



City of Flint, Michigan

Meeting Minutes - Draft

SPECIAL CITY COUNCIL

240345
Third Floor, City Hall
1101 S. Saginaw Street
Flint, Michigan 48502
www.cityofflint.com

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

Leon El-Alamin, Ward 1
Judy Priestley, Ward 4
Tonya Burns, Ward 6

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

Jonathan Jarrett, Ward 9

Davina Donahue, City Clerk

Wednesday, July 17, 2024

5:00 PM

Council Chambers

The Special City Council Meeting was called by Council President Ladel Lewis and Vice President Candice Mushatt for the following purpose(s): TO CONSIDER 1HE FOLLOWING RESOLUTIONS AND ORDINANCES FOR APPROVAL: [1] Resolution Authorizing Entry Into Administrative Consent Order Between the City of Flint and the State of Michigan, Department of Environment, Great Lakes and Energy, Drinking Water and Environmental Health Division (Reso No. 240144); [2] Resolution Approving Reallocation of ARPA Funds to Proceed with Grants for Youth Job Training for Faith Foundation Resources (Reso No. 240227); [3] Resolution Scheduling a Public Hearing Regarding the Removal of Billie Danzler from the Ethics and Accountability Board (Reso No. 240235); [4] An Ordinance to Amend the Flint City Code of Ordinances by Amending Chapter 31, General Offenses, Article I, In General, by Amending Section 31-10, Disorderly Conduct and Disorderly Persons (Ord No. 240191); and [5] An Ordinance to Amend Chapter 46, Utilities, Article II, Water Supply and Sewage Disposal System [of the Flint City Code of Ordinances] by the Addition of Division 5, Replacement of Lead Service Lines (Ord No. 240192); AND OTHER GENERAL CITY BUSINESS.

CALL TO ORDER

President Lewis called this Special City Council Meeting to order at 5:00 p.m.

ROLL CALL

Councilmembers Winfrey-Carter and Burns arrived at this Special City Council Meeting at 5:02 p.m., just after the Roll Call was taken.

Present: Councilperson El-Alamin, Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns, Councilperson Mushatt and Councilperson Jarrett

Absent: Councilperson Murphy and Councilperson Pfeiffer

PLEDGE OF ALLEGIANCE

Led by Councilmember Priestley.

PRAYER OR BLESSING

Councilmember Priestley led the Prayer or Blessing.

READING OF DISORDERLY PERSONS CITY CODE SUBSECTION

Read Into Record

REQUEST FOR AGENDA CHANGES/ADDITIONS

None

CLOSED SESSION

The Department of Law Request a Closed Session to address the City Council regarding Opioid Litigation, re: National Prescription Opiate Litigation MDL No, 2804 (City of Flint v Actavis Pharma, Inc., fka Watson Pharma, Inc et al,

Councilmember Priestley, supported by Councilmember Mushatt to go into the Closed Session with a VOTE of 7:0.

Absent (Murphy and Pfeiffer)

CALL TO ORDER

Council President Lewis called this Special City Council Meeting back to order at 5:24 p.m.

Present: Councilperson El-Alamin, Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns, Councilperson Mushatt and Councilperson Jarrett

Absent: Councilperson Murphy and Councilperson Pfeiffer

PUBLIC COMMENT

9 Public Speakers

COUNCIL RESPONSE

Councilmember Burns, Councilmember Winfrey-Carter, Councilmember Jarrett, Councilmember Mushatt and Councilmember El-Alamin

CONSENT AGENDA

Councilmember Mushatt, seconded by Councilmember El-Alamin, made a Motion to Approve the Consent Agenda, with Separations.

All agenda items were then separated by Councilmember Winfrey-Carter, so there was no Consent Agenda.

RESOLUTIONS

240144 Administrative Consent Order/City of Flint/State of Michigan/Department of Environment, Great Lakes and Energy [EGLE]/Drinking Water and Environmental Health Division

Resolution resolving that the City Council approves authorizing the City of Flint to take all actions necessary to enter into DWEHD Order No. ACO-399-03-2024 ("Administrative Consent Order between the City of Flint and EGLE"). [NOTE: The State of Michigan, Department of Environment,

Great Lakes, and Energy ("EGLE"), Drinking Water and Environmental Health Division ("DWEHD") has made allegations that the City of Flint is in violation of the Michigan Safe Drinking Water Act, 1976 PA 399, as amended (Act 399), and the administrative rules promulgated thereunder, being 2009 ACS R 325.10101, et seq., Title XIV of the Public Health Service Act: Safety of Public Water Systems (Safe Drinking Water Act), Title 42 of the United States Code (USC), Section 300f, et seq. (collectively, the "SDWA"). The City of Flint and EGLE have tentatively agreed to resolve the violations alleged by EGLE through entry of an Administrative Consent Order.]

SEPARATED FROM MASTER RESOLUTION

- 240227** Reallocation of ARPA Funds/Grants for Youth Job Training/Faith foundation Resources

Resolution resolving that the appropriate City Officials are authorized to do all things necessary, including executing any necessary agreements, to appropriate funding from the funding source account #101-287.000-963.000 to Faith Foundation Resources, in the amount of \$200,000. Based on review and validation of the appropriate fund use by the City's compliance firm, implementation of these funds will be consistent and compliant with US Department of Treasury requirements and previously approved authorizations.

