

City of Flint, Michigan

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



Meeting Agenda - Final

Monday, September 23, 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****190345.6** Public Hearing/OPRA Application/Fraser Flint, L.L.C.

A public hearing to consider an Obsolete Property Rehabilitation Exemption Certificate application for Fraser Flint, L.L.C. concerning real property located at 2957 Carr Street, Flint, Michigan, and to allow the owners and other interested parties the opportunity to appear and be heard relative to said application.

190370.6 Public Hearing/Ordinance No. 190370

A public hearing for Ordinance No. 190370, an ordinance to amend the Flint City Code of Ordinances by amending Chapter 18 (Taxation; Funds; Purchasing), Article I (In General), Section 18-4.1 (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons) by the addition of Subsection (DD) concerning Clark Commons II LDHA, LCC, A Limited Liability Corporation (Clark Commons II). [NOTE: Adopted ordinance to become effective immediately upon publication.]

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.

PETITIONS AND UNOFFICIAL COMMUNICATIONS

COMMUNICATIONS (from Mayor and Other City Officials)

ADDITIONAL COMMUNICATIONS

APPOINTMENTS

APPOINTMENTS (May Be Referred from Special Affairs)

190197 Reappointment/Hurley Board of Managers/Dr. Ronald Stewart/Ward 2

Resolution resolving that the Flint City Council approves the reappointment of Dr. Ronald Stewart (2425 Welch Blvd., Flint, MI 48504 - Ward 2) to a five-year term on the Hurley Board of Hospital Managers, commencing May 15, 2019, and expiring April 30, 2024, as recommended by Mayor Karen W. Weaver.

RECONSIDERATION

[NOTE: During the September 4, 2019 Committee meetings, Administration requested that City Council AMEND Reso No. 190365, Resolution to Ferguson Waterworks for Water Main and Service Connection Parts, to change it from a purchase order to a contract. City Council then approved Reso No. 190365.1 at its regular meeting on September 9, 2019. Admin is now asking that the resolution be returned to its original status as a purchase order to Ferguson Waterworks. The resolution AS ADOPTED is presented here for Council's (re)consideration.]

190365.1 Amendment/Contract/Ferguson Waterworks/Water Main & Service Connection Parts

Amended resolution resolving that the Department of Purchases & Supplies is authorized to enter into a contract with Ferguson Waterworks, as requested by the Water Service Center, in an amount NOT-TO-EXCEED \$120,000.00 [Water Fund Acct. No. 591-540.202-726.000]. [NOTE: Resolution amended to

change it from a purchase order to a contract.]

RESOLUTIONS

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.
- 190345.1** Approval/Obsolete Property Rehabilitation Exemption Certificate/2957 Carr Street
- Resolution resolving that the Flint City Council hereby approves and grants a 12-year Obsolete Property Rehabilitation Exemption for the real property, excluding land, located within the 2957 Carr Street District, beginning after project completion and continuing for a 12-year period, as requested by the Community and Economic Development.
- 190376** Sale of Properties/Acquired from the Genesee County Treasurer
- Resolution resolving that the Flint City Council is authorized to do all things necessary to approve the sale of the following properties in the following amounts: Jefferson School, 5306 North Street, Flint, for \$1,000.00. [NOTE: The Flint City Council adopted a policy, Resolution No. 180627, on April 8, 2019, entitled "Disposition of Acquired Genesee County Treasurer Properties," to handle the sale of said property.]
- 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.]

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.]

190395 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: 1113 W. Hamilton Avenue, Flint, for \$100.00. [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.]

190396 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: 1814 W. Hobson Avenue, Flint, for \$500.00. [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.]

190397 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: 1901 Laurel Oak Drive, 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.]

190398 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: 1736 W. Hobson 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.]

