

City of Flint, Michigan

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



Meeting Minutes - Draft

Tuesday, August 10, 2021

5:02 PM

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ELECTRONIC PUBLIC MEETING

SPECIAL CITY COUNCIL

*Kate Fields, President, Ward 4
Maurice D. Davis, Vice President, Ward 2*

*Eric Mays, Ward 1
Jerri Winfrey-Carter, Ward 5
Monica Galloway, Ward 7*

*Santino J. Guerra, Ward 3
Herbert J. Winfrey, Ward 6
Allan Griggs, Ward 8*

Eva L. Worthing, Ward 9

Inez M. Brown, City Clerk

Davina Donahue, Deputy Clerk

CALL TO ORDER

Vice President Maurice Davis called this meeting to order at 5:02 p.m.

ROLL CALL

Present: Councilperson Mays, Vice President Davis, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: Councilperson Guerra and Councilperson Fields

PLEDGE OF ALLEGIANCE

Councilperson Monica Galloway led the Pledge of Allegiance.

REQUEST FOR CHANGES AND/OR ADDITIONS TO AGENDA

Councilperson Galloway asked to have Public Speaking/Council Response after Second Reading and Enactment of Ordinances. The vote was 7-0 (Absent: Guerra, Fields).

PETITIONS AND UNOFFICIAL COMMUNICATIONS

210381 2021 Tax Rate Request/Michigan Department of Treasury/Mass Transportation Authority

Form L-4029 dated July 12, 2021, re: Millage Request Report to the County Board of Commissioners for a Mass Transportation Authority 2021 property tax levy.

This Matter was Placed on File on the Consent Agenda.

210382 Communication/AT&T Michigan/Annual Video Report

Communication dated July 14, 2021, from Michigan Bell Telephone Company, dba AT&T Michigan to City Clerk, re: AT&T's Fourteenth Annual Video Report to the Michigan Public Service Commission (MPSC) and franchising entities in the State of Michigan regarding its deployment progress.

This Matter was Placed on File on the Consent Agenda.

210383 Proof of Service and Petition/Michigan Tax Tribunal/Flintstone Investment Group v City of Flint/MOHR Docket No. 21-000659

Communication received June 21, 2021, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Flintstone Investment Group.

This Matter was Placed on File on the Consent Agenda.

210384 Communication/The Disability Network/Americans with Disability Act/31st Anniversary

Communication dated July 22, 2021, from The Disability Network, re: Celebration of the Americans with Disabilities Act from 11 a.m. to 2 p.m. Friday, July 23, at Powers High School.

This Matter was Placed on File on the Consent Agenda.

210385 Proof of Service and Petition/Michigan Tax Tribunal/Axis Properties II LLC v City of Flint/MOHR Docket No. 21-002461

Communication received July 23, 2021, re: Proof of Service and Petition filed with the Michigan Tax Tribunal by Axis Properties II LLC regarding Parcel No. 41-30-101-025.

This Matter was Placed on File on the Consent Agenda.

210386 Financial Report/Karegnondi Water Authority (KWA)

Communication dated July 26, 2021, re: The Karegnondi Water Authority (KWA) June 2021 Financial Report.

This Matter was Placed on File on the Consent Agenda.

COMMUNICATIONS (from Mayor and other City Officials)

210387 Traffic Engineering/Closure Permits

Sidewalk, Lane and Street Closure permits (6) dated July and August 2021, for requested activities/events, with noted responsibility for the placement of the required traffic control devices, and/or personnel, for the protection of traffic and event participants.

This Matter was Placed on File on the Consent Agenda.

ROLL CALL

Council President Kate Fields arrived at 5:22 p.m.

Present: Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: Councilperson Guerra

RESOLUTIONS

210368 Substantial Amendment/2019-2020 Annual Action Plan of the Consolidated Plan/U.S. Department of Housing and Urban Development (HUD)

Resolution authorizing city officials to approve the funding amounts and projects and authorize entering into contracts for the agencies noted for the City of Flint's Substantial Amendment to the FY2019-2020 Community Development Block Grant (CDBG) Program, in the amount of \$2,830,392.00, and FY2019-2020 Emergency Solutions Grant (ESG) Program, in the amount of \$2,441,943.00, to apply for and

receive Coronavirus Aid, Relief, and Economic Security (CARES) Act funding, AND, resolving that all sub-recipient agencies shall conform to the standards and bidding procedures maintained by the City of Flint. Sub-recipients may not obligate any funds, incur any costs, nor implement any physical activities until the Division of Community and Economic Development has completed the Environmental Review Record and/or received a release of funds from HUD and has issued a written notice to proceed to the sub-recipient, AND, resolving that following notification that HUD has approved the Substantial Amendment to the 2019-2020 Annual Action Plan through execution of a Grant Agreement with the City of Flint, the appropriate city officials are authorized to do all things necessary to enter into sub-grantee agreements with the various agencies, AND, resolving that upon receipt of the official award document from HUD, CDBG-CV funds, the estimated revenues shall be increased to recognize receipt of such funds, and an appropriation in the amount of \$2,830,392.00 shall be made to the Division of Community and Economic Development to fund the FY 2021-2022 Community Development Block Grant Cares Act program, AND, resolving that upon receipt of the official award document from HUD, ESG funds, the estimated revenues shall be increased to recognize receipt of such funds and an appropriation in the amount of \$2,441,943.00 shall be made to the Division of Community and Economic Development to fund the FY2021-FY2022 Emergency Solutions Grant Cares Act program, AND resolving that the appropriate officials are hereby authorized to do all things necessary to set up the appropriate accounts in the 274 fund.

