

City of Flint, Michigan

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



Meeting Minutes - Final

Monday, October 24, 2016

5:48 PM

Council Chambers

CITY COUNCIL

*Kerry L. Nelson, President, Ward 3
Vicki VanBuren, Vice President, Ward 8*

Eric Mays, Ward 1

Jacqueline Poplar, Ward 2

Kate Fields, Ward 4

Wantwaz D. Davis, Ward 5

Herbert J. Winfrey, Ward 6

Monica Galloway, Ward 7

Scott Kincaid, Ward 9

Inez M. Brown, City Clerk

CALL TO ORDER

ROLL CALL

Present: Councilperson: Councilperson Mays, Councilperson Poplar, Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, VanBuren and Councilperson Kincaid

PLEDGE OF ALLEGIANCE

PRESENTATION OF COMMITTEE/COUNCIL MINUTES

160474 Summary Minutes/Flint City Council/Regular Meeting/October 10, 2016

Summary Minutes of the Flint City Council regular meeting held Monday, October 10, 2016, at 5:52 p.m., in the City Council Chambers, 3rd Floor, City Hall.

A motion was made by Councilperson Kincaid, seconded by Vice President VanBuren, that this matter be Placed on File. The motion carried by the following vote:

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

No: 1 - Councilperson Mays

160475 Summary Minutes/Flint City Council/Special Meeting/October 13, 2016

Summary Minutes of the Flint City Council special meeting held Thursday, October 13, 2016, at 5:05 p.m., in the City Council Chambers, 3rd Floor, City Hall.

A motion was made by Councilperson Kincaid, seconded by Vice President VanBuren, that this matter be Placed on File. The motion carried by the following vote:

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

No: 1 - Councilperson Mays

SPECIAL ORDER

160480 Special Order/Deron Irving-Bey

A Special Order as requested by the Flint City Council to allow for a special presentation to Deron Irving-Bey, a student at Flint Southwestern Classical Academy.

Presented

PUBLIC HEARINGS

None

PUBLIC COMMENT**PETITIONS AND UNOFFICIAL COMMUNICATIONS**

- 160476** Notice of Authorization/Michigan Department of Environmental Quality (MDEQ)/Water Resources Division
- Communication received October 7, 2016, re: Michigan Department of Environmental Quality, Water Resources Division - Notice of Authorization for Permit No. WRP004559, City of Flint.
- This Matter was Placed on File on the Consent Agenda.**
- 160477** Notice of Public Hearing/Michigan Public Service Commission [MPSC]
- Notice of Public Hearing received October 12, 2016, re: Michigan Public Service Commission notice of hearing for the natural gas customers of Consumers Energy Company, Case No. U-18136, to be held October 19, 2016, at 10:00 a.m., MPSC, Lansing.
- This Matter was Placed on File on the Consent Agenda.**
- 160478** Meeting Notice/GAIN Auto Theft Unit/Genesee County Sheriff
- Communication received October 20, 2016, re: Notice of GAIN Auto Theft Board of Trustees Meeting to be held Monday, October 24, 2016, at 2:00 p.m., Mundy Township Admin Building, Swartz Creek.
- This Matter was Placed on File on the Consent Agenda.**

COMMUNICATIONS FROM CITY OFFICIALS

- 160479** Traffic Engineering/Closure Permits
- Sidewalk, Lane and Street Closures (2) dated October 2016, re: (1) Harrison Street (water tap-Oct. 17th); and (2) EB Court Street (repairing utility cuts-Oct. 24th).
- This Matter was Placed on File on the Consent Agenda.**

ADDITIONAL COMMUNICATION**APPOINTMENTS**

None

LICENSES

None

RESOLUTIONS

160465 Multi-Year/Contract/Boyd's Lawn & Landscaping/Snow Removal/City Hall/Other City Facilities

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a two-year contract with Boyd's Lawn & Landscaping, for snow removal services at City Hall and other city facilities, in an amount NOT-TO-EXCEED \$40,000.00, and an aggregate spend amount of \$80,000.00, as requested by Maintenance [General Fund Acct. No. 101-753.200-801.000 = \$30,000.00 and Parks/Recreation Fund Acct. No. 208-752.102-801.000 = \$10,000.00]. [City Administration Submission No. CA2952016.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

160468 Multi-Year/Annual Service & Support Agreement/BS&A Software

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a two-year agreement with BS&A Software for a two (2) year service and support agreement for various financial data proprocessing software applications, as requested by Information Technology, in an amount NOT-TO-EXCEED \$112,343.00 the first year, and \$132,618.00 the second year, for an aggregate total of \$244,961.00 [Information Technology Acct. No. 636-228.100-814.600]. [City Administration Submission No. CA2982016.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

