

City of Flint, Michigan

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



Meeting Agenda - Final

Monday, November 25, 2019

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 AND/OR ADDITIONS TO AGENDA

Council shall vote to adopt any amended agenda.

PRESENTATION OF MINUTES**PUBLIC HEARINGS****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.

COUNCIL RESPONSE

Per the amended Rules Governing Meetings of the Council (as adopted by the City Council on Monday, June 12, 2017), Councilpersons may respond to any public speaker, but only one response and only when all public speakers have been heard. Individual council response is limited to two minutes and is subject to all rules of decorum and discipline.

COMMUNICATIONS**APPOINTMENTS**

190480

Appointment/Ethics & Accountability Board/Zack Lessner

Resolution resolving that 8th Ward Flint City Councilperson Allan Griggs hereby appoints Zack Lessner (1813 Lincoln Drive, Flint, MI 48503) to the Ethics and Accountability Board to serve the remainder of a four (4)-year term, commencing November 25, 2019, and expiring June 25, 2022. [By way of background, Mr. Lessner is replacing John Daly III, who resigned from the Board effective November 12, 2019.]

APPOINTMENTS (May Be Referred from Special Affairs)

190478 Mayoral Appointment/City Administrator/Clyde D. Edwards

Resolution resolving that the Flint City Council approves the recommendation by Mayor Sheldon A. Neeley to appoint Clyde D. Edwards as City Administrator, at an annual compensation rate of \$90,000.00, with such earnings paid from Salary and Wages Acct. No. 101-172.100-702.000.

190481 Appointment/Ethics and Accountability Board/Joseph Pettigrew

Resolution resolving that 9th Ward Flint City Councilperson Eva L. Worthing hereby appoints Joseph Pettigrew 3214 Cheyenne Avenue, Flint, Michigan, 48507) to the Ethics and Accountability Board for the remainder of a six-year term of office, commencing November 25, 2019, and expiring June 25, 2024. [NOTE: By way of background, Bob Gallagher resigned from his position on the EAB Board effective October 30, 2019.]

RESOLUTIONS

190394 Sale of Properties/Acquired from the Genesee County Treasurer

Resolution resolving that the Flint City Council authorizes the appropriate City Officials to do all things necessary to facilitate the sale of the following properties in the following amounts: 6722 Fleming Road, Flint, for \$1,000.00. [NOTE: The Flint City Council adopted a policy, Resolution No. 180627, on April 8, 2019, entitled "City of Flint Policy of Disposition of Acquired Genesee County Treasurer Properties," to handle the sale of such properties.]

190477 CO#1/Wade Trim, Inc./Construction Engineering Services/Atherton Road/Dupont Street

Resolution authorizing the Department of Purchases and Supplies to issue change order #1 to Wade Trim, Inc. for Construction Engineering Services for Atherton Road and Dupont Street, to change the account from the Tiger Grant (296-446.300-810.000), to the Major Street Fund Acct. No. 202-441.702-801.000, as requested by Transportation. [NOTE: The Department of Purchases & Supplies was authorized to issue a purchase order to Wade Trim, Inc. for construction engineering services for Atherton Road and Dupont Street in an amount NOT-TO-EXCEED \$3,304,735.00. The remaining money (\$1,180,000.00) is still allocated from the Water Infrastructure Improvements for the Nation (WIIN) and Major Street funds.]

RESOLUTIONS (May Be Referred from Special Affairs)

