

City of Flint, Michigan

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



Meeting Minutes - Final

Monday, March 28, 2016

6:25 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

President Nelson called this regular City Council meeting to order at 6:25 p.m.

ROLL CALL

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

Absent: Councilperson: Councilperson Poplar

PLEDGE OF ALLEGIANCE

SPECIAL ORDER

160056 Special Order/Water Update

A special order to allow for a water update by Administration .

Presented

ROLL CALL

Councilperson Poplar arrived at this City Council meeting at 6:33 p.m.

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

160057 Special Order/Republic Services

A Special Order as requested by 2nd Ward Councilperson Jacqueline Poplar to allow for a presentation by Republic Services.

Presented

PRESENTATION OF COMMITTEE/COUNCIL MINUTES

160058 Summary Minutes/Flint City Council/Regular Meeting/March 14, 2016

Summary Minutes of the Flint City Council regular meeting held Monday, March 14, 2016, at 8:36 p.m., in the City Council Chambers, 3rd Floor, City Hall.

Councilperson Davis left the Chambers briefly, missing the vote on the summary minutes for 3-14-2016. (NOTE: Same vote used for all communications.)

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

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

Absent: 1 - Councilperson Davis

PUBLIC HEARINGS

PUBLIC COMMENT

PETITIONS AND UNOFFICIAL COMMUNICATIONS

160059 Damage Claims

JOHNSON, MERIN L., 1064 Rosedale Avenue, Flint (Ward 3)

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

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

Absent: 1 - Councilperson Davis

160060 2014-2015 Annual Audit/Flint Downtown Development Authority/Yeo & Yeo

Communication received March 24, 2016, re: The audit of financial statements of the Flint Downtown Development Authority for the fiscal year ended June 30, 2015, as completed by Yeo & Yeo.

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

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

Absent: 1 - Councilperson Davis

COMMUNICATIONS FROM CITY OFFICIALS

160061 Traffic Engineering/Closure Permits

Sidewalk, Lane and Street Closures (6) dated March 2016, re: (1) Fourth, Stevens, First, Harrison, Kearsley, Court, Crapo and Wallenberg Streets (St. Patrick's Day Pot O' Gold Run/Walk-March 17th); (2) Fourth Street (building renovations-March 16th); (3) Welch Boulevard (replacing lead pipes-March 21st); (4) McClellan, Jackson, Lippincott, South, and Clinton Streets (replacing lead pipes-March 21st); (5) Garland Avenue (replacing manholes-March 22nd); and (6) Copeman Boulevard (replacing lead pipes-March 22nd).

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

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

Absent: 1 - Councilperson Davis

ADDITIONAL COMMUNICATIONS

APPOINTMENTS

None

APPOINTMENTS (May Be Referred from COTW)

160070 Appointment/Board of Review/Chia Morgan

Resolution approving the appointment of Chia Morgan (154 E. Alma Avenue, Flint, MI, 48505 - Ward 1) to the Board of Review for the remainder of a three-year term, commencing immediately upon adoption of this resolution and expiring January 1, 2017, as requested by 1st Ward City Councilperson Eric Mays. [NOTE: By way of background, Ms. Morgan will serve the remainder of Valerie Leslie's term, who resigned the Board of Review effective March 10, 2016.]

A motion was made by Councilperson Mays, seconded by Councilperson Galloway, that this matter be Approved. 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

LICENSES

RESOLUTIONS

None

RESOLUTIONS (May Be Referred from COTW)

160045 Charitable Gaming License/State of Michigan Lottery Charitable Gaming Division/Greater Flint Area Baseball Softball Association (GFABSA)/Fundraising Events

Resolution resolving that the Greater Flint Area Baseball Softball Association (GFABSA) is recognized as a non-profit organization operating in the City of Flint for the purpose of obtaining a charitable gaming license, issued by the Michigan Lottery Charitable Gaming Division, relative to conducting charity and fundraising events, as allowed by Act 382 of the Public Acts of 1972, as amended, as requested by Planning & Development. [Administration Submission No. CA1452016]

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

- 160046** Public Hearing/Brownfield Redevelopment Plan/Catholic Charities of Genesee and Shiawassee Counties/Center for Hope Project