RESOLUTIONS (May Be Referred from Special Affairs)

160466 Multi-Year/Lease Agreement/Enterprise FM Trust/2017 Chevrolet Tahoe

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to do all things necessary to enter into a five-year agreement with Enterprise FM Trust for the lease of a 2017 Chevrolet Tahoe, in an amount NOT-TO-EXCEED \$56,598.69, as requested by Fleet [Fleet/Central Garage Acct. No. 661-451.100-940.000 = \$20,278.09 and Acct. No. 661-451.100-930.000 = \$103.00]. [According to the Staff Review, the costs per year are \$20,381.09 in 2017, \$8,879.40 in 2018, \$8,879.40 in 2019, \$8,879.40 in 2020 and \$9,229.40 in 2021.] [City Administration Submission No. CA2962016.]

SEPARATED FROM MASTER RESOLUTION

160467 Berger Chevrolet/Five (5) Chevrolet Tahoes

Resolution authorizing the Department of Purchases and Supplies, upon City Council's approval, to issue a purchase order to Berger Chevrolet for five (5) Chevrolet Tahoes, in an amount NOT-TO-EXCEED \$182,727.15, as requested by Fleet [Fleet/Central Garage Fund Acct. No. 661-451.100-977.500]. [City Administration Submission No. CA2972016.]

SEPARATED FROM MASTER RESOLUTION

- 160471** Contract/The Lake Agency/Property, Inland Marine, Contractors' Equipment & Crime Insurance

Resolution resolving that the appropriate city officials are authorized to enter into a contract with The Lake Agency to provide Property, Inland Marine, Contractors' Equipment through Traveler's Insurance and Hartford Steam Boiler, as requested by Finance, at a cost NOT-TO-EXCEED \$160,912.00 [Self Insurance Fund Acct. No. 677-174.851-955.000]. [City Administration Submission No. CA2992016.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

- 160472** Contract/Extension/The Lake Agency/General Liability Insurance Coverage

Resolution authorizing the appropriate city officials to enter into a contract with The Lake Agency to extend its coverage with the Princeton Munich Re Co. for General Liability Insurance coverage for the period September 23, 2016 through November 23, 2016, as requested by Finance, at a cost NOT-TO-EXCEED \$53,300.00 [Self Insurance Fund Acct. No. 677-174.851-955.000]. [City Administration Submission No. CA3002016.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

- 160473** Contract/The Lake Agency/General Liability Insurance Coverage

Resolution authorizing the appropriate city officials to enter into a contract with The Lake Agency to provide the city with General Liability Insurance coverage through the Old Republic Insurance Co., at a premium amount NOT-TO-EXCEED \$256,207.50 for a 10-month period, beginning November 23, 2016 through September 23, 2017 [Self Insurance Fund Acct. No. 677-174.851-955.000]. [City Administration Submission No. CA3012016.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

ADD-ON RESOLUTIONS

- 160481** Lawsuit Dismissal/Flint City Council v. City of Flint, Office of the Mayor, and Karen Weaver/7th Circuit Court Case No. 16-107434-CZ

Resolution resolving that the Flint City Council and Jacqueline Poplar (Ward 2), Kerry L. Nelson (Ward 3), Kate Fields (Ward 4), Wantwaz D. Davis (Ward 5),

Herbert Winfrey (Ward 6), Monica Galloway (Ward 7), Vicki VanBuren (Ward 8), and Scott Kincaid (Ward 9) dismiss Circuit Court Case No. 16-107434-CZ, in accordance with the stipulated order of dismissal attached and incorporated, subject to the approval of the RTAB.

SEPARATED FROM MASTER RESOLUTION

160482 Contract/Tri-County Refuse Service, Inc. dba Republic Services/Waste Collection Services

Resolution resolving that the proper City Officials are authorized to enter into a contract with Tri-County Refuse Service, Inc. dba Republic Services for waste collection services for a period of one year (11/12/2016 to 11/12/2017), with an option to extend the contract for an additional year. The first year cost is in an amount NOT-TO-EXCEED \$3,736,032.00, and the optional additional year is in the amount of \$3,736,032.00 (pending adoption of the FY18 Budget) - for an aggregate total of \$7,472,064.00 [Rubbish Collection Fund Acct. No. 226-528.201-801.000]. [Administration Submission No. CA3032016]

SEPARATED FROM MASTER RESOLUTION

160483 Contract/Nan McKay & Associates/Residential Rental Inspection Services

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to enter into a contract with Nan McKay & Associates for residential rental inspection services, as requested by Development, in an amount NOT-TO-EXCEED \$270,000.00 [Building Inspection Fund Acct. No. 542-371.100-801.000].