- 180590** Approval/City of Flint Statement of Policy/Anti-Bullying
- Resolution resolving that the Flint City Council agrees to adopt the Anti-Bullying Policy, as requested by Human Resources.
- 180591** Approval/City of Flint Statement of Policy/Harassment and Discrimination in the Work Place/Complaint Procedure
- Resolution resolving that the Flint City Council agrees to adopt the Harassment and Discrimination in the Work Place Policy, and Complaint Procedure, as requested by Human Resources. [NOTE: Policy last adopted on April 22, 2015.]
- 190011** Approval/City of Flint Statement of Policy/Alcohol & Drug Free Workplace & Testing Policy
- Resolution resolving that the Flint City Council agrees to adopt the Alcohol & Drug Free Workplace & Testing Policy, as requested by Human Resources.
- 190393** Sale of Properties/Acquired from the Genesee County Treasurer
- Resolution resolving that the Flint City Council authorizes the appropriate City Officials to do all things necessary to facilitate the sale of the following properties in the following amounts: 1710 W. Home Avenue, Flint, for \$1,000.00. [NOTE: The Flint City Council adopted a policy, Resolution No. 180627, on April 8, 2019, entitled "City of Flint Policy of Disposition of Acquired Genesee County Treasurer Properties," to handle the sale of such properties.]
- 190454** Budget Amendments/Transfer of Funds/Water Fund/Sewer Fund/Unfunded Positions
- Resolution resolving that the appropriate city officials are authorized to do all things necessary to process a budget amendment to the FY2020 adopted budget allocating funds from 591 Water Fund balance in the amount of \$166,833.71 to the following personnel accounts: Wages & Standby Pay Acct. No. 591-540.100-702.000 = \$90,678.72; Direct Fringes Acct. No. 591-540.100-719.000 = \$8,161.08; Indirect Fringes Acct. No. 591-540.100-719.200 = \$14,498.22; and Defined Benefit Acct. No. 591-540.100-719.150 = \$53,495.69; AND, allocating funds from 590 Sewer Fund balance in the amount of \$166,833.71 to the following personnel accounts: Wages & Standby Pay Acct. No. 590-540.100-702.000 = \$90,678.72; Direct Fringes Acct. No. 590-540.100-719.000 = \$8,161.08; Indirect Fringes Acct. No. 590-540.100-719.200 = \$14,498.22; and Defined Benefit Acct. No. 590-540.100-719.150 = \$53,495.69, as requested by Water and Sewer. [NOTE: The positions of Water Distribution and Sewer Maintenance Supervisor were inadvertently removed from the current fiscal year budget and are critical to the operation of these departments.]

190476 Contract/August Construction Services/50/50 Sidewalk Replacement Program

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into [change order #1] with August Construction Services for additional 50/50 sidewalk replacement, and to repairs [sidewalks] upheaved by tree roots, as requested by Transportation, in an amount NOT-TO-EXCEED \$168,760.00, and a revised aggregate amount of \$238,760.00 [Major Street Fund Acct. No. 202-449.213-801.000 = \$50,000.00 and Local Street Fund Acct. No. 203-449.213-801.000 = \$118,760.00.]

190482 Elimination/\$75.00 Shut-Off Fee/Water Customers

Resolution resolving that the Flint City Council authorizes the appropriate City Officials to do all things necessary to eliminate the \$75.00 shut-off fee for water customers who have delinquent water bills.

LIQUOR LICENSES**INTRODUCTION AND FIRST READING OF ORDINANCES****INTRODUCTION AND FIRST READING OF ORDINANCES (May Be Referred from S.A.)****190323** Amendment/Ordinance/Chapter 2 (Administration)/Article XXIII (Ethics and Accountability Board/Sections 2-178 to 2-183 (Ethics and Accountability Board By-Laws)

An ordinance to amend the Flint City Code of Ordinances by amending Chapter 2 (Administration) by the addition of Article XXIII (Ethics and Accountability Board, Sections 2-178 to 2-183 (Ethics and Accountability Board By-Laws).

190439.1 Amended Ordinance/Amendment/Chapter 12 (Business and Occupations Generally)/Sections 12-273 through 12-283

An amended ordinance to amend the Code of Ordinances for the City of Flint by amending Chapter 12 (Business and Occupations Generally), by the addition of (Article XXX), Sections 12-273 through 12-283 concerning Surveillance Cameras Required for Certain Businesses. [NOTE: Ordinance amended by Administration.]