SEPARATED FROM MASTER RESOLUTION

210370 Submission/FY2021-2022 Annual Action Plan of the Consolidated Plan

Resolution resolving that city officials approve the funding amounts and projects and authorize entering into contracts for the agencies noted for the City of Flint's FY2021-2022 Community Development Block Grant (CDBG) Program, in the amount of \$3,984,460.00, FY2021-2022 HOME Investment Partnership (HOME) Program, in the amount of \$895,223.00, and FY2021-2022 Emergency Solutions Grant (ESG) Program, in the amount of \$325,606.00, and include any program income which might become available as a result of receipt of these funds.

SEPARATED FROM MASTER RESOLUTION

210233.1 Approval/City of Flint Brownfield Redevelopment Project Authority/Brownfield Plan for the James P. Cole Project (1809 James P. Cole Boulevard)

Resolution resolving that the [Brownfield Plan for the James P. Cole Project (1809 James P. Cole Boulevard)] as submitted is hereby approved and adopted, and a copy of the plan and all amendments thereto shall be maintained on file in the City Clerk's office. [NOTE: Once approved, the Brownfield plan will allow the reimbursement of eligible project expenses from the additional tax revenue realized as a result of the redevelopment. The reimbursement can occur over the life of the plan, which is normally 30 years. The eligible reimbursable expenses are estimated at around \$2,541,508.00.]

*SEPARATED FROM MASTER RESOLUTION***210349** Contract/Office Depot/Office Supplies/Various Departments

Resolution resolving that the appropriate city officials are authorized to extend the contract with Office Depot to provide office supplies for F2022, in an amount NOT-TO-EXCEED \$112,850.00, under the same terms and conditions, as requested by various departments, AND, resolving that the Finance Department has the discretion to spend an additional amount of no more than five (5) percent of the annual requested spend amount to Office Depot for unanticipated requests that may be submitted during FY2022 [General Fund, Major Street Fund, Local Street Fund, Police Fund, Fire Fund, Information Technology Fund, Sewer Fund, Water Fund, Rubbish Collection Fund and Fleet/Central Garage Fund.]

This Matter was Adopted on the Consent Agenda.

210350 Rescission/Contract/J&M Tree Service/Right-of-Way Mowing Services

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to rescind Resolution No. 210303, and do all things necessary to enter into a contract with J&M Tree Service for right-of-way mowing services, as requested by DPW, in an amount NOT-TO-EXCEED \$100,000.00 per year for FY2022, FY2023 and FY2024, pending adoption of each year's budget, for a total of \$300,000.00 [Local Streets Professional Services Fund Acct. No. 203-449.201-801.000 and Major Streets Professional Services Acct. No. 202-449.201-801.000.] [NOTE: Resolution 210303 awarded the right-of-way mowing contract to Perfect Lawns. J&M Tree Service had the lower bid, but was incorrectly disqualified due to a misplaced equipment list.]

This Matter was Adopted on the Consent Agenda.

210351 Contract/J&M Tree Service/Urban Forestry Services

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to enter into a contract with J&M Tree Service for urban forestry services, as requested by Transportation, in an amount NOT-TO-EXCEED \$95,000.00 per year for FY2022, FY2023 and FY2024, pending adoption of each year's budget, for a total of \$285,000.00 [Local Streets Professional Services Fund Acct. No. 203-449.215-801.000 and Major Streets Professional Services Acct. No. 202-449.215-801.000.] [NOTE: Urban Forestry Services include removal of dead trees and regular tree trimming in rights-of-way.]

This Matter was Adopted on the Consent Agenda.

210352 Contract/Great Lakes Tree Experts/Urban Forestry Services

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to enter into a contract with Great Lakes Tree Experts for urban forestry services, as requested by Transportation, in an

amount NOT-TO-EXCEED \$95,000.00 per year for FY2022, FY2023 and FY2024, pending adoption of each year's budget, for a total of \$285,000.00 [Local Streets Professional Services Fund Acct. No. 203-449.215-801.000 and Major Streets Professional Services Acct. No. 202-449.215-801.000.] [NOTE: Urban Forestry Services include removal of dead trees and regular tree trimming in rights-of-way.]

This Matter was Adopted on the Consent Agenda.

