

City of Flint, Michigan

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



Meeting Minutes - Draft

Monday, May 23, 2022

7:20 PM

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Council Chambers

CITY COUNCIL

Allie Herkenroder, Vice President, Ward 7

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

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

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

CALL TO ORDER

Council Vice President Allie Herkenroder called this meeting to order at 7:20 p.m.

ROLL CALL

Present: Councilperson: Councilperson Mays, Councilperson Lewis, Councilperson Murphy, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns, Herkenroder and Councilperson Worthing

Absent: Councilperson: Councilperson Pfeiffer

PLEDGE OF ALLEGIANCE

Councilperson Judy Priestley led the Pledge of Allegiance.

REQUESTS FOR CHANGES OR ADDITIONS TO AGENDA

Councilperson Worthing asked to have a discussion about the subject of the Public Hearing (Rezoning of 4811 Fenton Road) before the Public Hearing. The vote was 8-0 (Absent: Pfeiffer).

MOTION TO APPEAL

Councilperson Mays, with support from Councilperson Winfrey-Carter, appealed the Chair's ruling that he was out of order for making direct, personal attacks. The vote was 5-3 (No: Mays, Winfrey-Carter, Burns). (Absent: Pfeiffer).

DISCUSSION ITEMS

220213 Discussion Item/Public Hearing/Ordinance No. 220145.1

A Discussion Item as requested by Councilperson Eva Worthing to discuss the Public Hearing for Ordinance No. 220145.1 (Rezoning of 4811 Fenton Road).

DROPPED

PUBLIC HEARINGS

220145.6 Public Hearing/Ordinance No. 220145.1

A Public Hearing for Ordinance 220145.1, an amended ordinance to amend the Code of the City of Flint has been requested by Deda Juncevic (PC-22-3) to change the District boundaries or regulations established in Chapter 50 thereof, specifically allowing under 50-4 a zoning map amendment, as follows: 4811 Fenton Road, Flint MI 48507, Parcel No. 41-30-302-004, legally described as PART OF SW FRAC ¼ OF SEC 30, T7N R7E DESC AS: BEG AT THE INTERSEC OF E LINE OF FENTON RD WITH THE N LINE OF VAC CARMAN ST; TH ALG SD E LINE N 0 DEG 31' 19" E, 388.75 FT; TH S 89 DEG 28' 41" E, 130 FT; TH N 0 DEG 31' 19" E, 235 FT; TH N 89 DEG 38' 41" W, 130 FT TO SD E LINE OF FENTON RD; TH ALG SD E LINE, 465.76 FT; TH S 89 DEG 9' 27" E, 150 FT; TH N 0 DEG 31' 19" E, 151.27 FT TO S LINE OF

HEMPHILL RD; TH ALG SD S LINE THE FOLL FOUR (4) COURSES: 163.40 FT ALG AN ARC OF A CURVE TO THE LEFT, HAVING A RAD 771.10 FT AND A CHORD BEARING N 81 DEG 22' 08" E, 163.09 FT; TH N 75 DEG 17' 08" E, 4.88 FT; TH 174.70 FT ALG AN ARC OF A CURVE TO THE RIGHT, HAVING A RAD OF 664.93 FT AND A CHORD BEARING N 83 DEG 3' 8" E, 174.20 FT AND S 89 DEG 10' 52" E 111.83 FT TO ELY LINE OF W 1/2/ OF NW ¼ OF SW FRAC'L ¼ OF SD SEC 30; TH ALG SD ELY LINE S 0 DEG 6' 3" W, 1283.35 FT TO EXT OF E LINE OF OUTLOT B OF BURTON GARDENS SUBDIVISION; TH ALG SD EXT S 01 DEG 32' 44" W, 283.81 FT; TH S 89 DEG 39' 33" W, 313.62 FT; TH N 0 DEG 20' 27" W, 155.84 FT; TH N 89 DEG 28' 41" W, 288.71 FT TO E LINE OF FENTON RD; TH ALG SD E LINE N 0 DEG 31' 19" E 126.75 FT TO POB CON'T 19.226 AC +/- from "D3" Community Business and future zoned "CC" City Corridor to "D-5" Metropolitan Commercial Service. THE PLANNING COMMISSION RECOMMENDS DENIAL. [NOTE: Amendment changes party requesting a rezoning change from the Flint Planning Commission to Deda Juncevic, changes Planning Commission "approval" to "denial," and changes the rezoning from "CC" City Corridor to "CE" Commerce and Employment" to "D3" Community Business and future zoned "CC" City Corridor to "D-5" Metropolitan Commercial Service.]

HEARING HELD

MOTION TO APPEAL

Councilperson Mays, with support from Councilperson Burns, appealed the Chair's ruling that Public Speaker Arthur Woodson was out of order for engaging in discourse and being argumentative. The vote was 4-3 (No: Mays, Winfrey-Carter, Burns). (Absent: Priestley, Pfeiffer).

ROLL CALL

Councilperson Worthing left the meeting at 9:15 p.m., and Councilperson Murphy left at 10:18 p.m.

