

City of Flint, Michigan

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



Meeting Agenda - DRAFT

Monday, January 8, 2024

5:30 PM

CITY COUNCIL CHAMBERS

CITY COUNCIL

*Ladel Lewis, President, Ward 2
Candice Mushatt, Vice President, Ward 7*

*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 THE AGENDA**PRESENTATION OF MINUTES****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.

APPOINTMENTS (POSTPONED)

NOTE: Appointments No. 230457 and 230468 were POSTPONED from the December 20, 2023 Special City Council Meeting to this Regular Council Meeting agenda due to the lack of a quorum.]

230457 Appointment/Board of Review/Shannon A. SearcyWard 7

Resolution resolving that the Flint City Council approves the appointment of Shannon A. Searcy (1916 Owen Street, Flint, MI - Ward 7) to the Board of Review for a _____-year term, commencing upon approval of this resolution and expiring December 31, _____, as recommended by 7th Ward Councilmember Candice Mushatt.

230468 Appointment/City-Wide Advisory Committee/Cordell Tipton

Resolution resolving that the Flint City Council approves the appointment of Cordell Tipton, of 214 W 7th Ave., Flint, MI 48503, to the City-Wide Advisory Committee, to fill the remainder of a three-year term ending on May 31, 2026.

APPOINTMENTS (May Be Referred from Special Affairs)

230467 Reappointment/Human Relations Commission/Holly Wilson

Resolution resolving that the Flint City Council approves the reappointment of Holly Wilson, of 1708 West Dayton Street, Flint, MI 48504, to the Human Relations Commission, to fill the remainder of a two-year term ending on October 28, 2024.

RESOLUTIONS (POSTPONED)

NOTE: Resolutions No. 230362, 230364, 230443, 230471, and 230472 were POSTPONED from the December 18, 2023 Regular City Council Meeting to this Regular Council Meeting agenda due to the lack of a quorum.]

230362 ARPA Funding/Department of Housing and Urban Development (HUD)/2021 Lead Based Paint and Hazard Control Grant Matching Funds

Resolution resolving that the appropriate City Officials are hereby authorized to do all things necessary to utilize ARPA funding as described above for match on the 2021 Lead Based Paint and Hazard Control grant, abide by the terms and conditions of the HUD grant, authorize the use of ARPA funds in the amount of \$252,080.00 for the period of November 15, 2021, the date of the adopted ARPA allocation plan, through May 15, 2025, the end of the 2021 Lead Based Paint and Hazard Control grant.

230364 Repeal/Resolution No. 101308/Prohibition of Sunday "Alcohol" Sales

Resolution resolving that Resolution 101308 is repealed, and that the City Clerk is directed to send notice of this repeal to the Michigan Liquor Control Commission. [NOTE: Public Act 213 of 2010, as enacted by the Michigan legislature, allows beer, wine spirits, mixed spirits, and liquor to be sold in any city unless the city has opted out by resolution of the majority of the governing body. In 2010, the Flint City Council enacted Resolution 101308, which "prohibits sales of beer, wine, spirits, mixed spirits, and liquor between the hours of 7 a.m. on Sunday until 12 noon on Sundays."]

230443 Michigan Department of Transportation (MDOT)/Performance Resolution

Resolution resolving that in consideration of the DEPARTMENT granting such PERMIT, the City agrees that: 1. Each party to this Resolution shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Resolution, as provided by law. This Resolution is not intended to increase either party's liability for, or immunity from, tort claims, nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this

Agreement. 2. If any of the work performed for the City is performed by a contractor, the City shall require its contractor to hold harmless, indemnify and defend in litigation, the State of Michigan, MDOT and their agents and employee's, against any claims for damages to public or private property and for injuries to person arising out of the performance of the work, except for claims that result from the sole negligence or willful acts of MDOT, until the contractor achieves final acceptance of the City. Failure of the City to require its contractor to indemnify MDOT, as set forth above, shall be considered a breach of its duties to MDOT.

3. Any work performed for the City by a contractor or subcontractor will be solely as a contractor for the City and not as a contractor or agent of MDOT. MDOT shall not be subject to any obligations or liabilities by vendors and contractors of the City, or their subcontractors or any other person not a party to the PERMIT without MDOT's specific prior written consent and notwithstanding the issuance of the PERMIT. Any claims by any contractor or subcontractor will be the sole responsibility of the City.

4. The City shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the PERMIT which results in claims being asserted against or judgment being imposed against the State of Michigan, the Michigan Transportation Commission, MDOT, and all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for 2 of 2 MDOT and all officers, agents, and employees thereof, pursuant to a maintenance contract. In the event that the same occurs, for the purposes of the PERMIT, it will be considered as a breach of the PERMIT thereby giving the State of Michigan, MDOT, and/or the Michigan Transportation Commission a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

5. The City will, by its own volition and/or request by MDOT, promptly restore and/or correct physical or operating damages to any State Highway Right of Way resulting from the installation construction, operation and/or maintenance of the City's facilities according to a PERMIT issued by MDOT.

6. With respect to any activities authorized by a PERMIT, when the City requires insurance on its own or its contractor's behalf it shall also require that such policy include as named insured the State of Michigan, the Transportation Commission, MDOT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for MDOT and all officers, agents, and employees thereof, pursuant to a maintenance contract.

7. The incorporation by MDOT of this Resolution as part of a PERMIT does not prevent MDOT from requiring additional performance security or insurance before issuance of a PERMIT.

8. This Resolution shall continue in force from this date until cancelled by the City or MDOT with no less than thirty (30) days prior written notice provided to the other party. It will not be cancelled or otherwise terminated by the City with regard to any PERMIT which has already been issued or activity which has already been undertaken, AND, further resolving that the appropriate City officials in the Department of Public Works, including but not limited to, the Transportation Director and Director of the Department of Public Works, as well as the City Administrator, are authorized to apply to MDOT for the necessary permit to work within the State Highway Right of Way on behalf of the Municipality.

- 230471** Denial/Mayor's Pay Raise - Increase/Local Officers Compensation Commission (LOCC) Recommendation

Resolution resolving that the Flint City Council rejects the City of Flint's Local Officers Compensation Commission (LOCC) recommended pay increase for the mayor, in the amount of \$15,000.00, raising the mayor's salary from \$125,000.00 to \$140,000.00.

- 230472** Objection/Transfer of Tax Reverted Properties/Genesee County to the City of Flint

Resolution resolving that the City of Flint wishes to exercise its options under Public Act 123 and/or MCL 211.78m to object to the transfer of any property foreclosed upon by the Treasurer of Genesee County but not sold, which would revert back to the City of Flint.

RESOLUTIONS (POSTPONED)

NOTE: Resolutions No. 230449, 230458, 230466, and 230476 were POSTPONED from the December 20, 2023 Special City Council Meeting to this Regular Council Meeting agenda due to the lack of a quorum.]

- 230449** Censure/Councilmember Jerri Winfrey-Carter/Conduct Unbecoming a City Councilmember

Resolution resolving that the Flint City Council, pursuant to its authority under Section 3-103 of the Flint City Charter, censures Councilmember Jerri Winfrey-Carter for conduct unbecoming a City Councilmember.

- 230458** Grant Acceptance/Charles Stewart Mott Foundation/Maintenance of City Parks in Flint

Resolution resolving that the appropriate City officials are authorized to do all things necessary to abide by the terms of the C.S. Mott Grant in the amount of \$620,000.00, to appropriate revenue and expenditure amounts using grant code PCSM-PARKS23, and to make the grant funds available in the current and any subsequent fiscal years that funding continues to remain available by the grantor.

- 230466** Setting a Public Hearing/Amended Council Rules/Implementation of Amended Council Rules with Immediate Effect

Resolution resolving that that the appropriate City Officials are authorized to do all things necessary to conduct a public hearing on the attached proposed amended Rules Governing Meetings of the Flint City Council, to be held at the meeting of the Flint City Council on January 8, 2024, or at any subsequent meeting of the Flint City Council as circumstances may warrant, AND, resolving that the proposed amended Rules Governing Meetings of the Flint City Council are adopted, on an emergency basis with immediate effect, for a period not to exceed sixty (60) days, pending completion of the required procedure.

230476 Public Hearing Date/Brownfield Redevelopment Plan/Carriage Town Neighborhood Project

Resolution resolving that the Flint City Council will hold a public hearing on a Brownfield Redevelopment Plan for a Carriage Town Neighborhood Project at 5:30 p.m. on Monday, January 8, 2024, in the City Council Chambers, 3rd Floor, Flint City Hall, 1101 S. Saginaw Street, Flint, AND, further resolving that the governing body shall provide notice of the hearing to the taxing jurisdictions that levy taxes subject to capture under this Act and shall fully inform the taxing jurisdictions about the fiscal and economic implications of the proposed brownfield plan.

RESOLUTIONS (POSTPONED)

[NOTE: Resolution No. 230475 was POSTPONED from the January 3, 2024 Special City Council Meeting to this Regular Council Meeting agenda due to the lack of a quorum.]

230475 Special Primary and Special General Election/Seventh (7th) Ward Council Seat

Resolution resolving that a special primary election be scheduled for Tuesday, May 7, 2024, and a general election scheduled for Tuesday, August 6, 2024, for the purpose of electing a councilperson for the Seventh (7th) Ward for the term ending November 2026, AND, resolving that the deadline for submitting nominating petitions for the Seventh (7th) Ward Council seat be Tuesday, January 23, 2024.

RESOLUTIONS (May Be Referred from Special Affairs)

230445 ARPA Funds/Increased Food Access/Flint Fresh Mobile Market

Resolution resolving that the appropriate City officials are authorized to do all things necessary to provide funding to the Flint Fresh Mobile Market and, appropriate funding for revenue and expenditures in future fiscal years, for as long as funds are available from the funder in the amount of \$250,000. Funds will be paid from the American Rescue Plan Act fund (287). Before funds are spent, the City of Flint's ARPA administration, compliance, and implementation firm E&Y has reviewed and ensured compliance with the latest US Department of Treasury final rules.

230459 Purchase of Twenty-Seven (27) Parcels of Land//Genesee County Land Bank/Flint Police and Fire Training Center

Resolution resolving that the Flint City Council ask to do all things necessary to purchase twenty-seven (27) properties from the Genesee County Land Bank for the building site for a Flint Police and Fire Training Center.

230460 Governmentjobs.com Inc. (NEOGOV)/Human Resources-Related Software Contract Extension

Resolution resolving that the appropriate City Officials are authorized to enter into a three-year contract renewal with governmentjobs.com Inc (NEOGOV), to provide Human Resource Management Related software and services in an amount not-to-exceed \$114,149.77 for FY24 (07/01/23-06/30/24).

230462 ARPA Funds/Small Business Grants/Local Initiatives Support Corporation

Resolution resolving that the appropriate City officials are authorized to do all things necessary to provide funding to The Local Initiatives Support Corporation and, appropriate funding for revenue and expenditures in future fiscal years, for as long as funds are available from the funder in the amount of \$500,000. Funds will be paid from the American Rescue Plan Act fund (287). Before funds are spent, the City of Flint's ARPA administration, compliance, and implementation firm E&Y has reviewed and ensured compliance with the latest US Department of Treasury final rules.

230463 Ernst & Young/Management of ARPA Funds

Resolution resolving that the appropriate City Officials, upon City Council's approval, are hereby authorized to renew the contract with Ernst & Young LLP for Year-Three of the ARPA Compliance Management contract in an overall cost not-to-exceed \$738,025.00 for FY24 (07/01/23-06/30/24) with the option to renew at the rate of \$627,494.00 for FY25, and \$593,525.00 for FY26.

230470 ARPA Funds Allocations/North Flint Reinvestment Corporation

Resolution resolving that that the appropriate City officials are authorized to do all things necessary to appropriate funding as described (\$300,000.00 in ARPA Funds for the North Flint Reinvestment Corporation) for revenue and expenditures in future fiscal years, for as long as funds are available from the funder. Funds will be paid from the American Rescue Plan Act fund (287). Before funds are spent, the City of Flint's ARPA administration, compliance, and implementation firm shall review and ensure compliance with the latest US Department of Treasury final rules.

230477 Contract/Weinstein Electric Company/Parks Electrical Upgrade

Resolution resolving that the appropriate City Officials are authorized to enter into a contract with Weinstein Electric Company for parks electrical upgrades and improvements in six (6) parks in an amount not-to-exceed \$80,657.85 for FY24 (07/01/23-06/30/24). Before funds are distributed, the City of Flint's ARPA administration, compliance and implementation firm shall review and ensure compliance with the latest US Department of Treasury final Rules. Funding for this project shall come from the American Rescue Plan Act fund (287).

230478 Berger Chevrolet/Replacement Vehicles

Resolution resolving that the proper City Officia are authorized to do all things necessary to approve a purchase order with Berger Chevrolet Inc. for the

purchase of replacement Water Pollution Control vehicles and accessories in the FY 2024 not to exceed amount of \$185,127.00.

230479**Contract/Eastern Asphalt/Resurfacing of City Park Parking Lots**

Resolution resolving that the appropriate City Officials, upon City Council's approval, are hereby authorized to enter into a contract with Eastern Asphalt for the resurfacing of (4) City Park Parking Lots, in an amount not to-exceed \$263,897.61 for FY24 (07/01/23-06/30/24). Before funds are distributed, the City of Flint's ARPA administration, compliance and implementation firm shall review and ensure compliance with the latest US Department of Treasury final Rules. Funding for this project shall come from the American Rescue Plan Act fund (287).

230480**Contact/Nationwide Construction Group/Installation of Bollards in City Parks**

Resolution resolving that the appropriate City Officials, upon City Council's approval, are hereby authorized to enter into a contract with Nationwide Construction Group for Installation of Bollards in (11) parks in an amount not-to-exceed \$890,971.61 for FY24 (07/01/23-06/30/24). Before funds are distributed, the City of Flint's ARPA administration, compliance and implementation firm shall review and ensure compliance with the latest US Department of Treasury final Rules. Funding for this project shall come from the American Rescue Plan Act fund (287).