210353 Contract/JB's Tree & Yard Services/Urban Forestry Services

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to enter into a contract with JB's Tree & Yard Services for urban forestry services, as requested by Transportation, in an amount NOT-TO-EXCEED \$85,000.00 per year for FY2022, FY2023 and FY2024, pending adoption of each year's budget, for a total of \$255,000.00 [Local Streets Professional Services Fund Acct. No. 203-449.215-801.000 and Major Streets Professional Services Acct. No. 202-449.215-801.000.] [NOTE: Urban Forestry Services include removal of dead trees and regular tree trimming in rights-of-way.]

This Matter was Adopted on the Consent Agenda.

210354 Contract/Owen Tree Service/Urban Forestry Services

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to enter into a contract with Owen Tree Service for urban forestry services, as requested by Transportation, in an amount NOT-TO-EXCEED \$85,000.00 per year for FY2022, FY2023 and FY2024, pending adoption of each year's budget, for a total of \$255,000.00 [Local Streets Professional Services Fund Acct. No. 203-449.215-801.000 and Major Streets Professional Services Acct. No. 202-449.215-801.000.] [NOTE: Urban Forestry Services include removal of dead trees and regular tree trimming in rights-of-way.]

This Matter was Adopted on the Consent Agenda.

210355 CO#1/Contract/The Garland Co./DBS, Inc./Roof Replacement/Brennan Community Center/Hasselbring Senior Center

Resolution resolving that the appropriate city officials, upon City Council's approval, are to do all things necessary to extend the contract with The Garland Co./DBS, Inc., for roof replacement at Brennan Community Center and Hasselbring Senior Center, in an amount NOT-TO-EXCEED \$3,077.10, for a contract total of \$180,082.10, as requested by DPW [Public Improvement Fund Acct. No. 402-753.200-976.000.]

This Matter was Adopted on the Consent Agenda.

210356 Contract/Weinstein Electric/Electrical Services

Resolution resolving that the proper city officials, upon City Council's approval, are

hereby authorized to enter into a contract with Weinstein Electric for electrical services, in an amount NOT-TO-EXCEED \$40,000.00 per year for FY2022 and FY2023, pending adoption of each year's budget, for a contract total of \$80,000.00 [General Fund Professional Services Acct. No. 101-753.200-801.000.]

This Matter was Adopted on the Consent Agenda.

210357 Contract/Aldridge Trucking/Aggregates

Resolution authorizing the proper city officials, upon City Council's approval, to extend the contract with Aldridge Trucking for aggregates, as requested by DPW, in an amount NOT-TO-EXCEED \$111,000.00 [Major Street Fund Supplies Acct. No. 202-449.201-752.000 = \$24,500.00; Local Street Fund Supplies Acct. No. 203-449.201-752.000 = \$8,500.00; Sewer Fund R&M Supplies Acct. No. 590-550.202-775.000 = \$10,000.00; Sewer Fund Supplies Acct. No. 590-540.208-752.000 = \$26,000.00; Water Fund Supplies Acct. No. 591-540.202-752.000 = \$39,000.00; and Water Fund Supplies Acct. No. 591-545.201-752.000 = \$3,000.00.]

This Matter was Adopted on the Consent Agenda.

210358 Contract Extension/Modern Concrete/Ready-Mix Concrete

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to extend the contract with Modern Concrete to provide ready-mix concrete, in an amount NOT-TO-EXCEED \$182,300.00, [which includes a five-percent increase over FY2020,] as requested by Transportation [Major Street Fund Supplies Acct. No. 202-449.200-752.000 = \$2,700.00; Local Street Fund Supplies Acct. No. 202-449.200-752.000 = \$15,000.00; Major Street Fund Supplies Acct. No. 202-449.201-752.000 = \$32,000.00; Local Street Fund Supplies Acct. No. 203-449.201-752.000 = \$50,000.00; Major Street Fund Supplies Acct. No. 202-449.203-752.000 = \$6,000.00; Local Street Fund Supplies Acct. No. 203-449.203-752.000 = \$10,800.00; Major Street Fund Supplies Acct. No. 202-449.211-752.000 = \$12,800.00; Local Street Fund Supplies Acct. No. 203-449.211-752.000 = \$25,000.00; and Sewer Fund Supplies Acct. No. 590-540.208-752.000 = \$28,000.00.]

This Matter was Adopted on the Consent Agenda.

210359 Contract Extension/Bearing Distributors, Inc./Non-Stock Mechanical Parts

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to extend the contract with Bearing Distributors, Inc., for non-stock mechanical parts, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$75,000.00 [Sewer Fund Repair/Maintenance Supplies Acct. No. 590-550.202-775.000 = \$72,500.00 and Water Fund Supplies Acct. No. 591-545.201-752.000 = \$2,500.00.]

This Matter was Adopted on the Consent Agenda.