Present: Councilperson: Councilperson Mays, Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns and Herkenroder

Absent: Councilperson: Councilperson Murphy, Councilperson Pfeiffer and Councilperson Worthing

PUBLIC SPEAKING

Public Speaking was held.

PETITIONS AND UNOFFICIAL COMMUNICATIONS

220195 Flyer/Learn American Sign Language

Communication received May 17, 2022, re: A flyer advertising American Sign Language lessons.

This Matter was Placed on File on the Consent Agenda.

220196 Annual Financial Statements/Auditor's Report/Bishop International Airport

Authority (BIAA)/Year Ended December 31, 2021

Communication dated May 5, 2022, from Dionne Griffin, Chief Financial Officer, CPA, to Flint City Clerk, re: Enclosed please find the Financial Statements for Bishop International Airport Authority for the calendar year ended December 31, 2021, and the associated report from independent auditors Plante Moran P.C.

This Matter was Placed on File on the Consent Agenda.

COMMUNICATIONS (from Mayor and other City Officials)

220197 Ramp Closures/I-69 and I-475 Reconstruction Projects

Emails received May 9 and 15, 2022, from Traffic Engineering and DPW, identifying lane closures and ramp closures for the I-69 and I-475 Reconstruction projects.

This Matter was Placed on File on the Consent Agenda.

220198 Traffic Engineering/Closure Permits

Sidewalk, Lane and Street Closure permits (8) dated May 2022, for requested activities/events, with noted responsibility for the placement of the required traffic control devices, and/or personnel, for the protection of traffic and event participants.

This Matter was Placed on File on the Consent Agenda.

RESOLUTIONS

220186 CO#1/Aldridge Trucking/Aggregate Materials

Resolution resolving that the appropriate City Officials do all things necessary to enter into Change Order No. 1 with Aldridge Trucking for aggregate materials (fill sand and stone) for the Water Service Center, in an amount NOT-TO-EXCEED \$55,000.00, for a FY2022 total amount NOT-TO-EXCEED \$120,000.00.

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

220187 CO#1/Contract/Spalding DeDecker/Additional Engineering Services/Miller Road Rehabilitation

Resolution resolving that the appropriate City Officials do all things necessary to enter into Change Order No. 1 to the contract with Spalding DeDecker to add water main engineering services to the project to rehabilitate Miller Road, in an amount NOT-TO-EXCEED \$300,000.00, and a revised aggregate amount of \$576,591.00.

SEPARATED FROM MASTER RESOLUTION

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.

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

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.

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

Passed The Consent Agenda

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

Aye: 5 - Councilperson Mays, Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter and Vice President Herkenroder

Absent: 4 - Councilperson Murphy, Councilperson Burns, Councilperson Pfeiffer and Councilperson Worthing

RESOLUTIONS (May be Referred from Special Affairs)**220199** Budget Amendment/Transfer of Funds/U.S. Department of Treasury/American Rescue Plan Act/Coronavirus Local Fiscal Recovery Fund

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to appropriate grant funding and abide by terms and conditions of the grant from the U.S. Department of Treasury for addressing the Public Health and Economic Impacts of the COVID-19 Public Health Emergency under Grant Code FUSDT-CSLFRF, in the amount of

\$94,726,664.00, and to make available in subsequent fiscal years any remaining funds that are still available from the grantor, AND, resolving that every award, allocation, and/or expenditure of ARPA funds, arising after the adoption of this resolution, shall require the approval and authorization of the City Council and the Mayor, AND, resolving that this resolution supersedes any other allocation or disbursement of ARPA funds, arising after the adoption of this resolution, by any means and under any claimed authority without specific approval and authorization by the City Council and the Mayor.

SEPARATED FROM MASTER RESOLUTION

SEPARATED FROM MASTER RESOLUTION

220187 CO#1/Contract/Spalding DeDecker/Additional Engineering Services/Miller Road Rehabilitation

Resolution resolving that the appropriate City Officials do all things necessary to enter into Change Order No. 1 to the contract with Spalding DeDecker to add water main engineering services to the project to rehabilitate Miller Road, in an amount NOT-TO-EXCEED \$300,000.00, and a revised aggregate amount of \$576,591.00.

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

Aye: 5 - Councilperson Mays, Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter and Councilperson Burns

No: 1 - Vice President Herkenroder

Absent: 3 - Councilperson Murphy, Councilperson Pfeiffer and Councilperson Worthing

220199 Budget Amendment/Transfer of Funds/U.S. Department of Treasury/American Rescue Plan Act/Coronavirus Local Fiscal Recovery Fund

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to appropriate grant funding and abide by terms and conditions of the grant from the U.S. Department of Treasury for addressing the Public Health and Economic Impacts of the COVID-19 Public Health Emergency under Grant Code FUSDT-CSLFRF, in the amount of \$94,726,664.00, and to make available in subsequent fiscal years any remaining funds that are still available from the grantor, AND, resolving that every award, allocation, and/or expenditure of ARPA funds, arising after the adoption of this resolution, shall require the approval and authorization of the City Council and the Mayor, AND, resolving that this resolution supersedes any other allocation or disbursement of ARPA funds, arising after the adoption of this resolution, by any means and under any claimed authority without specific approval and authorization by the City Council and the Mayor.