240000**Assistance/City of Flint Residents/Foreclosures and Possible Evictions**

Resolution resolving that the appropriate City Officials are authorized to execute an agreement with Legal Servies of Eastern Michigan to provide assistance including - but not limited to - rental payments, down payments towards the reestablishment of homeownership, etc. to households facing foreclosure, eviction or relocation due to the Genesee County bulk property purchase, in an amount up to \$2,000.00 per household, for a total of \$150,000.00.

FINAL COUNCIL COMMENTS

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

ADJOURNMENT

230457

RESOLUTION:

PRESENTED:

DEC 11 2023

ADOPTED:

RESOLUTION APPROVING THE APPOINTMENT OF SHANNON A. SEARCY TO THE BOARD OF REVIEW

BY THE CLERK:

7th Ward Councilmember Candice Mushatt recommends the appointment of Shannon A. Searcy (1916 Owen Street, Flint, Michigan – Ward 7) to fill a vacancy on the Board of Review.

IT IS RESOLVED, the Flint City Council approves the appointment of Shannon A. Searcy to the Board of Review for a _____ -year term, commencing upon approval of this resolution, and expiring December 31, _____.

APPROVED AS TO FORM:

APPROVED BY CITY COUNCIL:

William Kim, Chief Legal Officer

SHANNON A. SEARCY

1916 Owen Street, Michigan, MI 48503
810-844-3715 - shannonashleysearcy@gmail.com


SKILLS

- Positive and upbeat
- Customer service
- Highly competitive
- Creative problem solver
- Quick learner
- Team liaison
- Extremely organized
- Conflict resolution

PROFESSIONAL SUMMARY

Results and Goal -oriented excelling in identifying specific needs and providing solutions to target audience. Talented sales professional effective at multi-tasking and reaching sales targets. Builds loyalty and long-term relationships with clients. Servicing public purpose such as enriching the lives of people in the community. Experienced Leadership-Highly motivated self-started who can complete tasks as asked. Team Spirited, Respect others and their opinion, adaptable to change or challenges. Accountable while striving to exceed client's expectation.

WORK HISTORY

- 08/2016 to Current **Real Estate Agent**
Century 21 Signature Realty – Flushing, MI
- Generated listings for sales and rental properties through cold calls and referrals.
 - Managed contracts, negotiations and all aspects of sales to finalize purchases and exceed customer expectations.
 - Negotiated, facilitated and managed real estate transactions.
- 08/2014 to 2021 **Educator**
Flint Community School – Flint, MI
- Adapted teaching methods and materials to meet students' varying needs and interests. 
 - Fostered oral language development and critical thinking skills during literary discussions.
 - Created a classroom environment in which children could learn respect for themselves and others.
- 04/2010 to 01/2014 **Account Executive**
AT&T – Atlanta, GA
- Prospected and conducted face-to-face sales calls with business executives and

directors throughout assigned territory.

- Built relationships with customers and the community to promote long term business growth.
- Consulted with businesses to supply accurate product and service information.

05/2008 to 04/2010 **Account Executive**

Union Printing Co – Flint, MI

- Built and strengthened relationships with new and existing accounts to drive revenue growth.
- Delivered a high level of service to clients to both maintain and extend the relationships for future business opportunities.
- Analyzed processes previously used to send products to customers and uncovered a more efficient method that was positively received by all involved parties.

10/2005 to 05/2008 **Senior Sales Representative**

Priceline.com – Nashville, TN

- Maintained knowledge of current sales and promotions, policies regarding payment and exchanges and security practices.
- Promptly resolved all customer requests, questions and complaints.

EDUCATION

2014

Master of Science: Public Administration
Central Michigan University - Mount Pleasant, MI

2010

Bachelor of Science: Political Science / Pre-Law
Tennessee State University - Nashville, TN

2004

High School Diploma
Creekside High School - Fairburn, GA

COMMUNITY

2018-2021

Flint National Service Accelerator: AmeriCorps
Flint Recovery Corps – Flint, MI

230468



RESOLUTION NO.: _____

PRESENTED: _____ DEC 18 2023 _____

ADOPTED: _____

**RESOLUTION APPROVING APPOINTMENT OF CORDELL TIPTON
TO THE CITY-WIDE ADVISORY COMMITTEE**

Councilmember Jerri-Winfrey Carter appoints Cordell Tipton, of 214 W 7th Ave., Flint, MI 48503, to the City-Wide Advisory Committee, to fill the remainder of a three-year term ending on May 31, 2026.

BE IT RESOLVED that the Flint City Council approves the appointment of Cordell Tipton, of 214 W 7th Ave., Flint, MI 48503, to the City-Wide Advisory Committee, to fill the remainder of a three-year term ending on May 31, 2026.

APPROVED BY CITY COUNCIL:

APPROVED AS TO FORM:

William Kim, City Attorney

214 W 7TH Avenue
Flint, MI 48503
734-358-2341
Cordell.Tipton@gmail.com

Cordell D. Tipton

Professional Directive

A position in a company with a forward-thinking company that seeks an ambitious and career-conscious person, where acquired skills and education will be utilized toward continued growth and advancement.

Experience

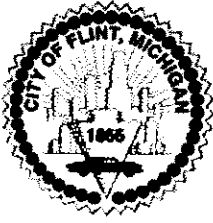
August 2019-December 2021- United Wholesale Mortgage VA

Underwriter II

Duties:

Reviewing and reconciling mortgage applications with provided documentation from potential borrowers.

Communicating with broker and supporting them through underwriting process.



230362

PRESENTED: OCT 18 2023

ADOPTED: _____

Resolution Authorizing the Use of ARPA Funding for the Department of Housing and Urban Development 2021 Lead Based Paint and Hazard Control Grant Matching Funds

By the City Administrator:

WHEREAS, in November of 2021 the Department of Housing and Urban Development (HUD) granted the City of Flint a Lead Based Paint and Hazard Control award for lead abatement; and

WHEREAS, the amount awarded was \$2,283,960.00 which the City of Flint was to match with \$252,080.00 funding from the Community Development Block Grant (CDBG) as stipulated by the grant agreement from HUD; and

WHEREAS, CDBG did not offer the matching funds originally requested; and

WHEREAS, the City of Flint was awarded funding as part of the American Rescue Plan Act (ARPA) through the Coronavirus Local Fiscal Recovery Fund in the amount of \$94,726,644, adopted with resolution 210280 by the City; and

WHEREAS, with resolution 220464.1, an allocation for remaining ARPA funding was created and the ARPA funding now included \$5,000,000 in Contingency; and

WHEREAS, Ernst & Young, managing firm for the ARPA funding for the City of Flint, has deemed these funds eligible for matching on the Lead Based Paint and Hazard Control grant.

Account Number & Grant Code	Account Name	Amount
296-171.530-801.000 FHUD-LBPHC21	Professional Services	\$252,080.00

IT IS RESOLVED that the appropriate City officials are hereby authorized to do all things necessary to utilize ARPA funding as described above for match on the 2021 Lead Based Paint and Hazard Control grant, abide by the terms and conditions of the HUD grant, authorize the use of ARPA funds in the amount of \$252,080.00 for the period of November 15, 2021, the date of the adopted ARPA allocation plan, through May 15, 2025, the end of the 2021 Lead Based Paint and Hazard Control grant.

APPROVED AS TO FORM:

APPROVED AS TO FINANCES:

William Kim
William Kim (Oct 11, 2023 15:09 EDT)
William Kim, Chief Legal Officer

Phillip Moore
Phillip Moore (Oct 10, 2023 13:32 EDT)
Phillip Moore, Acting Chief Financial Officer

FOR THE CITY OF FLINT:

APPROVED BY CITY COUNCIL:

CLYDE D EDWARDS
CLYDE D EDWARDS (Oct 11, 2023 16:44 EDT)
Clyde Edwards, City Administrator



CITY OF FLINT

RESOLUTION STAFF REVIEW

AGENDA ITEM TITLE: Resolution Authorizing the Use of ARPA Funding for the Department of Housing and Urban Development 2021 Lead Based Paint and Hazard Control Grant Matching Funds

PREPARED BY: Michael O.D. Carpenter - Lead Based Paint Hazard Control Program Manager

VENDOR NAME: N/A

BACKGROUND/SUMMARY OF PROPOSED ACTION:

Use of ARPA funding is being requested in the amount of \$252,080.00 from the Neighborhood Improvement section of the allocation plan adopted by council on 10/24/2022 in resolution 220464.1. The contingency portion of ARPA included an allocation of \$5,000,000; of the \$5,000,000, \$4,500,000 remains. Ernst & Young, managing partner for this grant, recognizes this as eligible funding.

Funding is needed due to the loss of CDBG match funding in the second (2021) Lead Based Paint and Hazard Control grant meant for lead abatement of houses within the city. Originally, CDBG was written into the grant award as the match partner, however, the City was not awarded those matching funds. This funding fills that gap.

FINANCIAL IMPLICATIONS: Without this funding the City will be responsible for the match, possibly requiring use of General fund balance.

BUDGETED EXPENDITURE? YES [] NO [x] IF NO, PLEASE EXPLAIN: The original matching funding fell through.

Table with 3 columns: Account Number & Grant Code, Account Name, Amount. Row 1: 296-171.530-801.000 FHUD-LBPHC21, Professional Services, \$252,080.00

PRE-ENCUMBERED? YES [] NO [x] REQUISITION NO:

ACCOUNTING/FINANCE APPROVAL: [Signature]

WILL YOUR DEPARTMENT NEED A CONTRACT? YES [] NO [x] (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

OTHER IMPLICATIONS (i.e., collective bargaining): None

STAFF RECOMMENDATION: (PLEASE SELECT): [x] APPROVED [] NOT APPROVED

DEPARTMENT HEAD SIGNATURE:

CLYDE D EDWARDS
CLYDE D EDWARDS (Oct 11, 2023 16:44 EDT)
Clyde Edwards, City Administrator

230364



RESOLUTION NO.: _____

PRESENTED: OCT 18 2023

ADOPTED: _____

Resolution Repealing Resolution 101308

Public Act 213 of 2010, as enacted by the Michigan legislature, allows beer, wine spirits, mixed spirits, and liquor to be sold in any city unless the city has opted out by resolution of the majority of the governing body.

In 2010, the Flint City Council enacted Resolution 101308, which “prohibits sales of beer, wine, spirits, mixed spirits, and liquor between the hours of 7 a.m. on Sunday until 12 noon on Sundays.”

Prohibiting sales of beer, wine, spirits, mixed spirits, and liquor, places the City’s hospitality businesses at a competitive disadvantage to other localities in Genesee County

IT IS RESOLVED by the Flint City Council that Resolution 101308 is repealed, and that the City Clerk is directed to send notice of this repeal to the Michigan Liquor Control Commission.

FOR THE CITY:

FOR THE CITY COUNCIL:

CLYDE D EDWARDS
CLYDE D. EDWARDS (Oct 10, 2023 17:00 EDT)
Clyde Edwards, City Administrator

APPROVED AS TO FORM:

William Y. Kim
William Kim (Oct 10, 2023 16:17 EDT)
William Y. Kim, City Attorney



RESOLUTION STAFF REVIEW FORM

AGENDA ITEM TITLE:	Resolution Repealing Resolution 101308	BID/PROPOSAL #:	N/A
PREPARED BY: (NAME & DEPARTMENT)	William Kim, City Attorney	DATE:	10/10/2023
VENDOR NAME:	N/A		
BACKGROUND/SUMMARY OF PROPOSED ACTION/FINANCIAL IMPLICATIONS:			
<p>In 2010, the City Council opted the City out of sale of alcohol between the hours of 7AM and noon on Sundays, as permitted by Public Act 213 of 2010. Since that time, multiple other localities in Genesee County have permitted such sales, such that the City's businesses are placed at a competitive disadvantage.</p> <p>Repealing Resolution 101308 will allow the City's restaurants and retailers to apply for Sunday Sales Permits from the Michigan Liquor Control Commission and compete on a more even playing field.</p>			
BUDGETED EXPENDITURE?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	PRE-ENCUMBERED?
			Yes <input type="checkbox"/>
			No <input type="checkbox"/>
			X <input checked="" type="checkbox"/>
IS A CONTRACT NEEDED?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	LENGTH OF CONTRACT
			N/A
IF APPLICABLE, ESTIMATE AMOUNT BY BUDGET YEAR:	\$0		
OTHER IMPLICATIONS (I.E. COLLECTIVE BARGAINING)	None.		

STAFF RECOMMENDS APPROVAL

DEPARTMENT HEAD SIGNATURE:

CLYDE D EDWARDS
CLYDE D EDWARDS (Oct 10, 2023 17:00 EDT)

Clyde Edwards, City Administrator

101308

RESOLUTION _____

PRESENTED: DEC 13 2010

ADOPTED: DEC 13 2010

**RESOLUTION PROHIBITING EARLY SUNDAY MORNING
LIQUOR SALES**

WHEREAS, Public Act 2010, No. 213 became effective December 1, 2010 whereby beer, wine, spirits, mixed spirits, and liquor may be sold in any County, City, Village or Township between the hours of 7 a.m. Sundays until 2 a.m. Mondays;


WHEREAS, Previously beer, wine, spirits, mixed spirits, and liquor sales were prohibited on Sundays from the hours of 7 a.m. to noon;

WHEREAS, The Act has given these entities including the City of Flint the option to opt out of this provision by resolution of the majority of the governing body;

WHEREAS, The Liquor Control Commission has set a deadline of December 15, 2010 to receive the resolution from the City of Flint;

THEREFORE BE IT RESOLVED, That the Flint City Council, as the governing body of the City of Flint, prohibits sales of beer, wine, spirits, mixed spirits, and liquor between the hours of 7 a.m. on Sunday until 12 noon on Sundays.

APPROVED AS TO FORM:

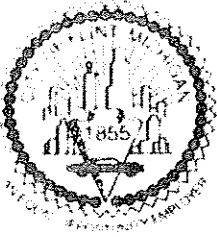


Peter M. Bade
Chief Legal Officer

APPROVED BY
CITY COUNCIL

DEC 13 2010





OFFICE OF THE CITY CLERK

Inez M. Brown
CITY CLERK

December 14, 2010

Sharon Martin, Director
Licensing Division
Michigan Liquor Control Commission
7150 Harris Drive
Lansing, MI 48909

RE: City of Flint – Resolution
Prohibiting Early Sunday Morning
Liquor Sales

Dear Ms. Martin:

Enclosed you will find Resolution No. 101308 which Prohibits Early Sunday Morning Liquor Sales in the City of Flint.

