

City of Flint, Michigan

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



Meeting Minutes 2 - Draft

Monday, June 11, 2018

6:31 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 Winfrey-Carter, Winfrey, Vice President Galloway and Councilperson Worthing

Absent: Councilperson: Councilperson Fields and Councilperson Griggs

PUBLIC HEARINGS

180227.4 Public Hearing/Vacation of Buckham Alley

A PUBLIC HEARING to consider the vacation of Buckham Alley, from W. Kearsley Street (adjacent to Parcel No. 41-18-101-011) for a distance of 320 feet, until its termination at W. Union Street (adjacent to Parcel No. 41-18-101-002).

HEARING HELD

RESOLUTIONS

180227.1 Approval/Vacation of a Portion of an Alley (Buckham Alley)/Ward 5

Resolution resolving that Buckham Alley, from West Kearsley Street, adjacent to Parcel No. 41-18-101-011, for a distance of 320 feet until its termination at West Union Street, adjacent to Parcel No. 41-18-101-002, is hereby vacated and discontinued forever as a public street, alley or public ground, and the same is hereby placed on the assessments rolls for the purpose of taxation, AND, resolving that there is hereby reserved to the City of Flint an easement for the public utility purposes for the operation, repair, maintenance, and replacement of sewers, water mains and appurtenances presently installed in the portion of the attached described street, alley or public ground herein vacated and given access to the easement for such purposes, and except further that an easement for public utility purposes for the operation, repair, maintenance, and replacement of gas mains and underground and overhead electric and telephone lines and appurtenances presently installed in the portion of the described street, alley or public ground herein vacated is hereby reserved to the owners of such facilities, and no structures shall be placed over or under any such existing utility without the express written consent of the owner thereof, AND, resolving that the City Clerk shall, within thirty (30) days of this action, record a certified copy of this resolution with the Register of Deeds for Genesee County and forward a certified copy of said resolution to the State Treasurer.

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

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

Absent: 2 - Councilperson Fields and Councilperson Griggs

PUBLIC HEARINGS (Continued)

180228.4 Public Hearing/Forest Street Vacation and Portions of Mathews Street and Manning Street Vacations

A PUBLIC HEARING to consider the vacation of all that is part of Forest Street, from the northern portion of Forest Street (beginning at Robert T. Longway Boulevard, adjacent to Parcel No. 41-07-403-017) to its termination (adjacent to Parcel No. 41-07-427-010), totaling 538 feet, AS WELL AS for the vacation of a portion of Mathews Street, beginning at Hunt Lane (adjacent to Parcel No. 41-07-427-010) and extending east to its termination (adjacent to Parcel No. 41-07-403-039), totaling 382 feet, AS WELL AS for the vacation of a portion of Manning Street, beginning at Hunt Lane (adjacent to Parcel No. 41-07-426-020) and extending east to its termination (adjacent to Parcel No. 41-07-427-011), totaling 75 feet.

HEARING HELD

RESOLUTIONS (Continued)

180228.1 Approval/Vacation of Forest Street/Vacation of a Portion of Mathews Street/Vacation of a Portion of Manning Street [Court]/Ward 7

Resolution resolving that all that is part of Forest Street, from the northern portion of Forest Street, beginning at Robert T Longway Boulevard, adjacent to Parcel No. 41-07-403-017, to its termination, adjacent to Parcel No. 41-07-427-010, totaling 538 feet, as well as a portion of Mathews Street, beginning at Hunt Lane, adjacent to Parcel No. 41-07-427-010, extending east to its termination, adjacent to Parcel No. 41-07-403-039, totaling 382 feet, as well as a portion of Manning Street [Court], beginning at Hunt Lane, adjacent to Parcel No. 41-07-426-020, and extending east toward its termination, adjacent to Parcel No. 41-07-427-011, totaling 75 feet, are hereby vacated and discontinued forever as public streets, alleys or public grounds, and the same is hereby placed on the assessments rolls for the purpose of taxation, AND, resolving that there is hereby reserved to the City of Flint easements for public utility purposes for the operation, repair, maintenance and replacement of sewers, water mains and appurtenances presently installed in the portion of the attached described streets, alleys or public grounds herein vacated and given access to the easement for such purposes, and except further that easements for public utility purposes for the operation, repair, maintenance and replacement of gas mains and underground and overhead electric and telephone lines and appurtenances presently installed in the portion of the described streets, alleys or public grounds herein vacated are hereby reserved to the owners of such facilities, and no structures shall be placed over or under any such existing utility without the express written consent of the owner thereof, AND, resolving that the City Clerk shall, within thirty (30) days of this action, record a certified copy of this resolution with the Register of Deeds for Genesee County and forward a certified copy of said resolution to the State

