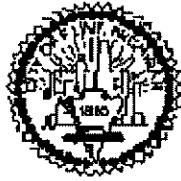


City of Flint, Michigan

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



Meeting Agenda - Final

Wednesday, May 18, 2022

5:00 PM

Council Chambers

GOVERNMENTAL OPERATIONS COMMITTEE

*Jerri Winfrey-Carter, Chairperson, Ward 5
Ladel Lewis, Vice Chairperson, Ward 2*

*Eric Mays, Ward 1
Judy Priestley, Ward 4
Allie Herkenroder, Ward 7*

*Quincy Murphy, Ward 3
Tonya Burns, Ward 6
Dennis Pfeiffer, Ward 8*

Eva Worthing, Ward 9

Inez M. Brown, City Clerk

Davina Donahue, Deputy City Clerk

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.

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.

RESOLUTIONS

220038 Public Hearing/Rules Governing Meetings of the Flint City Council

Resolution resolving that the appropriate city officials are hereby authorized to do all things necessary to conduct a public hearing for the purpose of public input on the proposed amendments to the Rules Governing Meetings of the Flint City Council on the _____ day of _____, 2022, in City Council Chambers, 1101 S. Saginaw Street, Flint.

220188 Charitable Gaming License/On the Rize

Resolution resolving that On the Rize is recognized as a non-profit organization operating in the city of Flint for the purpose of obtaining a charitable gaming license, issued by the State of Michigan Lottery Charitable Gaming Division, relative to conducting charity and fundraising events.

220189 Proposed City Charter Amendment/Millage Renewal/City Wide Police Services/Ballot Question/November 8, 2022 General Election

Resolution resolving that the City Council of the City of Flint adopts the proposed amendment, AND, resolving that the City Council of the City of Flint proposes that the City of Flint Charter Amendment be submitted to the electors of the City of Flint by being placed on the ballot of the November 8, 2022 General Election, as follows: "Proposal - Flint City Charter Amendment - Police Services Millage - Millage Renewal; Shall Section 7-201(A)(d) of the Charter of the City of Flint be amended to renew the existing millage of 2 mill (\$2.00 per \$1,000.00) on the taxable valuation as finally equalized, from January 1, 2023

through December 31, 2028 for the sole purpose of funding police services? It is estimated that two (2) mills would raise approximately \$1,654,000.00 in the first year of renewal. Yes ___ No ___", AND, resolving that the appropriate City Officials are authorized and directed to take all steps required by law to submit said ballot question to the electors of the City of Flint at the November 8, 2022 General Election.

APPOINTMENTS

220191 Appointment/Building Code Board of Appeals/John R. Smith

Resolution resolving that the Flint City Council approves the appointment of John R. Smith (SOM Fire Marshal Inspector, 3601 Ogema Avenue, Flint, Michigan, 48507) to serve on the Building Code Board of Appeals for a one-year term, commencing upon resolution approval and expiring March 1, 2023, as recommended by Mayor Sheldon A. Neeley.

DISCUSSION ITEMS

ADJOURNMENT

RESOLUTION NO.: 220038

PRESENTED: January 19, 2022

ADOPTED:

**Resolution to Approve a Public Hearing Regarding the
Amended Changes to Rules Governing Meetings of the Flint City Council**

By the Flint City Council:

WHEREAS, an ad hoc Rules committee was established on November 15, 2021, for the purpose of revision to the Rules Governing Meetings of the Flint City Council (the Rules), which were adopted as amended on June 12, 2017; and

WHEREAS, significant amendments to the Rules have been made by the ad hoc Rules committee for the purposes of clarity and consistency therein; and

WHEREAS, Section 1-801 et seq. of the Flint City Charter requires a public hearing for proposed amendments of the Rules.

THEREFORE BE IT RESOLVED, that the appropriate City officials are hereby authorized to do all things necessary to conduct a public hearing for the purpose of public input on the proposed amendments to the Rules Governing Meetings of the Flint City Council on the ____ day of _____, in City Council Chambers, 1101 S. Saginaw Street, Flint.

APPROVED AS TO FORM:

CITY COUNCIL:

Angela Wheeler, Chief Legal Officer

RULES GOVERNING MEETINGS OF THE FLINT CITY COUNCIL

GENERAL

PREAMBLE

OPEN MEETINGS ACT (OMA)

FREEDOM OF INFORMATION ACT (FOIA)

RULE 1 PARLIAMENTARY AUTHORITY

RULE 2 SUSPENSION AND AMENDMENT OF RULES

ORGANIZATION #1

RULE 3 COUNCIL PRESIDENT; PRESIDING AT MEETINGS

RULE 4 APPOINTMENT OF COMMITTEES

ORGANIZATION #2

RULE 5 TIME AND PLACE OF MEETINGS AND SPECIAL MEETINGS

RULE 6 AGENDA FOR REGULAR MEETINGS OF COUNCIL; AGENDAS FOR COMMITTEE MEETINGS

RULE 7 ORDER OF BUSINESS FOR REGULAR MEETINGS OF COUNCIL

ORGANIZATION #3

EXECUTIVE OR CLOSED SESSIONS

ACTION BY COUNCIL

RULE 8 FORM OF ACTION; DIVISION OF QUESTION

RULE 9 VOTING; VOTING – ABSTAINING VOTES

RULE 10 INTRODUCTION AND ENACTMENT OF ORDINANCES

MOTIONS #1

RULE 11 CONSIDERATION OF MOTIONS

RULE 12 SUPPORT FOR MOTIONS

RULE 13 MOTION TO ADJOURN

RULE 14 MOTION TO RECESS

RULE 15 MOTION TO POSTPONE TEMPORARILY (LAY ON THE TABLE)

RULE 16 MOTION TO VOTE IMMEDIATELY (PREVIOUS QUESTION OR CALL THE QUESTION)

RULE 17 MOTION TO LIMIT OR EXTEND DEBATE

MOTIONS #2

RULE 18 MOTION TO POSTPONE DEFINITELY

RULE 19 MOTION TO REFER (COMMIT)

RULE 20 MOTION TO AMEND

RULE 21 MOTION TO POSTPONE INDEFINITELY

RULE 22 MOTION TO RECONSIDER

RULE 23 MOTION TO RESCIND

RULE 24 REQUEST TO WITHDRAW A MOTION

MOTIONS #3

RULE 25 INCIDENTAL MOTIONS – POINT OF ORDER

RULE 26 INCIDENTAL MOTIONS – ~~POINT OF~~ REQUEST FOR INFORMATION

PUBLIC PARTICIPATION AND MAINTENANCE OF ORDER

RULE 27 MAINTENANCE OF ORDER AND DEBATE

RULE 28 RIGHT TO SPEAK IN DEBATE

RULE 29 PUBLIC MEETINGS AND PARTICIPATION BY PUBLIC

CONDUCT, ETHICS AND DISCIPLINARY ACTIONS

RULE 30 GENERAL CONDUCT AND STANDARDS OF CONDUCT

RULE 31 ETHICS

RULE 32 DISCIPLINARY ACTIONS

REVIEW OF CITY COUNCIL RULES

RULE 33 ANNUAL REVIEW OF CITY COUNCIL RULES

GENERAL

PREAMBLE

These are rules governing the orderly conduct of Flint City Council meetings in accordance with Robert's Rules of Order and certain laws.