This particular resolution was adopted by the Flint City Council, the governing body of the city, at a meeting held on December 13, 2010 on a vote of 6 to 0 (with 3 Council members absent).

I should also point out that the resolution was e-mailed directly to you this morning; however, we are forwarding the certified document to you as a matter of record.

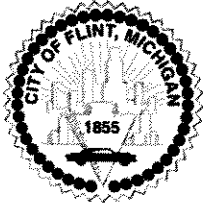
If additional information is needed, please do not hesitate to contact me at (810) 766-7414. In the meantime, we wish to thank you for your assistance and attention to this matter.

Sincerely,

Inez M. Brown, City Clerk
City of Flint

Enclosures

230443



RESOLUTION NO.: _____

PRESENTED: DEC 6 2023

ADOPTED: _____

MDOT Performance Resolution

The Michigan Department of Transportation (MDOT) requires that municipalities, prior to issuance of an "Individual Permit for Use of State Highway Right of Way", and/or an "Annual Application and Permit for Miscellaneous Operations within State Highway Right of Way," that municipalities enact a performance resolution.

The City of Flint periodically applies to MDOT for permits, referred to as "PERMIT," to construct, operate, use and/or maintain utilities or other facilities, or to conduct other activities, on, over, and under State Highway Right of Way at various locations within and adjacent to its corporate limits;

IT IS RESOLVED that, in consideration of the DEPARTMENT granting such PERMIT, the City agrees that:

1. Each party to this Resolution shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Resolution, as provided by law. This Resolution is not intended to increase either party's liability for, or immunity from, tort claims, nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this Agreement.
2. If any of the work performed for the City is performed by a contractor, the City shall require its contractor to hold harmless, indemnify and defend in litigation, the State of Michigan, MDOT and their agents and employee's, against any claims for damages to public or private property and for injuries to person arising out of the performance of the work, except for claims that result from the sole negligence or willful acts of MDOT, until the contractor achieves final acceptance of the City. Failure of the City to require its contractor to indemnify MDOT, as set forth above, shall be considered a breach of its duties to MDOT.
3. Any work performed for the City by a contractor or subcontractor will be solely as a contractor for the City and not as a contractor or agent of MDOT. MDOT shall not be subject to any obligations or liabilities by vendors and contractors of the City, or their subcontractors or any other person not a party to the PERMIT without MDOT's specific prior written consent and notwithstanding the issuance of the PERMIT. Any claims by any contractor or subcontractor will be the sole responsibility of the City.
4. The City shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the PERMIT which results in claims being asserted against or judgment being imposed against the State of Michigan, the Michigan Transportation Commission, MDOT, and all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for

MDOT and all officers, agents, and employees thereof, pursuant to a maintenance contract. In the event that the same occurs, for the purposes of the PERMIT, it will be considered as a breach of the PERMIT thereby giving the State of Michigan, MDOT, and/or the Michigan Transportation Commission a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

5. The City will, by its own volition and/or request by MDOT, promptly restore and/or correct physical or operating damages to any State Highway Right of Way resulting from the installation construction, operation and/or maintenance of the City's facilities according to a PERMIT issued by MDOT.
6. With respect to any activities authorized by a PERMIT, when the City requires insurance on its own or its contractor's behalf it shall also require that such policy include as named insured the State of Michigan, the Transportation Commission, MDOT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for MDOT and all officers, agents, and employees thereof, pursuant to a maintenance contract.
7. The incorporation by MDOT of this Resolution as part of a PERMIT does not prevent MDOT from requiring additional performance security or insurance before issuance of a PERMIT.
8. This Resolution shall continue in force from this date until cancelled by the City or MDOT with no less than thirty (30) days prior written notice provided to the other party. It will not be cancelled or otherwise terminated by the City with regard to any PERMIT which has already been issued or activity which has already been undertaken.

IT IS FURTHER RESOLVED that the appropriate City officials in the Department of Public Works, including but not limited to, the Transportation Director and Director of the Department of Public Works, as well as the City Administrator, are authorized to apply to MDOT for the necessary permit to work within the State Highway Right of Way on behalf of the Municipality.

FOR THE CITY:

CLYDE D. EDWARDS
CLYDE D. EDWARDS (Dec 4, 2023 12:16 EST)

Clyde Edwards, City Administrator

FOR THE CITY COUNCIL:

Flint City Council

APPROVED AS TO FORM:

William Kim
William Kim (Nov 27, 2023 17:32 EST)

William Kim, City Attorney



RESOLUTION STAFF REVIEW FORM

AGENDA ITEM TITLE:	MDOT Permits	BID/PROPOSAL #:		
PREPARED BY: (NAME & DEPARTMENT)	Kathryn Neumann, Transportation	DATE:	11/27/23	
VENDOR NAME:	MDOT (Michigan Dept. of Transportation)			
BACKGROUND/SUMMARY OF PROPOSED ACTION/FINANCIAL IMPLICATIONS:				
<p>MDOT requires every municipality to enact a performance resolution that allows them to issue permits. The City of Flint periodically applies to MDOT for permits, referred to as "PERMIT," to construct, operate, use and/or maintain utilities or other facilities, or to conduct other activities, on, over, and under State Highway Right of Way at various locations within and adjacent to its corporate limits.</p> <p>Whenever the City of Flint works on a trunkline, a permit must be requested from MDOT. An example is when streets are shut down for Back to the Bricks or for the Crim, an MDOT permit must be pulled.</p> <p>A performance resolution was passed in August, 2023 for the calendar year 2023. This resolution is for the calendar year 2024.</p>				
BUDGETED EXPENDITURE?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	IF NO, PLEASE EXPLAIN:	No money is required
PRE-ENCUMBERED?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	REQUISITION NUMBER:	
IS A CONTRACT NEEDED?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	LENGTH OF CONTRACT	YEARS
IF APPLICABLE, ESTIMATE AMOUNT BY BUDGET YEAR:				
OTHER IMPLICATIONS (I.E. COLLECTIVE BARGAINING)				

STAFF RECOMMENDS APPROVAL

DEPARTMENT HEAD SIGNATURE:

Rodney McGaha (Nov 27, 2023 17:13 EST)
 Rodney McGaha, Director of Transportation

230471

RESOLUTION:

PRESENTED:

FAILED:

**RESOLUTION TO DENY PAY RAISE/INCREASE FOR THE MAYOR AS
RECOMMENDED BY THE LOCAL OFFICERS COMPENSATION COMMISSION
(LOCC)**

BY THE CITY COUNCIL:

During its meeting held on Friday, November 10, 2023, the City of Flint's Local Officers Compensation Commission (LOCC) recommended a pay increase for the mayor in the amount \$15,000.00, raising the mayor's salary from \$125,000.00 to \$140,000.00; and

The Local Officers Compensation Commission's salary recommendation would take effect on December 17, 2023, with no additional action necessary; and

A Flint City Councilmember has asked that the LOCC's recommendation be rejected per City Charter Section 1-502(B).

IT IS RESOLVED, that the Flint City Council rejects the City of Flint's Local Officers Compensation Commission (LOCC) recommended pay increase for the mayor, in the amount \$15,000.00, raising the mayor's salary from \$125,000.00 to \$140,000.00

APPROVED AS TO FORM:

APPROVED BY CITY COUNCIL:

William Kim, Chief Legal Officer

230472

RESOLUTION:

PRESENTED:

ADOPTED:

**RESOLUTION OBJECTING TO THE TRANSFER OF TAX REVERTED
PROPERTY FROM GENESEE COUNTY TO THE CITY OF FLINT**

BY THE CITY COUNCIL:

Public Act 123 of 1999 and/or MCL 211.78m requires that any tax reverted parcels not sold at the mandatory yearly auctions automatically revert back to the local unit of government in which the property is located unless written objection is received by the Foreclosing Governmental Unit (Genesee County); and

Public Act 123 and/or MCL 211.78m requires the Treasurer of Genesee County give a list to the Clerk of the City of Flint which shall contain all the property in the City on which the Treasurer has foreclosed that has not been sold prior to December 1 of the year in which it is foreclosed upon; and

The City of Flint does not wish to obtain from the Treasurer of Genesee County any property upon which the Treasurer may foreclose because the cost of maintaining such property will exceed the benefit that will be obtained.

IT IS RESOLVED, that the City of Flint wishes to exercise its option under Public Act 123 and/or MCL 211.78m to object to the transfer of any property foreclosed upon by the Treasurer of Genesee County but not sold, which would revert back to the City of Flint.

APPROVED AS TO FORM:

APPROVED AS TO FINANCE:


FOR THE CITY OF FLINT:


APPROVED BY CITY COUNCIL:



GENESEE COUNTY

TREASURER
DEB CHERRY

 (810) 257-3054

 (810) 257-3885

DATE: November 15, 2023

TO: Local Unit Treasurer / Local Unit Clerk

FROM: Deborah L. Cherry
Genesee County Treasurer

SUBJECT: Tax Reverted Property Disposition

MCL 211.78 m(6) states that a list of properties in your unit not previously sold by the foreclosing governmental unit (Genesee County) at the mandatory yearly auctions shall be provided to the clerk of the city, village or township in which the property is located. This list is attached. The law also allows that your unit (city, village, or township) may object in writing to the transfer of one or more of the properties set forth on this list. **On or before December 29, all property on this list shall be transferred (revert) to your unit (city, village, or township) unless written objection is made by your unit (city, village, or township).**

If your unit wishes to obtain these properties, then you do not have to do anything as the reversion is automatic. However, as a courtesy, we are requesting an email be sent to Callie at cauten@geneseecountymi.gov stating your unit will be accepting the properties.

If you wish to object to the transfer of one or more properties, please obtain board authority in the form of: 1) a specific resolution rejecting the listed property, or 2) a resolution directing an individual to write the objection with the same authority as the board. The written objection should be sent to the attention of Callie and received by the Genesee County Treasurer's Office by **December 15, 2023**. If it will be difficult for you to meet this deadline, please contact Callie to discuss your options. Extending this deadline may be difficult due to the timing of the holidays. The law states the deeds must be recorded by December 30th; however, this is a Saturday this year. Therefore, the deeds will need to be recorded by December 29, 2023. Your cooperation in this matter is appreciated.

If you have questions, please feel free to contact Callie at the email address noted above or at (810) 257-3481.

Thank You

CITY	FLINT	40-01-201-002	3314 M L KING AVE
CITY	FLINT	40-01-252-028	305 E DARTMOUTH ST
CITY	FLINT	40-01-278-020	2743 AVENUE A
CITY	FLINT	40-01-327-005	225 W DAYTON ST
CITY	FLINT	40-01-331-026	202 W WITHERBEE ST
CITY	FLINT	40-01-354-014	309 ODETTE ST
CITY	FLINT	40-01-356-011	317 JOSEPHINE ST
CITY	FLINT	40-01-358-025	330 GRACE ST
CITY	FLINT	40-01-358-026	326 GRACE ST
CITY	FLINT	40-01-410-012	2231 ADAMS AVE
CITY	FLINT	40-01-411-017	2213 FRANCIS AVE
CITY	FLINT	40-01-417-003	2112 BONBRIGHT ST
CITY	FLINT	40-01-428-008	2306 OREN AVE
CITY	FLINT	40-01-434-010	2228 CHIPPEWA ST
CITY	FLINT	40-01-479-003	558 E WITHERBEE ST
CITY	FLINT	40-02-111-004	WINONA ST
CITY	FLINT	40-02-127-019	1810 W MC CLELLAN ST
CITY	FLINT	40-02-154-017	2745 KELLAR AVE
CITY	FLINT	40-02-204-007	3214 LAWNDALE AVE
CITY	FLINT	40-02-279-010	809 W JACKSON AVE
CITY	FLINT	40-02-401-003	2422 BASSETT PL
CITY	FLINT	40-02-479-021	1916 MT ELLIOTT AVE
CITY	FLINT	40-10-277-027	1205 DONALDSON ST
CITY	FLINT	40-11-107-006	MACKIN RD
CITY	FLINT	40-11-131-002	1510 N BALLENGER HWY
CITY	FLINT	40-11-133-015	2807 BARTH ST
CITY	FLINT	40-11-176-018	2722 PROSPECT ST
CITY	FLINT	40-11-179-030	2512 N STEVENSON ST
CITY	FLINT	40-11-180-022	2746 BERKLEY ST
CITY	FLINT	40-11-182-014	2727 BERKLEY ST
CITY	FLINT	40-11-278-010	2013 CLEMENT ST
CITY	FLINT	40-11-279-054	1720 MACKIN RD
CITY	FLINT	40-11-426-007	1723 MACKIN RD
CITY	FLINT	40-11-427-008	1735 PROSPECT ST
CITY	FLINT	40-11-451-021	2217 FLUSHING RD
CITY	FLINT	40-12-163-038	1247 NIAGARA AVE
CITY	FLINT	40-12-179-035	1321 N GRAND TRAVERSE
CITY	FLINT	40-12-210-032	1321 AVENUE B
CITY	FLINT	40-12-258-010	LYON ST
CITY	FLINT	40-12-303-016	1301 MACKIN RD
CITY	FLINT	40-12-328-005	1135 MACKIN RD
CITY	FLINT	40-12-383-041	W UNIVERSITY AVE
CITY	FLINT	40-12-383-042	W UNIVERSITY AVE
CITY	FLINT	40-13-281-002	W SECOND ST
CITY	FLINT	40-13-353-005	925 PERSHING ST
CITY	FLINT	40-14-358-004	963 HUBBARD AVE
CITY	FLINT	40-14-369-003	3010 FIELDING ST