Treasurer.

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

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

Absent: 2 - Councilperson Fields and Councilperson Griggs

RESOLUTIONS (May Be Referred from Special Affairs)

180267 Contract/Fisher Contracting Co./Thread Creek Dam Gate Repairs

Resolution authorizing the proper city officials, upon City Council's approval, to enter into a contract with Fisher Contracting Co. for additional repairs to the Thread Creek Dam gate, as requested by Utilities/Water Plant, in an amount NOT-TO-EXCEED \$40,000.00 [Water Fund Acct. No. 591-545.203-930.000]. [NOTE: On May 2, 2018, the city entered into a contract with Fisher Contracting Co. for Thread Creek Dam gate repairs in an amount NOT-TO-EXCEED \$174,600.00. Upon demolition of the west gate, there were two additional cost items identified: the center concrete pier had significantly deteriorated and the west gate had corroded considerably.]

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

180268 FY2017-2018/Budget Amendment/Transfer of Funds/Retiree Drug Subsidy Program

Resolution resolving that the appropriate city officials are authorized to do all things necessary to amend the FY2017-2018 adopted budget to include revenue in the amount of \$230,127.17 in Retiree Health Insurance Reimbursements Revenue Acct. No. 627-000.105-677.000, and appropriations in the amount of \$80,544.51 in Retiree Health Insurance Professional Services Acct. No. 627-000.105-801.000. [NOTE: The City of Flint retained RDS, LLC to reopen past reconciled plan years for retiree prescription drug subsidies to determine if all eligible members and eligible prescription drugs that qualified for the Retiree Drug Subsidy under the CMS RDS Program were captured. RDS, LLC was able to recover \$230,127.17 from all eligible years (2012, 2013, 2014 and 2015).]

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

180269 RDS, LLC/Payment/Recovery of Drug Subsidies

Resolution resolving that the appropriate city officials, upon City Council's approval, are hereby authorized to issue a purchase order to pay RDS, LLC the drug subsidy recovery fee in the amount of \$80,544.51, with funding to come from Retiree Health Insurance Professional Services Acct. No. 627-000.105-801.000. [NOTE: The City of Flint retained RDS, LLC to reopen past reconciled plan years for retiree prescription drug subsidies to determine if

all eligible members and eligible prescription drugs that qualified for the Retiree Drug Subsidy under the CMS RDS Program were captured. RDS, LLC was able to recover \$230,127.17 from all eligible years (2012, 2013, 2014 and 2015). RDS, LLC's fee structure was based on a percentage of recovered money (35 percent of \$230,171.170.)

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

180270 Settlement Agreement/Karter Landon v City of Flint/United States District Court No. 16-11061

Resolution resolving that the Mayor hereby authorizes settlement in the litigation matter of Karter Landon v City of Flint, United States District Court No. 16-11061, in the amount of \$10,000.00, in satisfaction of any and all claims arising out of said matter, with payment drawn from appropriated funds in Litigation & Suits Acct. No. 677-266.200-956.300.

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

180271 Settlement Agreement/Willie Justin Isaac Powell II v City of Flint/Complaint No. 51254-10

Resolution resolving that the Mayor hereby authorizes settlement in the matter of Willie Justin Isaac Powell II v City of Flint, Complaint No. 51254-10, in the amount of \$850.00, in satisfaction of any and all claims arising out of said matter, with payment drawn from appropriated funds in Litigation & Suits Acct. No. 677-266.200-956.300.