OPEN MEETINGS ACT (OMA)

City Council meetings are subject to the Open Meetings Act, Public Act 267 of 1976, MCL 15.261 through 15.275.

FREEDOM OF INFORMATION ACT (FOIA)

All documents of the meetings of the Flint City Council (i.e. agendas, minutes, attachments, transcripts, recordings) are public documents subject to the FOIA, MCL 15.231 *et seq.* unless subject to exemptions rule in FOIA.

PARLIAMENTARY AUTHORITY

- Rule 1.1 All matters of procedure not covered specifically by Council Rules, State, or Local law, shall be governed by Robert's Rules of Order 11th Ed. If a conflict arises between Council Rules and Robert's Rules of Order, Council Rules take precedence.
- Rule 1.2 The President or Chair (Presiding Officer) ~~SHALL (is required to)~~ shall decide all questions arising under these rules and general parliamentary practice, subject to appeal. While on all questions of order, and of interpretation of the rules, and of priority of business, it is the DUTY of ~~(The Chairman to shall~~ first decide the question, and it is the privilege of any member to may "appeal from the decision." If the appeal is seconded, the Chairman shall states his ~~their~~ decision, and that it has been appealed from, and then states the question thus: "Shall the decision of the Chair stand as the judgment of Council?" The Chairman can then, without leaving the chair, state the reasons for his ~~their~~ decision, after which it is open to debate. ~~Unless the appeal shall be determined by a majority of the Councilpersons Councilmembers-elect, vote against the Chair's ruling, the ruling stands.~~
- Rule 1.3 City Council can appoint a person of their choosing to be the Parliamentary Authority, but any Councilmember may make reference to either City Council Rules, which take precedence over Robert's Rules, or reference to Robert's Rules when the issue is not covered in City Council Rules.

Commented [WK1]: Per 3-204(A) of the City Charter, "Except as otherwise provided by this Charter no action of the City Council shall be effective unless a majority of the members elect of the City Council vote in favor of the action."

SUSPENSION AND AMENDMENT OF RULES

- Rule 2.1 ~~Any individual~~ The rules may be suspended on the vote of two-thirds of the ~~Councilpersons Councilmembers-elect, to allow for consideration of business that would not otherwise be allowed, unless other rules provide for an alternative means of conducting said business. A motion to suspend a rule is not debatable.~~
- Rule 2.2 The rules may be amended in accordance with Section I-801 of the Flint City Charter.

ORGANIZATION #1

COUNCIL PRESIDENT: PRESIDING AT MEETINGS

- Rule 3.1 The Council shall have a President and a Vice-President, each chosen by a majority of the ~~Councilpersons~~Councilmembers-elect for a ~~one-year~~ term which shall end on the second Monday in November.
- Rule 3.2 The President shall preside at the meetings of the Council and, in the absence of the President, the Vice-President shall preside. If both the President and Vice-President are absent, a Chairperson from a Council Committee shall preside in the following order: Finance, Governmental Operations, Legislative, Grants.

COMMITTEES

- Rule 4.1 The President, unless otherwise directed by the Council, shall appoint all committee chairs and vice-chairs for a one-year term which shall end on the second Monday in November.
- Rule 4.2 The standing committees of the City Council are Finance, Governmental Operations, Legislative, Grants, and Special Affairs. The Council President may determine in which order they are addressed.
- Rule 4.3 Finance Committee - Business conducted consists of all matters relating to City finances (e.g. spending, revenue, contracts, fees, budgets, audits, etc.). Finance Committee shall meet at 5:00 pm on the Wednesdays a week before regular Council meetings. [Note - see Rule 6.8A]
- Rule 4.4 Legislative Committee - Business conducted consists of all matters relating to City legislation (e.g. ordinances, policies, etc.). Legislative Committee shall meet after Finance Committee. [Note - see Rule 6.8B]
- Rule 4.5 Governmental Operations Committee - Business conducted consists of all matters relating to governmental function (e.g. multi-member bodies, policies and procedures, matters related to City government and City departments, etc.). Governmental Operations Committee shall meet after Legislative Committee. [Note - see Rule 6.8C]
- Rule 4.6 Grants Committee - Business conducted consists of all matters relating to City grant programs and grant awards (e.g. applying for grants, accepting and monitoring of grants, federal and state grant monies, and local grant dollars, etc.). Grants Committee shall meet after Governmental Operations Committee. [Note - see Rule 6.8D]
- Rule 4.7 Special Affairs Committee - Reserved for any standing committee agenda item needing additional discussion or information, as well as for any emergency agenda submission. Special Affairs Committee shall meet at 4:30 p.m. right before regular Council meetings on the 2nd and 4th Mondays of the month. [Note - see Rule 6.8E]
- Rule 4.8 All standing committees of Council shall be comprised of all members of Council who are not under disciplinary actions/restrictions.

- Rule 4.9 The President, at his~~her~~^{their} own discretion, may create ad hoc committees and shall appoint these committees' chairs and members. The President shall determine the number of ~~Council member~~^{Councilmembers} comprising these committees.

ORGANIZATION #2

TIME AND PLACE OF MEETINGS AND SPECIAL MEETINGS

- Rule 5.1 All meetings of the City Council and all committees of the Council shall take place in the Council Chambers on the third floor of City Hall or at such other places as the Council may determine.
- Rule 5.2 The regular meeting of the City Council is 5:30 p.m. on the second and fourth Monday of every month.
- Rule 5.3 The Flint City Council may schedule other committee meetings as deemed necessary.
- Rule 5.4 In the event of a call for a special meeting or a change in the time or place of a meeting, the Clerk shall be notified and shall see that each ~~Councilperson~~^{Councilmember} and the public are informed as is required by the Open Meetings Act.
- Rule 5.5 The Mayor shall be notified of all meetings of the City Council.

