

City of Flint, Michigan

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



Meeting Agenda - AMENDED

Monday, May 22, 2023

5:30 PM

Agenda Amended to Add Resos. No. 230161 and 230162

GENESEE COUNTY ADMINISTRATION BUILDING

CITY COUNCIL

*Allie Herkenroder, President, Ward 7
Ladel Lewis, Vice President, Ward 2*

*Eric Mays, Ward 1
Judy Priestley, Ward 4
Tonya Burns, Ward 6*

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

Eva L. Worthing, Ward 9

Davina Donahue, City Clerk

CALL TO ORDER**ROLL CALL****PLEDGE OF ALLEGIANCE****PRAYER OR BLESSING****READING OF DISORDERLY PERSONS CITY CODE SUBSECTION**

Any person that persists in disrupting this meeting will be in violation of Flint City Code Section 31-10, Disorderly Conduct, Assault and Battery, and Disorderly Persons, and will be subject to arrest for a misdemeanor. Any person who prevents the peaceful and orderly conduct of any meeting will be given one warning. If they persist in disrupting the meeting, that individual will be subject to arrest. Violators shall be removed from meetings.

REQUEST FOR CHANGES AND/OR ADDITIONS TO AGENDA**PUBLIC HEARINGS**

Members of the public shall have no more than three (3) minutes to address the City Council during a public hearing.

230123.6 Public Hearing/Ordinance No. 230123

A Public Hearing for Ordinance No. 230123, an ordinance to amend Chapter 31 (General Offenses) of the Code of the City of Flint by the addition of Section 31-41.1 (Trespassing - Unlawful Occupancy).

PUBLIC SPEAKING

Members of the public shall have no more than three (3) minutes per speaker during public comment. Only one speaking opportunity per speaker. Numbered speaker slips will be provided prior to the start of the meeting to those wishing to speak during this portion of the agenda. No additional speakers or slips will be accepted after the meeting begins.

COUNCIL RESPONSE

Councilmembers may respond once to all public speakers only after all public speakers have spoken. An individual Councilmember's response shall be limited to two (2) minutes and is subject to all rules.

CONSENT AGENDA

Per the amended Rules Governing Meetings of the Flint City Council (as adopted by the City Council on Monday, February 27, 2023), the Presiding Officer or Chair may request the adoption of a "Consent Agenda". After a motion to adopt a Consent Agenda is made and seconded, the Presiding Officer or Chair shall ask for separations. Any agenda item on a Consent Agenda shall be separated at the request of any Councilmember. After any separations, there is no debate on approving the Consent Agenda - it shall be voted on or adopted without objection.

PETITIONS AND UNOFFICIAL COMMUNICATIONS

230157 Notice of Public Meeting/Genesee County Metropolitan Planning Commission

Communication received May 5, 2023, re: A Genesee County Metropolitan Alliance meeting will be held on Wednesday, May 17, 2023, at 7 PM, in the Human Resources Training room of the Genesee County Administration Building to allow for review and comment on a Proposed Amendment to the FY2023-2026 Transportation Improvement Program (TIP).

OFFICIAL COMMUNICATIONS (From the Mayor and Other City Officials)

230158 Traffic Engineering/Closure Permits

Sidewalk, Lane and Street Closure permits (8) dated April 2023, 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.

230159 Traffic Engineering/Closure Permits

Sidewalk, Lane and Street Closure permits (6) dated May 2023, 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.

230160 Local Officers Compensation Commission (LOCC)/2021 Local Officers Compensation Commission Determination

Communication dated April 24, 2023, from the Local Officers Compensation Commission (LOCC) Chairperson to City Officials (City Clerk, and Finance and HR Departments), re: Notifications distributed/emailed on April 28, 2023, to the Mayor and Flint City Council Members concerning the LOCC's 2021 Local Officers Compensation Determination.

