

City of Flint, Michigan

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



Meeting Agenda - Final

Wednesday, April 18, 2018

5:00 PM

Council Chambers

LEGISLATIVE COMMITTEE

Eva L. Worthing, Chairperson, Ward 9

Eric Mays, Ward 1

Santino J. Guerra, Ward 3

Jerri Winfrey-Carter, Ward 5

Monica Galloway, Ward 7

Maurice D. Davis, Ward 2

Kate Fields, Ward 4

Herbert J. Winfrey, Ward 6

Allan Griggs, Ward 8

Inez M. Brown, City Clerk

ROLL CALL**PROPOSED MEDICAL MARIHUANA FACILITIES ORDINANCE(S)
AMENDMENTS AS PASSED BY CITY COUNCIL**

A motion was made by Councilperson Mays, seconded by Councilperson Griggs, to change all square footage for Class A to 2,000 square feet; Class B to 5000 sq ft; Class C to 8000 sq ft; and structure minimum from 30,000 square feet to 9,000 sq ft. [with amendments made as needed within the three (3) proposed MMF ordinances]. The motion PASSED by a vote of 5:2 (Fields, Guerra) (Absent: Galloway, Worthing).

A motion was made by Councilperson Mays, seconded by Councilperson Griggs, to change all square footage from 1,000 square feet to 500 sq ft for facilities near churches or parks [with amendments made as needed within the three (3) proposed MMF ordinances]. The motion PASSED by a vote of 5:2 (Fields, Guerra) (Absent: Galloway, Worthing).

A motion was made by Councilperson Mays, seconded by Councilperson Fields, to add language to proposed Ordinance No. 180151.1, under the Merit Review Process, Subsection "D", to read "...and shall provide the final rubric for final approval...". The motion PASSED by a vote of 6:0 (Absent: Galloway, Griggs, Worthing)

A motion was made by Councilperson Mays, seconded by Councilperson Fields, to have the Merit Review Process - Scoring Panel include the City Clerk or the Clerk's designee. The motion PASSED by a vote of 6:0 (Absent: Galloway, Griggs, Worthing)

A motion was made by Councilperson Fields, seconded by Councilperson Guerra, to request that the Legal Department and Zoning Division make recommendations to City Council on a cap for the number of growing and processing centers. The motion PASSED by a vote of 6:0 (Absent: Galloway, Griggs, Worthing)

**PROPOSED MEDICAL MARIHUANA FACILITIES ORDINANCE(S)
AMENDMENTS AS TABLED BY CITY COUNCIL**

A motion was made by Councilperson Guerra, seconded by Councilperson Fields, to add Section "S" to Ordinance No. 180151.1, entitled "Condition of Licensure, Prohibition of Local Tax Subsidies and Abatements", to read, "No medical marihuana facility license shall be granted to an applicant, who is also receiving any form of local tax subsidy or abatement for the location of the proposed medical marihuana facility, without an exemption by way of resolution by the City Council and Mayor." The motion was TABLED to the April 18th Legislative Committee agenda by a vote of 7:0 (Absent: Galloway, Worthing)

A motion was made by Councilperson Mays, seconded by Councilperson Fields, to table a proposed amendment adding Medical Research Facility Definition and Exemption information to Ordinance No. 180151.1, with Councilperson Mays adding the word "valid" before instances of "Michigan-licensed physician". The motion was TABLED to the April 18th Legislative Committee agenda by a vote of 5:0 (Absent: Guerra, Galloway, Griggs, Worthing)

A motion was made by Councilperson Mays, seconded by Councilperson Fields, to add language to proposed Ordinance No. 180151.1, under the Security Section a requirement that all growing, processing and provisioning centers are staffed 24-hours per day, with a minimum of one (1) security personnel at all times at their own expense. The motion was TABLED to the April 18th Legislative Committee agenda by a vote of 6:0 (Absent: Galloway, Griggs, Worthing)

ORDINANCES

180127.1 Amendment/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) 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.

Held over from the April 9, 2018 City Council meeting due to lack of a quorum

180151.1 Amended Ordinance/Amendment/Ordinance/Chapter 50 (Zoning)/Article XXXI (Medical Marihuana Facilities Opt In Ordinance)/§50-183 (Utitled)

An amended ordinance to amend Chapter 50 (Zoning) of the Code of the City of Flint by the addition of Article XXXI (Medical Marihuana Facilities Opt In Ordinance), §50-183 (Utitled). [NOTE: Resolution amended to change boundary/location distances and add merit review information.]