210360 Contract Extension/Equipment Leases/National Cooperative Leasing

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to extend the contract with National Cooperative Leasing to provide seven (7) leased vehicles for FY2020, in the amount of \$272,943.78, as requested by Fleet [Fleet/Central Garage Rentals Fund Acct. No. 661-451.100-940.000.] [NOTE: According to the Staff Review, the leases are for seven (7) International HV607 plow trucks.]

This Matter was Adopted on the Consent Agenda.

210361 Contract Extension/Equipment Leases/Navistar Capital

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to extend the contract with Navistar Capital to provide four (4) leased vehicles for FY2020, in the amount of \$146,979.74, as requested by Fleet [Fleet/Central Garage Rentals Fund Acct. No. 661-451.100-940.000.] [NOTE: According to the Staff Review, the leases are for four (4) tandem axle dump trucks.]

This Matter was Adopted on the Consent Agenda.

210362 Contract Extension/Equipment Leases/Deere Credit

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to extend the contract with Deere Credit to provide leased vehicles for FY2020, in the amount of \$271,200.00, as requested by Fleet [Fleet/Central Garage Rentals Fund Acct. No. 661-451.100-940.000.] [NOTE: According to the Staff Review, the leases are for 13 pieces of heavy equipment.]

This Matter was Adopted on the Consent Agenda.

210363 Contract Extension/Equipment Leases/Huntington Public Capital

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to extend the contract with Huntington Public Capital to provide four (4) leased vehicles for FY2020, in the amount of \$371,679.14, as requested by Fleet [Fleet/Central Garage Rentals Fund Acct. No. 661-451.100-940.000.] [NOTE: According to the Staff Review, the leases are for four (4) sewer cleaner vehicles.]

This Matter was Adopted on the Consent Agenda.

210364 Contract/Test America Laboratories, Inc./Environmental Monitoring Services

Resolution resolving that the appropriate city officials, upon City Council's approval, are authorized to do all things necessary to enter into a contract with Test America Laboratories, Inc., for environmental monitoring services, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$40,000.00 per year for FY 2022, FY2023 and FY2024, pending adoption of each year's budget, for a contract

total of \$120,000.00 [Sewer Fund Professional Services Acct. No. 590-550.100-801.000.]

This Matter was Adopted on the Consent Agenda.

210365 Settlement/Timothy Brown v City of Flint/Case No. 20-113889-NI

Resolution resolving that the City Administrator is hereby authorized to pay the settlement offer in the matter of Timothy Brown v City of Flint, in the amount of \$30,000.00, in satisfaction of any and all claims arising out of said matter, with payment to be drawn from appropriated funds in the Litigation and Suits Acct. No. 677-266.200-956.300. [NOTE: An Executive Session was held on this matter on August 4, 2021.]

This Matter was Adopted on the Consent Agenda.

210366 Settlement/Dawn Hawley v Scott et al/Case No. 19-112346-NI

Resolution resolving that the City Administrator is hereby authorized to pay the settlement offer in the matter of Dawn Hawley v Scott et al, in the amount of \$54,000.00, in satisfaction of any and all claims arising out of said matter, with payment to be drawn from appropriated funds in the Litigation and Suits Acct. No. 677-266.200-956.300. [NOTE: An Executive Session was held on this matter on August 4, 2021.]

This Matter was Adopted on the Consent Agenda.

210371 Grant Acceptance/Financially Distressed Cities, Villages & Townships (FDCVT) Grant/Public Safety

Resolution resolving that the proper city officials are hereby authorized to participate in the Financially Distressed Cities, Villages & Townships (FDCVT) Grant for Public Safety on behalf of the City of Flint. Proper city officials are hereby authorized to provide this resolution indicating its approval to the State of Michigan, and to submit and execute documents requested by the State relating to the FDCVT requirements, AND, resolving that the appropriate city officials are authorized to do all things necessary to abide by the terms of Grant No. 210098-21, in the amount of \$183,505.00, and to make the grant funds available in the current and any subsequent fiscal years that funding continues to remain available by the Grantor.

SEPARATED FROM MASTER RESOLUTION

210372 CO #2/Contract/Spalding DeDecker/Construction Engineering Services

Resolution resolving that the proper City Officials, upon City Council's approval, are hereby authorized to enter into change order #2 to the contract with Spalding DeDecker to provide design and construction services for ADA (American Disability Act) sidewalk ramps, as well as additional construction issues related to Court Street, in an amount NOT-TO-EXCEED \$30,000.00, and a revised aggregate amount of \$853,356.00 as requested by Transportation [Major Street Fund Acct. No. 202-449.200-801.000 = \$7,000.00 and Acct. No. 202-441.702-801.000 =

\$23,000.00.]

This Matter was Adopted on the Consent Agenda.

