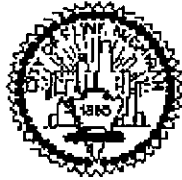


City of Flint, Michigan

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



Meeting Agenda - Final

Monday, May 14, 2018

5:30 PM

Council Chambers

CITY COUNCIL

*Herbert J. Winfrey, President, Ward 6
Monica Galloway, Vice President, Ward 7*

Eric Mays, Ward 1

Maurice D. Davis, Ward 2

Santino J. Guerra, Ward 3

Kate Fields, Ward 4

Jerri Winfrey-Carter, Ward 5

Allan Griggs, Ward 8

Eva L. Worthing, Ward 9

Inez M. Brown, 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 OR ADDITIONS TO AGENDA

Council shall vote to adopt any amended agenda.

PRESENTATION OF MINUTES**PUBLIC HEARINGS**

Per the amended Rules Governing Meetings of the Council (as adopted by the City Council on Monday, June 12, 2017), Council members may not speak during Public Hearings, nor may they make response comments to speakers. Public Hearing speakers are limited to a total of three (3) minutes.

180127.6 Public Hearing/Ordinance No. 180127.1

A Public Hearing for Ordinance No. 180127.1, an amended ordinance to amend Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35-112.4 (Adoption - Job Description and Qualifications City Administrator).

180151.6 Public Hearing/Ordinance No. 180151.3

A Public Hearing for Ordinance No. 180151.3, an amended ordinance to amend Chapter 50 (Zoning) of the Code of the City of Flint by the addition of Article XXXII (Medical Marihuana Facilities), Section 50-183 (Medical Marihuana Facilities Opt In Ordinance).

180152.6 Public Hearing/Ordinance No. 180152.1

A Public Hearing for Ordinance No. 180152.1, an amended ordinance to amend Chapter 12 (Business and Occupations Generally) of the Code of the City of Flint by amending the title of Article XVI from "Medical Marihuana

Provisioning Centers" to "Medical Marihuana Facilities", and by amending §12-95 (Standards for Medical Marihuana Facilities), consistent with the licenses and standards set forth in Chapter 50 (Zoning), Article XXXII (Medical Marihuana Facilities).

180153.6 Public Hearing/Ordinance No. 180153.1

A Public Hearing for Ordinance No. 180153.1, an amended ordinance to amend Chapter 50 (Zoning), Article XXIX, (Special Regulated Uses), of the Code of the City of Flint by amending §50-161 (Purpose), §50-163 (Locational Standards - Relationship to Similar Uses), §50-164 (Locational Standards - Relationship to Residential Area and Other Uses), and §50-169 (Zoning Districts Requirements for Special Regulated Uses) in light of the Special Regulated Uses "E", "F" and "G" set forth in Chapter 50 (Zoning), Article XXXII (Medical Marihuana Facilities).

180173.6 Public Hearing/Ordinance No. 180173

A Public Hearing for Ordinance No. 180173, an ordinance to amend Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35-112.6 (Adoption - Job Description and Qualifications Director of Department of Public Works).

180174.6 Public Hearing/Ordinance No. 180174.1

A Public Hearing for Ordinance No. 180174.1, an amended ordinance to amend Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35-112.6 (Adoption - Job Description and Qualifications Deputy Director of Department of Public Works).

PUBLIC SPEAKING

Per the amended Rules Governing Meetings of the Council (as adopted by the City Council on Monday, June 12, 2017), three (3) minutes per speaker. Only one speaking opportunity per speaker. Numbered slips will be provided prior to the start of the meeting to those wishing to speak during this agenda item. No additional speakers or slips will be accepted after the meeting begins. Speakers may not allocate or "donate" their allotted time to another person. Council members may not speak during Public Speaking, nor may they make response comments to speakers. Council members may use their five (5) minutes for Final Comments to address any issues that have been addressed by Public Speakers.