190401 Grant Acceptance/Budget Amendment/Michigan Department of Environment, Great Lakes, and Energy (EGLE)/Service Line Replacement Project

Resolution resolving that the appropriate City Officials are authorized to do all

things necessary to amend the \$29,000,000.00 Service Line Replacement grant award and accept the \$7,700,000.00 additional State funds, for a revised total grant amount of \$36,700,000.00, with the proper revenue and expenditures and roll forward any future fiscal years, and abide by the terms and conditions of the grant from the Michigan Department of Environment, Great Lakes, and Energy (EGLE), under Grant Code SDEQ-18LEAD1, for the Service Line Replacement Project.

190403 Detroit Salt Co./Bulk Salt

Resolution resolving that the Department of Purchases and Supplies, upon City Council's approval, is hereby authorized to issue a purchase order to Detroit Salt Co. for bulk salt, as requested by Transportation in an amount NOT-TO-EXCEED \$300,000.00 [Major Street Fund Acct. No. 202-449.203-726.000 = \$150,000.00 and Local Street Fund Acct. No. 203-449.203-726.000 = \$150,000.00]. [NOTE: The purchase of bulk salt for FY2019-2020 is a cooperative effort with the Genesee County Road Commission.]

190404 Contract/Sorensen Gross Construction Co./East Pump Station Pump Replacement

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to enter into a contract with Sorensen Gross Construction Co. for pump replacement at the East Pumping Station, in an amount NOT-TO-EXCEED \$515,000.00, as requested by Utilities/Water Pollution Control [Sewer Fund Acct. No. 590-550.300-801.000].

190405 MDOT Contract No. 19-5400/Michigan Department of Transportation (MDOT)Reconstruction Work/Saginaw Street/Court Street to the Flint River

Resolution resolving that the appropriate city officials are authorized to do all things necessary to enter into MDOT Contract No. 19-5400 (Job No. 130632PE) for the purpose of fixing the rights and obligations of the parties in agreeing to the preliminary engineering activities for the reconstruction work along Saginaw Street from Court Street to the Flint River, and all together with necessary related work, in the amount of \$185,180.01, AND, resolving that Mayor Karen W. Weaver is the duly authorized city official authorized to sign MDOT Contract No. 19-5400, Job No. 130632PE, on behalf of the City of Flint [Major Street Acct. No. 202-441.702-801.000.] [NOTE: The contract is for fixing the rights and obligations of the parties in agreeing to the preliminary engineering activities for the reconstruction work along Saginaw Street, from Court Street to the Flint River, together with any necessary related work.] [NOTE: The City of Flint's obligation for the work totals \$175,180.01.]

190406 Grant Acceptance/Budget Amendment/Transfer of Funds/U.S. Department of Health & Human Services (DHHS)Michigan State University/Flint Lead Exposure Registry Grant

Resolution resolving that the appropriate city officials, upon City Council's

approval, are hereby authorized to do all things necessary to accept the Flint Lead Exposure Registry grant, to amend the FY2020-2021 adopted budget, to appropriate the funding for revenue and expenditures in future fiscal years, as long as funds are available from the funder, and to abide by terms and conditions of the grant from Michigan State University, through a grant awarded by DHHS, in the amount of \$43,391.00, for a cumulative total of \$80,277.00, under Grant Code FFLEXR-MSU19, as requested by the Mayor's Office. [NOTE: The city was awarded grant funding from DHHS in the amount of \$18,418.00 for FY2018 and \$18,418.00 FY2019. The amount for FY2020 was increased to \$43,391.00.]

190407 Budget Amendment/Transfer of Funds/General Fund

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to amend the FY2019-2020 budget of the City of Flint to reflect the changes requested above the city's General Fund (101), for a total change of \$75,000.00.

190408 Contract/Vanguard Utility Service, Inc./Water Meters/Installation Services/New Cellular Remote Read Water Meters

Resolution resolving that the proper city officials, upon City Council's approval, are authorized to include executing a contract to Vanguard Utility Service, Inc. for water meters and installation services to install new cellular remote read water meters at all residential accounts, as requested by Public Works/Utilities, in an amount NOT-TO-EXCEED \$2,221,216.00 [Water Infrastructure Improvements for the Nation (WIIN) Grant Fund Acct. No. 496-556.000-801.061.] [NOTE: City Council approved a separate purchase order to Vanguard Utility Service, Inc. for said work in Resolution No. 190316. This resolution just adds a contract -- there is no change to the budget.]