Resolution resolving that the Flint City Council will hold a public hearing on the (Brownfield Redevelopment Plan for Catholic Charities of Genesee and Shiawassee Counties' Center for Hope Project at 6 p.m. in the Flint City Council Chambers, 3rd Floor, City Hall, 1101 S. Saginaw Street, Flint, on the 25th day of April, 2016, AND, resolving that the governing body shall provide notice of the hearing to the taxing jurisdictions that levy taxes subject to capture under this Act (Public Act 381 of 1996), and shall fully inform the taxing jurisdictions about the fiscal and economic implications of the proposed brownfield plan, as requested by the Department of Community and Economic Development (DCED). [NOTE: The project is located at 517 E. Fifth Avenue and 901 Chippewa.] [NOTE: Plan is included.] [Administration Submission No. CA1582016]

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

- 160047** Public Hearing/Transfer/Obsolete Property Rehabilitation Exemption Certificate/Friends of the Capitol Theatre, LLC (FOTCT)

Resolution resolving that (a public) hearing to consider the transfer of the Obsolete Property Rehabilitation Exemption Certificate (from Jerusalem Capitol Theatre Building, L.L.C. to Friends of the Capitol Theatre, LLC) shall be held on the 25th of April at 6 p.m. in City Council Chambers, Flint City Hall, 1101 S. Saginaw Street, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than ten (10) days prior to said hearing, AND, resolving that at said hearing, the property owners and any other taxpayers or residents of the City of Flint may appear and be heard, as requested by the Department of Community and Economic Development (DCED). [Administration Submission No. CA1602016.]

SEPARATED FROM MASTER RESOLUTION

- 160062** Contract/AT&T/Ethernet Services

Resolution resolving that the appropriate City Officials, upon City Council approval, are authorized to enter into "both" contracts with AT&T to provide Ethernet services, as requested by the Information Technology Division (ITD). [NOTE: The ITD is requesting to enter into Contract ASE45HABT with AT&T for Switch Ethernet Services, a pricing schedule which will replace the DS1/DS3 and OPT-E-MAN services. After implementation, Contract ASE45HABT replaces Contract 20111003-0321 from AT&T for OPT-E-MAN services, as well as Contract 2S0130103-7778 from AT&T for DS1/DS3 services. Funding will come from Acct. No. 636-228.100-850.000.] [NOTE: Administration Submission No. CA1632016]

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

160063 Contract/AT&T/IP Flexible Services

Resolution resolving that the appropriate City Officials, upon City Council approval, are authorized to enter into a contract with AT&T at the contract rate provided to the City with Voice Over Internet Flexible Services for a term of 36 months, as requested by the Information Technology Division (ITD). [NOTE: The ITD is requesting to continue IP Flexible Services with AT&T with Contract 4638044 for the phone system at the City. Entering into the contract is necessary to make sure that the City will continue guaranteed rates for this service. Funding will come from Acct. No. 636-228.100-850.000.] [NOTE: Administration Submission No. CA1642016]

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

160064 Contract/AT&T/DS1 and DS3 Services

Resolution resolving that the appropriate City Officials, upon City Council approval, are authorized to enter into a contract Pricing Schedule Rome SR#1-3ZZSQX8 with AT&T at the contract rate stated to provide the City with D1 & D3 services for a term of 24 months, as requested by the Information Technology Division (ITD). [NOTE: The ITD is requesting to enter into the pricing schedule to maintain discounted pricing for DS1 and DS3 services that are currently being offered to the City. The pricing schedule extends the agreement terms from Contract 20130103-778 with AT&T for DS1 and DS3 services, which provide internet and phone connectivity to the City for offsite locations such as the Police and Fire stations. Funding will come from Acct. No. 636-228.100-850.000.] [NOTE: Administration Submission No. CA1652016]

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

160065 Pricing Schedule/Centrex Services/AT&T

Resolution resolving that the appropriate City Officials, upon City Council approval, are authorized to enter into AT&T ILEC Centrex Service Pricing Schedule to continue the pricing for AT&T Centrex lines for a term of 24 months, as requested by the Information Technology Division (ITD). [NOTE: On February 19, 2008, the Master Discount Agreement with AT&T was authorized under Agreement Number 20090219-0172. The AT&T ILEC Centrex Service Pricing Schedule discounts from tariff pricing for Centrex lines under the Master Discount Agreement.] [NOTE: Administration Submission No. CA1662016]