CITY	FLINT	40-14-371-020	1016 KNAPP AVE
CITY	FLINT	40-14-371-021	KNAPP AVE
CITY	FLINT	40-14-462-036	2414 CORUNNA RD
CITY	FLINT	40-22-280-012	3817 CLAIRMONT ST
CITY	FLINT	40-22-282-027	3826 HOGARTH AVE
CITY	FLINT	40-23-127-004	CORUNNA RD
CITY	FLINT	40-23-127-006	CORUNNA RD
CITY	FLINT	40-23-127-008	1115 HUGHES AVE
CITY	FLINT	40-23-129-018	2710 SWAYZE ST
CITY	FLINT	40-23-161-016	1802 KNAPP AVE
CITY	FLINT	40-23-176-003	1613 KNAPP AVE
CITY	FLINT	40-23-203-025	2613 SWAYZE ST
CITY	FLINT	40-24-277-009	FENTON RD
CITY	FLINT	40-24-351-068	PENBROOK LN
CITY	FLINT	40-24-351-070	BALFOUR CT
CITY	FLINT	40-24-351-071	W ATHERTON RD
CITY	FLINT	40-24-478-025	1226 LINCOLN AVE
CITY	FLINT	41-05-110-013	MONTANA AVE
CITY	FLINT	41-05-129-013	1802 ARIZONA AVE
CITY	FLINT	41-05-129-024	1717 WYOMING AVE
CITY	FLINT	41-05-131-006	1720 WYOMING AVE
CITY	FLINT	41-05-135-015	1814 MONTANA AVE
CITY	FLINT	41-05-151-009	LEITH ST
CITY	FLINT	41-05-157-015	DELAWARE AVE
CITY	FLINT	41-05-157-026	DELAWARE AVE
CITY	FLINT	41-05-177-036	1817 OKLAHOMA AVE
CITY	FLINT	41-05-178-008	OKLAHOMA AVE
CITY	FLINT	41-05-178-014	MINNESOTA AVE
CITY	FLINT	41-05-178-016	2919 MINNESOTA AVE
CITY	FLINT	41-05-178-018	2911 MINNESOTA AVE
CITY	FLINT	41-05-178-028	1639 DAKOTA AVE
CITY	FLINT	41-05-178-030	1643 DAKOTA AVE
CITY	FLINT	41-05-178-034	1655 DAKOTA AVE
CITY	FLINT	41-05-183-007	1722 MARYLAND AVE
CITY	FLINT	41-05-255-011	2006 OKLAHOMA AVE
CITY	FLINT	41-05-256-015	DAKOTA AVE
CITY	FLINT	41-05-279-004	LEITH ST
CITY	FLINT	41-05-279-033	LEITH ST
CITY	FLINT	41-05-283-030	2513 MARYLAND AVE
CITY	FLINT	41-05-283-031	2517 MARYLAND AVE
CITY	FLINT	41-05-285-003	2406 MARYLAND AVE
CITY	FLINT	41-05-306-002	1506 BELLE AVE
CITY	FLINT	41-05-308-019	1509 MABEL AVE
CITY	FLINT	41-05-327-032	1809 NEW YORK AVE
CITY	FLINT	41-05-327-033	1813 NEW YORK AVE
CITY	FLINT	41-05-353-043	2102 LEWIS ST
CITY	FLINT	41-05-355-018	2006 LEWIS ST

CITY	FLINT	41-05-356-017	1501 BROADWAY BLVD
CITY	FLINT	41-05-356-018	BROADWAY BLVD
CITY	FLINT	41-05-410-018	2402 BURNS ST
CITY	FLINT	41-05-452-005	2106 MAPLEWOOD AVE
CITY	FLINT	41-05-476-018	BENNETT AVE
CITY	FLINT	41-05-483-009	2102 TORRANCE ST
CITY	FLINT	41-06-477-003	2218 LYMAN ST
CITY	FLINT	41-06-477-019	2225 LEWIS ST
CITY	FLINT	41-08-102-027	1541 INDIANA AVE
CITY	FLINT	41-08-130-017	1807 N FRANKLIN AVE
CITY	FLINT	41-08-136-024	1629 PENNSYLVANIA AVE
CITY	FLINT	41-08-138-025	1309 N FRANKLIN AVE
CITY	FLINT	41-08-176-010	1636 PENNSYLVANIA AVE
CITY	FLINT	41-08-183-025	1721 KANSAS AVE
CITY	FLINT	41-08-202-023	1713 ARLINGTON AVE
CITY	FLINT	41-08-251-011	2014 MISSOURI AVE
CITY	FLINT	41-08-251-031	2001 KENTUCKY AVE
CITY	FLINT	41-08-253-003	1912 KENTUCKY AVE
CITY	FLINT	41-08-255-045	2017 KANSAS AVE
CITY	FLINT	41-09-205-017	3513 PITKIN AVE
CITY	FLINT	41-16-378-015	2011 GILMARTIN ST
CITY	FLINT	41-16-379-061	2040 S AVERILL AVE
CITY	FLINT	41-17-378-025	2030 WINANS AVE
CITY	FLINT	41-17-402-016	1609 KENT ST
CITY	FLINT	41-18-281-003	906 E EIGHTH ST
CITY	FLINT	41-18-305-016	1120 STOCKTON ST
CITY	FLINT	41-18-329-016	1214 CHURCH ST
CITY	FLINT	41-18-379-017	STOCKTON ST
CITY	FLINT	41-18-455-001	321 W TWELFTH ST
CITY	FLINT	41-18-455-002	W TWELFTH ST
CITY	FLINT	41-19-207-017	CHURCH ST
CITY	FLINT	41-19-276-010	130 BRUCE ST
CITY	FLINT	41-19-277-003	108 E TOBIAS ST
CITY	FLINT	41-19-307-015	942 VICTORIA AVE
CITY	FLINT	41-19-308-012	844 VICTORIA AVE
CITY	FLINT	41-19-309-007	901 VICTORIA AVE
CITY	FLINT	41-19-309-008	867 VICTORIA AVE
CITY	FLINT	41-19-309-032	NEUBERT AVE
CITY	FLINT	41-19-402-012	W BELVIDERE AVE
CITY	FLINT	41-19-426-030	141 E EDDINGTON AVE
CITY	FLINT	41-19-433-016	124 W LAKEVIEW AVE
CITY	FLINT	41-20-126-016	2126 AITKEN AVE
CITY	FLINT	41-20-128-007	2217 HOWARD AVE
CITY	FLINT	41-21-326-031	3310 CHAMBERS ST
CITY	FLINT	41-29-101-010	366 E ATHERTON RD
CITY	FLINT	41-29-156-025	341 BEDE ST
CITY	FLINT	41-30-126-008	719 W ATHERTON RD

CITY	FLINT	41-30-155-009	944 MAJOR ST
CITY	FLINT	46-25-101-016	W BUNDY AVE
CITY	FLINT	46-25-102-039	W CARPENTER RD
CITY	FLINT	46-25-110-029	525 W HOLBROOK AVE
CITY	FLINT	46-25-126-032	317 W BUNDY AVE
CITY	FLINT	46-25-182-029	122 W RUSSELL AVE
CITY	FLINT	46-25-203-011	254 E YORK AVE
CITY	FLINT	46-25-277-019	621 E LORADO AVE
CITY	FLINT	46-25-280-029	517 E AUSTIN AVE
CITY	FLINT	46-25-331-001	110 E HOBSON AVE
CITY	FLINT	46-25-332-027	SHERMAN AVE
CITY	FLINT	46-25-405-039	257 E HOBSON AVE
CITY	FLINT	46-25-407-007	E HOBSON AVE
CITY	FLINT	46-25-436-002	406 SHERMAN AVE
CITY	FLINT	46-25-455-012	E RIDGEWAY AVE
CITY	FLINT	46-25-483-026	673 E PIERSON RD
CITY	FLINT	46-26-177-027	6205 FLEMING RD
CITY	FLINT	46-26-377-024	2008 OXLEY DR
CITY	FLINT	46-26-378-006	1801 GRIGGS DR
CITY	FLINT	46-26-426-010	5806 WINTHROP BLVD
CITY	FLINT	46-35-105-021	4714 BIRCHCREST DR
CITY	FLINT	46-35-229-013	5012 BALDWIN BLVD
CITY	FLINT	46-35-230-009	EDWARDS AVE
CITY	FLINT	46-35-235-015	4802 EDWARDS AVE
CITY	FLINT	46-35-235-028	713 W MARENGO AVE
CITY	FLINT	46-35-381-043	3415 BROWNELL BLVD
CITY	FLINT	46-35-381-044	3411 BROWNELL BLVD
CITY	FLINT	46-35-426-015	806 W MOORE ST
CITY	FLINT	46-35-426-016	802 W MOORE ST
CITY	FLINT	46-35-427-008	710 W MOORE ST
CITY	FLINT	46-35-429-035	4029 DONNELLY ST
CITY	FLINT	46-35-430-009	4110 DONNELLY ST
CITY	FLINT	46-35-459-025	3513 LAWNSDALE AVE
CITY	FLINT	46-35-477-011	3718 MILBOURNE AVE
CITY	FLINT	46-35-482-016	3605 DONNELLY ST
CITY	FLINT	46-36-126-044	130 W PULASKI ST
CITY	FLINT	46-36-127-033	318 W MARENGO AVE
CITY	FLINT	46-36-203-060	E PHILADELPHIA BLV
CITY	FLINT	46-36-226-042	421 E PULASKI ST
CITY	FLINT	46-36-230-026	622 E BALTIMORE BLVD
CITY	FLINT	46-36-385-010	3517 ESTHER ST
CITY	FLINT	46-36-403-009	E MOORE ST
CITY	FLINT	46-36-459-012	3513 WESLEY ST
CITY	FLINT	46-36-481-019	3615 N SAGINAW ST
CITY	FLINT	47-29-127-022	1705 POLLY ST
CITY	FLINT	47-29-127-038	6817 DANIEL DR
CITY	FLINT	47-29-128-027	1829 POLLY ST

CITY	FLINT	47-29-179-007	6305 HATHAWAY DR
CITY	FLINT	47-29-201-041	WEBSTER RD
CITY	FLINT	47-30-103-034	761 E ALMA AVE
CITY	FLINT	47-30-126-008	E CARPENTER RD
CITY	FLINT	47-30-126-009	E CARPENTER RD
CITY	FLINT	47-30-156-006	726 E RUSSELL AVE
CITY	FLINT	47-30-178-034	921 E RUTH AVE
CITY	FLINT	47-30-180-013	918 E RUTH AVE
CITY	FLINT	47-30-260-023	1174 E RUSSELL AVE
CITY	FLINT	47-30-404-024	1213 E HOME AVE
CITY	FLINT	47-31-102-022	713 E MARENGO AVE
CITY	FLINT	47-31-180-011	MAINES ST
CITY	FLINT	47-31-181-018	4401 CARLTON ST
CITY	FLINT	47-31-182-010	CARLTON ST
CITY	FLINT	47-31-205-022	SELBY ST
CITY	FLINT	47-31-354-034	747 E PASADENA AVE
CITY	FLINT	47-31-377-013	926 ADDISON ST
CITY	FLINT	47-31-377-032	929 CARTON ST
CITY	FLINT	47-32-126-004	4975 W BOULEVARD DR
CITY	FLINT	47-32-451-022	WEAVER ST
CITY	FLINT	47-32-454-017	1913 MARSHALL ST
CITY	FLINT	47-32-454-018	MARSHALL ST
CITY	FLINT	47-33-351-028	DOUGLAS AVE
CITY	FLINT	47-33-451-004	3925 TERM ST

230449



RESOLUTION NO.: _____

PRESENTED: DEC 6 2023

ADOPTED: _____

**Resolution Censuring Councilmember Jerri Winfrey-Carter for Conduct
Unbecoming a City Councilmember**

Section 3-103 of the Flint City Charter provides that the City Council “may punish its own members for misconduct” and Section 3-104 of the Flint City Charter provides that City Councilmembers are “expected to conduct themselves with appropriate decorum [and] act respectfully with constituents, each other, and other public servants;”

On November 27, 2023, Councilmember Jerri Winfrey-Carter violated rules of decorum by making an explicit verbal threat towards a fellow Councilmember to destroy their property, saying, “Next time you park in my parking space you will come downstairs to all flat tires.”

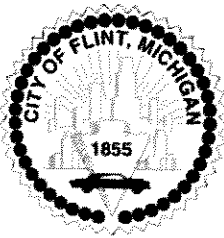
This action violates Section 3-104 of the Flint City Charter, in that it is not “appropriate decorum” nor is it respectful towards “constituents, each other, and other public servants” and is thus conduct unbecoming a Flint City Councilmember.

BE IT RESOLVED that that the Flint City Council, pursuant to its authority under Section 3-103 of the Flint City Charter, censures Councilmember Jerri Winfrey-Carter for conduct unbecoming a City Councilmember.

FOR THE CITY COUNCIL

APPROVED AS TO FORM:

William Y. Kim, City Attorney



RESOLUTION NO.:

230458

PRESENTED:

DEC 18 2023

ADOPTED:

**RESOLUTION AUTHORIZING CITY OFFICIALS TO ACCEPT \$620,000.00
GRANT FROM CHARLES STEWART MOTT FOUNDATION FOR THE
MAINTENANCE OF CITY PARKS IN FLINT**

BY THE CITY ADMINISTRATOR:

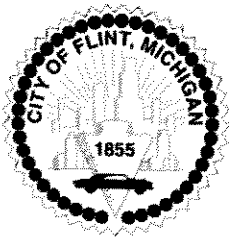
WHEREAS, the City was awarded grant funding from the Charles Stewart Mott Foundation in the amount of \$620,000.00; and

WHEREAS, these funds will be used for the purpose of weekly mowing and trash removal as well as small-scale maintenance of all the City's parks plus additional maintenance and security at 4 of the bigger parks and trails; and

WHEREAS, this grant has been awarded to help maintain and secure City of Flint parks as outlined in the Partnership Agreement entered into between the City of Flint and Genesee County Parks and Recreation Commission; and

Dept.	Name of Account	Account Number	Grant Code	Amount
Parks	Professional Service	296-704.807-801.000	PCSM-PARKS23	\$620,000.00

IT IS RESOLVED that the appropriate City officials are authorized to do all things necessary to abide by the terms of the C.S. Mott Grant in the amount of \$620,000.00, to appropriate revenue and expenditure amounts using grant code PCSM-PARKS23, and to make the grant funds available in the current and any subsequent fiscal years that funding continues to remain available by the grantor.