190409 Contract/Reliance Building Co./Design/Procurement/Construction Start-Up Services/Distribution System Water Quality Monitoring Panels

Resolution resolving that the proper city officials, upon City Council's approval, are authorized to include executing a contract to Reliance Building Co. for design/procurement/construction start-up services-distribution system water quality monitoring, as requested by Public Works/Utilities, in an amount NOT-TO-EXCEED \$374,400.00, contingent upon funding from the State of Michigan. [Water Infrastructure Improvements for the Nation (WIIN) Grant Fund Acct. No. 496-557.000-801.062.] [NOTE: City Council approved a separate purchase order to Reliance Building Co. for said work in Resolution No. 190317. This resolution just adds a contract -- there is no change to the budget.]

190415 Public Hearing/Consolidated Annual Performance and Evaluation Report (CAPER)

Resolution resolving that the Department of Planning and Development, Division of Community and Economic Development, will hold a public hearing on Monday, October 14, 2019, at 5:30 p.m., in the City Council Chambers,

1101 S. Saginaw Street, Flint, Michigan, to allow review and receive public comment on the Consolidated Annual Performance and Evaluation Report (CAPER).

LIQUOR LICENSES

INTRODUCTION AND FIRST READING OF ORDINANCES

190411 Ordinance/Chapter 12 (Business and Occupations Generally)/Article XVI (Medical Marihuana Facilities)/Addition of Section 12-96

An ordinance to amend the Flint City Code of Ordinances by amending Chapter 12 (Business and Occupations Generally) by adding Article XVI, Section 12-96 (Prohibition of Recreational Marihuana Facilities).

INTRODUCTION AND FIRST READING OF ORDINANCES (May Be Referred from S.A.)

190239 Amendment/Ordinance/Chapter 46 (Utilities)/Article V (Wastewater Disposal Regulations)/Division I (Use of Storm Sewers)

An ordinance to amend the Flint City Code of Ordinances by amending Chapter 46 (Utilities), Article V (Wastewater Disposal Regulations), Division I (Use of Storm Sewers), by adding new sections 46-125 through 46-150.

190323 Amendment/Ordinance/Chapter ____/Article ____/_/_____/Add Section ____ (Ethics and Accountability Board By-Laws)

An ordinance to amend the Flint City Code of Ordinances by amending Chapter _____, Article _____, _____, by adding Section _____ (Ethics and Accountability Board By-Laws).

190412 Ordinance/Amendment/Chapter 50 (Zoning)/Communities First, Inc./1207 North Ballenger Highway/PC 19-346/Ward 6

Ordinance to amend Chapter 50 (Zoning) of the Code of the City of Flint as requested by Communities First, Inc. (PC 19-346), for a zoning change for the property of 1207 North Ballenger Highway (Parcel ID 40-11-155-014) legally described as THE HIGHLANDS LOTS 144 THRU 147; ALSO LOTS 160 THRU 165 INCL., from "D-2" Neighborhood Business District to "D-5" Metropolitan Commercial Service District. [Planning Commission recommends APPROVAL.]

190413 Ordinance/Amendment/Chapter 50 (Zoning)/SecureCann LLC/2502 South Dort Highway/PC 19-344/Ward 9

Ordinance to amend Chapter 50 (Zoning) of the Code of the City of Flint as requested by SecureCann LLC (PC 19-344), for a zoning change for the property of 2502 South Dort Highway (Parcel ID 41-20-278-030) legally described as UNPLATTED PART OF THE NE 1/4 OF SEC 20, T7N, R7E,

DESC AS: BEG AT A PT ON E LINE OF SD SEC, N 0 DEG 28' 0" E, 1199.82 FT FROM THE E 1/4 COR OF SD SEC; TH N 88 DEG 19' 0" W, 350 FT; TH N 0 DEG 28' 0" E, 57.50 FT; TH S 88 DEG 19' 0" E, 350 FT TO THE E SEC LINE; TH ALG SD LINE 0 DEG 28' 0" W, 57.50 FT TO POB, from "D-6" General and Highway Commercial Services District to "E" Heavy Commercial Limited Manufacturing District. [Planning Commission recommends DENIAL.]