SEPARATED FROM MASTER RESOLUTION

- 240299** Reallocation of ARPA Funds/Youth Job Training/City of Flint Clean & Safe Summer Youth Job Training Program

Resolution resolving that the appropriate City officials are authorized to do all things necessary, including executing any necessary agreements, to appropriate funding from the funding source account #101-287.000-963.000 to City of Flint Clean & Safe Summer Youth Job Training Program in the amount of \$65,000. Based on review and validation of the appropriate fund use by the City's compliance firm, implementation of these funds will be consistent and compliant with US Department of Treasury requirements and previously approved authorizations.

SEPARATED FROM MASTER RESOLUTION

SECOND READING AND ENACTMENT OF ORDINANCES

- 240191** Amendment/Ordinance/Chapter 31 (General Offenses)/Article I (In General)/Section 31-10 (Disorderly Conduct, Assault and Battery, And Disorderly Persons)

An ordinance to amend Chapter 31 (General Offenses), Article I (In General), of the Code of the City of Flint by amending Section 31-10 (Disorderly Conduct, Assault and Battery, And Disorderly Persons). [NOTE: This ordinance shall become effective 30 days after enactment.]

SEPARATED FROM MASTER RESOLUTION

240192 Amendment/Ordinance/Chapter 46 (Utilities)/Article II (Water Supply and Sewage Disposal System)/Division 5 (Replacement Lead Service Lines)

An ordinance to amend Chapter 46 (Utilities), Article II (Water Supply and Sewage Disposal System), by the addition of Division 5 (Replacement of Lead Service Lines). [NOTE: This ordinance shall become effective 30 days after enactment.]

SEPARATED FROM MASTER RESOLUTION

SEPARATED FROM MASTER RESOLUTION (Consent Agenda)

240144 Administrative Consent Order/City of Flint/State of Michigan/Department of Environment, Great Lakes and Energy [EGLE]/Drinking Water and Environmental Health Division

Resolution resolving that the City Council approves authorizing the City of Flint to take all actions necessary to enter into DWEHD Order No. ACO-399-03-2024 ("Administrative Consent Order between the City of Flint and EGLE"). [NOTE: The State of Michigan, Department of Environment, Great Lakes, and Energy ("EGLE"), Drinking Water and Environmental Health Division ("DWEHD") has made allegations that the City of Flint is in violation of the Michigan Safe Drinking Water Act, 1976 PA 399, as amended (Act 399), and the administrative rules promulgated thereunder, being 2009 ACS R 325.10101, et seq., Title XIV of the Public Health Service Act: Safety of Public Water Systems (Safe Drinking Water Act), Title 42 of the United States Code (USC), Section 300f, et seq. (collectively, the "SDWA"). The City of Flint and EGLE have tentatively agreed to resolve the violations alleged by EGLE through entry of an Administrative Consent Order.]

Adopted

COUNCIL MOTION

During the discussion on Reso. No. 240144. Councilmember Burns, seconded by Councilmember Winfrey-Carter Appealed the Ruling of the Chair for Gladys Williamson's 1st warning.

The Ruling of The Chair STANDS by a vote of 3:4 (Councilmember El-Alamin, Councilmember Lewis, Councilmember Priestley and Councilmember Mushatt)

SEPARATED BY MASTER RESOLUTION (Continued)

240144 Administrative Consent Order/City of Flint/State of Michigan/Department of Environment, Great Lakes and Energy [EGLE]/Drinking Water and Environmental Health Division

Resolution resolving that the City Council approves authorizing the City of Flint to take all actions necessary to enter into DWEHD Order No. ACO-399-03-2024 ("Administrative Consent Order between the City of Flint and EGLE"). [NOTE: The State of Michigan, Department of Environment,

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A motion was made by Councilperson Priestley, seconded by Councilperson El-Alamin, that this matter be Adopted. The motion failed by the following vote:

Aye: 4 - Councilperson El-Alamin, Councilperson Lewis, Councilperson Priestley and Councilperson Mushatt

No: 3 - Councilperson Winfrey-Carter, Councilperson Burns and Councilperson Jarrett

Absent: 2 - Councilperson Murphy and Councilperson Pfeiffer

ADJOURNMENT

Councilmember Priestley made a Motion to Adjourn the meeting. This motion died for a lack of support.

SEPARATED FROM THE MASTER RESOLUTION (Continued)

240227 Reallocation of ARPA Funds/Grants for Youth Job Training/Faith foundation Resources

Resolution resolving that the appropriate City Officials are authorized to do all things necessary, including executing any necessary agreements, to appropriate funding from the funding source account #101-287.000-963.000 to Faith Foundation Resources, in the amount of \$200,000. Based on review and validation of the appropriate fund use by the City's compliance firm, implementation of these funds will be consistent and compliant with US Department of Treasury requirements and previously approved authorizations.