AGENDA FOR REGULAR MEETINGS OF COUNCIL

- Rule 6.1 Matters shall be placed on the agenda of any meeting of the City Council by action of the Council President or any presiding Chair of any committee of the Council, or at the request of the Mayor or Clerk, prior to the start of the meeting. After roll call, the presiding officer shall ask for "any additions or changes to the agenda". Agenda changes or additions need to be approved by the presiding officer.
- Rule 6.2 Any agenda matters that require official Council action at the meeting for final adoption (i.e., resolutions, budget amendments, grant acceptances, etc.) must be accompanied by the appropriate documentation such as staff review reports, etc., and must be signed by the required signatories.
- Rule 6.3 The deadline for contacting City Council staff for the purpose of adding matters to an agenda shall be by 12:00 pm (noon) on Thursdays.
- Rule 6.~~5~~⁴ The presiding officer shall choose a person to lead the Pledge of Allegiance.
- Rule 6.~~5~~⁶ Opening Ceremonies will consist of Pledge of Allegiance, a short prayer or blessing, and may include requests for moments of silence for deceased or ailing individuals. Spiritual leaders (of many faiths) ~~will~~^{may} be invited and scheduled to offer a short prayer after the Pledge of Allegiance. The City Clerk will be responsible for making these arrangements.

AGENDAS FOR COMMITTEE MEETINGS

- Rule 6.8 Items denoted with ** will only appear on a committee agenda if necessary. If there is no such matter to be addressed, then it will not appear on the agenda.
- Rule 6.8a Finance Committee Agenda - Roll Call, **Closed Session [Executive Session], **Special Order, Resolutions, Discussion Items, Outstanding Discussion Items, Adjournment
- Rule 6.8b Legislative Committee Agenda - Roll Call, **Resolutions, Ordinances, Discussion Items, Outstanding Discussion Items, Adjournment
- Rule 6.8c Governmental Operations Committee Agenda - Roll Call, **Special Order, **Licenses, Resolutions, Appointments, Discussion Items, Outstanding Discussion Items, Adjournment
- Rule 6.8d Grants Committee Agenda - Roll Call, Resolutions, Discussion Items, Outstanding Discussion Items, Adjournment
- Rule 6.8e Special Affairs Agenda - Roll Call, **Closed Session [Executive Session], **Special Order, Resolutions, Appointments, Ordinances, Discussion Items, Additional Council Discussion, Adjournment
- Rule 6.9 Rules 6.1, 6.2, 6.3 and 6.4 concerning regular Council meetings also apply here to Committee meetings, except that any Committee member may request that an agenda item be placed on the agenda for that Committee. Section 31.12 of the Disorderly Persons Ordinance applies to all committee meetings.

ORDER OF BUSINESS FOR REGULAR MEETINGS OF COUNCIL

- Rule 7.1 The order of business at Regular Meetings of the City Council shall be as follows:
 - I Call to Order, Roll Call and opening ceremonies
 - II Reading of Disorderly Persons Section
 - III Request for Changes and/or Additions to Agenda
(Council shall vote to adopt any amended agenda.)
 - IV Presentation of Minutes
(Council shall vote to accept minutes.)
 - V Special Orders
(Any Councilperson/Councilmember may request that permission for a Special Order be placed on the agenda, but it must first be approved by both the Council President, and Committee Chair if raised during a Committee meeting.)
 - VI Public Hearings
 - VII Public Speaking
(Three [3] minutes per speaker. Only one speaking opportunity per speaker. Numbered slips will be provided prior to the start of a meeting to those wishing to speak during this agenda item. No additional speakers or slips will be accepted after the meeting begins. Speakers may not allocate or "donate" their allotted time to another person. Council

members may not speak during public speaking, nor may they make response comments to speakers. Council members may use their five (5) minutes for final comments to address any issues that have been addressed by public speakers.)

- VIII Petitions and Unofficial Communications
- IX Official Communications – From Mayor and Other City Officials

X Additional Communications

XI Appointments

XII Licenses

XIII Resolutions (A Council member who desires to speak in debate must obtain

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the floor by being recognized by the presiding Chair. In the debate, each member has the right to speak twice [for a maximum of five (5) minutes] on the same question on the same day, but cannot make a second speech on the same question so long as any member who has not spoken on that

question desires the floor. A member who has spoken twice on a particular question on the same day has exhausted his/her right

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to debate that question for that day. A timer will be utilized. No "banking" of time or division of time for future use is allowed.

Council members may request to ask questions of Administrative staff, etc. During debate on any agenda item, Guest speaker time allowed shall be determined by the presiding Chair and is not considered to be part of the limited debate time allocated to council members.

- XIV Liquor Licenses
- XV Introduction and First Reading of Ordinances
- XVI Second Reading and Enactment of Ordinances
- XVII Additional Discussion Items
- XVIII Final Council Comments
- XIV Adjournment

ORGANIZATION #3

CLOSED SESSIONS

Rule 7.2 Pursuant to the Open Meetings Act, the Flint City Council may meet in Closed Session for one or more of the following purposes: The Open Meetings Act provides exemptions to the rule that government body meetings must be open to the public.

Meeting in closed session—a public body may meet in a closed session only for one or more of the permitted purposes specified in Section 8 of the OMA.

The limited purposes include, among others:

- (1) To consider the dismissal, suspension, or disciplining of, or to hear complaints or charges brought against, or to consider a periodic personnel evaluation of, a public officer, employee, staff member, or individual agent, if the named person requests a closed hearing.
- (2) For strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement if either negotiating party requests a closed hearing.
- (3) To consider the purchase or lease of real property up to the time an option to purchase or lease that real property is obtained.
- (4) To consult with its attorney regarding trial or settlement strategy in connection with specific pending litigation, but only if an open meeting would have a detrimental financial effect on the litigating or settlement position of the public body.
- (5) To review and consider the contents of an application for employment or appointment to a public office if the candidate requests that the application remain confidential. However, all interviews by a public body for employment or appointment to a public office shall be held in an open meeting pursuant to this act.
- (6) To consider material exempt from discussion or disclosure by state or federal statute. But note—a board is not permitted to go into closed session to discuss an attorney's oral opinion, as opposed to a written legal memorandum.

7.3 ————— A closed session must be conducted during the course of an open meeting.

Section 2(c) of the OMA defines "closed session" as "a meeting or part of a meeting of a public body that is closed to the public." Section 9(1) of the OMA provides that the minutes of an open meeting must include "the purpose or purposes for which a closed session is held."