SECOND READING AND ADOPTION OF ORDINANCES

190370 Amendment/Ordinance/Chapter 18 (Taxation; Funds; Purchasing)/Article I (In General)/Section 18-4.1 (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons)

An ordinance to amend the Code of the City of Flint by amending Chapter 18, (Taxation; Funds; Purchasing); Article I, (In General); Section 18-4.1, (Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons) shall be amended by adding subsection (DD). [NOTE: The PILOT is for Clark Commons II, LDHA, LLC, a limited liability corporation. The annual service charge for the class of persons of low and moderate income shall be equal to four (4) percent of the annual shelter rents, exclusive of charges for gas, electricity, heat or other utilities.]

FINAL COUNCIL COMMENTS

ADJOURNMENT

SUBMISSION NO.: 190365.1

PRESENTED: 9-4-19

ADOPTED: 9-09-2019

BY THE CITY ADMINISTRATOR:

**RESOLUTION TO FERGUSON WATERWORKS FOR
WATER MAIN AND SERVICE CONNECTION PARTS**

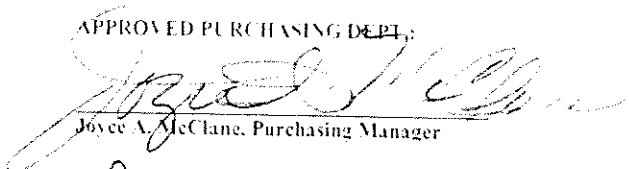
RESOLUTION

The Department of Purchases & Supplies has solicited bids for Water Main and Service Connection Parts for the City of Flint Water Service Center; and

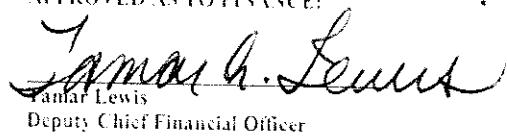
Ferguson Waterworks, 4040 Eagles Nest, Flushing Michigan was the lowest responsive bidder for said requirements. Funding for said services will come from the following account: 591-540.202-726-000 (\$120,000.00); and

IT IS RESOLVED, that the Department of Purchases and Supplies is authorized to do all things necessary to enter into a contract with Ferguson Waterworks in the amount not to exceed \$120,000.00 from FY19-20 budget.

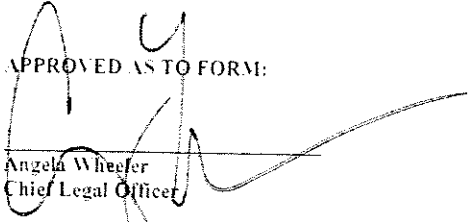
APPROVED PURCHASING DEPT.:



Joyce A. McClane, Purchasing Manager

APPROVED AS TO FINANCE:

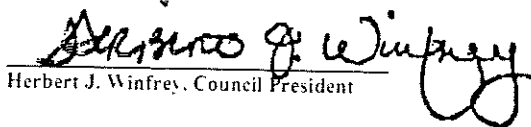

Tamar Lewis
Deputy Chief Financial Officer

APPROVED AS TO FORM:


Angela Wheeler
Chief Legal Officer


Steve Branch, City Administrator

CITY COUNCIL:


Herbert J. Winfrey, Council President

FY19




CITY OF FLINT

Department of Purchases & Supplies

Dr. Karen Weaver
Mayor

June 10, 2019

TO: Robert Bincsik & Cheri Priest
Water Service Center

FROM: Joyce A. McClane 
Purchasing Manager

SUBJECT: SEALED BIDS

Attached are (2) copies of sealed bids that were received for Proposal #20-518 - **WATER MAIN AND SERVICE CONNECTION PARTS**. These copies are yours to keep. This bid was opened on May 30, 2019.