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

160484 Settlement/Abbey Strozier, et al v. Flint Community Schools, et al/Genesee County Circuit Court Case No. 08-88404-NI

Resolution resolving that the City Administrator authorizes payment to Alexis Strozier and Attorney Mark Buegehold, in the amount of \$20,000.00, in satisfaction of any and all claims arising out of the litigation matter of Abbey Strozier, et al v. Flint Community Schools, et al, Case No. 08-88404-NI, with payment drawn from appropriated funds in Litigation and Suits Line Item No. 677-266.200-956.300. [NOTE: An Executive Session was requested regarding this matter on October 24, 2016.]

This Matter was ADOPTED BY THE MASTER RESOLUTION on the Consent Agenda.

Passed The Consent Agenda

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

Aye: 9 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

SEPARATED FROM MASTER RESOLUTION

160466 Multi-Year/Lease Agreement/Enterprise FM Trust/2017 Chevrolet Tahoe

Resolution resolving that the proper city officials, upon City Council's approval, are hereby authorized to do all things necessary to enter into a five-year agreement with Enterprise FM Trust for the lease of a 2017 Chevrolet Tahoe, in an amount NOT-TO-EXCEED \$56,598.69, as requested by Fleet [Fleet/Central Garage Acct. No. 661-451.100-940.000 = \$20,278.09 and Acct. No. 661-451.100-930.000 = \$103.00]. [According to the Staff Review, the costs per year are \$20,381.09 in 2017, \$8,879.40 in 2018, \$8,879.40 in 2019, \$8,879.40 in 2020 and \$9,229.40 in 2021.] [City Administration Submission No. CA2962016.]

Adopted

Substituted

A motion was made by Councilperson Fields, seconded by Councilperson Kincaid, that this matter be POSTPONED for November 14, 2016. The motion carried by the following vote:

Aye: 9 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

160467 Berger Chevrolet/Five (5) Chevrolet Tahoes

Resolution authorizing the Department of Purchases and Supplies, upon City Council's approval, to issue a purchase order to Berger Chevrolet for five (5) Chevrolet Tahoes, in an amount NOT-TO-EXCEED \$182,727.15, as requested by Fleet [Fleet/Central Garage Fund Acct. No. 661-451.100-977.500]. [City Administration Submission No. CA2972016.]

Adopted

Substituted

A motion was made by Councilperson Fields, seconded by Councilperson Kincaid, that this matter be POSTPONED for November 14, 2016. The motion carried by the following vote:

Aye: 9 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

160481 Lawsuit Dismissal/Flint City Council v. City of Flint, Office of the Mayor, and Karen Weaver/7th Circuit Court Case No. 16-107434-CZ

Resolution resolving that the Flint City Council and Jacqueline Poplar (Ward 2), Kerry L. Nelson (Ward 3), Kate Fields (Ward 4), Wantwaz D. Davis (Ward 5), Herbert Winfrey (Ward 6), Monica Galloway (Ward 7), Vicki VanBuren (Ward 8), and Scott Kincaid (Ward 9) dismiss Circuit Court Case No. 16-107434-CZ, in accordance with the stipulated order of dismissal attached and incorporated, subject to the approval of the RTAB.

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

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Abstain: 1 - Councilperson Mays

160482

Contract/Tri-County Refuse Service, Inc. dba Republic Services/Waste Collection Services

Resolution resolving that the proper City Officials are authorized to enter into a contract with Tri-County Refuse Service, Inc. dba Republic Services for waste collection services for a period of one year (11/12/2016 to 11/12/2017), with an option to extend the contract for an additional year. The first year cost is in an amount NOT-TO-EXCEED \$3,736,032.00, and the optional additional year is in the amount of \$3,736,032.00 (pending adoption of the FY18 Budget) - for an aggregate total of \$7,472,064.00 [Rubbish Collection Fund Acct. No. 226-528.201-801.000]. [Administration Submission No. CA3032016]

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

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Abstain: 1 - Councilperson Mays

LIQUOR LICENSES

None

ORDINANCES - First Reading

None

ORDINANCES - Second Reading

None

PUBLIC SPEAKERS

ADDITIONAL COUNCIL DISCUSSION

ADJOURNMENT

This regular City Council meeting was adjourned at 9:07 p.m.