RESOLUTION NO.:

PRESENTED:


ADOPTED:

Approved as to Form:


William Kim (Dec 12, 2023 11:54 EST)


William Kim, Chief Legal Officer

Approved as to Finance:


Phillip Moore (Dec 12, 2023 11:58 EST)

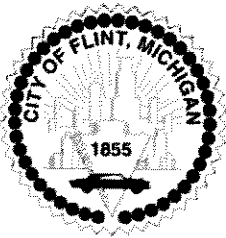
Philip Moore, Chief Financial Officer

For the City of Flint:


CLYDE D EDWARDS (Dec 12, 2023 12:22 EST)

Clyde D. Edwards, City Administrator

Approved by City Council



RESOLUTION NO.:

PRESENTED:

ADOPTED:

RESOLUTION STAFF REVIEW

Date: December 12, 2023

AGENDA ITEM TITLE: RESOLUTION AUTHORIZING CITY OFFICIALS TO ACCEPT \$620,000.00 GRANT FROM THE CHARLES STEWART MOTT FOUNDATION FOR THE MAINTENANCE OF CITY PARKS IN FLINT

PREPARED BY: Seamus Bannon, Grants Management Officer

BACKGROUND/SUMMARY OF PROPOSED ACTION:

The City of Flint applied for a grant from the CS Mott Foundation in the amount of \$620,000.00 for the purpose of weekly mowing and trash removal as well as small-scale maintenance of all the City's parks plus additional maintenance and security at 4 of the bigger parks and trails, as outlined in the Partnership Agreement entered into between the City of Flint and the Genesee County Parks and Recreation Commission. This Resolution will authorize the acceptance of the grant from the CS Mott Foundation.

FINANCIAL IMPLICATIONS:

Dept.	Name of Account	Account Number	Grant Code	Amount
Parks	Professional Service	296-704.807-801.000	PCSM-PARKS23	\$620,000.00

Budgeted Expenditure: NO

If no, please explain: The funds were awarded after the

FY24 budget was approved.

Pre-encumbered? NO

Requisition No:

Staff Recommendation: Staff recommends approval of this resolution.

DEPARTMENT HEAD SIGNATURE

Emily Doerr (Dec 12, 2023 11:01 EST)

Emily Doerr Director of Planning and Development

230466



RESOLUTION NO.: _____

PRESENTED: _____ DEC 18 2023

ADOPTED: _____

RESOLUTION SETTING PUBLIC HEARING ON AMENDING COUNCIL RULES AND IMPLEMENTING AMENDED COUNCIL RULES WITH IMMEDIATE EFFECT

Section 3-103(B) of the Flint City Charter empowers the City Council to determine its own rules of procedure. Section 1-801 of the Flint City Charter requires before such rules may be adopted, a public hearing must be held, with notice containing the title and an abstract of proposed rule of that public hearing given at least two weeks in advance, while Section 1-801(H) of the Flint City Charter also provides that a proposed rule may be given immediate effective for a period not to exceed sixty (60) days, pending completion of the required procedure;

In the past year, despite meetings that often last for eight or more hours, the Flint City Council and its committees have failed to complete all business listed on its agendas. Arguments about parliamentary procedure have predominated over substantive items of City business. Multiple special meetings have been called in order to address time-sensitive items of City business that were not addressed during regularly scheduled meetings, creating additional burdens on Councilmembers, City staff, and the public;

Attached are proposed amendments to the Rules Governing Meetings of the Flint City Council, and adoption of these rules on an emergency basis is required to address the ensure that City business is addressed in a timely, efficient, and effective manner.

IT IS RESOLVED, that the appropriate City Officials are authorized to do all things necessary to conduct a public hearing on the attached proposed amended Rules Governing Meetings of the Flint City Council, to be held at the meeting of the Flint City Council on January 8, 2024, or at any subsequent meeting of the Flint City Council as circumstances may warrant.

IT IS FURTHER RESOLVED, that the attached proposed amended Rules Governing Meetings of the Flint City Council are adopted, on an emergency basis with immediate effect, for a period not to exceed sixty (60) days, pending completion of the required procedure.

APPROVED BY CITY COUNCIL:

APPROVED AS TO FORM:

William Kim, City Attorney



RESOLUTION STAFF REVIEW FORM

AGENDA ITEM TITLE:	Resolution setting public hearing about amending Council Rules and implementing amended Council Rules with immediate effect				BID / PROP #:	N/A			
PREPARED BY:	William Kim, City Attorney				DATE:	11/30/2023			
VENDOR NAME:	N/A								
BACKGROUND/SUMMARY OF PROPOSED ACTION/FINANCIAL IMPLICATIONS:									
<p>The substantive changes in the attached proposed amended Council Rules are listed below:</p> <ul style="list-style-type: none"> • Rule 1.3: Only speakers on an appeal are appellant and Chair, limited to 1 minute each. Explicitly incorporating Roberts Rules of Order provision prohibiting appeal while appeal is pending. • Rule 5.5 & 5.6: Specifying what Council can do without quorum, and automatically recessing the meeting if quorum is lost. • Rule 6.2: Clarifying how additions/changes to the agenda are addressed/processed. • Rule 6.3: Clarifying ability of Council to take up any item in a committee. • Rule 6.8: Authorizing clerk to cancel committee meetings with nothing on the agenda. • Rule 8.2: Clarifying powers of Chair by explicitly incorporating Roberts Rules of Order provision allowing Chair to rule on whether motion is in order. • Rule 11.1: Clarifying how procedural motions may be raised. • Rule 11.3: Clarifying debate on procedural motions. • Rule 11.4: Clarifying Chair's authority to interpret motions to fit within the rules. • Rule 14.1: Specifying allowable recesses of up to 36 hours (as allowed under the OMA). • Rule 14.3: Authorizing Chair to order recess of up to 15 minutes. • Rule 16.1: Clarifying requirement to vote immediately. • Rule 17.1: Clarifying that a motion to limit or extend debate is always in order. • Rule 18.2: Limiting debate to 1 minute per councilmember on motion to postpone definitely. • Rule 20: Clarifying how to amend underlying an agenda item. • Rule 25.2: Prohibiting using points of order to take the floor. • Rule 25.4: Requiring explanation of the point of order in 10 seconds with citation to specific rules. • Rule 26.2: Clarifying improper requests for information. • Rule 27.2: Explicitly incorporating Roberts Rules of Order provision empowering Chair to call members to order. • Rule 28.4: Limiting default debate on main motions to 2 rounds of 3 minutes. • Rule 28.5: Clarifying pausing of the debate clock. • Rule 29.3: Extending the registration requirement for public comment at City Council meetings to all committees. • Rules 30.2-30.4: Code of conduct for councilmembers during debate. 									
BUDGETED EXPENDITURE?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	PRE-ENCUMBERED?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
IS A CONTRACT NEEDED?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	CONTRACT LENGTH	N/A			
EST. AMT. BY BUDGET YEAR:	N/A				OTHER IMPLICATIONS	None			

Proposed Amended Council Rules (clean)

RULES GOVERNING MEETINGS OF THE FLINT CITY COUNCIL

	PREAMBLE
RULE 1	PARLIAMENTARY AUTHORITY
RULE 2	SUSPENSION AND AMENDMENT OF RULES
RULE 3	COUNCIL PRESIDENT; PRESIDING AT MEETINGS
RULE 4	APPOINTMENT OF COMMITTEES
RULE 5	TIME AND PLACE OF MEETINGS AND SPECIAL MEETINGS
RULE 6	AGENDA AND ORDER OF BUSINESS
RULE 7	CLOSED SESSIONS
RULE 8	FORM OF ACTION AND CONSENT AGENDA
RULE 9	VOTING
RULE 10	INTRODUCTION AND ENACTMENT OF ORDINANCES AND RESOLUTIONS
RULE 11	CONSIDERATION OF PROCEDURAL MOTIONS
RULE 12	SUPPORT FOR MOTIONS
RULE 13	MOTION TO ADJOURN
RULE 14	MOTION TO RECESS
RULE 15	MOTION TO POSTPONE TEMPORARILY
RULE 16	MOTION TO VOTE IMMEDIATELY
RULE 17	MOTION TO LIMIT OR EXTEND DEBATE
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
RULE 25	INCIDENTAL MOTIONS – POINT OF ORDER
RULE 26	INCIDENTAL MOTIONS – REQUEST FOR INFORMATION
RULE 27	MAINTENANCE OF ORDER AND DEBATE
RULE 28	RIGHT TO SPEAK IN DEBATE
RULE 29	PARTICIPATION BY THE PUBLIC
RULE 30	STANDARDS OF CONDUCT
RULE 31	ETHICS
RULE 32	DISCIPLINARY ACTIONS
RULE 33	ANNUAL REVIEW OF CITY COUNCIL RULES

PREAMBLE

These rules govern the orderly conduct of Flint City Council meetings. Meetings of the Flint City Council are subject to the Open Meetings Act, Public Act 267 of 1976, MCL 15.261 through 15.275. 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 otherwise exempt under that statute.

PARLIAMENTARY AUTHORITY

- Rule 1.1 All matters of procedure not specifically addressed by the Council Rules, state, or local law, shall be governed by Robert's Rules of Order 12th Ed. If a conflict arises between Council Rules and Robert's Rules of Order, Council Rules shall take precedence.
- Rule 1.2 The Chair shall preserve order and decorum, may call other Councilmembers to order, and may speak to points of order in preference to other Councilmembers. The Chair shall decide all questions arising under these rules and general parliamentary practice and may seek the advice of others at the Chair's discretion.
- Rule 1.3 After the Chair decides on a question, any member may "appeal from the decision," except that no appeal may be made while another appeal is pending. If the appeal is seconded, the member making the appeal has up to 1 minute to state the reason for the appeal. The Chair then has up to 1 minute to state the reason for the decision.
- Rule 1.4 The Chair then states the question as: "Shall the decision of the Chair be reversed?" There shall be no further debate on the appeal and no other member shall participate in the discussion. Unless a majority of Councilmembers-elect vote to overturn the Chair's ruling, the Chair's ruling stands.
- Rule 1.5 City Council may appoint a person to serve as Parliamentarian. At the request of any Councilmember, the parliamentarian shall rule on questions of parliamentary procedure. The Parliamentarian's ruling may be appealed. An appeal of a Parliamentarian's ruling must be seconded and is undebatable. Overturning a Parliamentarian's ruling requires a two-thirds vote of the Councilmembers-elect.

SUSPENSION AND AMENDMENT OF RULES

- Rule 2.1 Any individual rule may be suspended on the vote of two-thirds of the Councilmembers-elect, to allow for consideration of business that would not otherwise be allowed under the rules. A motion to suspend a rule is not debatable.
- Rule 2.2 The rules may be amended in accordance with Section 1-801 of the Flint City Charter.

COUNCIL PRESIDENT; PRESIDING AT MEETINGS

- Rule 3.1 The Council shall have a President and a Vice-President, chosen by a majority of the Councilmembers-elect for a term which shall end on the second Monday in November, or until a successor is elected.
- Rule 3.2 The President shall preside at meetings of the Council as Chair 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.

COMMITTEES

- Rule 4.1 The President shall appoint all committee chairs and vice-chairs for a one-year term which shall end on the second Monday in November or until a successor is appointed.
- Rule 4.2 The standing committees of the City Council are Finance, Governmental Operations, Legislative, and Special Affairs.
- Rule 4.3 Finance Committee - Business conducted consists of all matters relating to City finances (e.g. spending, revenue, contracts, fees, budgets, audits, etc.).
- Rule 4.4 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.).
- Rule 4.5 Legislative Committee - Business conducted consists of all matters relating to City legislation (e.g. ordinances, policies, etc.).
- Rule 4.6 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.
- Rule 4.7 All standing committees of Council shall be comprised of all members of Council who are not under disciplinary actions/restrictions.
- Rule 4.8 The President, at their discretion, may create ad hoc committees and appoint those committees' chairs and members. The President shall determine the number of Councilmembers comprising these committees.

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 meetings of the City Council are 5:30 p.m. on the second and fourth Monday of every month, and regular meetings of the finance, governmental operations, and legislative committees shall be at 5:00 PM the Wednesday preceding.
- Rule 5.3 The Clerk shall notify Councilmembers and the public, as required by the Open Meetings Act, of special meetings or a change in the time or place of meetings.
- Rule 5.4 The Mayor shall be notified of all meetings of the City Council.
- Rule 5.5 Without a quorum, the City Council may take no action except to convene or adjourn.

- Rule 5.6 Once a meeting has been convened, quorum is not lost so long as sufficient members are present in the Council Chambers. If quorum is lost during a meeting, the Chair shall immediately recess the meeting for up to 15 minutes.
- Rule 5.7 City Council may, by resolution, adjourn all meetings for a two-week period. A pro-forma meeting of the City Council shall be scheduled immediately preceding the other Council committee meeting in that month.