PETITIONS AND UNOFFICIAL COMMUNICATIONS

OFFICIAL COMMUNICATIONS (from Mayor and other City Officials)

ADDITIONAL COMMUNICATIONS

APPOINTMENTS

- 180229** Reappointment/Hurley Board of Managers/Frances Gilcreast
- Resolution resolving that the Flint City Council approves the reappointment of Frances Gilcreast (4322 East Mt. Morris Road, Mt. Morris, MI 48458) to serve an additional five-year term on the (Hurley) Board of Hospital Managers, commencing May 1, 2018, and expiring April 30, 2023.
- 180230** Reappointment/Hurley Board of Hospital Managers/Philip W. Shaltz
- Resolution resolving that the Flint City Council approves the reappointment of Philip W. Shaltz (14144 Moffet Drive, Fenton, MI 48430) to an additional five-year term on the (Hurley) Board of Hospital Managers, with such term to commence May 1, 2018, and expire April 30, 2023.
- 180231** Reappointment/Hurley Board of Hospital Managers/Harriet Scott
- Resolution resolving that the Flint City Council approves the reappointment of Harriet Scott (1401 Woodslea Drive, Flint, MI, 48507) to serve a five-year term on the (Hurley) Board of Hospital Managers, with such term to commence May 1, 2018, and expire April 30, 2023.

RESOLUTIONS

- 180210** Two-Year Contract/Newkirk Electric Associates/Electrical Support Services
- Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a (two-year) contract with Newkirk Electric Associates for electrical support services, as requested by Facilities Maintenance, in an amount NOT-TO-EXCEED \$40,000.00 annually, pending adoption of the FY2019 and FY2020 budgets [General Fund Acct. No. 101-753.200-801.000].
- 180211** Douglas Safety Systems/Turnout Gear/Supply Hoses
- Resolution authorizing the Director of Purchases & Supplies, upon City Council approval, to issue a purchase order to Douglas Safety Systems for turnout gear and supply hoses, as requested by the Fire Department, in an amount NOT-TO-EXCEED \$68,165.00 [General Fund Account No. 101-338.201-977.000].
- 180212** GCR Tires & Service/Light Truck, Auto & Police Tires
- Resolution resolving that the Department of Purchases and Supplies, upon City Council's approval, is authorized to issue a purchase order to GCR Tires & Service for the annual supply of light truck, auto and police tires, as requested by Fleet, in an amount NOT-TO-EXCEED \$120,000.00 [Fleet/Central Garage Fund Acct. No. 661-000.000-110.400]. [NOTE: This is the second year of a two-year contract.]

- 180213** Contract/Utility Services Associates/Water Distribution Leak Detection Services
- Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a contract with Utility Services Associates for water distribution leak detection services, as requested by Utilities, in an amount NOT-TO-EXCEED \$151,528.00 [Water Fund Acct. No. 591-540.300-801.000].
- 180214** Agreement/Verizon/Wireless Cellular Devices/National Association of State Procurement Officials (NASPO) ValuePoint/Formerly Western State Contracting Alliance (WSCA)
- Resolution resolving that the Department of Purchases & Supplies, upon City Council's approval, is hereby authorized to enter into the National Association of State Procurement Officials (NASPO) ValuePoint Verizon Wireless Master Price Agreement No. 1907, for wireless cellular device services, as requested by Public Works & Utilities. [NOTE: Agreement is attached.]
- 180215** Contract/Fisher Contracting Co./Kearsley Dam Gate Repairs
- Resolution authorizing the proper city officials, upon City Council's approval, to enter into a contract with Fisher Contracting Co. for Kearsley Dam gate repairs, as requested by Utilities/Water Plant, in an amount NOT-TO-EXCEED \$322,100.00 [Water Fund Acct. No. 591-545.203-801.000].
- 180216** FY2018-2019/Budget Amendment/Transfer of Funds/Major Street Fund/Mowing Contracts
- Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to amend the 2018-2019 budget of the City of Flint to reflect the changes requested for the city's Major Street Fund, from the 202 Fund Balance to Acct. No. 202-449.201-801.000, for a total change of \$120,000.00. [NOTE: According to the Staff Review, the budget amendment is for securing contracts (for) mowing right-of-ways and intersections.]
- 180217** Contract/Boyd's Lawn & Landscaping/Mowing Abatement/Right-of-Ways
- Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a contract with Boyd's Lawn & Landscaping for mowing abatement of right-of-ways, in an amount NOT-TO-EXCEED \$30,000.00 for FY2018 and \$93,500.00 for FY2019, as requested by Street Maintenance [Major Street Fund Acct. No. 202-449.201-801.000 = \$30,000.00 for FY2018 and \$21,500.00 for FY2019, and Local Street Fund Acct. No. 203-449.201-801.000 = \$72,000.00 for FY2019.]
- 180218** Contract/Curtis Landscaping/Mowing Abatement/Right-of-Ways