190479 Amendment/Ordinance/Article VI/Chapter 35 (Personnel)/Section 35-112.15 (Adoption-Job Description & Qualifications)/Chief of Police

An ordinance to amend the Flint City Code of Ordinances by adopting Article VI, Chapter 35 (Personnel); Section 35-112.15 (Adoption - Job Description and Qualifications), Chief of Police.

SECOND READING AND ADOPTION OF ORDINANCES

FINAL COUNCIL COMMENTS

ADJOURNMENT

RESOLUTION: 190480

PRESENTED: 11-20-19

ADOPTED:

**RESOLUTION OF APPOINTMENT
TO THE ETHICS & ACCOUNTABILITY BOARD**

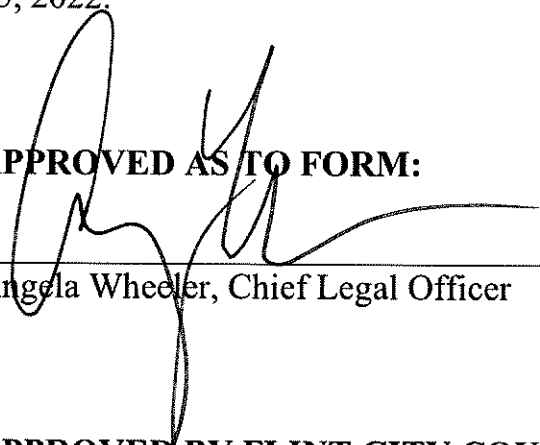
BY THE CITY COUNCIL:

WHEREAS, John Daly III resigned his position on the Ethics & Accountability Board, effective November 12, 2019; and

WHEREAS, 8th Ward Councilman Allen Griggs recommends the appointment of Zack Lessner (1813 Lincoln Drive, Flint, MI 48503) to fill Mr. Daly's unexpired term.

THEREFORE, BE IT RESOLVED that the Flint City Council approves the appointment of Zack Lessner to serve Mr. Daly's remaining four-year term on the Ethics and Accountability Board, commencing November 25, 2019, and expiring June 25, 2022.

APPROVED AS TO FORM:



Angela Wheeler, Chief Legal Officer

APPROVED BY FLINT CITY COUNCIL:



Janell Johnson <jjohnson@cityofflint.com>

Ward 8 EAB Nominee

1 message

Allan Griggs <agriggs@cityofflint.com>
 To: Janell Johnson <jjohnson@cityofflint.com>

Tue, Nov 19, 2019 at 1:35 PM

Zack Lessner
 1813 Lincoln Dr 48503

Resume attached

ZACK LESSNER

Flint, Michigan 48503 | (810) 955-2052 | RealtorZackL@gmail.com

Professional Summary

Talented business leader offering skill in strategic business planning and team development. With nearly 20 years as a self employed Realtor & Investor, I'm a natural self starting and results oriented leader. Articulate, forward-thinking and resourceful in meeting unique needs.

Skills

- Relationship building
- Business analysis
- Strategic planning
- Negotiation
- Contract Management
- Client service
- Delegation
- Budget development
- Conflict resolution

Work History

<p>Owner Oxblood Finery – Flint, MI -Internet clothing (vintage to retail) sales</p>	<p>06/2008 to Current</p>
<p>Realtor / Real Estate Investor New Michigan Realty – Fenton, MI -Retail residential real estate sales as a Realtor for Genesee county -Real estate investing throughout southeastern Michigan</p>	<p>08/2000 to Current</p>
<p>Operator Engineer Journeyman - Local 324 Mersino Dewatering Inc. – Davison, MI -Operator Engineer Local 324 Journeyman card carrying member</p>	<p>08/2011 to 03/2013</p>

Tool Engineer

05/2006 to 11/2010

Chrysler - GEMA Engine Plant – Dundee, MI

- Requisitioned replacement tools, parts and equipment

Education

High School Diploma

06/2000

Kearsley High School - Flint, MI

Business Administration And Management

Charles Stewart Mott Community College - Flint, MI

Church youth leader

-New Haven Baptist church Burton, MI

-Sunday and Wednesday lessons, preaching, mentoring

--
Allan

190394

RESOLUTION NO: _____

PRESENTED: 9-23-2019

ADOPTED: _____

**RESOLUTION AUTHORIZING THE SALE OF PROPERTIES ACQUIRED BY
THE CITY OF FLINT FROM THE GENESEE COUNTY TREASURER**

BY THE FLINT CITY COUNCIL:

The Flint City Council adopted Resolution 170588.1 on December 13, 2017, to keep seven (7) properties that were scheduled to be transferred to the Genesee County Treasurer; and

The Flint City Council adopted a policy, Resolution No. 180627, on April 8, 2019, entitled "City of Flint Policy of Disposition of Acquired Genesee County Treasurer Properties" to handle the sale of such properties.

IT IS RESOLVED, that the Flint City Council authorizes the appropriate City Officials to do all things necessary to facilitate the sale of the following properties in the following amounts:

_____ 6722 Fleming Road for \$1,000.00.

APPROVED AS TO FORM:

APPROVED AS TO FINANCE:

Angela Wheeler
Chief Legal Officer

Tamar Lewis
Deputy Finance Director

Karen W. Weaver, Mayor

Herbert J. Winfrey, Council President

RESOLUTION NO.: 190477

PRESENTED: 11-20-19

ADOPTED: _____

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT
WITH WADE TRIM, INC. FOR CONSTRUCTION ENGINEERING SERVICES
FOR ATHERTON ROAD AND DUPONT STREET**

BY THE MAYOR:

On June 24, 2019, the Department of Purchases and Supplies was authorized to issue a purchase order to Wade Trim, Inc. for construction engineering services for Atherton Road and Dupont Street – Tiger Grant, as requested by the Water Plant; and

The Department of Purchases and Supplies is requesting a change order to the contract with Wade Trim, Inc. in order to change the contract account number only from TIGER Grant Acct. No. 296-446.300-801.000 to Acct. No. 202-441.702-801.000. There is no change in dollar amount.

IT IS RESOLVED, that the proper City Officials are authorized to enter into change order #1 to the contract with Wade Trim, Inc. for construction engineering services for Atherton Road and Dupont Street in order to change the account number from TIGER Grant 296-446.300-801.000 to Acct. No. 202-441.702.801.000, with no change in dollar amount.

APPROVED BY PURCHASING:

APPROVED AS TO FINANCE:

Joyce A. McClane, Purchasing Mgr.

Tamar Lewis, Deputy Finance Director

APPROVED AS TO FORM:

Angela Wheeler, Chief Legal Officer

Sheldon A. Neeley, Mayor

Monica Galloway, City Council President

CHANGE ORDER

RESOLUTION NO: 190244

RESOLUTION DATE: June 24, 2019

CONTRACTOR: Wade Trim
NAME OF PROJECT: CE Services for Atherton Rd. & Dupont St.

The following changes are hereby made to the contract document:

Change order #1 - changed account number only, no change in dollar amount. Changed from TIGER Grant 296-446.300-801.000 to account 202-441.702-801.000

CHANGE TO CONTRACT PRICE

ORIGINAL AMOUNT: Resolution: \$ 2,124,735.00 19-039

CURRENT CONTRACT PRICE ADJUSTED BY PREVIOUS CHANGE ORDERS: \$ -

THE CONTRACT AMOUNT DUE TO THIS CHANGE ORDER WILL BE INCREASED BY: - 19-039A

THE NEW CONTRACT PRICE DUE TO THIS CHANGE ORDER WILL BE: \$ 2,124,735.00

ACCEPTED:

CONTRACTOR

FIRM: Wade Trim

BY: _____

TITLE: _____

ADDRESS: _____

THE CITY OF FLINT
A MUNICIPAL CORPORATION

APPROVED AS TO FORM:



Angela Wheeler
Chief Legal Officer

Sheldon Neeley, Mayor

190244

BID # (19000571)