APPOINTMENTS (May Be Referred from Special Affairs)

230046 Appointment/Hurley Board of Hospital Managers/Bishop Roger L. Jones Sr.

Resolution resolving that the Flint City Council approves the recommendation and appointment of Bishop Roger L. Jones Sr. (2222 Colfax Avenue, Flint,

Michigan, 48503) to the Hurley Board of Hospital Managers, to complete a five-year term vacancy, with such term commencing immediately and expiring April 30, 2028.

230118 Appointment/Hurley Board of Hospital Managers/Dr. Khalid M. Ahmed

Resolution resolving that the Flint City Council approves the appointment of Dr. Khalid M. Ahmed (2700 Robert T. Longway, Suite B, Flint, Michigan, 48503) to the Hurley Board of Hospital Managers for a five-year term, with such term commencing April 30, 2023, and expiring April 30, 2028. [NOTE: Mayor Sheldon A. Neeley recommends the appointment of Dr. Ahmed to replace Frances Gilcreast, whose term on the Board expires April 30, 2023.]

230135 Appointment/Flint Housing Commission/Leon El-Alamin

Resolution resolving that the Flint City Council approves the appointment of Leon El-Alamin (606 E. Mott Avenue, Flint, Michigan, 48505) to the Flint Housing Commission for a five-year term commencing immediately and expiring August 31, 2028, as recommended by Mayor Sheldon A. Neeley. [NOTE: A vacancy exists on the Housing Commission.]

230140 Appointment/Ethics and Accountability Board/Trachelle C. Young

Resolution resolving that Mayor Sheldon A. Neeley approves the appointment of Trachelle C. Young (Flint, Michigan, 48503) to the Ethics and Accountability Board, [to fill a vacancy for the remainder of a six-year term] commencing immediately and expiring June 25, 2024. [NOTE: A vacancy exists on the Ethics and Accountability Board due to the resignation of Art Evans in February 2023.]

230153 Mayoral Appointment/Planning and Development Director/Emily Doerr

Resolution resolving that the Flint City Council approves the nomination by Mayor Sheldon Neeley to appoint Emily Doerr as the Director of Planning and Development [at an annual compensation rate of \$110,000.00, with an effective date of June 12, 2023].

RESOLUTIONS (POSTPONED)

[NOTE: Resolutions No. 230129, 230130, 230131, 230132, and 230133 were POSTPONED from the May 8, 2023 City Council Meeting to this City Council agenda due to the lack of a quorum.]

230129 CO#1/Contract/MEI Total Elevator Solutions/Upgrades/Two-Traction Elevators/City Hall

Resolution authorizing the appropriate City Officials to do all things necessary to enter into Change Order No. 1 to the contract with MEI Total Elevator Solutions for replacing the emergency bell unit and other unanticipated hidden damages [for the two-traction elevators at City Hall], in an amount NOT-TO-EXCEED \$10,000.00, and a revised contract amount of \$354,153.00.

- 230130** CO#2/Polydyne Inc./Emulsion Polymer
- Resolution resolving that the proper City Officials are authorized to issue an additional Purchase Order for FY2023 to Polydyne, Inc., in an amount NOT-TO-EXCEED \$81,000.00, for the supply of Polymer for the Water Pollution Control Facility, for an overall FY23 grand total amount NOT-TO-EXCEED \$351,000.00.
- 230131** Grant Agreement/Justice Assistance Grant (JAG)/Office of Justice Programs/City of Flint/U.S. Department of Justice (DOJ)/Charter Township of Flint
- Resolution resolving that the appropriate City Officials are authorized to do all things necessary to enter into the Justice Assistance Grant (JAG) agreement by and between the City of Flint and Flint Township and the Department of Justice, accept the JAG award, amend the FY2023 budget, appropriate award funding for revenue and expenditures in future fiscal years as long as the funds are available from the funder, and abide by the terms and conditions of the award from the State of Michigan, in the amount of \$123,767.00, for overtime initiatives, education, training, conferences and equipment for the Police Department.
- 230132** Truck & Trailer Specialties, Inc./Four (4) Tow-Behind Air Compressors
- Resolution resolving that the proper City Officials are authorized to approve [the purchase of four (4) tow-behind air compressors] in the amount of \$142,100.00, as requested by the Water Department.
- 230133** Jack Doheny Company/Vactor Repairs/Budget Amendment/Insurance Settlement Funds
- Resolution resolving that the Purchasing Division is authorized to issue a purchase order to Jack Doheny Company, in the amount of \$239,198.15, for Vactor #7406 repairs, AND, resolving that the appropriate City Officials are authorized to do all things necessary to amend the FY2023 City of Flint Budget by transferring insurance settlement funds, in the amount of \$214,198.15, from the Insurance Fund No. 677 to Sewer Fund No. 590.