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a contract with Curtis Landscaping for mowing abatement of right-of-ways, in an amount NOT-TO-EXCEED \$30,000.00 for FY2018 and \$93,500.00 for FY2019, as requested by Street Maintenance [Major Street Fund Acct. No. 202-449.201-801.000 = \$30,000.00 for FY2018 and \$21,500.00 for FY2019, and Local Street Fund Acct. No. 203-449.201-801.000 = \$72,000.00 for FY2019.]

180219 Contract/Forest Lawn Care/Mowing Abatement/Right-of-Ways

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a contract with Curtis Landscaping for mowing abatement of right-of-ways, in an amount NOT-TO-EXCEED \$30,000.00 for FY2018 and \$56,500.00 for FY2019, as requested by Street Maintenance [Major Street Fund Acct. No. 202-449.201-801.000 = \$30,000.00 for FY2018 and \$21,500.00 for FY2019, and Local Street Fund Acct. No. 203-449.201-801.000 = \$35,000.00 for FY2019.]

180220 Contract/Ground Effect, Inc./Mowing Abatement/Right-of-Ways

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a contract with Ground Effect, Inc. for mowing abatement of right-of-ways, in an amount NOT-TO-EXCEED \$30,000.00 for FY2018 and \$56,500.00 for FY2019, as requested by Street Maintenance [Major Street Fund Acct. No. 202-449.201-801.000 = \$30,000.00 for FY2018 and \$21,500.00 for FY2019, and Local Street Fund Acct. No. 203-449.201-801.000 = \$35,000.00 for FY2019.]

180221 Contract/Johnson & Anderson/Engineering Services/Northwest Pump Station Improvements

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a contract with Johnson & Anderson for northwest pump station improvements engineering services, as requested by Utilities/Water Pollution Control, in an amount NOT-TO-EXCEED \$99,941.00 [Sewer Fund Acct. No. 590-550.300-801.000.]

180222 Acceptance of Donated Asset/Hutto Texas Police Department/Five (5) Crown Victoria Cruisers

Resolution resolving that upon City Council's approval, city officials are hereby authorized to accept this donation of five (5) used police Crown Victoria cruisers from the Hutto Texas Police Department. [NOTE: The total estimated value of the donation is \$15,700.00.]

180223 City of Flint Support/Local Bridge Program Funding Applications/Michigan Department of Transportation (MDOT)/Local Share of Construction Costs

Resolution confirming the city's commitment to the proposed bridge projects

and ability to finance the five percent (5%) local share of construction costs from funding available in the 202 Major Street Fund, if the City is awarded funding for the proposed bridge projects. [NOTE: The City of Flint will submit applications to MDOT, which request that the following bridge projects be considered for funding under the Local Bridge Program: Fenton Road over the Thread Creek (replacement), Robert t Longway Boulevard over Gilkey Creek (rehabilitation), Grand Traverse Street over the Flint River (rehabilitation), and Franklin Avenue over the Gilkey Creek (preventive maintenance).