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

160066 Acceptance of Donated Asset/U.S. Law Enforcement Support Office/1033 Program/2005 M1123 Peacekeeper Humvee

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to accept a 2005 M1123 Peacekeeper Humvee from the U.S. Law Enforcement Support Office through the 1033 Program and to add the estimated value of \$40,000.00 to the City's Capital Assets, AND, resolving that the appropriate City Officials are authorized to do all things necessary to appropriate estimate revenue and expense in the amount of \$40,000.00 in Accts. No. 661-000.300-159.000 and 661-000.300-674.000, as requested by the Police Department. [NOTE: The City will utilize this vehicle as follows: SWAT, active shooter, barricaded suspect, emergency response, first responder, hostage rescue, natural disaster rescue, homeland security, counterdrug and counterterrorism. Upon acceptance, the City cannot sell, trade or cannibalize any tactical vehicle through the 1033 Program.] [Administration Submission No. CA16782016]

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

160067 First Amendment/Park Partnership Agreement/Genesee County Parks and Recreation Commission (GCPRC)

Resolution resolving that, effective immediately upon adoption of this resolution, the City of Flint and the Genesee County Parks and Recreation Commission (GCPRC) shall be authorized to enter into the First Amendment to the Park Partnership Agreement, as adopted under EM Resolution No. EME3462014 on June 27, 2014. [NOTE: The First Amendment to the Agreement would be to allow the GCPRC the authority and responsibility for seeking grant funding for capital improvements pursuant to amended covenants contained in the Agreement.] [Administration Submission No. CA1682016]

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

160068 Contract/Thomas Brown & Son Roofing Co./Roof Replacement/Brennan Community Center

Resolution resolving that the Mayor and City Administrator are authorized to enter into a contract with Thomas Brown & Son Roofing Co. for the roof replacement at Brennan Community Center as requested by DPW - Maintenance Division, in an amount NOT-TO-EXCEED \$240,000.00 [HUD, CDBG, ESG and HOME Grants]. [Administration Submission No. CA1712016]

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

160069 Sorenson Forensics/Processing of Sexual Assault Kits

Resolution resolving that the Department of Purchases and Supplies, upon City Council approval, is authorized to issue a purchase order to Sorenson Forensics for processing sexual assault kits, as requested by the Police Department, in the amount of \$126,198.00 [Other Grants Fund Accounts No. 296-301.733-801.000 = \$122,508.00 and 296-301.733-729.000 = \$3,690.00].

[Administration Submission No. CA1722016]

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

Passed The Consent Agenda

A motion was made by Councilperson Kincaid, seconded by Councilperson Mays, 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

160047 Public Hearing/Transfer/Obsolete Property Rehabilitation Exemption Certificate/Friends of the Capitol Theatre, LLC (FOTCT)

Resolution resolving that (a public) hearing to consider the transfer of the Obsolete Property Rehabilitation Exemption Certificate (from Jerusalem Capitol Theatre Building, L.L.C. to Friends of the Capitol Theatre, LLC) shall be held on the 25th of April at 6 p.m. in City Council Chambers, Flint City Hall, 1101 S. Saginaw Street, AND, resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than ten (10) days prior to said hearing, AND, resolving that at said hearing, the property owners and any other taxpayers or residents of the City of Flint may appear and be heard, as requested by the Department of Community and Economic Development (DCED). [Administration Submission No. CA1602016.]

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

Aye: 4 - Councilperson Mays, Councilperson Fields, Councilperson Winfrey and Vice President VanBuren

No: 5 - Councilperson Poplar, President Nelson, Councilperson Davis, Councilperson Galloway and Councilperson Kincaid

LIQUOR LICENSES

ORDINANCES - First Reading

None

ORDINANCES - First Reading (May Be Referred from COTW)

160055 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 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), of the Code of the City of Flint by amending subsection (q), changing the name from Salem Housing Community Development Corporation to Metawaneenee Hills Limited Partnership.

A motion was made by Councilperson Mays, seconded by Councilperson Kincaid, that this matter be ACKNOWLEDGED FOR FIRST READING. 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

ORDINANCES - Second Reading

PUBLIC SPEAKERS

ADDITIONAL COUNCIL DISCUSSION

ADJOURNMENT

This regular City Council meeting was adjourned at 11:10 p.m.