Your review and recommendation form is needed as soon as possible. Attach a staff resolution form when you send back your recommendation and make sure that your requisition has been updated and pre-encumbered with the correct price. If your recommendation is under \$10,000.00, you do not need to include a staff resolution form.

Please note: if your project is being funded by any grants issued by the federal government, you must go to www.epls.gov to ensure that the selected vendor has not been debarred.

RESOLUTION STAFF REVIEW

DATE: 8-9-19

Agenda Item Title: Water Service/Water Main Repair Parts

Prepared By: Cheri Priest, Water Service Center

Background/Summary of Proposed Action: The City of Flint Water Department requests that a purchase order be issued to Ferguson Waterworks for the purchase of repair parts for mains and service. This purchase order is crucial to the operation of the Water Department. Without this PO, the Water Department's ability to operate will be greatly impacted, if not halted.

Financial Implications: Adequate funding has been allocated in the below listed account.

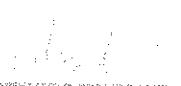
Budgeted Expenditure? Yes No Please explain if no:

Account No.: 591-540.202-726-000 \$120,000.00

Pre-encumbered? Yes No Requisition # 190001642

Other Implications (i.e., collective bargaining): None

Staff Recommendation: Recommend Approval

Staff Person: 
Robert Blincik, Director of Public Works

190411

ORDINANCE NO. _____

OTHER STATE AGENCY UNDER THE PROVISIONS OF THE MRTMA.

An Ordinance to amend the Flint City Code of Ordinances Chapter 12, Business and Occupations Generally; Article XVI, Medical Marihuana Facilities, by the addition of Section 12-96.

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF FLINT:

Sec. 1. An Ordinance to amend the Flint City Code of Ordinances by amending Chapter 12, Business and Occupations Generally; adding Article XVI, Section 12-96, Prohibition of Recreational Marihuana Facilities, which shall read in its entirety as follows:

§12-96. PROHIBITION OF RECREATIONAL MARIHUANA FACILITIES.

(a) **PROHIBITION.** MARIHUANA ESTABLISHMENTS, AS AUTHORIZED BY AND DEFINED IN THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT (THE "MRTMA"), BEING INITIATED LAW 1 OF 2018, MCL 333.27951 ET SEQ, AND ITS CORRESPONDING ADMINISTRATIVE RULES, ARE PROHIBITED IN THE CITY OF FLINT, EXCEPT IN THE SPECIFIC CIRCUMSTANCES OUTLINED IN THE SUBSECTION BELOW. SUCH PROHIBITED ESTABLISHMENTS INCLUDE, BUT ARE NOT NECESSARILY LIMITED TO, MARIHUANA GROWERS, MARIHUANA SAFETY COMPLIANCE FACILITIES, MARIHUANA PROCESSORS, MARIHUANA MICROBUSINESSES, MARIHUANA RETAILERS, MARIHUANA SECURE TRANSPORTERS, DESIGNATED CONSUMPTION ESTABLISHMENTS, MARIHUANA EVENT ORGANIZERS, TEMPORARY MARIHUANA EVENTS, EXCESS MARIHUANA GROWERS, AND ANY OTHER TYPE OF MARIHUANA-RELATED BUSINESS LICENSED BY THE MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS, THE MICHIGAN MARIJUANA REGULATORY AGENCY, OR

(b) **EXCEPTIONS.** INDIVIDUALS OR ENTITIES, WHO HOLD MEDICAL MARIJUANA FACILITIES LICENSES BY BOTH THE STATE OF MICHIGAN AND THE CITY OF FLINT, MAY APPLY FOR, AND IF GRANTED, OPERATE FACILITIES UNDER "EQUIVALENT LICENSES," AS DEFINED BY THE MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS, SO LONG AS THE OPERATION OF SUCH EQUIVALENT LICENSE(S) IS AT THE SAME LOCATION AS THE CITY OF FLINT-APPROVED MEDICAL MARIJUANA FACILITIES LICENSE.