180224 Revenue Recognition/HB4321/State of Michigan/Money for Local Transportation Projects

Resolution resolving that the appropriate city officials, upon City Council's approval, do all things necessary to appropriate revenue and expense in the amount of \$917,246.00 in Major Street Fund Revenue Acct. No. 202-000.300-546.000 (\$696,573.80) and Local Street Fund Revenue Acct. No. 203-000.300-546.000 (\$220,672.20) and in Major Street Fund Expense Acct. No. 202-443.201-801.000 (\$86,000.00), Major Street Fund Expense Acct. No. 202-000.300-700.100 (\$610,573.80) and Local Street Fund Revenue Acct. No. 203-000.300-700.100 (\$220,672.20). [On March 20, 2018, Gov. Rick Snyder signed HB4321 into law that provides an additional \$175 million from the state's General Fund for transportation projects statewide. The city's portion is \$916,912.00.]

180225 Settlement/Pettigrew v City of Flint/Genesee County Circuit Court No. 17-108748

Resolution resolving that the Acting City Administrator hereby authorizes settlement of Zavier Pettigrew v City of Flint, Genesee County Circuit Court No. 17-108748, in the amount of \$1,500.00, in satisfaction of any and all claims arising out of said matter. Payment shall be drawn from appropriated funds in the Litigation & Suits Acct. No. 677-266.200-956.300.

180226 Charitable Gaming License/State of Michigan Lottery Charitable Gaming Division/Warrior International Foundation, Inc.

Resolution resolving that Warrior International Foundation, Inc. is recognized as a non-profit organization operating in the City of Flint for the purpose of obtaining a charitable gaming license as issued by the State of Michigan Lottery Charitable Gaming Division, relative to conducting charity and fundraising events, as allowed by Act 382 of the Public Acts of 1972, as amended.

180227 Public Hearing Date/Vacation of a Portion of an Alley (Buckham Alley)/Ward 5

Resolution resolving that a public hearing to consider the vacation of Buckham Alley from West Kearsley Street, adjacent to parcel no. 41-18-101-011 for a distance of 320 feet until its termination at West Union Street, adjacent to parcel no. 41-18-101-002, shall be held on the ----- day of ----- 2018, at 5:30 p.m. in the City Council Chambers, 3rd Floor, City

Hall, 1101 S. Saginaw Street, Flint, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than fifteen (15) days prior to said hearing.

180228 Public Hearing Date/Vacation of Forest Street/Vacation of a Portion of Mathews Street/Vacation of a Portion of Manning Court/Ward 7

Resolution resolving that all that is part of Forest Street from the northern portion of Forest Street, beginning at Robert T Longway Boulevard, adjacent to parcel no. 41-07-403-017 to its termination, adjacent to parcel no. 41-07-427-010, totaling 538 feet, as well as a portion of Mathews Street, beginning at Hunt Lane, adjacent to parcel no. 41-07-427-010, extending east to its termination, adjacent to parcel no. 41-07-403-039, totaling 382 feet, as well as a portion of Manning Court, beginning at Hunt Lane, adjacent to parcel no. 41-07-426-020, and extending east toward its termination, adjacent to parcel no. 41-07-427-011, totaling 75 feet, shall be held on the ----- day of ----- 2018, at 5:30 p.m. in the City Council Chambers, 3rd Floor, City Hall, 1101 S. Saginaw Street, Flint, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than fifteen (15) days prior to said hearing.

RESOLUTIONS (May Be Referred from Special Affairs)

180237 Settlement/City of Flint v. Michigan Timber & Truss, Inc./Genesee County Circuit Court Case No. 17-109356

Resolution resolving that the Acting City Administrator authorizes settlement, in the amount of \$51,464.43, in satisfaction of any and all claims arising out of the litigation matter of City of Flint v. Michigan Timber & Truss, Inc., Genesee County Circuit Court Case No. 17-109356, with the appropriate City Officials authorized to do all things necessary to amend the 2017-2018 adopted budget to recognize revenue in Acct. No. 101-253.204-439.000.