Adopted

Substituted

A motion was made by Vice President Herkenroder, seconded by Councilperson Burns, that this matter be Referred to Committee, to the GRANTS COMMITTEE. The motion carried by the following vote:

Aye: 6 - Councilperson Mays, Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns and Vice President Herkenroder

Absent: 3 - Councilperson Murphy, Councilperson Pfeiffer and Councilperson Worthing

INTRODUCTION AND FIRST READING OF ORDINANCES

220192 Ordinance/Chapter 18 (Taxation; Funds; Purchasing)/Article IV (Purchases)/Amending Section 18-21.14 (Sale of City Personal Property)

An ordinance to amend the Flint City Code of Ordinances by amending Chapter 18, (Taxation; Funds; Purchasing); Article IV, (Purchases), by amending Section 18-21.14, (Sale of City Personal Property).

A motion was made by Councilperson Priestley, seconded by Councilperson Lewis, that this matter be ACKNOWLEDGED FOR FIRST READING. The motion carried by the following vote:

Aye: 6 - Councilperson Mays, Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns and Vice President Herkenroder

Absent: 3 - Councilperson Murphy, Councilperson Pfeiffer and Councilperson Worthing

SECOND READING AND ENACTMENT OF ORDINANCES

220145.1 Amended Ordinance/Chapter 50/PC-22-3/Deda Juncevic/Rezoning/4811 Fenton Road/From 'D-3' to 'D-5'/Ward 9

An amended ordinance to amend the Code of the City of Flint has been requested by Deda Juncevic (PC-22-3) to change the District boundaries or regulations established in Chapter 50 thereof, specifically allowing under 50-4 a zoning map amendment, as follows: 4811 Fenton Road, Flint MI 48507, Parcel No. 41-30-302-004, legally described as PART OF SW FRAC ¼ OF SEC 30, T7N R7E DESC AS: BEG AT THE INTERSEC OF E LINE OF FENTON RD WITH THE N LINE OF VAC CARMAN ST; TH ALG SD E LINE N 0 DEG 31' 19" E, 388.75 FT; TH S 89 DEG 28' 41" E, 130 FT; TH N 0 DEG 31' 19" E, 235 FT; TH N 89 DEG 38' 41" W, 130 FT TO SD E LINE OF FENTON RD; TH ALG SD E LINE, 465.76 FT; TH S 89 DEG 9' 27" E, 150 FT; TH N 0 DEG 31' 19" E, 151.27 FT TO S LINE OF HEMPHILL RD; TH ALG SD S LINE THE FOLL FOUR (4) COURSES: 163.40 FT ALG AN ARC OF A CURVE TO THE LEFT, HAVING A RAD 771.10 FT AND A CHORD BEARING N 81 DEG 22' 08" E, 163.09 FT; TH N 75 DEG 17' 08" E, 4.88 FT; TH 174.70 FT ALG AN ARC OF A CURVE TO THE RIGHT, HAVING A RAD OF 664.93 FT AND A CHORD BEARING N 83 DEG 3' 8" E, 174.20 FT AND S 89 DEG 10' 52" E 111.83 FT TO ELY LINE OF W 1/2/ OF NW ¼ OF SW FRAC'L

¼ OF SD SEC 30; TH ALG SD ELY LINE S 0 DEG 6' 3" W, 1283.35 FT TO EXT OF E LINE OF OUTLOT B OF BURTON GARDENS SUBDIVISION; TH ALG SD EXT S 01 DEG 32' 44" W, 283.81 FT; TH S 89 DEG 39' 33" W, 313.62 FT; TH N 0 DEG 20' 27" W, 155.84 FT; TH N 89 DEG 28' 41" W, 288.71 FT TO E LINE OF FENTON RD; TH ALG SD E LINE N 0 DEG 31' 19" E 126.75 FT TO POB CON'T 19.226 AC +/- from "D3" Community Business and future zoned "CC" City Corridor to "D-5" Metropolitan Commercial Service. THE PLANNING COMMISSION RECOMMENDS DENIAL. [NOTE: Amendment changes party requesting a rezoning change from the Flint Planning Commission to Deda Juncevic, changes Planning Commission "approval" to "denial," and changes the rezoning from "CC" City Corridor to "CE" Commerce and Employment" to "D3" Community Business and future zoned "CC" City Corridor to "D-5" Metropolitan Commercial Service.]

A motion was made by Councilperson Priestley, seconded by Councilperson Lewis, that this matter be PASSED. The motion failed by the following vote:

No: 5 - Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns and Vice President Herkenroder

Abstain: 1 - Councilperson Mays

Absent: 3 - Councilperson Murphy, Councilperson Pfeiffer and Councilperson Worthing

ADJOURNMENT

Vice President Allie Herkenroder adjourned this meeting at 11:19 p.m. after a motion by Councilperson Priestley and support from Councilperson Lewis. The vote was 5-1 (No: Mays). (Absent: Murphy, Pfeiffer, Worthing).

Respectfully transcribed & submitted,

Janell Johnson, Administrative Secretary to City Council