



City of Flint, Michigan

Summary Meeting Minutes For CITY COUNCIL

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

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

Monday, December 12, 2016

6:31 PM

Council Chambers

WEBSITE SUMMARY

160538 Special Order/Berston Field House

A Special Order as requested by Council President Nelson to allow for a brief update by Genesee County Commissioner Bryant W. Nolden regarding the Friends of Berston Field House and activities and plans for Berston.

Discussed

160539 Summary Minutes/Flint City Council/Regular Meeting/November 28, 2016

Summary Minutes of the Flint City Council regular meeting held Monday, November 28, 2016, at 5:36 p.m., in the City Council Chambers, 3rd Floor, City Hall.

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

Aye: 7 - Councilperson Mays, President Nelson, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 2 - Councilperson Poplar and Councilperson Fields

160540 Tax Reverted Property Disposition/Genesee County Treasurer

Communication received November 18, 2016, re: A listing of 2016 foreclosed properties in Genesee County that did not sell at auction, as mailed to local unit treasurers and clerks.

This Matter was Placed on File on the Consent Agenda.

160541 Traffic Engineering/Closure Permits

Sidewalk, Lane and Street Closures (2) dated November/December 2016, re: (1) Stevens and Third Streets (YMCA Family Santa Run/Walk-Dec. 3rd); and (2) Kearsley and Forest Streets (Holiday Walk-Dec. 6th).

This Matter was Placed on File on the Consent Agenda.

160542 Office of the Mayor/Re-Appointment/Flint Housing Commission

Communication dated November 14, 2016, from Mayor Karen W. Weaver to Willie Duncan, re: I have reappointed you to a five-year term on the Flint Housing Commission's Board of Commissioners, with the new term commencing October 1, 2016, and expiring September 30, 2021.

This Matter was Placed on File on the Consent Agenda.

160543 Emergency Purchase/Liquiforce/Repair-Rehabilitation of 30" Sanitary Sewer Line

Communication dated November 16, 2016 (received November 23, 2016), from Derrick F. Jones, Purchasing Manager to Mark Adas, City Engineer, re: Pursuant to Section 18-21.9 of the Flint City Code, the Purchasing Department is issuing notice to proceed into a contract, in an amount NOT-TO-EXCEED \$249,000.00 [Acct. No. 590-540.300-801.000], with Liquiforce [no address noted] to perform repair/rehabilitation of a 30" sanitary sewer line under Bid No. 17-043, because the City Administration has declared an emergency on the repair/rehabilitation of the northwest 30" sanitary sewer line due to a threat to the public health, welfare and safety - because the possibility of a catastrophic failure of the sewer line could cause public health concerns to City residents.

This Matter was Placed on File on the Consent Agenda.

160544 AFSCME Supervisors Union Local 1799/Election Results

Communication dated November 18, 2016, re: Election results for AFSCME Supervisors Union Local 1799.

This Matter was Placed on File on the Consent Agenda.

160532 Contract/William E. Walter/HVAC Improvements - Phase II

Resolution resolving that the proper City Officials, upon City Council's approval, are hereby authorized to enter into a contract with William E. Walter for HVAC improvements -- Phase II, as requested by Utilities/Water Pollution Control, in an amount NOT-TO-EXCEED \$554,150.00 [Sewer Fund Acct. No. 590-550.300-977.000 = \$139,000.00 and Acct. No. 590-550.300-930.000 = \$415,150.00]. [Administration Submission No. CA3142016.]

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

160533 Contract/William E. Walter/HVAC Support Services

Resolution resolving that the proper City Official are hereby authorized to enter into a contract with William E. Walter for HVAC support services, as requested by the Water Service Center, the Water Treatment Plant and the Maintenance Department, in the amount of \$58,000.00, for a total aggregate amount of \$323,000.00 [Sewer Fund Acct. No. 590-540.100-801.000 = \$9,500.00; Water Fund Acct. No. 591-540.100-801.000 = \$9,500.00, Acct. No. 591-545.201-726.000 = \$9,000.00, Acct. No. 591-545.201-930.000 = \$16,000.00, and Acct. No. 591-545.201-930.000 = \$4,000.00; and General Fund Acct. No. 101-753.200-801.000 = \$10,000.00]. [Administration Submission No. CA3152016.]