—Rule 7.43 ————— GOING INTO CLOSED SESSION [EXECUTIVE SESSION] — A 2/3 roll call vote of the Councilmembers-Elect is required to meet in closed session for purposes (3) through (6), as listed in Rule 7.2. A majority vote of the Councilmembers-Elect is sufficient for purposes (1) and (2), as listed in Rule 7.2. The roll call vote and the purpose or purposes for meeting in closed session shall be recorded in the minutes of the meeting at which the vote is taken.

~~SECTION~~

~~7(1) OF THE OMA SETS OUT THE PROCEDURE FOR CALLING A
CLOSED SESSION: A 2/3 ROLL CALL VOTE OF MEMBERS ELECTED
OR APPOINTED AND SERVING IS REQUIRED TO CALL A CLOSED~~

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~~SESSION, EXCEPT FOR THE CLOSED SESSIONS PERMITTED UNDER SECTION 8(A), (B), (C), (G), (H), AND (J). THE ROLL CALL VOTE AND THE PURPOSE OR PURPOSES FOR CALLING THE CLOSED SESSION SHALL BE ENTERED INTO THE MINUTES OF THE MEETING AT WHICH THE VOTE IS TAKEN. THUS, A PUBLIC BODY MAY GO INTO CLOSED SESSION ONLY UPON A MOTION DULY MADE, SECONDED, AND ADOPTED BY A 2/3 ROLL CALL VOTE OF THE MEMBERS APPOINTED AND SERVING DURING AN OPEN MEETING FOR THE PURPOSE OF (1) CONSIDERING THE PURCHASE OR LEASE OF REAL PROPERTY, (2) CONSULTING WITH THEIR ATTORNEY, (3) CONSIDERING AN EMPLOYMENT APPLICATION, OR (4) CONSIDERING MATERIAL EXEMPT FROM DISCLOSURE UNDER STATE OR FEDERAL LAW. A MAJORITY VOTE IS SUFFICIENT FOR GOING INTO CLOSED SESSION FOR THE OTHER OMA PERMITTED PURPOSES.~~

~~Rule 7.45 LEAVING A CLOSED SESSION [EXECUTIVE SESSION] -- The City Council may leave a closed session upon a majority vote of the Councilmembers-elect. THE OMA IS SILENT AS TO HOW TO LEAVE A CLOSED SESSION. SUGGESTED FOR A MOTION TO BE MADE TO END THE CLOSED SESSION WITH A MAJORITY VOTE NEEDED FOR APPROVAL. ADMITTEDLY, THIS IS A DECISION MADE IN A CLOSED SESSION, BUT IT CERTAINLY ISN'T A DECISION THAT "EFFECTUATES OR FORMULATES PUBLIC POLICY." WHEN THE PUBLIC BODY HAS CONCLUDED ITS CLOSED SESSION, THE OPEN MEETING MINUTES SHOULD STATE THE TIME THE PUBLIC BODY RECONVENED IN OPEN SESSION AND, OF~~

COURSE. ANY VOTES ON MATTERS DISCUSSED IN THE CLOSED SESSION MUST OCCUR IN AN OPEN MEETING.

Rule 7.56 ~~DECISIONS ON MATTERS DISCUSSED IN CLOSED SESSION TO BE MADE DURING OPEN SESSION. DECISIONS MUST BE MADE DURING AN OPEN MEETING, NOT THE~~
~~CLOSED SESSION [EXECUTIVE SESSION]— SECTION 3(2) OF THE~~
~~OMA REQUIRES THAT "ALL DECISIONS OF A PUBLIC BODY~~
~~SHALL~~
~~BE MADE AT A MEETING OPEN TO THE PUBLIC," SECTION 2(D) OF~~
~~THE OMA DEFINES "DECISION" TO MEAN "A DETERMINATION,~~
~~ACTION, VOTE, OR DISPOSITION UPON A MOTION, PROPOSAL,~~
~~RECOMMENDATION, RESOLUTION, ORDER, ORDINANCE, BILL,~~
~~OR~~
~~MEASURE ON WHICH A VOTE BY MEMBERS OF A PUBLIC BODY~~
~~IS~~
~~REQUIRED AND BY WHICH A PUBLIC BODY EFFECTUATES OR~~
~~FORMULATES PUBLIC POLICY. All determinations, actions, votes, or~~
~~dispositions of motions, proposals, recommendations, resolutions, orders,~~
~~ordinances, bills, or measures by which the City Council effectuate or formulates~~
~~public policy must be made during an open session. "~~

Rule 7.76 ~~All matters discussed in closed session are privileged and not to be shared with any person outside of the closed session. ALL MATTERS DISCUSSED IN~~
~~CLOSED SESSION [EXECUTIVE~~
~~SESSION] AND MATERIALS PROVIDED ARE PRIVILEGED~~
~~INFORMATION AND ARE NOT TO BE SHARED WITH ANY~~
~~PERSON(S) OUTSIDE OF THE SESSION.~~

ACTION BY COUNCIL

FORM OF ACTION BY COUNCIL: DIVISION OF QUESTION

(NOTE: THIS ACTION IS OFTEN UTILIZED BY COUNCIL FOR MASTER RESOLUTIONS AND SEPARATION OF SPECIFIC RESOLUTIONS)

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- Rule 8.1 All official action of the Council as required by the City Charter shall be by ordinance or resolution, but decisions on parliamentary procedure may be made upon motion. Other action may be made upon motion, including decisions on parliamentary procedure.
- Rule 8.2 No motion may be debated by the Council until it has been stated by the presiding officer and it must be reduced to writing if requested by the presiding officer or any Councilperson/Councilmember.
- Rule 8.3 If a question before the Council is susceptible of division, it shall be divided on the demand of any Councilperson/Councilmember.

VOTING

- Rule 9.1 The determination of any question at a regular City Council meeting shall require a roll call vote.
- Rule 9.2 The determination of any question at a committee meeting shall be by voice vote unless a member objects, in which case upon call of the Chair for a vote. If there is an objection, a roll call vote shall be taken.
- Rule 9.3 The voting on all roll calls shall be rotated so that the Councilperson/Councilmember representing the First Ward shall cast the first vote on the first roll call of any meeting, the Councilperson/Councilmember from the Second Ward shall cast the first vote on the second roll call at any meeting, and so on throughout the meeting so that the first vote on a roll call shall be solicited from the succeeding Councilperson/Councilmember. Following the first vote on any roll call, the remaining Councilperson/Councilmembers shall be called in consecutive order until all nine Councilperson/Councilmembers have been afforded an opportunity to vote on any question.
- Rule 9.4 A Councilmember must be seated at their designated seating place in order to vote. Proxy votes are not allowed.
- Rule 9.5 **INTERRUPTION OF VOTES** – Interruptions during the taking of a vote are permitted only before any member has actually voted, unless, as sometimes occurs in ballot voting, other business is being transacted during voting or tabulating.
- Rule 9.6 **RULE AGAINST EXPLANATION BY MEMBERS DURING VOTING - A** member has no right to “explain his vote” during voting, which would be the same as debate at such a time.
- Rule 9.7 **CHANGING ONE'S VOTE** – A member has a right to change his vote up to the time the result is announced by the Chair. A request to change a vote after the Chair's announcement requires After that s/he can make the change only by the unanimous consent of the assembly requested body and granted, without debate, and may only be made immediately after the Chair's announcement, immediately following the chair's announcement of the result of the vote.