AGENDA AND ORDER OF BUSINESS

- Rule 6.1 Matters shall be placed on the agenda of any meeting of the City Council by action of the Council President any chairperson of any committee of the Council, or by the Mayor, prior to the start of the meeting.
- Rule 6.2 Any agenda items that require official Council action at the meeting for final adoption (i.e., resolutions, budget amendments, grant acceptances, etc.) must be accompanied by appropriate documentation and signed by the required signatories.
- Rule 6.5 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 6.6 The Chair shall choose a person to lead the Pledge of Allegiance.
- Rule 6.7 Opening Ceremonies will consist of the Pledge of Allegiance, a short prayer or blessing, and may include requests for moments of silence. Spiritual leaders (of many faiths) 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.
- Rule 6.8 Items denoted with ** will only appear on an agenda if necessary. If there is no such matter to be addressed, then it will not appear on the agenda. If there are no items on a committee agenda, the committee meeting will be cancelled by the Clerk.
- Rule 6.8a Finance Committee Agenda - Roll Call, Request for Agenda Changes/Additions, **Closed Session, Public Comment, **Consent Agenda, **Presentation of Quarterly Financial Reports, Resolutions, **Special Orders/Discussion Items, Adjournment
- Rule 6.8b Legislative Committee Agenda - Roll Call, Request for Agenda Changes/Additions, Public Comment, **Consent Agenda, **Resolutions, Ordinances, **Special Orders/Discussion Items, Adjournment
- Rule 6.8c Governmental Operations Committee Agenda - Roll Call, Request for Agenda Changes/Additions, Public Comment, **Consent Agenda, **Licenses, Resolutions, Appointments, **Special Orders/Discussion Items, Adjournment
- Rule 6.8d Special Affairs Agenda - Roll Call, Request for Agenda Changes/Additions, **Closed Session, Public Comment, **Consent Agenda, Resolutions, Appointments, Ordinances, **Special Orders/Discussion Items, Adjournment
- Rule 6.9 Rules 6.2, 6.3 and 6.4 also apply to Committee meetings, as does section 31.10 of the Flint Code of Ordinances, the disorderly persons ordinance.

Rule 6.10 Items may be placed on the agenda of any committee agenda by request of any Councilmember, the Mayor, or the Clerk. Special orders must be approved by the Council President or the Committee Chair for a committee meeting. The Clerk may reassign items to an appropriate committee at his or her discretion.

Rule 6.11 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 Disorderly Persons Warning
- III Request for Agenda Changes/Additions
- IV **Public Hearings
- V Public Speaking
- VI Consent Agenda
- VII Presentation of Minutes
- VIII **Petitions and Communications
- IX **Appointments
- X **Resolutions
- XI **Licenses
- XII **Introduction and First Reading of Ordinances
- XIII **Second Reading and Enactment of Ordinances
- XIV **Special Orders/Discussion Items
- XV Final Council Comments
- XVI Adjournment

CLOSED SESSIONS

Rule 7.1 Pursuant to the Open Meetings Act, the Flint City Council may meet in Closed Session for one or more of the following purposes:

- (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.

Rule 7.2 **GOING INTO CLOSED 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.

Rule 7.3 **LEAVING CLOSED SESSION** – The City Council may leave a closed session upon a majority vote of the Councilmembers-elect.

Rule 7.4 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 7.5 All matters discussed in closed session are privileged and not to be shared with any person outside of the closed session.

FORM OF ACTION AND CONSENT AGENDA

Rule 8.1 All official action of the Council shall be by ordinance or resolution, but decisions on parliamentary procedure may be made upon motion. Other action may be made by motion, including decisions on parliamentary procedure.

Rule 8.2 The Chair has the duty to determine whether a motion is in order and may do so at any time before restating the question.

Rule 8.3 No motion may be debated by the Council until it has been restated by the Chair and it must be reduced to writing if requested by any Councilmember. All resolutions and ordinances must be in writing.

Rule 8.4 The Chair may request the adoption of a “Consent Agenda” consisting of, as listed on the agenda, (a) approval of minutes; (b) accepting and placing on file communications, (c) approving appointments, resolutions, and licenses; (d) approving ordinances for introduction and first reading or second reading and enactment.

Rule 8.5 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 the Consent Agenda shall be separated at the request of any Councilmember. After separations, there is no debate on approving the Consent Agenda - it shall be voted on or adopted without objection.

VOTING

Rule 9.1 The determination of any question at a regular City Council meeting shall require a roll call vote, unless there is unanimous consent of the members present.

Rule 9.2 The determination of any question at a committee meeting shall be by voice vote unless a member objects, in which case a roll call vote shall be taken.

Rule 9.3 The voting on all roll calls shall be rotated so that the Councilmember representing the First Ward shall cast the first vote on the first roll call of any meeting, the

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 Councilmember. Following the first vote on any roll call, the remaining Councilmembers shall be called in consecutive order until all nine Councilmembers have been afforded an opportunity to vote on any question.

- Rule 9.4 A Councilmember must be seated at their designated seating place 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.
- 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 the unanimous consent of the body, without debate, and may only be made immediately after the Chair’s announcement.
- Rule 9.8 ABSTAINING VOTES – To “abstain” means to not vote at all. Any explanation of an abstention may not exceed 10 seconds.
- 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. This rule 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 AND RESOLUTIONS

- Rule 10.1 Upon the introduction of any ordinance or resolution, the City Clerk shall proceed as directed in Section 3-301 *et seq* of the Flint City Charter.
- Rule 10.2 After completing a public hearing for a resolution or ordinance, any Councilmember may move to enact the resolution or ordinance.
- Rule 10.3 If the ordinance or resolution 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 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 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 Councilmembers-elect.
- Rule 10.5 Every ordinance shall be submitted to the City Attorney for review and approval as to form prior to enactment.

CONSIDERATION OF PROCEDURAL MOTIONS

Rule 11.1 Unless otherwise stated, until debate on a main motion (i.e. to approve or move to Council) regarding an agenda item has begun, the following motions are not in order. Otherwise, the following motions may be made by a member holding the floor:

Rule 13	to adjourn	Rule 19	to refer to committee
Rule 14	to recess	Rule 20	to amend
Rule 15	to postpone temporarily	Rule 21	to postpone indefinitely
Rule 16	to vote immediately	Rule 22	to reconsider
Rule 17	to limit debate	Rule 25	point of order
Rule 18	to postpone definitely	Rule 26	request for information

Rule 11.2 If more than one of the above motions are made, they shall be considered in the order listed, and if the same motion is made by multiple Councilmembers, the chair may address those motions at the chair's discretion.

Rule 11.3 Unless otherwise stated, there is no debate on any of these motions.

Rule 11.4 If the substance of a motion made by a Councilmember has the purpose of a motion listed above, the chair shall address it according to its purpose, regardless of how the motion is named by the Councilmember making it.

SUPPORT FOR MOTIONS

Rule 12.1 No motion may be considered or debated unless it has been seconded by at least one other 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.

MOTION TO ADJOURN

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

Rule 13.2 The Chair may order an adjournment, without objection.

MOTION TO RECESS

Rule 14.1 A motion to recess is always in order and shall state the recess length, which may be up to 36 hours.

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

Rule 14.3 The Chair may order a recess of up to 15 minutes at any time.

MOTION TO POSTPONE TEMPORARILY/RESUME CONSIDERATION

Rule 15.1 The Council may postpone temporarily any pending matter. This motion postpones the question, all amendments, and other adhering motions, until later in the meeting.

Rule 15.2 If a decision is made to resume consideration of a matter, it shall return in the same form as when it was postponed temporarily.

Rule 15.3 A motion to resume consideration must be made at the same meeting that the matter was postponed. If a motion to resume consideration fails or is not made, the pending matter shall be added to the next meeting agenda.

MOTION TO VOTE IMMEDIATELY

Rule 16.1 Any Councilmember may move to vote immediately. If the motion is supported, debate will cease immediately.

MOTION TO LIMIT OR EXTEND DEBATE

Rule 17.1 A motion to limit or extend debate is always in order. Any Councilmember may move to limit or determine the time for discussion of a pending motion or to modify or remove limitations already imposed. This motion must include a time limit for each Councilmember.

Rule 17.2 If each Councilmember has a limited time to speak, this time limit shall include any questions asked and/or answered at the Councilmembers request.

MOTION TO POSTPONE DEFINITELY

Rule 18.1 Any Councilmember may move to put off consideration of a pending main motion and to set a definite date/time for its consideration.

Rule 18.2 If a date/time is not set by the maker of the motion, debate on the motion to postpone definitely shall be limited to one round of discussion, 1 minute per councilmember, and shall be limited to the date/time the main motion shall be taken up,.

MOTION TO REFER TO COMMITTEE

Rule 19.1 Any Councilmember may move to refer an agenda item from a City Council meeting to a committee.

MOTION TO AMEND

Rule 20.1 Any Councilmember may move to amend the underlying agenda item (i.e. resolution or ordinance) that is subject to the main motion.

Rule 20.2 There is no limit on the number of times an underlying agenda item may be amended. At the Chair's discretion, or at the request of a Councilmember, the chair shall solicit proposed amendments to an underlying agenda item during debate on the main motion, followed by a vote on each proposed amendment after debate has been exhausted, and concluding with a vote on the finalized agenda item as amended.

MOTION TO POSTPONE INDEFINITELY

Rule 21.1 The Council may decide to postpone consideration of a matter indefinitely.

Rule 21.2 A matter 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 matter.

MOTION TO RECONSIDER

Rule 22.1 A motion to reconsider any decision on an agenda item that failed may be made, at the same City Council meeting, by any Councilmember who voted in the affirmative, or at any subsequent City Council meeting, if reconsideration is placed on the agenda at the request of any Councilmember who voted in the affirmative or by the Mayor.

Rule 22.2 No question may be reconsidered more than once at any given meeting.

Rule 22.3 If a Council decision has gone into effect, the motion to reconsider is not in order.

RESCINDING/REPEALING PRIOR ACTION

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 intention to rescind a previous action must be given to the Clerk at least two days prior to the meeting at which resolution or ordinance rescinding or repealing the prior action is introduced. However, the Council may vote by two-thirds of Councilmembers-elect to waive the notice requirement.

Rule 23.3 Debate on a rescinding or repealing an action is as for any main motion.

WITHDRAWAL OF MOTIONS

Rule 24.1 Any Councilmember may withdraw his or her motion before it has been restated by the Chair. A request to withdraw a motion does not require a second.

Rule 24.2 After the motion has been restated by the Chair, it may only be withdrawn by majority consent of the Councilmembers present. A request to withdraw is undebatable.

Rule 24.3 No request to withdraw may be made after the vote on the motion has commenced.

POINT OF ORDER

Rule 25.1 The purpose of a point of order is to correct a breach in the rules when the Chair does not correct it, or when the Chair breaches 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 its members, or to improperly take the floor. Multiple violations of this rule shall be cause for disciplinary action.

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, subject to an appeal pursuant to Rule 1.3.

Rule 25.4 The member making a point of order must explain their point of order in 10 seconds or less, and must cite the specific provision in Council Rules, Robert's rules, or the Flint City Charter that has allegedly been violated.

- Rule 25.5 A point of order cannot be ignored by the Chair. A ruling of “agree – out of order” or “disagree – denied” must be given. All debate and/or talking shall cease immediately when a point of order is raised, so the Chair can rule.

REQUEST FOR INFORMATION

- Rule 26.1 A request for information requests information from the member holding the floor. Its purpose is to help the member making the request for information understand the process and the potential consequences of the next vote.
- Rule 26.2 A request for information that asks a question for which the requestor already knows the answer (i.e. “isn’t it true that...”, “do you realize that...”) is improper. A request for information seeking information about the speaker’s knowledge or state of mind (“do you know that...” or “why do think/feel/believe that...”) is also improper.
- Rule 26.3 A request for information cannot be ignored by the Chair, but the Chair may decide whether the request is legitimate or whether the speaker is misleadingly utilizing this motion to secure the floor for other purposes. The Chair must rule with either “Proceed” or “Denied”.
- Rule 26.4 Using a request for information as an opportunity to gain the floor is not allowed. Multiple abuses of use of requests for information is cause for disciplinary action.

MAINTENANCE OF ORDER AND DEBATE

- Rule 27.1 When a member is called to order, the Chair shall determine if he or she is in order.
- Rule 27.2 The Chair does not have to wait for a point of order to be raised but may rule a councilmember out of order on the Chair’s initiative.
- Rule 27.3 Councilmembers may not engage in any type of argumentative discourse with members of the audience, at any time, for any reason.
- Rule 27.4 Only the Chair may call an individual up to speak or answer questions. Other Councilmembers must petition the presiding officer to make this request.
- Rule 27.5 Mobile devices shall be set to silent mode prior to any meeting being called to order.

RIGHT TO SPEAK IN DEBATE

- Rule 28.1 Every Councilmember and every person granted the privilege of speaking to the City Council, on any matter, and shall address all remarks to the Chair.
- Rule 28.2 When two or more Councilmembers address the Chair at the same time, the Chair shall name the Councilmember who is first to speak.
- Rule 28.3 A Councilmember who desires to speak must first obtain the floor by being recognized by the Chair. A Councilmember must be in their seat to request the floor.
- Rule 28.4 Unless otherwise specified by these rules, each member has the right to speak up to twice on the same main motion, for 3 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.

Rule 28.5 The Clerk shall utilize a timer and track members' time. There is no right to "sum up" or "conclude" after the expiration of a members' allotted time. Once the timer has started, only the Chair may order that the timer be paused or adjusted, and only if a subsidiary motion has been properly made and seconded.

Rule 28.6 Councilmembers may request, from the presiding Chair, the opportunity to ask questions of staff or others during debate on any agenda item. Any such questions and responses shall count against the Councilmember's allotted time.

PARTICIPATION BY THE 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 or its committees, they may do so during the time designated for public comment.

Rule 29.3 Members of the public who wish to address the City Council or its committees must register before the meeting begins. A box will be placed at the entrance to the Council Chambers for collection of registrations. No additional speakers or slips will be accepted after the meeting begins.

Rule 29.4 Members of the public shall have no more than 2 minutes per speaker during public comment, with only one speaking opportunity per speaker.

Rule 29.5 Councilmembers may respond once to all public speakers only after all public speakers have spoken. An individual Councilmember's response shall be limited to 2 minutes. Final Council comments shall be limited to 2 minutes.

Rule 29.6 Members of the public shall have no more than 3 minutes to speak during a public hearing. A member of the public 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. Comments during a public hearing must be germane to the public hearing.

Rule 29.7 Councilmembers may not speak during public hearings nor respond to speakers.

Rule 29.8 Any person at a Council meeting may be called to order by the President or any Councilmember for failure to be germane, for vulgarity, or for speaking in excess of the allotted time, or any other violation of these rules.

Rule 29.8 Any person who is called to order shall yield the floor until the Chair shall have determined whether he or she is in order. If a person is determined to be out of order, that person must yield the floor and forfeit any remaining time.