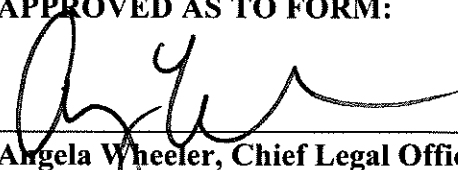
(c) **SUNSET.** THIS SECTION SHALL AUTOMATICALLY BE REPEALED ONE YEAR FROM ITS ADOPTION IF NOT OTHERWISE REPEALED, AMENDED, OR REPLACED BY CITY COUNCIL PRIOR TO THAT DATE.

Sec. 2. This ordinance shall become effective immediately upon adoption.

Adopted this _____ day of _____ 2019, A.D.

Dr. Karen W. Weaver, Mayor

Inez M. Brown, City Clerk

APPROVED AS TO FORM:


Angela Wheeler, Chief Legal Officer

S:\REE\Medical Marijuana\Final Ordinances\Chapter 12, Business and Occupations; Article XVI, Recreational Marijuana Prohibition (Exceptions, Sunset), §12-96.docx

190370

ORDINANCE NO. _____

An ordinance to amend the Code of the City of Flint by amending Chapter 18, Taxation; Funds; Purchasing; Article I, In General; Section 18-4.1, Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons.

IT IS HEREBY ORDAINED BY PEOPLE OF THE CITY OF FLINT:

Sec. 1. That the provisions of Chapter 18, Taxation; Funds; Purchasing; Article I, In General; Section 18-4.1, Service Charge in Lieu of Taxes for Housing Facilities for Certain Persons, shall be amended by adding subsection (DD), which shall read in its entirety as follows:

(DD) THE CITY ACKNOWLEDGES THAT **CLARK COMMONS II LDHA, LLC A LIMITED LIABILITY CORPORATION** (THE "OWNER") HAS OFFERED, SUBJECT TO RECEIPT OF AN AUTHORITY-AIDED OR FEDERALLY-AIDED MORTGAGE LOAN AND/OR ALLOCATION OF LOW INCOME HOUSING TAX CREDITS FROM THE MICHIGAN STATE HOUSING AND DEVELOPMENT AUTHORITY ("MSHDA"), TO OWN AND OPERATE A HOUSING PROJECT IDENTIFIED AS "CLARK COMMONS II" (THE "PROJECT") ON CERTAIN PROPERTY LOCATED IN THE CITY TO SERVE PERSONS AND FAMILIES OF LOW INCOME, AND THAT THE SPONSOR HAS OFFERED TO PAY THE CITY ON ACCOUNT OF THIS HOUSING DEVELOPMENT AN ANNUAL SERVICE CHARGE FOR PUBLIC SERVICES IN LIEU OF AD VALOREM TAXES.

THE CITY ACKNOWLEDGES THAT THE SPONSOR SHALL BE AFFORDED TAX BENEFITS OF PAYING A SERVICE CHARGE IN LIEU OF AD VALOREM TAXES (BUT

NOT IN LIEU OF PAYMENT OF SPECIAL ASSESSMENTS INCLUDING, BUT NOT LIMITED TO, THE STREET LIGHTING SPECIAL ASSESSMENT). THE CITY FURTHER ACKNOWLEDGES THAT THE SPONSOR FITS WITHIN THE CLASS AS DESCRIBED IN §18-4.3 BELOW. THE ANNUAL SERVICE CHARGE FOR THE CLASS OF PERSONS OF LOW AND MODERATE INCOME SHALL BE EQUAL TO FOUR PERCENT (4%) OF THE ANNUAL SHELTER RENTS, EXCLUSIVE OF CHARGES FOR GAS, ELECTRICITY, HEAT, OR OTHER UTILITIES FURNISHED TO THE OCCUPANTS, INCLUDING THE PORTION OF RENT PAYABLE UNDER ANY GOVERNMENTAL SUBSIDY. NOTWITHSTANDING THE FOREGOING, THE ANNUAL SERVICE CHARGE SHALL NOT EXCEED AD VALOREM PROPERTY TAXES THAT WOULD BE ASSESSED OR PAID ABSENT THIS TAX EXEMPTION.