Rule 9.8 ABSTAINING VOTES – To “abstain” means to not vote at all.

Rule 9.9 ABSTAINING FROM VOTING ON A QUESTION OF DIRECT PERSONAL INTEREST – No member should vote on a question in which he/she has a direct personal or pecuniary interest not common to the other members of the organization. Voting on questions which affect oneself – the rule on abstaining from voting on a question of direct personal interest does not mean that a member should not vote for him/herself for an office or other position to which members generally are eligible, or should not vote when other members are included with him in a motion.

INTRODUCTION AND ENACTMENT OF ORDINANCES

~~(BOTH ANY CITY COUNCILMEMBER OR THE MAYOR MAY INTRODUCE AN ORDINANCE TO THE CITY COUNCIL AND THE LEGAL DEPARTMENT MAY INTRODUCE~~

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~~AN ORDINANCE))~~

Rule 10.1 Upon the introduction of any ordinance, the City Clerk shall proceed as directed in Section 3-30201 *et seq* of the Flint City Charter.

Rule 10.2 After a public hearing has been completed, any ~~Councilperson~~Councilmember may move the enactment of the ordinance.

Rule 10.3 If the ordinance is amended to the extent that there has been inadequate notice to the public of the content of the ordinance, it shall not be enacted until the procedures of Section 3-301 *et seq* of the Flint City Charter Section 3-302 are complied with.

Rule 10.4 Every ordinance must state the date that it becomes effective. After the vote on the enactment of the ordinance, any ~~Councilperson~~Councilmember may move that it be given immediate effect upon publication, rather than the date stated. Any effective date earlier than thirty days after enactment requires a two-thirds vote of the ~~Councilperson~~Councilmembers-elect.

Rule 10.5 Every ordinance shall be submitted to the Chief Legal Officer of the City (FOR CORRECT FORMAT, NOT CONTENT) for review and approval as to form prior to enactment.

MOTIONS

CONSIDERATION OF MOTIONS

Rule 11.1 When a question is under debate, the Chair will receive only the following motions:

- Rule 13 to adjourn
- Rule 14 to recess
- Rule 15 to postpone temporarily (lay on the table)
- Rule 16 to vote immediately (previous question)
- Rule 17 to limit debate
- Rule 18 to postpone definitely

- Rule 19 to refer (commit)
- Rule 20 to amend
- Rule 21 to postpone indefinitely
- Rule 22 to reconsider
- Rule 23 to rescind
- Rule 24 to withdraw a motion
- Rule 25 point of order
- Rule 26 point of request for information

Rule 11.2 If more than one of the above motions are made, they shall be considered in the order listed.

SUPPORT FOR MOTIONS

Rule 12.1 No motion may be considered or debated unless it has the support of ~~been seconded by at least one other Councilperson~~ Councilmember and has been properly stated by the Chair. ~~The Chair does not have to recognize a member before that member may second a motion.~~

Rule 12.2 Nominations need not be seconded.

MOTIONS #1

MOTION TO ADJOURN

Rule 13.1 A motion to adjourn is always in order. If it is made during the count of a vote, it will not be considered until after the vote is announced.

Rule 13.2 A motion to adjourn ~~will be decided without debate~~ is not debatable. However, the issue of the time to reconvene may be debated if it is introduced by the maker of the motion or by amendment.

MOTION TO RECESS

Rule 14.1 A motion to recess shall state the length of the recess and ~~shall be decided without debate~~ is not debatable

Rule 14.2 When a recess is taken during the pending of any question, the consideration of the question shall be resumed upon the reassembling of the Council.

Rule 14.3 The Chair may order a recess without objection.

MOTION TO POSTPONE TEMPORARILY (LAY ON THE TABLE)

Rule 15.1 The Council may decide to postpone temporarily any matter pending before it. ~~The motion may be referred to as a motion to lay on the table.~~

- Rule 15.2 ~~-----~~ A decision to lay upon the table shall have the effect of ~~postponing the question involved, all pending amendments, and other adhering motions, until later in that meeting.~~
- Rule 15.2.3 If a decision is made to resume consideration of a matter or to take up from the table, it shall return in exactly the same form as when it was postponed temporarily. A motion to resume consideration must be made at the same meeting.
- Rule 15.3 ~~-----~~ If a motion to resume consideration fails or is not made, the pending matter shall be added to the next meeting agenda.
- Rule 15.4 ~~-----~~ All matters postponed temporarily shall be considered at the meeting at which they were postponed. If the motion to take up from the table fails, the issue is considered to have failed.
- Rule 15.5 ~~4~~ A motion to postpone temporarily or to resume consideration shall be decided without debate ~~is not debatable~~.

MOTION TO VOTE IMMEDIATELY (PREVIOUS QUESTION OR CALL THE QUESTION)

- Rule 16.1 Any ~~Councilperson~~Councilmember may move to vote immediately. If the motion is supported, debate will cease immediately. A two-thirds vote is required for the motion to carry. ~~Failure to cease talking shall result in disciplinary action. Violators shall be removed from the meeting.~~
- Rule 16.2 If the motion receives a majority of the votes of the ~~Councilperson~~Councilmembers-elect, in accordance with Section 3-204(a) of the Charter, the Council shall vote on the pending question or questions in their regular order.
- Rule 16.3 ~~-----~~ A motion to vote immediately is not debatable.

MOTION TO LIMIT OR EXTEND DEBATE

- Rule 17.1 The Council may decide, by majority vote, to limit or determine the time that will be devoted to discussion of a pending motion or to modify or remove limitations already imposed on its decision. This may include a limit of time for each ~~councilperson~~Councilmember to speak to the issue. ~~Failure to cease talking when a time limit has been reached shall result in disciplinary action. Violators shall be removed from the meeting.~~
- Rule 17.2 If each ~~councilperson~~Councilmember has a limited time to speak, this time limit shall include any questions asked and/or answered per the ~~councilperson~~Councilmembers request.
- Rule 17.3 ~~-----~~ A motion to limit or extend debate is not debatable.