STANDARDS OF CONDUCT

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

- Rule 30.2 Speakers should address their remarks to the chair, maintain a courteous tone, and avoid interjecting a personal note into debate.
- Rule 30.3 During meetings of the City Council, Councilmembers should refer to each other only as “Councilmember from the [number] Ward” and in a respectful manner.
- Rule 30.4 The Chair may require Councilmembers to yield the floor for failure to follow these standards, failure to be germane, for excessive repetition, for remaining silent while having the floor, or for failure to follow any other Council rule.

ETHICS

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

DISCIPLINARY ACTIONS

- Rule 32.1 Every Councilmember is subject to the established rules and disciplinary actions for violations of rules and city ordinances.
- Rule 32.2 For any repeated violation of these rules, the Chair may order discipline up to and including removal from a meeting. Any discipline issued is subject to an appeal raised pursuant to Rule 1.3. If a Councilmember is removed from a meeting, they may not return to participate in any other committee or Council meetings held on the same day.

REVIEW OF CITY COUNCIL RULES

- Rule 33.1 Once a year, 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 appoint a committee to review and offer revisions of City Council Rules.

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: FEBRUARY 27, 2023

Proposed Amended Council Rules (redline)

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 AND ORDER OF BUSINESS AGENDAS FOR COMMITTEE MEETINGS~~

RULE 7 ~~ORDER OF BUSINESS FOR REGULAR MEETINGS OF COUNCIL~~

ORGANIZATION #3

~~EXECUTIVE OR CLOSED SESSIONS~~

ACTION BY COUNCIL

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MOTIONS #1

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RULE 23 MOTION TO RESCIND

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MOTIONS #3

RULE 25 INCIDENTAL MOTIONS - POINT OF ORDER

RULE 26 INCIDENTAL MOTIONS - 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 THE PUBLIC~~

CONDUCT, ETHICS AND DISCIPLINARY ACTIONS

RULE 30 ~~GENERAL CONDUCT AND STANDARDS OF CONDUCT~~

RULE 31 ETHICS

RULE 32 DISCIPLINARY ACTIONS

DRAFT

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 of the Flint City Council 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 otherwise exempt under that statute.

PARLIAMENTARY AUTHORITY

- Rule 1.1 All matters of procedure not covered specifically addressed by the Council Rules, State, or Local law, shall be governed by Robert's Rules of Order 12th Ed. If a conflict arises between Council Rules and Robert's Rules of Order, Council Rules shall take precedence.
- Rule 1.2 The Chair shall preserve order and decorum, may call other Councilmembers to order, and may speak to points of order in preference to other Councilmembers. The Chair shall decide all questions arising under these rules and general parliamentary practice and may seek the advice of others at the Chair's discretion.
- Rule 1.3 After the Chair decides on a question, any member may "appeal from the decision," except that no appeal may be made while another appeal is pending. If the appeal is seconded, the member making the appeal has up to 1 minute to state the reason for the appeal. The Chair then has up to 1 minute to state the reason for the decision.
- Rule 1.4 The Chair then states the question as: "Shall the decision of the Chair be reversed?" There shall be no further debate on the appeal and no other member shall participate in the discussion. Unless a majority of Councilmembers-elect vote to overturn the Chair's ruling, the Chair's ruling stands.
- Rule 1.2 The President or Chair (Presiding Officer) shall decide all questions arising under these rules and general parliamentary practice, subject to appeal. The Chair shall first decide the question, and any member may "appeal from the decision." If the appeal is seconded, the Chair shall state their decision, that it has been appealed from, and then states the question as: "Shall the decision of the Chair be reversed?" The Chair can then state the reasons for their decision, after which it is open to debate. Beginning with the member who made the appeal and concluding with the Chair, each member may speak once regarding the appeal for three (3) minutes per Councilmember. Unless a majority of Councilmembers-elect vote to overturn the Chair's ruling, the Chair's ruling stands.

Rule 1.35 City Council may appoint a person to serve as its Parliamentarian. At the request of any member of the City Council Councilmember, the parliamentarian shall rule on questions of parliamentary procedure. If a Parliamentarian so rules, the Parliamentarian's ruling may be appealed. An appeal of a Parliamentarian's ruling must be seconded and is undebatable. Overturning a Parliamentarian's ruling requires a two-thirds vote of the Councilmembers-elect.

SUSPENSION AND AMENDMENT OF RULES

Rule 2.1 Any individual rule may be suspended on the vote of two-thirds of the Councilmembers-elect, to allow for consideration of business that would not otherwise be allowed under the rules. A motion to suspend a rule is not debatable.

Rule 2.2 The rules may be amended in accordance with Section 1-801 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 Councilmembers-elect for a term which shall end on the second Monday in November, or until a successor is elected.

Rule 3.2 The President shall preside at the meetings of the Council as Chair 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.

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 or until a successor is appointed.

Rule 4.2 The standing committees of the City Council are Finance, Governmental Operations, Legislative, 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 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.).

Rule 4.54 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 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 6.8d~~]

Rule 4.7 All standing committees of Council shall be comprised of all members of Council who are not under disciplinary actions/restrictions.

Rule 4.8 The President, at their discretion, may create ad hoc committees and ~~shall~~ appoint those committees' chairs and members. The President shall determine the number of 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 meetings of the City Council ~~is~~ are 5:30 p.m. on the second and fourth Monday of every month, and regular meetings of the finance, governmental operations, and legislative committees shall be at 5:00 PM the Wednesday preceding.

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 Councilmembers and the public, are informed as is required by the Open Meetings Act, of special meetings or a change in the time or place of meetings.~~

Rule 5.54 The Mayor shall be notified of all meetings of the City Council.

Rule 5.5 ~~Without a quorum, the City Council may take no action except to convene or adjourn.~~

Rule 5.6 ~~Once a meeting has been convened, quorum is not lost so long as sufficient members are present in the Council Chambers. If quorum is lost during a meeting, the Chair shall immediately recess the meeting for up to 15 minutes.~~

Rule 5.76 City Council may, by resolution, adjourn all meetings for a two-week period. A ~~special~~, pro-forma meeting of the City Council shall be scheduled immediately preceding the other Council committee meeting in that month.

AGENDA FOR REGULAR MEETINGS OF COUNCIL AND ORDER OF BUSINESS

- 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~~ chairperson of any committee of the Council, or ~~at the request of by 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, and any unopposed agenda changes or additions may be adopted by consent.~~
- Rule 6.2 Any agenda ~~matters~~ items 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 6.53 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 6.64 The ~~presiding officer~~ chair shall choose a person to lead the Pledge of Allegiance.
- Rule 6.75 Opening Ceremonies will consist of the 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) 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 an committee agenda if necessary. If there is no such matter to be addressed, then it will not appear on the agenda. If there are no items on a committee agenda, the committee meeting will be cancelled by the Clerk.
- Rule 6.8a Finance Committee Agenda - Roll Call, Request for Agenda Changes/and/or Additions to Agenda, ~~**Closed Session [Executive Session]~~, Public Comment, ~~**Consent Agenda~~, ~~**Presentation of Quarterly Financial Reports, Resolutions, **Special Orders/Discussion Items, Adjournment~~
- Rule 6.8b Legislative Committee Agenda - Roll Call, Request for Agenda Changes/and/or Additions to Agenda, Public Comment, ~~**Consent Agenda~~, ~~**Resolutions, Ordinances, **Special Orders/Discussion Items, Adjournment~~
- Rule 6.8c Governmental Operations Committee Agenda - Roll Call, Request for Agenda Changes and/or /Additions to Agenda, Public Comment, ~~**Consent Agenda~~, ~~**Licenses, Resolutions, Appointments, **Special Orders/Discussion Items, Adjournment~~
- Rule 6.8d Special Affairs Agenda - Roll Call, Request for Agenda Changes/and/or Additions to Agenda, ~~**Closed Session [Executive Session]~~, Public Comment, ~~**Consent Agenda~~, ~~, Resolutions, Appointments, Ordinances, **Special Orders/Discussion Items, Adjournment~~

Rule 6.9 Rules 6.1, 6.2, 6.3 and 6.4 concerning regular Council meetings also apply to Committee meetings, as does Section 31.10 of the Flint Code of Ordinances, 2 of the Disorderly Persons Ordinance applies to all committee meetings.

Rule 6.10 Items may be placed on the agenda of any committee agenda by request of any Councilmember, the Mayor, or the Clerk. Special orders must be approved by the Council President or the Committee Chair for a committee meeting. The Clerk may reassign items to an appropriate committee at his or her discretion.

ORDER OF BUSINESS FOR REGULAR MEETINGS OF COUNCIL

Rule 6.11 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 Warning
 - III Request for Agenda Changes/ and/or Additions to Agenda
 - IV Consent Agenda
 - V Presentation of Minutes
 - ~~VHIV~~ **Public Hearings
 - VH Public Speaking
 - VI Consent Agenda
 - VII Presentation of Minutes
 - ~~VIII~~IX **Petitions and Unofficial Communications
 - X Official Communications From Mayor and Other City Officials
 - XI Additional Communications
 - ~~IXH~~ **Appointments
 - XIIH **Resolutions
 - XIIIV **Liquor Licenses
 - XV Other Licenses
 - ~~XIIV~~ **Introduction and First Reading of Ordinances
 - XIIIVH **Second Reading and Enactment of Ordinances
 - XIVH **Special Orders/Discussion Items
- (Any Councilmember may request that a Special Order be placed on the agenda, but it must first be approved by the Council President, or the Committee Chair if raised during a Committee meeting.)
- XVIX Final Council Comments
 - XVIX Adjourment

ORGANIZATION #3

CLOSED SESSIONS

Rule 7.21 Pursuant to the Open Meetings Act, the Flint City Council may meet in Closed Session for one or more of the following purposes:

- (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.

Rule 7.23 GOING INTO CLOSED 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.

Rule 7.34 LEAVING CLOSED SESSION – The City Council may leave a closed session upon a majority vote of the Councilmembers-elect.

Rule 7.45 ~~DECISIONS ON MATTERS DISCUSSED IN CLOSED SESSION TO BE MADE DURING OPEN SESSION~~ – 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 7.56 All matters discussed in closed session are privileged and not to be shared with any person outside of the closed session.

ACTION BY COUNCIL

FORM OF ACTION AND ADOPTION OF A CONSENT AGENDA

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 ~~by~~ upon motion, including decisions on parliamentary procedure.

Rule 8.2 The Chair has the duty to determine whether a motion is in order and may do so at any time before restating the question.

Rule 8.3 No motion may be debated by the Council until it has been restated by the presiding officer-Chair and it must be reduced to writing if requested by the presiding officer or any Councilmember. All resolutions and ordinances must be in writing.

Rule 8.43 The Presiding Officer or Chair may request the adoption of a "Consent Agenda" consisting of, as applicable listed on the agenda, (a) approval of minutes listed on the agenda; (b) accepting and placing on file all communications listed on the agenda; (c) approving all appointments, resolutions, and licenses listed on the agenda; (d) approving ordinances for introduction and first reading or second reading and enactment, as listed on the agenda.

Rule 8.54 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 the 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.

VOTING

Rule 9.1 The determination of any question at a regular City Council meeting shall require a roll call vote, unless there is unanimous consent of the members present. Any request for unanimous consent by the Chair shall include two calls for objections to the request for unanimous consent.

Rule 9.2 The determination of any question at a committee meeting shall be by voice vote unless a member objects, in which case a roll call vote shall be taken.

Rule 9.3 The voting on all roll calls shall be rotated so that the Councilmember representing the First Ward shall cast the first vote on the first roll call of any meeting, the 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 Councilmember. Following the first vote on any roll call, the remaining Councilmembers shall be called in consecutive order until all nine Councilmembers have been afforded an opportunity to vote on any question.

Rule 9.4 A Councilmember must be seated at their designated seating place 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 the unanimous consent of the body, without debate, and may only be made immediately after the Chair's announcement.

Rule 9.8 ABSTAINING VOTES – To “abstain” means to not vote at all. Any explanation of an abstention may not exceed 10 seconds.

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~~ This 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 AND RESOLUTIONS

~~(Any City Councilmember or the Mayor may introduce an Ordinance)~~

Rule 10.1 Upon the introduction of any ordinance or resolution, the City Clerk shall proceed as directed in Section 3-301 *et seq* of the Flint City Charter.

Rule 10.2 After completing a public hearing for a resolution or ordinance ~~has been completed~~, any Councilmember may move to enact the resolution or ordinance.

Rule 10.3 If the ordinance or resolution 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 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 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 Councilmembers-elect.

Rule 10.5 Every ordinance shall be submitted to the ~~Chief Legal Officer~~ City Attorney for review and approval as to form prior to enactment.

MOTIONS

CONSIDERATION OF PROCEDURAL MOTIONS

Rule 11.1 Unless otherwise stated, until debate on a main motion (i.e. to approve or move to Council) regarding an agenda item has begun, the following motions are not in order. When a question is under Otherwisedebate, the Chair will receive only the following motions may be made by a member holding the floor:

_____Rule 13 to adjourn _____ Rule 19 to refer to
committee

_____Rule 14 to recess _____ Rule 20 to amend

_____Rule 15 to postpone temporarily _____ Rule 21 to postpone
indefinitely

(lay on the table)

_____Rule 16 to vote immediately (previous question) _____ Rule 22
to reconsider

_____Rule 17 to limit debate _____ Rule 25 point of order

- ~~_____~~ Rule 18 to postpone definitely ~~_____~~ Rule 26 request ~~_____~~ for information
- ~~_____~~ 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 request for information

Rule 11.2 If more than one of the above motions are made, they shall be considered in the order listed, and if the same motion is made by multiple Councilmembers, the chair may address those motions at the chair's discretion.

Rule 11.3 Unless otherwise stated, there is no debate on any of these motions.

Rule 11.4 If the substance of a motion made by a Councilmember has the purpose of a motion listed above, the chair shall address it according to its purpose, regardless of how the motion is named by the Councilmember making it.

SUPPORT FOR MOTIONS

Rule 12.1 No motion may be considered or debated unless it has been seconded by at least one other 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 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.

Rule 13.23 The Chair may order an adjournment, without objection.