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

SECOND READING AND ENACTMENT OF ORDINANCES

180127.1 Amended Ordinance/Chapter 35 (Personnel)/Article VI (Personnel Code)/Section 35-112.4 (Adoption - Job Description and Qualifications City Administrator)

An amended ordinance to amend Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35-112.4 (Adoption - Job Description and Qualifications City Administrator). [NOTE: Ordinance amended to change the Position Description, Minimum Requirements (B), from "seven (7) years of increasingly responsible experience" to five (5) years.]

- 180151.3** Amended Ordinance/Chapter 50 (Zoning)/Article XXXI (Medical Marihuana Facilities Opt In Ordinance)/Section 50-183 (Medical Marihuana Facilities Opt In Ordinance)
- An amended ordinance to amend Chapter 50 (Zoning) of the Code of the City of Flint by the addition of Article XXXII (Medical Marihuana Facilities), Section 50-183 (Medical Marihuana Facilities Opt In Ordinance). [NOTE: Ordinance amended to add Medical Research Facility Definition and Exemption Information, to change minimum square feet for processing facilities from 10,000 to 3,000, and to provide for an exemption to the Genesee County River Trail.]
- 180152.1** Amended Ordinance/Chapter 12 (Business and Occupations Generally)/Article XVI (Medical Marihuana Facilities)/Section 12-95 (Standards for Medical Marihuana Facilities)
- An amended ordinance to amend Chapter 12 (Business and Occupations Generally) of the Code of the City of Flint by amending the title of Article XVI from "Medical Marihuana Provisioning Centers" to "Medical Marihuana Facilities", and by amending §12-95 (Standards for Medical Marihuana Facilities), consistent with the licenses and standards set forth in Chapter 50 (Zoning), Article XXXII (Medical Marihuana Facilities). [NOTE: Ordinance amended to change effective date to "immediately upon adoption".]
- 180153.1** Amended Ordinance/Chapter 50 (Zoning)/Article XXIX (Special Regulated Uses)/Sections 50-161 (Purpose), 50-163 (Locational Standards - Relationship to Similar Uses), 50-164 (Locational Standards - Relationship to Residential Area and Other Uses), and 50-169 (Zoning Districts Requirements for Special Regulated Uses)
- An amended ordinance to amend Chapter 50 (Zoning), Article XXIX, (Special Regulated Uses), of the Code of the City of Flint by amending §50-161 (Purpose), §50-163 (Locational Standards - Relationship to Similar Uses), §50-164 (Locational Standards - Relationship to Residential Area and Other Uses), and §50-169 (Zoning Districts Requirements for Special Regulated Uses) in light of the Special Regulated Uses "E", "F" and "G" set forth in Chapter 50 (Zoning), Article XXXII (Medical Marihuana Facilities). [NOTE: Ordinance amended to change effective date to "immediately upon adoption".]
- 180173** Amendment/Ordinance/Chapter 35 (Personnel)/Article VI (Personnel Code)/Section 35-112.6 (Adoption - Job Description and Qualifications Director of Department of Public Works)
- An ordinance to amend Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35-112.6 (Adoption - Job Description and Qualifications Director of Department of Public Works).
- 180174.1** Amended Ordinance/Chapter 35 (Personnel)/Article VI (Personnel Code)/Section 35-112.6 (Adoption - Job Description and Qualifications Deputy

Director of Department of Public Works)

An amended ordinance to amend Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35-112.6 (Adoption - Job Description and Qualifications Deputy Director of Department of Public Works). [NOTE: The ordinance was amended to include a new job description.]

FINAL COUNCIL COMMENTS

ADJOURNMENT