MOTIONS #2

MOTION TO POSTPONE DEFINITELY

- Rule 18.1 The Council may decide to put off consideration of a pending main motion and to fix a definite time for its consideration.
- Rule 18.2 The debate on the motion to postpone definitely shall be limited to the reasons for the postponement and the time the main motion shall be taken up.

MOTION TO REFER (COMMIT)

- Rule 19.1 If a motion to refer a matter to a committee or other agency has been made, the Council shall proceed to decide the question of the referral.
- Rule 19.2 There shall be no further debate on the merits of the main motion or amendments to the main motion until the referral motion is decided.

MOTION TO AMEND

- Rule 20.1 A motion to amend must be germane to the main motion.
- Rule 20.2 An amendment may be amended but an amendment to an amendment may not be amended.

MOTION TO POSTPONE INDEFINITELY

- Rule 21.1 The Council may decide to prevent discussion or further discussion on a question by voting to postpone it indefinitely.
- Rule 21.2 A motion that has been postponed indefinitely cannot come up again at the same meeting. If it is reintroduced at a later meeting, it shall be treated as a new motion.

MOTION TO RECONSIDER

- Rule 22.1 A motion to reconsider any decision of the City Council may be made by any Councilperson/Councilmember that voted in the affirmative on the motion in question.
- Rule 22.2 A motion to reconsider may be made at the same meeting or not later than the next succeeding regular meeting of the Council provided that notice has been given to the Council prior to the start of the meeting.
- Rule 22.3 No question may be reconsidered more than once.
- Rule 22.4 If a decision of the Council has gone into effect, the motion to reconsider shall not be in order.

MOTION TO RESCIND

- Rule 23.1 Action to rescind, repeal or annul a previous action may be by resolution unless the previous action is an ordinance. Action to repeal a published ordinance may only be by ordinance regardless of whether the ordinance has gone into effect.

- Rule 23.2 Notice of a motion to rescind a previous action must be given to the Clerk at least two days prior to the meeting at which the motion is to be made. However, the Council may vote by two-thirds of ~~Councilperson~~Councilmembers-elect to waive the notice.
- Rule 23.3 Motions to rescind may be reconsidered regardless of whether the vote was affirmative or negative.

MOTIONS #3

REQUEST TO WITHDRAW A MOTION

- Rule 24.1 Any ~~Councilperson~~Councilmember may withdraw his or her motion before it has been restated by the Chair and placed before the assembly. The ~~Councilperson~~Councilmember need not obtain concurrence of any other person.
- Rule 24.2 After the motion has been placed before the assembly, it may only be withdrawn by majority consent of all ~~Councilperson~~Councilmembers present. A request to withdraw is undebatable.
- Rule 24.3 No request to withdraw a motion may be made after the vote on the motion has commenced.

INCIDENTAL MOTIONS – POINT OF ORDER

- Rule 25.1 The purpose of a point of order is to correct a breach in the rules when the presiding officer does not correct it, or when the presiding officer makes a breach of the rules.
- Rule 25.2 A point of order should not be used for minor infractions: that do not affect the substantive rights of the City Council, or a member
- Rule 25.3 A point of order does not need a second, can interrupt a speaker, is not debatable, and is decided by the chair.
- Rule 25.4 A point of order cannot be ignored by the presiding officer. A ruling of “agreement – out of order” or “disagree – denied” must be given. All debate and/or talking shall cease immediately when a point of order is raised, in order for the presiding officer to rule. ~~Failure to cease talking shall result in disciplinary action. Violators shall be removed from the meeting.~~
- Rule 25.5 Any two members have the right to appeal the presiding officer’s decision on a point of order. ~~This requires one member making (or taking) the appeal and another seconding (or supporting) it. Lack of support means the motion fails. If the motion is supported, the Council body votes to decide the question, as set forth in Rule 1.2. Members have no right to question the decision or ruling of the presiding officer unless they appeal from his/her decision.~~

INCIDENTAL MOTIONS – POINT REQUEST FOR OF INFORMATION

- Rule 26.1 ~~A requestpoint for informationof information~~ generally applies to information desired from a speaker.

- Rule 26.2 Its purpose is to help one understand the process and the potential consequences of the next voting.
- Rule 26.3 A request for information cannot be ignored by the presiding officer, but the presiding officer – upon hearing the request – may decide whether the request is legitimate and can proceed, or whether the speaker is misleadingly utilizing this motion to secure the floor for other purposes. The Presiding Officer must rule with either “Proceed” or “Denied”.
- Rule 26.4 A ~~request for information~~ ~~point-of-information can be given-made~~ with a very short explanation but using this tactic as an opportunity to gain the floor is not allowed. Multiple abuses of use of point of information is cause for disciplinary action.

PUBLIC PARTICIPATION AND MAINTENANCE OF ORDER

MAINTENANCE OF ORDER AND DEBATE

(The public and City Council are both subject to the disorderly ~~person~~-persons ordinance section 31-101 and the general code of conduct. Additionally, the Chair or Presiding Officer has a responsibility and duty to enforce these rules and sanctions for the purpose of maintenance of order. Only the Chair or Presiding Officer may determine and rule on who/what is in or out of order. Violations of this rule shall result in removal from the meeting.)

- Rule 27.21 When a member has been called to order, the Chair shall determine whether or not he or she is in order. Every question of order shall be decided by the Chair subject to an appeal to the Council by any member. If a member is called to order for words spoken, the exceptional words shall be immediately taken down in writing so that the presiding officer or Council may be better able to judge the matter.
- Rule 27.32 During any portion of any meeting, ~~council-member~~Councilmembers may not engage in any type of argumentative discourse with members of the audience, at any time, for any reason. ~~Any council-member or audience member who engages in this behavior during a meeting shall be removed from the meeting.~~
- Rule 27.43 Only the presiding officer may call an individual (or staff member, or department head, etc.) up to the podium (and/or table) to speak. Other ~~council member~~Councilmembers would have to petition the presiding officer to make this request.

RIGHT TO SPEAK IN DEBATE

- Rule 28.1 Every ~~Councilperson~~Councilmember and every person granted the privilege of speaking to the City Council, on any matter before the City Council, shall address all remarks to members of the Council and shall not speak until recognized.
- Rule 28.2 When two or more Councilmembers address the Chair at the same time, the Chair shall name the ~~Councilperson~~Councilmember who is first to speak.
- Rule 28.3 A Councilmember who desires to speak, on any matter before the City Council, must obtain the floor by being recognized by the presiding Chair. Unless otherwise specified by these rules each member has the right to speak up to twice on the same

question on the same day, for 5 minutes during each round, but cannot make a second speech on the same question so long as any member who has not spoken on that question desires the floor. A member who has spoken twice on a particular question on the same day or who has exhausted their allocated time has exhausted his/her right to debate on that question for that day. The Clerk shall utilize a timer and track members time.