- 210373** CO#1/Contract/Commercial Contracting Corp./Influent Structure & Battery A Grit Rehabilitation/Water Pollution Control (WPC)

Resolution resolving that the proper city officials, upon City Council's approval, are authorized to enter into Change Order No. 1 with Commercial Contracting Corp. for the additional structural work for the Water Pollution Control Influent Structure and Battery A Grit rehabilitation project, as requested by WPC, in an amount NOT-TO-EXCEED \$337,082.58, and a revised contract amount NOT-TO-EXCEED \$3,827,084.38 [Sewer Fund SRF-Influent Battery A Grit Project Acct. No. 590-550.412-801.074.] [NOTE: This project is part of Phase 1 of the Publicly Owned Treatment Works, DPW-WPC Improvements SRF Project Plan.]

This Matter was Adopted on the Consent Agenda.

- 210374** Contract/J.R. Heineman & Sons, Inc./Third Avenue Pump Station Improvements/Water Pollution Control (WPC)

Resolution resolving that the proper city officials, upon City Council's approval, are authorized to approve the issuance of a contract to J.R. Heineman & Sons, Inc. for Third Avenue Pump Station improvements, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$8,347,500.00, AND, resolving that this project will be paid with funds from the pending State of Michigan Revolving Fund Loan and is contingent upon final approval and acceptance of the loan application and bond issuance. [NOTE: This project is part of Phase 1 of the Publicly Owned Treatment Works, DPW-WPC Improvements SRF Project Plan.]

This Matter was Adopted on the Consent Agenda.

- 210375** Contract/J.F. Cavanaugh Co./Secondary Clarifier Improvements/Water Pollution Control (WPC)

Resolution resolving that the proper city officials, upon City Council approval, are authorized to approve the issuance of a contract with J.F Cavanaugh Co. for the Northwest Pump Station rehabilitation, as requested by Water Pollution Control, in an amount NOT-TO-EXCEED \$6,283,416.00, AND, resolving that this project will be paid with funds from the pending State of Michigan Revolving Fund Loan and is contingent upon final approval and acceptance of the loan application and bond issuance. [NOTE: This project is part of Phase 1 of the Publicly Owned Treatment Works, DPW-WPC Improvements SRF Project Plan.]

This Matter was Adopted on the Consent Agenda.

- 210376** Update/Support Operations Plan (SEOP)/City of Flint/Genesee County Emergency Management Program

Resolution resolving that the Flint City Council approves the adoption of the Support Operations Plan of the City of Flint and the appointment of the County Emergency Management Coordinator as the Emergency Management Coordinator for the City of Flint. [NOTE: The Genesee County Sheriff's Office has requested that the city adopt an updated Support Operations Plan, which was developed to identify the responsibilities between the City of Flint and Genesee County in regard to pre-disaster emergency management activities, and provides for City of Flint government agencies to respond to various types of emergencies or disasters that affect the community.]

SEPARATED FROM MASTER RESOLUTION

210377 Objection/Installation & Operation/Ajax Materials, Corp./Hot Asphalt Plant

Resolution resolving that the Mayor and Flint City Council do all things necessary to submit their comments to Environment, Great Lakes and Energy (EGLE) no later than August 16, 2021, to object to the Permit to Install Application, APP-2021-0019, which is a request from Ajax Materials, Corp. to install and operate a new hot asphalt plant, to prevent neighborhoods and residents and other businesses from being negatively impacted. [NOTE: Ajax Materials, Corp. made application to EGLE for a permit to install and operate a new hot mix asphalt plant at 5088 Energy Drive, Flint.]

SEPARATED FROM MASTER RESOLUTION

210379 Contract/Sorensen Gross Co./Grit Battery B System/Primary Tank Improvements/Water Pollution Control (WPC)

Resolution resolving that the proper city officials, upon City Council's approval, are authorized to approve the issuance of a contract to Sorensen Gross for the WPC Battery B Grit and Primary Settling Tank improvements, as requested by WPC, in an amount NOT-TO-EXCEED \$20,526,900.00, AND, resolving that this project will be paid with funds from the pending Michigan State Revolving Fund Loan and is contingent upon final approval and acceptance of the loan application and bond issuance [Sewer Fund Acct. No. 590-550.421-801.078.] [NOTE: This project is part of Phase 1 of the Publicly Owned Treatment Works, DPW-WPC Improvements SRF Project Plan.]

This Matter was Adopted on the Consent Agenda.

210380 Budget Amendment/Transfer of Funds/Residential Waste Services/Rubbish Collection Fund

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to amend the FY2021-2022 budget of the City of Flint to reflect the changes to the city's DPW-Rubbish Collection Fund, for a total change of \$715,555.00, as requested by DPW [Rubbish Collection Professional Services Fund Acct. NO. 226-528.201-801.000.] [NOTE: According to the Staff Review, the budget amendment is necessary to complete contractual work agreements for Residential Waste Services contract within the Waste Services Division.]

SEPARATED FROM MASTER RESOLUTION

Passed The Consent Agenda

A motion was made by Councilperson Griggs, seconded by Councilperson Worthing, including all the preceding items marked as having been adopted on a Consent Agenda. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

MOTION TO SUSPEND THE RULES

Councilperson Mays, with support from Councilperson Galloway, made a motion to suspend the rules for Resolutions 210368 and 210370. The motion failed 5-3 (No: Fields, Griggs, Worthing). (Absent: Guerra).

