SEAL)
Lucy M. Worvie

Frank L. Worvie (SEAL)
Frank L. Worvie

Esther L. Worvie (SEAL)
Esther L. Worvie

Luther W. Worvie (SEAL)
Luther W. Worvie

Margaret S. Worvie (SEAL)
Margaret S. Worvie

STATE OF MICHIGAN
SS
COUNTY OF GENESEE

On this 17th day of April, A.D., 1951, in the year of our Lord one thousand nine hundred and fifty-one, before me a Notary Public in and for said County, personally appeared Edgar Worvie and Lucy M. Worvie, his wife, Frank L. Worvie and Esther L. Worvie, his wife, and Luther W. Worvie and Margaret S. Worvie, his wife, to me known to be the same persons described in and who executed the withininstrument, who have acknowledged the same to be their free act and deed.

Evelyn L. Parks
Evelyn L. Parks
Notary Public Genesee County, Michigan

My Commission expires:
December 19, A.D., 1952

A F F I D A V I T

Received for Record the 4th day of May 1951
at 3:30 o'clock P.M.

of

Leona Heverer, Register of Deeds

Silas W. Miller

AFFIDAVIT AFFECTING TITLE TO LAND IN THE VILLAGE OF ELBA, LAPEER COUNTY,
MICHIGAN, DESCRIBED AS:

Lot 1, Block 4, Village of Elba, according to the recorded plat thereof,
Elba Township, Lapeer County, Michigan.

STATE OF MICHIGAN
ss
County of Lapeer

Silas Miller, now residing in Davison, Michigan, being duly sworn, deposes and says that he knew and was acquainted with Marquis D. Heath and Nancy Heath, his wife, the grantees in Warranty Deed, recorded in Liber 131 of Deeds, page 557. That Nancy Heath and this deponent's wife's mother were cousins. Deponent knows that Marquis D. Heath died on or about February 9, 1926, and that thereafter, on August 18, 1928, his widow, Nancy Heath, married Ernest Brokaw. Deponent further says that Nancy Heath, after she married Ernest Brokaw, died in Flint, Michigan, on June 11, 1935. Deponent further says that Nancy D. Brokaw, the grantor in Warranty deed recorded in Liber 167 of Deeds, page 632, and Nancy D. Brokaw, one of the grantees in Warranty deed recorded in Liber 167 of Deeds, page 633, Lapeer County Records, and Nancy Heath, one of the grantees in Warranty Deed recorded in Liber 131 of Deeds, page 557, were one and the same person.

Silas W. Miller
Silas W. Miller

Subscribed and sworn to before me this 4th day of May A.D. 1951

John G. Libbers
John G. Libbers
Notary Public, Lapeer County, Michigan

My commission expires April 20, 1953