Rule 28.4 Councilmembers may request, from the presiding Chair, the opportunity to ask questions of Administrative Staff, etc., during debate on any agenda item. Any such questions and responses shall be incorporated as part of the Councilmember's allotted time.

PUBLIC MEETINGS AND PARTICIPATION BY PUBLIC

Rule 29.1 All meetings of the Council shall be open to the public in accordance with law.

Rule 29.2 If a member of the public wishes to address the City Council, they may do so at the regular City Council meeting. He or she shall submit, prior to the start of the meeting, a statement in writing containing his or her name and address and the topic to be covered. A box will be placed at the entrance to the Council Chambers for the collection of the statements.

Rule 29.3 Members of the public shall have no more than 3 minutes per speaker during public comment. Only one speaking opportunity per speaker. Numbered speaker slips will be provided prior to the start of a meeting to those wishing to speak during this portion of the agenda. No additional speakers or slips will be accepted after the meeting begins. ~~City council member~~Councilmembers may not also address ~~councilspeak~~ as a member of the public at this time. Public Speakers may not allocate or "donate" their allotted time to another person.

Rule 29.4 If a member of the public is addressing the Council at a scheduled public hearing, he or she shall stand to obtain recognition by the President at the opening of the hearing or at the conclusion of the remarks of the previous speaker.

Rule 29.5 Members of the public shall have no more than ~~10~~ 3 minutes to address the City Council during a public hearing.

Rule 29.6 Councilmembers may not speak during public hearings nor may they make response comments to speakers.

~~Rule 29.76~~ Any person ~~while being heard~~speaking at a Council meeting may be called to order by the President or any ~~Councilperson~~Councilmember for failure to be germane, for vulgarity, for personal attack of persons or institutions, or for speaking in excess of the allotted time.

~~Rule 29.87~~ Any person who is called to order shall thereupon yield the floor until the President shall have determined whether he or she is in order. Every question of order shall be decided by the President subject to an appeal by any ~~Councilperson~~Councilmember to the Council. If a person so engaged in presentation shall be determined by the Council to be out of order, that person shall not be permitted to continue at the same meeting except on special leave of the Council.

~~Rule 29.98~~ CouncilpersonCouncilmembers may not respond to any public speakers; but only one response and only when all public speakers have been heard. Individual council response is limited to two minutes and is subject to all rules of decorum and discipline until Final Council Comments.

CONDUCT, ETHICS AND DISCIPLINARY ACTIONS

GENERAL CONDUCT AND STANDARDS OF CONDUCT

Rule 30.1 Every councilpersonCouncilmember is subject to the established rules or general conduct and the standards of conduct as may be adopted by the City Council.

ETHICS

Rule 31.1 Every councilpersonCouncilmember is subject to the established ethics rules of the City of Flint Charter and Ethics Ordinance.

DISCIPLINARY ACTIONS

Rule 32.1 Every councilpersonCouncilmember is subject to the established rules and disciplinary actions for violations of rules and city ordinances.

REVIEW OF CITY COUNCIL RULES

Rule 33.1 Every December, the City Council shall place an item on the Special Affairs Committee agenda for a review of these rules.

Rule 33.2 At his/her own discretion, the Council President may at any time appoint a committee and its members to review and offer revisions of City Council Rules.

~~Rule 33.3~~ The rules may be revised upon a 2/3 majority vote of City Council members, per the City Charter. All Council members are subsequently and immediately subject to the approved rules.

Rule 33.43 It is the responsibility and duty of the Council President, Vice President, and all the Committee Chairs to ensure that these rules are adhered to and to apply the recommended disciplinary actions if they are not. Failure to do so is itself a violation of the rules and can subjects the violator to disciplinary actions.

RULES ORIGINALLY ADOPTED: MAY 10, 1976

1ST AMENDMENT ADOPTED: MAY 24, 2010

2ND AMENDMENT ADOPTED: APRIL 27, 2015

3RD AMENDMENT ADOPTED: JUNE 12, 2017

4TH AMENDMENT ADOPTED: _____

220188



RESOLUTION NO.: _____

PRESENTED: MAY 18 2022

ADOPTED: _____

RESOLUTION RECOGNIZING ON THE RIZE, AS A NONPROFIT ORGAINZATION OPERATING IN THE CITY OF FLINT FOR THE PURPOSE OF OBTAINING A CHARITABLE GAMING LICENSE, ISSUED BY THE MICHIGAN LOTTERY CHARITABLE GAMING ORGANIZATION.

BY THE MAYOR:

On The Rize., a non-profit organization, whose purpose is to keep Genesee County on the rize.

The City of Flint, being the local governing body with authority to grant local charitable gaming licenses that also conform to requirements set forth by the State of Michigan, Edible Flint., a non-profit organization, having made proper application for a Charitable Gaming License to conduct a raffle on May 20, 2022 at 3008 Corunna Road, Flint, MI 48503. Ticket prices are \$25.00 for 1 ticket. This resolution is submitted in accordance with the qualification process pursuant to the State of Michigan, Bureau of State Lottery, as allowed by Act 382 of the Public Act of 1972, as amended.


NOW THEREFORE BE IT RESOLVED, that On the Rize., is recognized as a non-profit organization operating in the City of Flint for the purpose of obtaining a charitable gaming license, issued by the State of Michigan Lottery Charitable Gaming Division, relative to conducting charity and fundraising events, as allowed by Act 382 of the Public Act of 1972, as amended.