MOTION FOR DISCUSSION

Councilperson Mays, with support from Councilperson Winfrey, made a motion to do Resolutions 210368 and 210370 in rounds of five minutes each until all questions are exhausted. The motion passed 7-1 (No: Griggs). (Absent: Guerra).

MOTION TO TABLE

Councilperson Galloway, with support from Councilperson Davis, made a motion to lay 210368 and 210370 on the table until Council members can have a discussion with Planning and Development Director Suzanne Wilcox. The motion failed 4-3 (No: Fields, Griggs, Worthing). (Absent: Guerra).

SEPARATED FROM MASTER RESOLUTION

210368 Substantial Amendment/2019-2020 Annual Action Plan of the Consolidated Plan/U.S. Department of Housing and Urban Development (HUD)

Resolution authorizing city officials to approve the funding amounts and projects and authorize entering into contracts for the agencies noted for the City of Flint's Substantial Amendment to the FY2019-2020 Community Development Block Grant (CDBG) Program, in the amount of \$2,830,392.00, and FY2019-2020 Emergency Solutions Grant (ESG) Program, in the amount of \$2,441,943.00, to apply for and receive Coronavirus Aid, Relief, and Economic Security (CARES) Act funding, AND, resolving that all sub-recipient agencies shall conform to the standards and bidding procedures maintained by the City of Flint. Sub-recipients may not obligate any funds, incur any costs, nor implement any physical activities until the Division of Community and Economic Development has completed the Environmental Review Record and/or received a release of funds from HUD and has issued a written notice to proceed to the sub-recipient, AND, resolving that following notification that HUD has approved the Substantial Amendment to the 2019-2020 Annual Action Plan through execution of a Grant Agreement with the City of Flint, the appropriate city officials are authorized to do all things necessary to enter into sub-grantee agreements with the various agencies, AND, resolving that upon receipt of the

official award document from HUD, CDBG-CV funds, the estimated revenues shall be increased to recognize receipt of such funds, and an appropriation in the amount of \$2,830,392.00 shall be made to the Division of Community and Economic Development to fund the FY 2021-2022 Community Development Block Grant Cares Act program, AND, resolving that upon receipt of the official award document from HUD, ESG funds, the estimated revenues shall be increased to recognize receipt of such funds and an appropriation in the amount of \$2,441,943.00 shall be made to the Division of Community and Economic Development to fund the FY2021-FY2022 Emergency Solutions Grant Cares Act program, AND resolving that the appropriate officials are hereby authorized to do all things necessary to set up the appropriate accounts in the 274 fund.

REFERRED TO COMMITTEE to the GRANTS COMMITTEE

Substituted

Adopted

Substituted

Amended

Substituted

Councilperson Mays, with support from Councilperson Winfrey made a motion to take \$141,162.00 from the Grand Traverse Greenway and give it to the following: \$40,000.00 to Brennan Community Center, \$40,000.00 to Hasselbring Senior Center, \$40,000.00 to the Latin Technology and Community Center playground and \$21,162.00 to Asbury Church for its youth programs. The vote was 7-1 (No: Griggs). (Absent: Guerra).

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be Amended. The motion carried by the following vote:

Aye: 7 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway and Councilperson Worthing

No: 1 - Councilperson Griggs

Absent: 1 - Councilperson Guerra

210368.1

Amendment/Substantial Amendment/2019-2020 Annual Action Plan of the Consolidated Plan/U.S. Department of Housing and Urban Development (HUD)

Amended resolution authorizing city officials to approve the funding amounts and projects and authorize entering into contracts for the agencies noted for the City of Flint's Substantial Amendment to the FY2019-2020 Community Development Block Grant (CDBG) Program, in the amount of \$2,830,392.00, and FY2019-2020 Emergency Solutions Grant (ESG) Program, in the amount of \$2,441,943.00, to apply for and receive Coronavirus Aid, Relief, and Economic Security (CARES) Act funding, AND, resolving that all sub-recipient agencies shall conform to the standards and bidding procedures maintained by the City of Flint. Sub-recipients may not obligate any funds, incur any costs, nor implement any physical activities until the Division of Community and Economic Development has completed the Environmental Review Record and/or received a release of funds from HUD, and