A motion was made by Councilperson Mushatt, seconded by Councilperson El-Alamin, that this matter be Adopted. The motion failed by the following vote:

Aye: 4 - Councilperson El-Alamin, Councilperson Lewis, Councilperson Priestley and Councilperson Mushatt

No: 2 - Councilperson Burns and Councilperson Jarrett

Abstain, COI: 1 - Councilperson Winfrey-Carter

Absent: 2 - Councilperson Murphy and Councilperson Pfeiffer

240299 Reallocation of ARPA Funds/Youth Job Training/City of Flint Clean & Safe Summer Youth Job Training Program

Resolution resolving that the appropriate City officials are authorized to do all things necessary, including executing any necessary agreements, to

appropriate funding from the funding source account #101-287.000-963.000 to City of Flint Clean & Safe Summer Youth Job Training Program in the amount of \$65,000. Based on review and validation of the appropriate fund use by the City's compliance firm, implementation of these funds will be consistent and compliant with US Department of Treasury requirements and previously approved authorizations.

Adopted

A motion was made by Councilperson Winfrey-Carter, seconded by Councilperson Burns, that this matter be REFERRED TO COMMITTEE to the FINANCE COMMITTEE. The motion failed by the following vote:

Aye: 3 - Councilperson Winfrey-Carter, Councilperson Burns and Councilperson Jarrett

No: 3 - Councilperson El-Alamin, Councilperson Lewis and Councilperson Mushatt

Abstain: 1 - Councilperson Priestley

Absent: 2 - Councilperson Murphy and Councilperson Pfeiffer

Adopted

COUNCIL MOTION

Councilmember Winfrey-Carter, seconded by Councilmember Burns Appealed The Ruling of The Chair to give Councilmember Winfrey-Carter a 1st warning.

The Ruling STANDS by a vote of 2:4:1 (El-Alamin, Lewis, Priestley, and Mushatt) Abstain (Jarrett)

SEPARATED FROM MASTER RESOLUTION (Continued)

240299 Reallocation of ARPA Funds/Youth Job Training/City of Flint Clean & Safe Summer Youth Job Training Program

Resolution resolving that the appropriate City officials are authorized to do all things necessary, including executing any necessary agreements, to appropriate funding from the funding source account #101-287.000-963.000 to City of Flint Clean & Safe Summer Youth Job Training Program in the amount of \$65,000. Based on review and validation of the appropriate fund use by the City's compliance firm, implementation of these funds will be consistent and compliant with US Department of Treasury requirements and previously approved authorizations.

Adopted

RECESS

Council President Lewis Ordered a 5 min. break without Objection at 7:55 p.m.

CALL TO ORDER

Council President Lewis called this meeting back to order at 8:04 p.m

Councilmembers Winfrey-Carter and Burns returned to their seats at 8:05 p.m. just after the Roll Call.

Present: Councilperson El-Alamin, Councilperson Lewis, Councilperson Priestley, Councilperson Winfrey-Carter, Councilperson Burns, Councilperson Mushatt and Councilperson Jarrett

Absent: Councilperson Murphy and Councilperson Pfeiffer

SEPARATED FROM MASTER RESOLUTION (Continued)

240299 Reallocation of ARPA Funds/Youth Job Training/City of Flint Clean & Safe Summer Youth Job Training Program

Resolution resolving that the appropriate City officials are authorized to do all things necessary, including executing any necessary agreements, to appropriate funding from the funding source account #101-287.000-963.000 to City of Flint Clean & Safe Summer Youth Job Training Program in the amount of \$65,000. Based on review and validation of the appropriate fund use by the City's compliance firm, implementation of these funds will be consistent and compliant with US Department of Treasury requirements and previously approved authorizations.

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

Aye: 6 - Councilperson El-Alamin, Councilperson Lewis, Councilperson Priestley, Councilperson Burns, Councilperson Mushatt and Councilperson Jarrett

Abstain, COI: 1 - Councilperson Winfrey-Carter

Absent: 2 - Councilperson Murphy and Councilperson Pfeiffer

240191 Amendment/Ordinance/Chapter 31 (General Offenses)/Article I (In General)/Section 31-10 (Disorderly Conduct, Assault and Battery, And Disorderly Persons)

An ordinance to amend Chapter 31 (General Offenses), Article I (In General), of the Code of the City of Flint by amending Section 31-10 (Disorderly Conduct, Assault and Battery, And Disorderly Persons). [NOTE: This ordinance shall become effective 30 days after enactment.]

240192 Amendment/Ordinance/Chapter 46 (Utilities)/Article II (Water Supply and Sewage Disposal System)/Division 5 (Replacement Lead Service Lines)

An ordinance to amend Chapter 46 (Utilities), Article II (Water Supply and Sewage Disposal System), by the addition of Division 5 (Replacement of Lead Service Lines). [NOTE: This ordinance shall become effective 30 days after enactment.]

ADJOURNMENT

Councilmember Priestley, seconded by Councilmember El-Alamin, Motioned to Adjourn this meeting at 8:08 p.m.

The Motion PASSED by a vote of 6:1 (Jarrett)

Reso. No. 240191 and 240192 was not addressed in this Special City Council Meeting.

Respectfully transcribed and submitted,

*Jasmine Green
City Council Secretary*