APPROVED AS TO FORM:

FOR THE CITY OF FLINT:



William Kim, City Attorney



Sheldon A. Neeley, Mayor

APPROVED BY CITY COUNCIL:

220189



RESOLUTION NO.: _____

PRESENTED: 5-18-2022

ADOPTED: _____

RESOLUTION TO PLACE A PROPOSED CITY CHARTER AMENDMENT AUTHORIZING MILLAGE RENEWAL OF CITY WIDE POLICE SERVICES AS A BALLOT QUESTION AT THE GENERAL ELECTION TO BE HELD NOVEMBER 8, 2022

BY THE MAYOR:

At a regular election held on November 8, 2016 the voters in the City of Flint approved an amendment to the City Charter to authorize a renewal of an existing millage in the amount of two (2) mills (\$2.00 per \$1,000.00) on the taxable valuation of all real and personal property within the City, with all revenues received being used solely for the purpose of funding City wide police services; and

This millage authorization was for the period July 1, 2017 through December 31, 2022; and

The authorized millage will expire on December 31, 2022; and

The millage renewal is needed to provide additional funds for the safety and welfare of the citizens of the City of Flint; and

If the millage were not approved, the City of Flint would be unable to provide needed police services; and

It is proposed that two (2) mills be levied for police services, with the estimated total revenue from this millage during its first year being \$1,654,000.00, and the City is requesting this millage for the period from January 1, 2023 through December 31, 2028; and

Section 21 of the Home Rule Cities Act [MCL 117.21; MSA 5.2100] provides that the City Council, by 3/5 vote of its members-elect, may propose an amendment to the City Charter which will be submitted to the electors of the City at the next regular municipal or general state election or special election; and

Section 7-201(A)(d) which presently reads as follows:

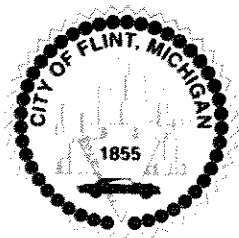
2016 Flint City Charter Amendment: Police Services Millage Renewal, July 1, 2017 through December 31, 2021, 2.0 mills.

The proposed language revision of Section 7-201(A)(4) will read as follows:

2022 Flint City Charter Amendment: Police Services Millage Renewal, January 1, 2023 through December 31, 2028, 2.0 mills.

BE IT RESOLVED that the City Council of the City of Flint hereby adopts the proposed amendment set forth above;

BE IT FURTHER RESOLVED that the City Council of the City of Flint proposes that the City of Flint Charter Amendment be submitted to the electors of the City of Flint by being placed on the ballot of the November 8, 2022 general election, as follows:



PROPOSAL __
FLINT CITY CHARTER AMENDMENT
POLICE SERVICES MILLAGE
MILLAGE RENEWAL

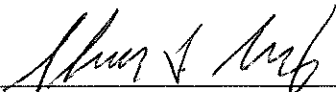
Shall Section 7-201(A)(d) of the Charter of the City of Flint be amended to renew the existing millage of 2 mill (\$2.00 per \$1,000.00) on the taxable valuation as finally equalized, from January 1, 2023 through December 31, 2028 for the sole purpose of funding police services? It is estimated that two (2) mills would raise approximately \$1,654,000.00 in the first year of renewal.

YES _____

NO _____

BE IT FURTHER RESOLVED, that the appropriate City Officials are authorized and directed to take all steps required by law to submit said ballot question to the electors of the City of Flint at the November 8, 2022 general election.


FOR THE CITY OF FLINT:



Sheldon A. Neeley, Mayor

FOR THE CITY COUNCIL:

APPROVED AS TO FORM:



William Kim (May 12, 2022 17:01 EDT)
William Kim, City Attorney

APPROVED BY FINANCE:



Robert Widigan, Chief Financial Officer



CITY OF FLINT

220191

RESOLUTION NO.: _____

PRESENTED: MAY 18 2022

ADOPTED: _____

Resolution Recommending the Appointment of John R Smith Jr. 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 John R Smith Jr. (Fire Marshal Inspector, State of Michigan) 3601 Ogema Ave, Flint, MI 48507, resident) for a one-year term; and

IT IS RESOLVED, Pursuant to 24-122, that the Flint City Council approves the appointment of John R Smith Jr, to the Building Board of Appeals for a one year term commencing immediately upon adoption of this resolution and expiring March 1, 2023.

APPROVED AS TO FORM:


William Kim (May 10, 2022 13:58 EDT)

William Kim, Chief Legal Officer

ADMINISTRATION:


CLYDE D EDWARDS (May 10, 2022 14:00 EDT)

Clyde D. Edwards, City Administrator

CITY COUNCIL:

City Council



CITY OF FLINT

RESOLUTION STAFF REVIEW FORM

TODAY'S DATE: May 10, 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.

- John R. Smith: State of Michigan Fire Marshall Inspector
- Jonathan Mason: Licensed contractor, small scale developer

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: Suzanne Wilcox Director, Dept of Planning and Dev.
(PLEASE TYPE NAME, TITLE)

John R. Smith. Jr.
3601 Omega Avenue
Flint, MI 48507
(810) 820-0438 E-mail: jsintf2@gmail.com

OBJECTIVE

Looking for a position where I can utilize my knowledge, skills, and talents to further grow in the fire service.

EMPLOYMENT

State of Michigan

Fire Marshal inspector

- Conducts inspections of facilities to determine compliance with applicable fire safety codes and standards and various state laws, rules, and regulations.
- Advises facility management of code violations and recommends necessary corrective action.
- Enforces administrative fire safety rules for the licensing of businesses, facilities, and institutions regulated by the state.
- Serves as liaison between local fire departments and the Department of Licensing and Regulatory Affairs or Department of Corrections.

City of Flint

Flint, MI

Fire Prevention Sergeant

(Promoted 05/30/2021)- 04/22/2022)

- Inspects hotels, apartment buildings, residential dwellings, theatres, restaurants, bars, other establishments to ensure compliance with City of Flint Fire Code.
- Assures that Fire Suppression Systems in structures are tested and in compliance with the City of Flint Fire Code.
- Reviews building plans and blueprints to ensure compliance with City of Flint building and Fire Codes.

Fire Fighter/EMT

01/27/2017 – 05/30/2021

- Control, Contain, and Extinguish fires
- Maintain updated knowledge of safety guidelines, firefighting techniques, treatment protocols, response requirements and quality assurance procedures.
- Assess patients' needs, provide life support services during medical emergencies
- Administer first aid and artificial respiration to those affected or injured by fire, smoke, or trauma.
- Assist with operation, maintenance, and upkeep of all types of fire and rescue equipment

Goyette Mechanical

Flint, MI

Driver

06/2016 - 8/2016

- Transported parts and supplies from supply houses and warehouses
- Assisted technicians in troubleshooting, repairing, and installing parts and units
- Maintained work vehicle and inventory stock.

Staples
Sales Associate

Burton, MI
09/2015 - 11/2016

- Greeted and assisted customers with product selections and purchases
- Collaborated with team to give exceptional service to customers
- Replenished merchandise on sales floor

EDUCATION

Henry Ford Community College Dearborn, MI
Associate degree – Multi-Skilled Maintenance Technician
May 2019

Flint Southwestern Classical Academy Flint, MI
High School Diploma
June 2015

CERTIFICATIONS

Fire 1 and II Certification
Emergency Medical Technician Certification
HAZMAT Operations Certificate
EPA 608 Type 1
CPR/BLS License
NFPA Fire Inspector 1
NFPA 1041 Instructor 1
NFPA 1033 Fire Investigator