

City of Flint, Michigan

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



Meeting Minutes 2 - Final

Monday, February 12, 2018

6:18 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

ROLL CALL

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

Absent: Councilperson: Winfrey

PUBLIC HEARINGS

None

APPOINTMENTS

180039 Appointment/Zoning Board of Appeals/August A. Janke (Ward 3)

Resolution resolving that the Flint City Council approves the appointment of August A. Janke (2837 Hampstead Drive, Flint MI 48506 - Ward 3) to the Zoning Board of Appeals for a term that begins immediately and expires on September 1, 2018. [NOTE: By way of background, Eric Wright's term as the 3rd Ward representative expired in September 2015, but he remained on the Board.]

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

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

Absent: 1 - President Winfrey

180040 Reappointment/Zoning Board of Appeals/Chris Zuwala (Ward 4)

Resolution resolving that the Flint City Council approves the reappointment of Chris Zuwala (3510 Whittier Avenue, Flint MI 48506 - Ward 4) to the Zoning Board of Appeals to continue a three-year term that expires September 1, 2019. [NOTE: By way of background, Mr. Zuwala's term on the Zoning Board of Appeals expired September 1, 2016, but he has continued to serve.]

A motion was made by Councilperson Fields, seconded by Councilperson Worthing, that this matter be Approved. The motion carried by the following vote:

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

No: 1 - Councilperson Mays

Absent: 1 - President Winfrey

180041 Appointment/Zoning Board of Appeals/Heather Morolla Kale (Ward 7)

Resolution resolving that the Flint City Council approves the appointment of

Heather Morolla Kale (520 Kensington Avenue, Flint, MI 48503 - Ward 7) to the Zoning Board of Appeals for a term that begins immediately and ends on September 1, 2019. [By way of background, Ms. Kale is replacing Thomas Burton Spademan, whose term on the Zoning Board of Appeals expired September 1, 2016 (although he remained on the Board).]

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

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

Absent: 1 - President Winfrey

APPOINTMENTS (May Be Referred from Special Affairs)

180046 Reappointment/Board of Review/Allen Gilbert

Resolution approving the reappointment of Allen Gilbert (1905 McPhail Street, Flint, MI, 48503 - Ward 7) to the Board of Review for an additional three-year term expiring January 1, 2019, as requested by 7th Ward Councilperson Monica Galloway.

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

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

Absent: 1 - President Winfrey

180047 Reappointment/Board of Review/Vicki VanBuren

Resolution approving the reappointment of Vicki VanBuren (1023 Leland Street, Flint, MI, 48507 - Ward 8) to the Board of Review for an additional three-year term expiring December 31, 2020, as requested by 8th Ward Councilperson Allan Griggs.

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

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

No: 1 - Councilperson Mays

Absent: 1 - President Winfrey

180048 Reappointment/Zoning Board of Appeals/John E. Hardy

Resolution approving the reappointment of John E. Hardy (3721 Mason Street, Flint, MI, 48505 - Ward 2) to the Zoning Board of Appeals for an additional three-year term expiring August 31, 2018, as requested by 2nd Ward

Councilperson Maurice Davis.

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

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

Absent: 1 - President Winfrey

180049

Appointment/Zoning Board of Appeals/Jacqueline Jordan

Resolution resolving that the Flint City Council recommends the appointment of Jacqueline Jordan (324 W. 1st Avenue, Flint, MI, 48503 - Ward 5) to the Zoning Board of Appeals for a three-year term expiring August 31, 2020, as recommended by 5th Ward Councilperson Jerri Winfrey-Carter. [NOTE: By way of background, Jacqueline Jordan is replacing Birdie V. Brooks whose term on the Board expired August 31, 2017, although she continued to serve.]

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

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

Absent: 1 - President Winfrey

LICENSES

None

RESOLUTIONS

180034

Sorenson Forensics/Sexual Assault Kits & Processing

Resolution resolving that the Department of Purchases and Supplies, upon City Council's approval, is hereby authorized to issue purchase orders to Sorenson Forensics for sexual assault kits and processing services, in the amount of \$250,992.00, with funding from Office of District Attorney 2015 Grant for Sexual Assault Kits Acct. No. 296-301.733-801.000 = \$22,410.00 and the Federal Department of Justice 2015 Grant for Sexual Assault Kits Initiative Acct. No. 296-301.732-801.000 = \$228,582.00.

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

180035

Settlement/Ron Rutherford v City of Flint, et al./Genesee County Circuit Court No. 03-76113

Resolution resolving that the Acting City Administrator hereby authorizes settlement in the matter of (Ron) Rutherford v City of Flint, et al., Genesee County Circuit Court No. 03-76113, in the amount of \$304,894.44, in satisfaction of any and all claims arising out of said matter, with payment to be

drawn from appropriated funds in Litigation and Suits Acct. No. 677-266.200-956.300.

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

180037 Policies & Guidelines/Consideration of Poverty Exemption Applications

Resolution resolving that to be eligible for consideration of a hardship exemption pursuant to MCL 211.7u in the City of Flint that a person must be the owner and must occupy the property as a homestead, as defined, for which the exemption is requested; file a completed and notarized application; submit copies of federal and state income tax returns for all persons that resided in the homestead, including property tax credit forms and/or Statement of Benefits paid from the Michigan Department of Social Services or Social Security Administration; and meet City of Flint poverty income standards (see attached), AND, resolving that the City of Flint Board of Review may deviate from the established policy and guidelines only for substantial and compelling reasons, and that the applicant will be notified in writing the reasons for deviating from the policy and guidelines for hardship exemption, AND, resolving that to conform with the provisions of Public Act 390 of 1994, this resolution is hereby given immediate effect, as requested by the Assessment Division.