has issued a written notice to proceed to the sub-recipient, AND, resolving that following notification that HUD has approved the Substantial Amendment to the 2019-2020 Annual Action Plan through execution of a Grant Agreement with the City of Flint, the appropriate city officials are authorized to do all things necessary to enter into sub-grantee agreements with the various agencies, AND, resolving that upon receipt of the official award document from HUD, CDBG-CV funds, the estimated revenues shall be increased to recognize receipt of such funds, and an appropriation in the amount of \$2,830,392.00 shall be made to the Division of Community and Economic Development to fund the FY 2021-2022 Community Development Block Grant Cares Act program, AND, resolving that upon receipt of the official award document from HUD, ESG funds, the estimated revenues shall be increased to recognize receipt of such funds and an appropriation in the amount of \$2,441,943.00 shall be made to the Division of Community and Economic Development to fund the FY2021-FY2022 Emergency Solutions Grant Cares Act program, AND resolving that the appropriate officials are hereby authorized to do all things necessary to set up the appropriate accounts in the 274 fund. [NOTE: Resolution amended to take \$141,162.00 from the Grand Traverse Greenway and give it to the following: \$40,000.00 to Brennan Community Center, \$40,000.00 to Hasselbring Senior Center, \$40,000.00 to the Latin Technology and Community Center playground and \$21,162.00 to Asbury Church for its youth programs.]

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

Aye: 7 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway and Councilperson Worthing

Abstain: 1 - Councilperson Griggs

Absent: 1 - Councilperson Guerra

210370 Submission/FY2021-2022 Annual Action Plan of the Consolidated Plan

Resolution resolving that city officials approve the funding amounts and projects and authorize entering into contracts for the agencies noted for the City of Flint's FY2021-2022 Community Development Block Grant (CDBG) Program, in the amount of \$3,984,460.00, FY2021-2022 HOME Investment Partnership (HOME) Program, in the amount of \$895,223.00, and FY2021-2022 Emergency Solutions Grant (ESG) Program, in the amount of \$325,606.00, and include any program income which might become available as a result of receipt of these funds.

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

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

- 210233.1** Approval/City of Flint Brownfield Redevelopment Project Authority/Brownfield Plan for the James P. Cole Project (1809 James P. Cole Boulevard)
- Resolution resolving that the [Brownfield Plan for the James P. Cole Project (1809 James P. Cole Boulevard)] as submitted is hereby approved and adopted, and a copy of the plan and all amendments thereto shall be maintained on file in the City Clerk's office. [NOTE: Once approved, the Brownfield plan will allow the reimbursement of eligible project expenses from the additional tax revenue realized as a result of the redevelopment. The reimbursement can occur over the life of the plan, which is normally 30 years. The eligible reimbursable expenses are estimated at around \$2,541,508.00.]
- A motion was made by President Galloway, seconded by Councilperson Mays, that this matter be POSTPONED for August 23, 2021. The motion carried by the following vote:**
- Aye:** 7 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway and Councilperson Worthing
- Abstain:** 1 - Councilperson Griggs
- Absent:** 1 - Councilperson Guerra
- 210371** Grant Acceptance/Financially Distressed Cities, Villages & Townships (FDCVT) Grant/Public Safety
- Resolution resolving that the proper city officials are hereby authorized to participate in the Financially Distressed Cities, Villages & Townships (FDCVT) Grant for Public Safety on behalf of the City of Flint. Proper city officials are hereby authorized to provide this resolution indicating its approval to the State of Michigan, and to submit and execute documents requested by the State relating to the FDCVT requirements, AND, resolving that the appropriate city officials are authorized to do all things necessary to abide by the terms of Grant No. 210098-21, in the amount of \$183,505.00, and to make the grant funds available in the current and any subsequent fiscal years that funding continues to remain available by the Grantor.
- A motion was made by Councilperson Mays, seconded by Councilperson Griggs, that this matter be Adopted. The motion carried by the following vote:**
- Aye:** 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing
- Absent:** 1 - Councilperson Guerra
- 210376** Update/Support Operations Plan (SEOP)/City of Flint/Genesee County Emergency Management Program
- Resolution resolving that the Flint City Council approves the adoption of the Support Operations Plan of the City of Flint and the appointment of the County Emergency Management Coordinator as the Emergency Management Coordinator for the City of Flint. [NOTE: The Genesee County Sheriff's Office has requested

that the city adopt an updated Support Operations Plan, which was developed to identify the responsibilities between the City of Flint and Genesee County in regard to pre-disaster emergency management activities, and provides for City of Flint government agencies to respond to various types of emergencies or disasters that affect the community.]

Adopted

Substituted

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey-Carter, that this matter be REFERRED TO COMMITTEE to the GOVERNMENTAL OPERATIONS COMMITTEE, due back on August 18, 2021. The motion carried by the following vote:

Aye: 5 - Councilperson Mays, Vice President Davis, Councilperson Winfrey-Carter, Councilperson Winfrey and President Galloway

No: 3 - Councilperson Fields, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

210377 Objection/Installation & Operation/Ajax Materials, Corp./Hot Asphalt Plant

Resolution resolving that the Mayor and Flint City Council do all things necessary to submit their comments to Environment, Great Lakes and Energy (EGLE) no later than August 16, 2021, to object to the Permit to Install Application, APP-2021-0019, which is a request from Ajax Materials, Corp. to install and operate a new hot asphalt plant, to prevent neighborhoods and residents and other businesses from being negatively impacted. [NOTE: Ajax Materials, Corp. made application to EGLE for a permit to install and operate a new hot mix asphalt plant at 5088 Energy Drive, Flint.]