MOTION TO RECESS

Rule 14.1 A motion to recess is always in order and shall state the length of the recess length, which may be up to 36 hours and is not debatable

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

Rule 14.3 The Chair may order a recess of up to 15 minutes at any time without objection.

**MOTION TO LAY ON THE TABLE/POSTPONE TEMPORARILY/RESUME
CONSIDERATION**

- Rule 15.1 ~~The Council may decide to postpone temporarily any pending matter pending before it. A decision to lay upon the table. This motion postpones the question involved, all pending amendments, and other adhering motions, until later in that the meeting.~~
- Rule 15.2 ~~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 ~~A motion to resume consideration must be made at the same meeting that the matter was postponed. 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 ~~A motion to postpone temporarily or to resume consideration is not debatable~~

MOTION TO VOTE IMMEDIATELY (CALL THE QUESTION)

- Rule 16.1 ~~Any Councilmember may move to vote immediately. If the motion is supported, debate will cease immediately. A two-thirds vote of the Councilmembers present (but no less than a majority of the Councilmembers Elect) is required for the motion to carry.~~
- Rule 16.2 ~~A motion to vote immediately is not debatable.~~

MOTION TO LIMIT OR EXTEND DEBATE

- Rule 17.1 ~~A motion to limit or extend debate is always in order. Any Councilmember may move. The Council may decide, by majority vote, to limit or determine the time for discussion of a pending motion or to modify or remove limitations already imposed. This may motion must include a a limit of time limit for each Councilmember to speak to the issue.~~
- Rule 17.2 ~~If each Councilmember has a limited time to speak, this time limit shall include any questions asked and/or answered at the Councilmembers request.~~
- Rule 17.3 ~~A motion to limit or extend debate is not debatable.~~

MOTIONS #2

MOTION TO POSTPONE DEFINITELY

- Rule 18.1 ~~Any Councilmember may move. The Council may decide to put off consideration of a pending main motion and to fix set a definite date/time for its consideration.~~
- Rule 18.2 ~~If a date/time is not set by the maker of the motion, Debate on the motion to postpone definitely shall be limited to one round of discussion, 13 minutes per councilmember, and shall be limited to the reasons for the postponement and the date/time the main motion shall be taken up.~~

MOTION TO REFER (TO COMMITTEE)

- 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. Any Councilmember may move to refer an agenda item from a City Council meeting to a committee.~~
- 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.~~
- Rule 19.3 ~~Debate on the motion to refer shall be limited to one round of discussion, 3 minutes per councilmember~~

MOTION TO AMEND

- Rule 20.1 ~~Any Councilmember may move to A motion to amend must be germane to the main motion.amend the underlying agenda item (i.e. resolution or ordinance) that is subject to the main motion.~~
- Rule 20.2 ~~An amendment may be amended but an amendment to an amendment may not be amended.Rule 20.2 There is no limit on the number of times an underlying agenda item may be amended. At the Chair's discretion, or at the request of a Councilmember, the chair shall solicit proposed amendments to an underlying agenda item during debate on the main motion, followed by a vote on each proposed amendment after debate has been exhausted, and concluding with a vote on the finalized agenda item as amended.~~

MOTION TO POSTPONE INDEFINITELY

- Rule 21.1 ~~The Council may decide to prevent further discussion on a question by voting to postpone consideration of a matter indefinitely.~~
- Rule 21.2 ~~A motion-matter 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 motionmatter.~~
- Rule 21.3 ~~Debate on the motion to postpone indefinitely shall be limited to one round of discussion, 3 minutes per councilmember.~~

MOTION TO RECONSIDER

- Rule 22.1 ~~A motion to reconsider any decision of the City Council decision on an agenda item that failed may be made, at the same City Council meeting, by any Councilmember who voted in the affirmative, or at any subsequent City Council meeting may be made by any Councilmember that voted in the affirmative on the motion in question, if reconsideration is placed on the agenda at the request of any Councilmember who voted in the affirmative or by the Mayor.;~~
- 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 if notice has been given to the Council prior to the start of the meeting.~~

- Rule 22.23 No question may be reconsidered more than once at any given meeting.
- Rule 22.43 If a Council decision of the Council has gone into effect, the motion to reconsider shall is not be in order.

MOTION TO RESCINDING/REPEALING PRIOR ACTION

- 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 intention ~~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 ~~resolution or ordinance rescinding or repealing the prior action is introduced.~~ However, the Council may vote by two-thirds of Councilmembers-elect to waive the notice requirement.
- Rule 23.3 ~~Motions to rescind may be reconsidered regardless of whether the vote was affirmative or negative.~~ Debate on a rescinding or repealing an action is as for any main motion.

MOTIONS #3

REQUEST TO WITHDRAWAL OF A MOTIONS

- Rule 24.1 Any Councilmember may withdraw his or her motion before it has been restated by the Chair ~~and placed before the assembly. The Councilmember~~ A request to withdraw a motion does not require a second. need not obtain concurrence of any other person.
- Rule 24.2 After the motion has been ~~placed before the assembly~~ restated by the Chair, it may only be withdrawn by majority consent of all the 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~~ Chair does not correct it, or when the ~~presiding officer~~ Chair ~~makes a breaches~~ 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 its members, or to improperly take the floor. Multiple violations of this rule shall be cause for disciplinary action.
- 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, subject to an appeal pursuant to Rule 1.3.
- Rule 25.4 The member making a point of order must explain their point of order in 10 seconds or less, and must cite the specific provision in Council Rules, Robert's rules, or the Flint City Charter that has allegedly been violated.

Rule 25.54 A point of order cannot be ignored by the ~~presiding officer~~Chair. 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, so the ~~presiding officer~~Chair can rule.

Rule 25.5 ~~Any member has the right to appeal the presiding officer's decision on a point of order as set forth in Rule 1.2. Another member must second the appeal, or the appeal fails.~~

INCIDENTAL MOTIONS – REQUEST FOR INFORMATION

Rule 26.1 A request for information requests information from the member holding the floor. Its purpose is to help the member making the request for information understand the process and the potential consequences of the next vote.

Rule 26.2 ~~Its purpose is to help the member making the request for information understand the process and the potential consequences of the next vote.~~ A request for information that asks a question for which the requestor already knows the answer (i.e. "isn't it true that...", "do you realize that...") is improper. A request for information seeking information about the speaker's knowledge or state of mind ("do you know that..." or "why do think/feel/believe that...") is also improper. (i.e. an answer in the form of a question) is improper.

Rule 26.3 A request for information cannot be ignored by the ~~presiding officer~~Chair, but the ~~presiding officer~~Chair ~~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~~Chair must rule with either "Proceed" or "Denied".

Rule 26.4 Using a request for information as an opportunity to gain the floor is not allowed. Multiple abuses of use of requests for 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 persons ordinance section 31-11 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.)~~

Rule 27.1 When a member ~~has been~~is called to order, the Chair shall determine whether ~~if~~ he or she is in order. ~~Every question of order shall be decided by the Chair subject to an appeal.~~

Rule 27.2 The Chair does not have to wait for a point of order to be raised but may rule a councilmember out of order on the Chair's initiative.

Rule 27.32 ~~During any portion of any meeting, Councilmembers may not engage in any type of argumentative discourse with members of the audience, at any time, for any reason.~~

- Rule 27.43 Only the ~~presiding officer~~Chair may call an individual up to the podium (and/or table) to speak or answer questions. Other Councilmembers would have to must petition the presiding officer to make this request.
- Rule 27.54 Mobile devices shall be set to silent mode prior to any meeting being called to order.

RIGHT TO SPEAK IN DEBATE

- Rule 28.1 Every Councilmember and every person granted the privilege of speaking to the City Council, on any matter ~~before the City Council~~, and shall address all remarks to members of the Council the Chair 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 Councilmember who is first to speak.
- Rule 28.3 A Councilmember who desires to speak ~~, on any matter before the City Council~~, must first obtain the floor by being recognized by the presiding Chair. A Councilmember must be in their seat when requesting to be recognized request the floor.
- Rule 28.4 Unless otherwise specified by these rules, each member has the right to speak up to twice on the same ~~question on the same day~~main motion, for ~~3 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.~~
- Rule 28.5 The Clerk shall utilize a timer and track members' time. There is no right to "sum up" or "conclude" after the expiration of a members' allotted time. Once the timer has started, only the Chair may order that the timer be paused or adjusted, and only if a subsidiary motion has been properly made and seconded.
- Rule 28.64 Councilmembers may request, from the presiding Chair, the opportunity to ask questions of ~~Administrative staff~~Staff, etc. or others; during debate on any agenda item. Any such questions and responses shall be incorporated as part count against of the Councilmember's allotted time.

PUBLIC MEETINGS AND PARTICIPATION BY THE 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 or its committees, they may do so at the ~~regular City Council meeting~~during the time designated for public comment.
- Rule 29.3 Members of the public who wish to address the City Council or its committees must register before the meeting begins. A box will be placed at the entrance to the Council Chambers for collection of registrations. No additional speakers or slips will be accepted after the meeting begins. 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 29.43 Members of the public shall have no more than 23 minutes per speaker during public comment, with o-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 Councilmembers may not speak as a member of the public at this time. Public speakers may not allocate or "donate" their allotted time to another person.

Rule 29.59 Councilmembers may respond once to all public speakers only after all public speakers have spoken. An individual Councilmember's response shall be limited to 2 minutes and is subject to all rules. Final Council comments shall be limited to 2 minutes and are subject to all rules.

Rule 29.64 Members of the public shall have no more than 3 minutes to speak during a public hearing. 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. Comments during a public hearing must be germane to the public hearing.

Rule 29.75 Members of the public shall have no more than 3 minutes to address the City Council during a public hearing.

Rule 29.6 Councilmembers may not speak during public hearings nor may they respond to speakers.

Rule 29.87 Any person speaking at a Council meeting may be called to order by the President or any Councilmember for failure to be germane, for vulgarity, or for speaking in excess of the allotted time, or any other violation of these rules.-

Rule 29.8 Any person who is called to order shall thereupon yield the floor until the President Chair 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 Councilmember to the Council. If a person so engaged in presentation shall is be determined by the Council to be out of order, that person must yield the floor and forfeit shall not be permitted to continue at the same meeting except on special leave of the Council any remaining time.

~~Rule 29.9 Councilmembers may respond once to all public speakers only after all public speakers have spoken. An individual Councilmember's response shall be limited to 2 minutes and is subject to all rules. Final Council comments shall be limited to 2 minutes and are subject to all rules.~~

CONDUCT, ETHICS AND DISCIPLINARY ACTIONS

GENERAL CONDUCT AND STANDARDS OF CONDUCT

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

Rule 30.2 Speakers should address their remarks to the chair, maintain a courteous tone, and avoid interjecting a personal note into debate.

Rule 30.3 During meetings of the City Council, Councilmembers should refer to each other only as "Councilmember from the [number] Ward" and in a respectful manner.

Rule 30.4 The Chair may require Councilmembers to yield the floor for failure to follow these standards, failure to be germane, for excessive repetition, for remaining silent while having the floor, or for failure to follow any other Council rule.

ETHICS

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

DISCIPLINARY ACTIONS

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

Rule 32.2 For any repeated violation of these rules, ~~the Presiding Officer or Chair~~ may order discipline up to and including removal from a meeting. Any discipline issued is subject to an appeal raised pursuant to Rule 1.32. If a Councilmember is removed from a meeting, they may not return to participate in any other committee or Council meetings held on the same day.

REVIEW OF CITY COUNCIL RULES

Rule 33.1 ~~Every December~~ Once a year, 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 ~~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 subject 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: FEBRUARY 27, 2023

230476

RESOLUTION:

PRESENTED:

DEC 18 2023

ADOPTED:

RESOLUTION SETTING PUBLIC HEARING DATE FOR THE BROWNFIELD REDEVELOPMENT PLAN FOR CARRIAGE TOWN NEIGHBORHOOD PROJECT

The Flint City Council has been presented with a Brownfield Redevelopment Plan ("Plan") for the project described in the attached brownfield plan for the Carriage Town Neighborhood Project.

Pursuant to the requirement of Public Act 381 of 1996, as amended, prior to approval of the Plan, the local governing body shall hold a public hearing to provide an opportunity to allow interested persons to be heard and shall receive and consider communications in writing in reference to the brownfield plan.

Any, maps, plats, and the brownfield plan will be available for public inspection at the Flint City Clerk's office and in the Planning and Development Department - Division of Community and Economic Development office by appointment. All aspects of the brownfield plan will be open for d i s c u s i o n at the public hearing.

IT IS RESOLVED that the Flint City Council will hold a public hearing on the above request at 5:30p.m. on Monday, January 8 2024, in the City Council Chambers, 3rd Floor, Flint City Hall, 1101 S. Saginaw Street, Flint.

IT IS FURTHER RESOLVED that the governing body shall provide notice of the hearing to the taxing jurisdictions that levy taxes subject to capture under this Act and shall fully inform the taxing jurisdictions about the fiscal and economic implications of the proposed brownfield plan.

APPROVED AS TO FORM:

APPROVED BY CITY COUNCIL:

William Kim, Chief Legal Officer

230475

RESOLUTION:

PRESENTED:

DEC 18 2023

ADOPTED:

**RESOLUTION SCHEDULING A SPECIAL PRIMARY AND SPECIAL GENERAL
ELECTION FOR THE SEVENTH (7th) WARD COUNCIL SEAT**

BY THE CLERK:

A vacancy was created on the Flint City Council on July 1, 2023, due to the resignation of Seventh (7th) Ward Councilperson Allie Herkenroder; and

Pursuant to Flint City Charter Section 2-410(B)(2), the Flint City Council shall schedule a special election as soon as possible to fill such vacancy.

IT IS RESOLVED, that a special primary election shall be scheduled for Tuesday, May 7, 2024, and a general election scheduled for Tuesday, August 6, 2024, for the purpose of electing a councilperson for the Seventh (7th) Ward for the term ending November 2026.

FURTHER RESOLVED, that the deadline for submitting nominating petitions for the Seventh (7th) Ward Council seat shall be Tuesday, January 23, 2024.

APPROVED AS TO FORM:

APPROVED BY CITY COUNCIL:



William Kim, Chief Legal Officer