SEPARATED FROM MASTER RESOLUTION

180038 Policy Amendment/Filing Protests by Letter

Resolution resolving that resident taxpayers may file their protests of assessments by letter to the Board of Review, as requested by Assessments. [NOTE: Section 211.30 of the General Property Tax Act has been amended to allow the governing body of a city or township to adopt a resolution to provide that a resident taxpayer may file their protest of property assessment by letter without an appearance by the taxpayer and/or his/her agent at the Board of Review Meeting. Previously, only non-residents could protest by letter.]

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

RESOLUTIONS (May Be Referred from Special Affairs)

180032 Budget Amendment/Transfer of Funds/Fleet Maintenance Fund Balance

Resolution resolving that the appropriate city officials are hereby authorized to do all things necessary to amend the 2017-2018 budget of the City of Flint to reflect the changes requested in the city's Fleet Maintenance Fund (661) for a total change of \$950,000.00, as requested by Fleet. [NOTE: According to the Staff Review, Fleet is requesting a fund balance transfer of \$612,476.59 to cover FY2017 equipment purchases that were delivered after the Fiscal Year started. Another \$330,610.90 is needed to complete planned equipment purchases for the 2017-2018 Fiscal Year. The funds will be transferred from the 661 Fund Balance to Fleet Vehicle Acct. No. 661-451.100-977.500.]

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

180033.1 Amended Resolution/Recognition of Gun Sale Revenue from Auctions

An amended resolution resolving that the appropriate City Officials, upon City Council approval, are authorized to set up restricted accounts, recognize all revenues and appropriate same from the sale of guns from the City of Flint Police Department. [NOTE: The Flint Police Department was authorized to sell firearms from property under Resolution No. 170185 and wants approval to recognize all current and future revenues and set up appropriations in the same amounts. The accounts to be set up to recognize restricted revenues and appropriations are as follows: Revenue Acct. No. 296-305.200-649.000 (\$157,331.16); and Appropriations Accounts = Overtime Acct. No. 296-305.200-709.000 (\$40,000.00); Direct Fringe Acct. No. 296-305.200-719.100 (\$3,600.00); Supplies Acct. No. 296-305.200-726.000 (\$35,000.00); Professional Services Acct. No. 296-305.200-801.000 (\$20,000.00); and Equipment Acct. No. 296-305.200-977.000 (\$58,731.16).] [NOTE: Resolution amended to add dollar amounts.]

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

180036 Multi-Year/Agreement/Dearborn National Insurance Co./Third-Party Administrator/Life & Short-Term Disability Insurance

Resolution resolving that the Finance Department do all things necessary to enter into a three-year agreement with Dearborn National Insurance Co. for its life and short-term disability insurance coverage, in the amount of \$43,238.00 for the rest of FY2018, \$135,046.00 for FY2019, \$145,713.00 for FY2020 and \$97,142.00 for July 1, 2020 through February 2021, for a total cost NOT-TO-EXCEED \$421,139.00, as requested by Finance, with funding to come from Acct. No. 627-853.300-717.000. [NOTE: The city's healthcare consultant, Cornerstone Municipal Group, recommended that the city contract with Dearborn National Insurance Co. to administer its life and short-term disability insurance coverage.] [NOTE: Bids and an overview of the plan are attached.]

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

180045 Settlement/Smith v. City of Flint, et al/Claim No. W12003672

Resolution resolving that the Acting City Administrator authorizes settlement, in the amount of \$3,750.00, in satisfaction of any and all claims arising out of the litigation matter of Smith v. City of Flint, et al, Claim No. W12003672, with payment drawn from the appropriated funds in the Litigation and Suits Line Item No. 677-266.200-956.300. [Administration Submission No. CA5952018]

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

Passed The Consent Agenda

A motion was made by Councilperson Mays, seconded by Councilperson Guerra, 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, Councilperson Davis, Councilperson Guerra, Councilperson Fields, Councilperson Winfrey-Carter, Vice President Galloway, Councilperson Griggs and Councilperson Worthing

Absent: 1 - President Winfrey

SEPARATED FROM MASTER RESOLUTION

180037 Policies & Guidelines/Consideration of Poverty Exemption Applications

Resolution resolving that to be eligible for consideration of a hardship exemption pursuant to MCL 211.7u in the City of Flint that a person must be the owner and must occupy the property as a homestead, as defined, for which the exemption is requested; file a completed and notarized application; submit copies of federal and state income tax returns for all persons that resided in the homestead, including property tax credit forms and/or Statement of Benefits paid from the Michigan Department of Social Services or Social Security Administration; and meet City of Flint poverty income standards (see attached), AND, resolving that the City of Flint Board of Review may deviate from the established policy and guidelines only for substantial and compelling reasons, and that the applicant will be notified in writing the reasons for deviating from the policy and guidelines for hardship exemption, AND, resolving that to conform with the provisions of Public Act 390 of 1994, this resolution is hereby given immediate effect, as requested by the Assessment Division.

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

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

Abstain: 1 - Councilperson Mays

Absent: 1 - President Winfrey

LIQUOR LICENSES

None

INTRODUCTION AND FIRST READING OF ORDINANCES

None

SECOND READING AND ENACTMENT OF ORDINANCES

None

ADJOURNMENT

This regular City Council meeting was adjourned at