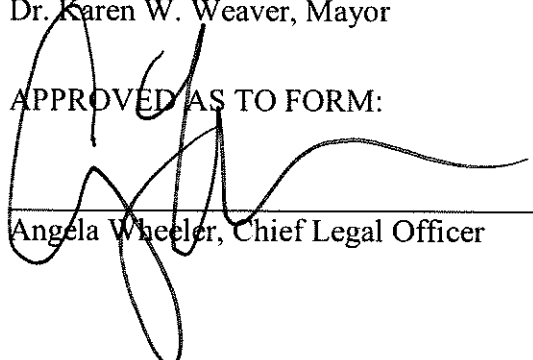
Sec. 2. This ordinance shall become effective immediately upon publication.

Adopted this _____ day of

_____, 2019 A.D.

Dr. Karen W. Weaver, Mayor

APPROVED AS TO FORM:



Angela Wheeler, Chief Legal Officer

CLARK COMMONS-NORSTAR ANALYSIS Phase II

1) Current taxable value: \$0
 2) PILOT estimation \$33,820.38

Based on the Schedule of Rents provided By Norstar, at 100% occupancy, given its rental rates for households at 60% of AMI or lower, the total annual rent potential for the 87 units in Phase I is \$590,064.
 Some buildings will be located in the Land Bank's 5/50 and Brownfields.

3) Estimated project ad valorem taxable value:

	One Bedroom	Two Bedroom	Three Bedroom	Four Bedroom	
Market Rent	\$544	\$724	\$953	\$1,001	
Number of Units	6	19	52	10	
	\$3,264	\$13,756	\$49,556	\$10,010	
Monthly Income					\$76,586
Yearly Income					\$919,032
Vacancy/Loss (8%)					(\$73,523)
Potential Gross Income					\$845,509
Expenses(45%)					\$380,479
Net Operating Income					\$1,225,989
Cap Rate of 13%					\$9,430,682
SEV/TV					4,715,341
Potential Taxes AD Valorm					\$321,510
PILOT Taxes @ 4%					\$33,820

per month per year

ORDINANCE REVIEW FORM

FROM: DCED
Department

NO. 19 - _____
Law Office Login #

ORDINANCE NAME: **PILOT ORDINANCE RESOLUTION TO GRANT A 4% PAYMENT IN LIEU OF TAXES (PILOT) TO THE CLARK COMMONS II PROJECT, A PART OF THE CHOICE NEIGHBORHOODS PROJECT, PROVIDING 87 UNITS OF HOUSING TO FLINT RESIDENTS.**

1. ORDINANCE REVIEW - DEPARTMENT DIRECTOR

The attached ORDINANCE is approved by the Director of the affected Department. By signing, the Director approves this ordinance to be processed for signatures and fully executed.

By: Director _____
Suzanne Witcox, Director
Department: Planning and Development
Department

DATE: _____

Date In: _____

2. ORDINANCE REVIEW - LAW DEPARTMENT

The attached Ordinance is submitted to the Department of Law for approval.

The Department of Law reviewed this Ordinance, as to form and content, on 8-29-19, and by signing this form approves as to form and content.
(Date)

By: _____
Angela Wheeler
Chief Legal Officer

Date In: _____

3. ORDINANCE REVIEW-MAYORS OFFICE

The attached ORDINANCE is submitted to the Mayors Office for approval. By signing, the Mayor's office

By: Steve Branch
Steve Branch, City Administrator

DATE: 8/29/19