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

160545 Objection/Transfer of Tax Reverted Property/City of Flint/Treasurer of Genesee County

Resolution authorizing the City of Flint to exercise its option under Public Act 123 of 1999 to object to the transfer of property foreclosed upon by the Treasurer of Genesee County, but not sold, with the exception of 5306 North Street which would revert back to the City. [Administration Submission No. CA3172016]

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

160546 Settlement/Harold Hunter v. City of Flint/Genesee County Circuit Court Case No. 10-094081

Resolution resolving that the City Council, pursuant to Flint City Charter Section 4-604, consents to the settlement of civil litigation in the matter of Harold Hunter v. City of Flint, Genesee County Circuit Court Case No. 10-094081, in the amount of \$35,000.00, and in satisfaction of any and all claims arising out of said litigation, with payment drawn from appropriated funds in Litigation and Suits Line Item No. 677-266.200-956.300. [NOTE: An Executive Session was presented regarding this matter on November 28, 2016.] [Administration Submission No. CA3182016]

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

160547 Payment/Attorney Barry A. Wolf/Flint City Council Representation/State of Michigan/Reimbursement

Resolution resolving that the Flint City Council accepts, on a one-time basis, reimbursement from the State of Michigan of \$35,000.00 to cover the costs in the legal dispute between the City Council and the City Administration, and authorizes payment of \$35,000.00 to Attorney Barry A. Wolf [Acct. No. 101-101.100-801.000]. [NOTE: Atty. Wolf represented the Flint City Council in a conflict of interest with the Administration over the proposed waste contract.]

SEPARATED FROM MASTER RESOLUTION

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

Aye: 6 - President Nelson, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Abstain: 1 - Councilperson Mays

Absent: 2 - Councilperson Poplar and Councilperson Fields

160549 Amendment/Emergency Ordinance/Chapter 24 (Housing)/Article I (International Property Maintenance Code)/Section 24-4 (Adoption - Comprehensive Rental Inspection Code)

An emergency ordinance to amend Chapter 24 (Housing), Article I (International Property Maintenance Code), Section 24-4 (Adoption - Comprehensive Rental Inspection Code) of the Code of the City of Flint pursuant to Flint City Charter Section 3-306 (Emergency Ordinances), as an emergency affecting life, health and property exists in that rental properties in the city of Flint must be inspected in order to ensure that they are safe and fit for habitation by the residents of the city of Flint - and the City's Comprehensive Rental Inspection Code requires revision so that such inspections are mandatory. [NOTE: This ordinance shall become effective immediately upon publication, and shall automatically be repealed as of the sixty-first (61st) day after its enactment.] [NOTE: Per Section 3-306 of the Flint City Charter, an emergency ordinance may be adopted at the meeting at which it is introduced and, if passed by an affirmative vote of two-thirds (2/3) of the members-elect, may take immediate effect after publication.]

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

Aye: 7 - Councilperson Mays, President Nelson, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 2 - Councilperson Poplar and Councilperson Fields

Enactment No: 4081

160548 Ordinance/Chapter 15 (Telecommunications Systems)/Article II (Franchises)/Section 15-8 (Required)/Section 15-9 (Limitations)/Franchise Agreement/Comcast Cablevision of Flint, Inc.

An ordinance pursuant to Flint City Charter Section 8-201 (Limitations on a Franchise) and Section 8-202 (Standard Provisions of a Public Utility Franchise) and, more specifically, Chapter 15 (Telecommunications Systems), Article II (Franchises), of the Code of the City of Flint authorizing the City of Flint to grant one or more non-exclusive, irrevocable franchises and any and all renewals, amendments and extensions thereto, to provide for the operation, maintenance and reconstruction of a cable communications system within the city of Flint, AND, ordaining that the Franchise Agreement between the City of Flint and Comcast Cablevision of Flint, Inc. (formerly Comcast Cablevision Corporation) is hereby granted according to the terms and conditions set forth therein and as modified by the provisions set forth for such an operation in Chapter 15 of the Code of the City of Flint. [NOTE: The current Franchise Agreement between the City and Comcast, as adopted May 13, 2002, will expire on December 31, 2016.]

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

Aye: 7 - Councilperson Mays, President Nelson, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 2 - Councilperson Poplar and Councilperson Fields

160550 Amendment/Ordinance/Chapter 24 (Housing)/Article I (International Property Maintenance Code)/Section 24-4 (Adoption - Comprehensive Rental Inspection Code)

An ordinance to amend Chapter 24 (Housing), Article I (International Property Maintenance Code), Section 24-4 (Adoption - Comprehensive Rental Inspection Code) of the Code of the City of Flint.

A motion was made by Councilperson Kincaid, seconded by Vice President VanBuren, that this matter be ACKNOWLEDGED FOR FIRST READING. The motion carried by the following vote:

Aye: 7 - Councilperson Mays, President Nelson, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 2 - Councilperson Poplar and Councilperson Fields