RESOLUTIONS

- 230127** CO#1/Contract/MDOT Contract No. 21-5310/Miller Road Reconstruction
- Resolution resolving that the appropriate City Officials are authorized to do all things necessary to enter into Change Order No. 1 to MDOT Contract No. 21-5310 for new manhole covers, additional sidewalks and temporary milling for driveways [needed for reconstruction on Miller Road], in the amount of \$373,000.00, and a total contract amount of \$1,459,398.00.
- 230136** Honorary Street Sign/E. Myrtle Avenue/Reverend A.J. Pointer

Resolution authorizing the appropriate City Officials to do all things [necessary] to recognize Reverend A.J. Pointer with an honorary street sign designation on a one block portion of East Myrtle Avenue, between Industrial Avenue and North Street.

230138 Tentative Agreement/Collective Bargaining Agreement (CBA)/City of Flint/Flint Firefighters Union, Local 352 IAFF, AFL-CIO

Resolution resolving that the Flint City Council ratifies [a] Tentative Agreement between the City of Flint and the Flint Firefighters Union [Local 352 IAFF, AFL-CIO], as recommended by City Administrator Clyde Edwards. [NOTE: On April 21, 2023, the membership of the Flint Firefighters Union ratified a Tentative Agreement regarding a successor Collective Bargaining Agreement to the CBA that expired on June 30, 2021.]

230139 Tentative Agreement/Collective Bargaining Agreement (CBA)/City of Flint/Flint Police Officers Labor Council

Resolution resolving that the Flint City Council ratifies [a] Tentative Agreement between the City of Flint and the Flint Police Officers Labor Council, as recommended by City Administrator Clyde Edwards. [NOTE: On April 17, 2023, the membership of the Flint Police Officers Labor Council ratified a Tentative Agreement regarding a successor Collective Bargaining Agreement to the CBA that expired on June 30, 2021.]

230142.1 Amended Resolution/Process/Damage Claims (Expedited)

An amended resolution resolving that the Flint City Council authorizes and approves [the allocation of an additional \$250,000.00 for the payment of Damage Claims arising from, among other things, sewage backup, AND, resolving to amend the current Damage Claim Processing procedure]. [NOTE: Resolution amended to add specific timelines in paragraphs (3), (5) and (6).]

230143 Grant Acceptance/Michigan Clean Water Corps

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to abide by the terms of the Michigan Clean Water Corps (MiCorps) Grant No. VSCP-2023-11, through the Michigan Department of Environment, Great Lakes, and Energy (EGLE), in the amount of \$3,731.40, for [a grant period of four (4) months: June 1st to September 30, 2023], to appropriate revenue and expenditure amounts using Grant Code SEGLE-STRM23, and to make the grant funds available in the current and any subsequent fiscal years that funding continues to remain available by the grantor. [NOTE: The grant is awarded to the City's Office of Public Health to support the efforts of MiCorps, through EGLE, by coordinating a volunteer clean-up of Thread Creek.]