SUBMISSION NO

PRESENTED

6-24-2019

ADOPTED

6-24-2019

BY THE CITY ADMINISTRATOR

**RESOLUTION TO WADE TRIM FOR CONSTRUCTION ENGINEERING SERVICES FOR
ATHERTON ROAD AND DUPONT STREET - TIGER GRANT**

RESOLUTION

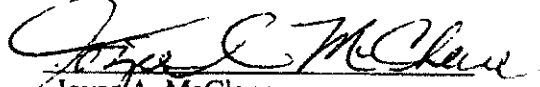
The Department of Purchases and Supplies has solicited a proposal for **Construction Engineering Services for Atherton Road and Dupont Street - Tiger Grant**, as requested by the Water Plant; and

Wade Trim, Inc., 555 S. Saginaw Street, Suite 201, Flint, Michigan was the sole responsive bidder for said requirements. Funding for said services will come from the following accounts: 496-554.000-801.052 FEPA18WIIN-1 (\$315,000.00); 496-555.000-801.052 FEPA18WIIN-1 (\$735,000.00); 202-449.200-801.000 (\$130,000.00) and ~~296-446.300-801.000~~ ~~EDOT16-TIGER~~ (\$2,124,735.00); and

202-441.702-801.000
TIP Acct
Funds

IT IS RESOLVED, Department of Purchases and Supplies is authorized to issue a purchase order to **Wade Trim, Inc.** for **Construction Engineering Services for Atherton Road and Dupont Street - Tiger Grant** in an amount not to exceed **\$3,304,735.00**. (Water Infrastructure Improvements for the Nation (WIIN) Grant, Major Street Fund, plus Tiger Grant Funds.

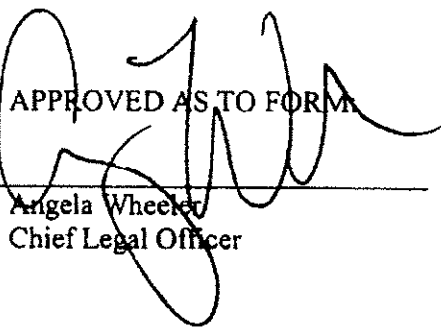
APPROVED PURCHASING DEPT.


Joyce A. McClane
Purchasing Manager

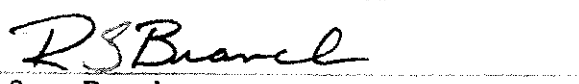
APPROVED AS TO FINANCE

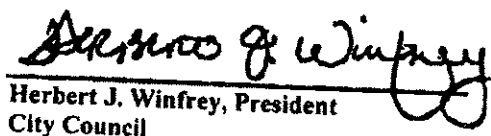

Tamar A. Lewis
Deputy Finance Director

APPROVED AS TO FORM


Angela Wheeler
Chief Legal Officer

APPROVED AS TO FINANCE:


Steve Branch
City Administrator


Herbert J. Winfrey, President
City Council

Contract Change Order Routing

TO: Contract Signatories
FROM: **Department of Public Works**
SUBJECT: CONTRACT Change Order FOR APPROVAL

This Contract Change Order has been forwarded to you for your respective review and approval.

Date recorded: November 13, 2019 No. 19-0153

** All documents should be reviewed within three (3) working days after receipt by your office.

Contractor:

Wade Trim

Contract Content: C.O. #1 - Construction Engineering services - Atherton Rd. and Dupont St., changed account number only, no change in dollar amount

\$0.00

The attached change order is submitted to the Legal Dept. for approval as to form only:

The **Legal Department** reviewed this **CONTRACT CHANGE ORDER**, as to form and by signing this form approves as to **FORM ONLY**.

Review and Approval:	<u>IN</u>	<u>OUT</u>	<u>Approval</u>
1. City Attorney (Form Only):	<u>11/13</u>	<u>11-13</u>	<u>AW</u>
2. City Administrator:	<u> </u>	<u> </u>	
4. Vendor	<u> </u>	<u> </u>	

*** Please call Kathryn, ext. 2625, Thank You. ***