Ordinances 180151.1, 180152 and 180153 were held over from the April 12, 2018 Special City Council meeting as no action was taken.

180152 Amendment/Ordinance/Chapter 12 (Business and Occupations Generally)/Article XVI (Medical Marihuana Facilities)/Section 12-95 (Standards for Medical Marihuana Facilities)

An 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** Amendment/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 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** Amendment/Ordinance/Article VI/Chapter 35 (Personnel)/Section 35-112.6 (Adoption-Job Description & Qualifications)/Director of (the) Department of Public Works

An ordinance to amend the Flint City Code of Ordinances by adopting Article VI, Chapter 35 (Personnel); Section 35-112.2 (Adoption - Job Description and Qualifications), Director of (the) Department of Public Works.

Held over from the April 9, 2018 City Council meeting due to lack of a quorum

- 180174.1** Amendment/Ordinance/Article VI/Chapter 35 (Personnel)/Section 35-112.6 (Adoption-Job Description & Qualifications)/Deputy Director of (the) Department of Public Works

An amendment to the ordinance to amend the Flint City Code of Ordinances by adopting Article VI, Chapter 35 (Personnel); Section 35-112.2 (Adoption - Job Description and Qualifications), Deputy Director of (the) Department of Public Works. [NOTE: The ordinance was amended to include a new job description.]

Held over from the April 9, 2018 City Council meeting due to lack of a quorum

DISCUSSION ITEMS

- 170028** Referral/Tax Breaks/Home-Based Businesses

Referral by Councilperson Mays to ADMIN, re: He would like to know if the current Administration has considered or is working toward offering tax breaks to city residents with home-based businesses, as well as asks that the City Council consider creating specific legislation in this regard. [Referral Action Date: 1/09/2017 @ City Council Meeting.]

- 170386** Ordinance Drafts/Water Bills
- Referral by Councilperson Mays to MAYOR/ADM/LAW/: He would like two ordinances drafted for the council to review: 1. water lien relief, and 2. a limit on how far the city can go back in trying to collect past due water bills that have been estimated. [Referral Action Date: 7/6/2017 @ Finance Committee Meeting.]
- 170432** Discussion Item/Emergency Manager Orders
- A discussion item as requested by Councilpersons Mays, re: He would like to discuss the Emergency Manager orders in general, and specifically the order regarding allocation of space within City Hall. [Referral Action Date: 7/24/2017 @ Special Affairs Committee Meeting.]
- 170443** Discussion Item/Fund for High Water Bill Assistance
- Discussion Item proposed by Councilperson Mays: He would like to discuss setting aside \$200,000.00 to \$300,000.00 to help constituents with high water bills. [Referral Action Date: 8/9/2017 @ Governmental Operations Committee Meeting.]
- 170446** Discussion Item/Ordinance Amendment/Landlord Protection/Water Bills
- Discussion Item proposed by Councilperson Galloway: She would like to add a discussion item to the Legislative Agenda to talk about an ordinance amendment to protect landlords from tenants who steal or don't pay for water. [Referral Action Date: 8/9/2017 @ Governmental Operations Committee Meeting.]
- 170603** Discussion/Potential Ordinance/One-Time Leak Adjustment
- Councilperson Eric Mays would like to discuss a proposed one-time leak adjustment ordinance. [Referral Action Date: 12/6/2017 @ Legislative Committee Meeting.]
- 180017** Discussion Item/Home Business Ordinance
- Discussion item proposed by Councilperson Mays, re: He would like a discussion of the Home Business Ordinance on the next Legislative Agenda. [Referral Action Date: 1/3/2018 @ Governmental Operations Committee Meeting.]
- 180079** Referral/Repealing/Amending Emergency Manager Orders
- A referral from Councilperson Fields to LAW, re: She would like to discuss the process of amending/appealing Emergency Manager Orders. [Referral Action Date: 2/21/2018 @ Finance Committee Meeting.]

- 180093 Discussion Item/Water Fund
- A discussion item as requested by Councilperson Mays regarding the City's Water Fund.
- 180162 Referral/Lobbyist Definition
- A referral as requested by Councilperson Fields to LAW: she would like a definition of lobbyist and what the requirements are to be one. [Referral Action Date: 3/22/2018 @ Legislative Committee Meeting.]
- 180163 Referral/Flint River Nature Trails
- A referral to as requested by Councilperson Mays to LAW/PLANNING & DEVELOPMENT: He would like to know if nature trails along the Flint River have been deeded and if they can be used as parkland. [Referral Action Date: 3/22/2018 @ Legislative Committee Meeting.]

NEW BUSINESS

ADJOURNMENT