230144 Grant Acceptance/US Federal Communications Commission

Resolution resolving that the appropriate City Officials are authorized to do all

things necessary to abide by the terms of the Affordable Connectivity Grant No. ACOGP2340048-00 [through the US Federal Communications Commission], in the amount of \$100,000.00, for [a grant period of two years: May 15, 2023 to May 14, 2025], to appropriate revenue and expenditure amounts using Grant Code FFCC-AGAP23, and to make the grant funds available in the current and any subsequent fiscal years that funding continues to remain available by the grantor. [NOTE: The grant is awarded to the City's Office of Public Health to support the efforts of US Federal Communications Commission to increase awareness of and enrollment in the Affordable Connectivity Program.]

230146 CO#6/Contract/BS&A Software/Software Applications

Resolution authorizing the appropriate City Officials to do all things necessary to enter into Change Order No. 6 to the contract with BS&A Software to provide software applications for the period of May 1, 2023, through May 1, 2024, in the amount of \$139,048.00, and a total contract amount of \$999,300.00, under the same terms and conditions.

230147 CO#2/Contract/William E. Walter/Industrial HVAC Services

Resolution resolving that the Economic Development Corporation (EDC) is authorized to increase its Oak Business Center purchase order for FY2023 to William E. Walter to cover invoices for unanticipated plumbing/HVAC expenses, in an amount NOT-TO-EXCEED \$3,500.00, for an overall FY2023 grand total NOT-TO-EXCEED \$336,926.00.

RESOLUTIONS (May Be Referred from Special Affairs)

230137 Call for Action/Fair Housing Issues

Resolution resolving that the Flint City Council requests that [a Council] Ad-Hoc Housing Committee meet with City Administration to examine fair housing issues affecting the City and provide City Council with proposals to address those issues, AND, resolving that the Flint City Council urges repeal of the ban on rent control laws in Michigan, and directs that the City Clerk send copies of this resolution to the Michigan State Senate, Michigan House of Representatives, and Governor Gretchen Whitmer.

230150 Rehmann Robson, LLC/City of Flint/FY2023 Audit

Resolution resolving that the appropriate City Officials, pending adoption of the FY2024 [COF] Budget are authorized to do all things necessary to engage the services of Rehmann Robson, LLC, for FY2023 auditing services, in the amount of \$259,000.00, plus out-of-pocket expenses NOT-TO-EXCEED \$10,000.00.

230151 Approval//2023-2025 Consolidated Plan/2023-2024 Annual Action Plan of the Consolidated Plan/U.S. Department of Housing and Urban Development (HUD)

Resolution resolving that City Officials to approve the funding amounts and

projects and authorize entering into contracts for the agencies as listed for the City of Flint's FY2023-2024 Community Development Block Grant (CDBG) Program, in the amount of \$4,019,558.00, FY2023-2024 HOME Investment Partnerships Program, in the amount of \$963,438.00, and FY2023-2024 Emergency Solutions Grant (ESG) Program, in the amount of \$356,897.00, and include any program income which might become available as a result of receipt of these funds.

230152 Adoption and Implementation/2023-2024 Master Fee Schedule

Resolution resolving that the Biennial Master Fee Schedule, which includes Water and Wastewater Volumetric Rates and Service Charges, be approved and implemented as outlined, and kept on file with the City Clerk, AND, resolving that the Biennial Master Fee Schedule can and will be modified, should the need arise, at any time during the biennial timeframe for Fiscal Year 2024, AND, resolving that the appropriate City Officials are authorized to do all things necessary to implement and collect the user fees, effective July 1, 2023.