Adopted

Substituted

The motion was amended "to include any comments that City Council has received for this project."

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

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

210380 Budget Amendment/Transfer of Funds/Residential Waste Services/Rubbish Collection Fund

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to do all things necessary to amend the FY2021-2022 budget of the City of Flint to reflect the changes to the city's DPW-Rubbish Collection Fund, for a total change of \$715,555.00, as requested by DPW [Rubbish Collection Professional Services Fund Acct. NO. 226-528.201-801.000.] [NOTE:

According to the Staff Review, the budget amendment is necessary to complete contractual work agreements for Residential Waste Services contract within the Waste Services Division.]

A motion was made by Councilperson Mays, seconded by Vice President Davis, that this matter be REFERRED TO COMMITTEE to the FINANCE COMMITTEE, due back on August 18, 2021. The motion carried by the following vote:

Aye: 7 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway and Councilperson Griggs

No: 1 - Councilperson Worthing

Absent: 1 - Councilperson Guerra

INTRODUCTION AND FIRST READING OF ORDINANCES

210391 Repeal/Amendment/Ordinance/Chapter 35 (Personnel)/Article VI (Personnel Code)/Section 35-112.1 (Adoption - Job Description and Qualifications Deputy Director of Community and Economic Development

An ordinance to amend Chapter 35 (Personnel) of the Code of the City of Flint by the addition of Article VI (Personnel Code), Section 35-112.1 (Adoption - Job Description and Qualifications Deputy Director of Community and Economic Development), by repealing Section 35-112.1.

A motion was made by Councilperson Mays, seconded by Councilperson Griggs, that this matter be ACKNOWLEDGED FOR FIRST READING. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

210392 Repeal/Amendment/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 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), by repealing Section 35-112.6.

A motion was made by Councilperson Mays, seconded by Councilperson Griggs, that this matter be ACKNOWLEDGED FOR FIRST READING. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

SECOND READING AND ENACTMENT OF ORDINANCES

210214.1 Amendment/Ordinance/Chapter 28 (Motor Vehicles & Traffic)/Article II (Operation of Vehicles)/Addition of Sections 28-65 (a) - (d), Section 28-65.1 and Section 28-65.2 (Drag Racing)

An amendment to the ordinance to amend Chapter 28 (Motor Vehicles and Traffic), Article II (Operation of Vehicles) of the Code of the City of Flint by adding Sections 28-65 (a) - (d), Section 28-65.1 and Section 28-65.2 (Drag Racing). [NOTE: Ordinance amended to correct typographical and technical errors.]

The motion was to move all four ordinances -- 210214.1, 210231, 210332 and 210333 -- to Legislative Committee in one motion.

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be REFERRED TO COMMITTEE to the LEGISLATIVE COMMITTEE, due back on August 18, 2021. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

210231 Amendment/Ordinance/Chapter 24 (Housing)/Article I (International Property Maintenance Code)/Addition of Section 24-5 (Landlords Removal and Disposal Process Regarding Evictions)

An ordinance to amend the Code of the City of Flint by amending Chapter 24 (Housing), Article I (International Property Maintenance Code), with the addition of Section 24-5 (Landlords Removal and Disposal Process Regarding Evictions).

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be REFERRED TO COMMITTEE to the LEGISLATIVE COMMITTEE, due back on August 18, 2021. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

210332 Amendment/Ordinance/Chapter 9 (Animals and Fowl)/Article I (In General)/Section 9.1 (Cruelty to Animals Prohibited)/Addition of Sections 9-1.1 through 9-1.6

Ordinance to amend the Code of the City of Flint by amending Chapter 9 (Animals & Fowl), Article 1 (In General) by amending 9-1 (Cruelty to Animals Prohibited) by adding Sections 9-1.1 through 9-1.6.

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be REFERRED TO COMMITTEE to the LEGISLATIVE COMMITTEE, due back on August 18, 2021. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

210333 Amendment/Ordinance/Chapter 28 (Motor Vehicles & Traffic)/Addition of Section 28-95 (Loitering In or About a Motor Vehicle)

An ordinance to amend Chapter 28 (Motor Vehicles and Traffic), by the addition of Section 28-95 (Loitering In or About a Motor Vehicle).

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be REFERRED TO COMMITTEE to the LEGISLATIVE COMMITTEE, due back on August 18, 2021. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Vice President Davis, Councilperson Fields, Councilperson Winfrey-Carter, Councilperson Winfrey, President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - Councilperson Guerra

ADJOURNMENT

Council Vice-President Maurice Davis adjourned the meeting at 12:25 a.m. after a motion by Councilperson Winfrey-Carter and support from Councilperson Galloway. The vote was 6-0 (Absent: Guerra, Fields, Worthing).

Respectfully transcribed & submitted,

Janell Johnson, City Council Administrative Secretary