230154 Amendment/District Library Agreement/Library District Name Change

Resolution resolving that the Flint City Council (1) Has determined that it is necessary and in the public's best interests to change the Library's name to the Gloria Coles Flint Public Library pursuant to the District Library Establishment Act (DLEA); (2) To that end, the City Council approves the Amendment to the District Library Agreement ("Amendment"); (3) The City Council authorizes the appropriate City Officials to execute and deliver the Amendment and to execute and deliver any other certificates or documents as may be required by the Library of Michigan; (4) The City Council authorizes the Mayor to approve any non-substantive changes to the Amendment, or changes required by the Library of Michigan or State Librarian if required before the Amendment is approved by the State Librarian; (5) The Effective Date of the Amendment shall be the date the State Librarian approves the Amendment; (6) After the Effective Date of the Amendment, City Council authorizes the appropriate City Officials to take any action necessary to change the name on any necessary documentation in order to accomplish a smooth transition; (7) All resolutions or motions and parts of resolutions or motions in conflict with this resolution are hereby repealed to the extent of such conflict.

230148 Michigan Department of Transportation (MDOT)/U.S. Highway 23 Hill Road Overpass Repairs

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to pay Michigan Department of Transportation Invoice No. 591-11098151, in the amount of \$474,690.84. [NOTE: MDOT has submitted an invoice to the City to repair damage caused to the Hill Road overpass on U.S. Highway 23 by a City vehicle].

230149 ARPA Funding Allocation/City Hall Environmental Remediation

Resolution resolving that the appropriate City Officials are authorized to appropriate up to \$500,000.00 from the ARPA (American Rescue Plan Act)

Contingency allocation, as set forth in the ARPA Allocation Plan, with the City of Flint's ARPA administration, compliance and implementation firm reviewing and ensuring compliance with the latest US Department of Treasury final rules before funds are distributed.

230161 Grant Application/Protecting Local Government Retirement and Benefits Act

Resolution resolving that the City [of Flint] authorizes the application for and acceptance of the terms of [a] Protecting MI Pension Grant as stipulated by the [Michigan Department of] Treasury, and the City, by the Mayor, or his designee, as authorized representatives, authorizes the negotiation and execution of any and all documents, including an affidavit, on behalf of the City or the System, relating to the application, AND, resolving that the appropriate City Officials are authorized to negotiate and execute any documents needed to accept any grant award resulting from the application and to accept any funds disbursed, to be allocated towards the City's municipal pension system.

230162 Administration Process/American Rescue Plan Act (ARPA) Funds

Resolution resolving that the Flint City Council authorizes and approves (1) The individual ARPA grants requests which were already submitted prior to the March 27, 2023 cut-off date are hereby deemed valid; and furthermore,(2) The application period for ARPA grant funding for individual homeowners is hereby reopened for three weeks or twenty-one (21) days from the date of the passage of this Resolution; and furthermore, (3) Each individual homeowner grant request, both those previously submitted and those to-be submitted, shall be processed by the City, or by the City's representative authorized to administrator ARPA funds, within 180 days from their receipt of the said request; however, requests submitted prior to the March 27, 2023 cut-off date shall be given priority over new requests; and furthermore, (4) Within sixty (60) days from the passage of this Resolution, the City's Legal Department is directed to issue a Request for Proposal (RFP) and accept bids from a third-party claims administrator who will be responsible for administering the ARPA funds; and furthermore,(5) Within thirty (30) days after the RFP period closes, those bid requests are to be presented to the Flint City Council for awarding of the contract; and furthermore, (6) The Initial Request Form which was previously used to submit grant requests will continue to be used for new grant requests until the third-party claims administrator is selected and provides a request form or application of their own.

SECOND READING AND ENACTMENT OF ORDINANCES

230123 Amendment/Ordinance/Chapter 31 (General Offenses)/Section 31-41.1 (Trespassing - Unlawful Occupancy)

An ordinance to amend Chapter 31 (General Offenses) of the Code of the City of Flint by the addition of Section 31-41.1 (Trespassing - Unlawful Occupancy). [NOTE: This ordinance shall become effective immediately upon publication.]

FINAL COUNCIL COMMENTS

Final Council Comments shall be limited to two (2) minutes and are subject to all rules.

ADJOURNMENT