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

180282 Recognition of Revenue/Justice Assistance Grants (JAG)

Resolution recognizing interest earned from the 2013, 2014, 2015, and 2016 Justice Assistance Grants, in the amount of \$3,387.05, AND, resolving that the additional revenue be recognized and appropriation in like amount be made to the appropriate JAG accounts.

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

180283 Public Hearing Date/Downtown Hotel Redevelopment Plan

Resolution resolving that a public hearing be held on Monday, July 9, 2018, at 5:30 p.m., regarding the Brownfield Plan for the Downtown Hotel Redevelopment Project (352 S. Saginaw Street; 126 W. Kearsley Street; 116 W. Kearsley), AND, resolving that the governing body shall provide notice of the hearing to the taxing jurisdictions that levy taxes subject to capture under Public Act 381 of 1996, as amended).

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

180285 Public Hearing Date/Ethics and Accountability Board

Resolution resolving that a public hearing be held on Monday, June 25, 2018, at 5:30 p.m., in the City Council Chambers, 1101 S. Saginaw Street, Flint, Michigan, regarding the Ethics and Accountability Board, and that the notice of such hearing be published in an official paper of general circulation not less than 10 days prior to said hearing (per Section 1-405 of the Flint City Charter), AND, resolving that at said hearing residents of the city of Flint may appear and be heard.

SEPARATED FROM MASTER RESOLUTION**180286** CO#9/Contract/Cornerstone [Municipal] Benefits Group/Additional Services

Resolution authorizing the appropriate City Officials to enter into Change Order No. 8 to the contract with Cornerstone Benefits Group [Cornerstone Municipal Group] to provide services as a third-party administrator, in the amount of \$60,000.00, for total contract amount of \$816,100.00, under the same terms and conditions [Risk & Benefits Management Professional Services Acct. No. 627-000.105-716].

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

180287 CO#1/Contract/BA&A [BS&A Software]/Software Applications

Resolution authorizing the appropriate City Officials to enter into Change Order No. 1 to the contract with BA&A [BS&A Software] to provide software applications for the period of May 1, 2018, through May 1, 209, in the amount of \$117,911.00, and a total cost NOT-TO-EXCEED \$362,872.00, under the same terms and conditions.

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

Passed The Consent Agenda

A motion was made by Councilperson Guerra, 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: 7 - Councilperson Mays, Councilperson Davis, Councilperson Guerra, Councilperson Winfrey-Carter, President Winfrey, Vice President Galloway and Councilperson Worthing

Absent: 2 - Councilperson Fields and Councilperson Griggs

SEPARATED FROM MASTER RESOLUTION**180285** Public Hearing Date/Ethics and Accountability Board

Resolution resolving that a public hearing be held on Monday, June 25, 2018, at 5:30 p.m., in the City Council Chambers, 1101 S. Saginaw Street, Flint,

Michigan, regarding the Ethics and Accountability Board, and that the notice of such hearing be published in an official paper of general circulation not less than 10 days prior to said hearing (per Section 1-405 of the Flint City Charter), AND, resolving that at said hearing residents of the city of Flint may appear and be heard.

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

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

Absent: 2 - Councilperson Fields and Councilperson Griggs

LIQUOR LICENSES

None

INTRODUCTION AND FIRST READING OF ORDINANCES (May Be Referred from Special Affairs)

180274 Amendment/Ordinance/Chapter 35 (Personnel)/Article VI (Personnel Code)/Section 35-112.11 (Adoption - Job Description and Qualifications Chief Planner)

An ordinance to amend Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35-112.11 (Adoption - Job Description and Qualifications Chief Planner).

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

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

Absent: 2 - Councilperson Fields and Councilperson Griggs

180275 Amendment/Ordinance/Chapter 35 (Personnel)/Article VI (Personnel Code)/Section 35-112.8 (Adoption - Job Description and Qualifications)/City Treasurer

An ordinance to amend Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35-112.8 (Adoption - Job Description and Qualifications City Treasurer).

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

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

Absent: 2 - Councilperson Fields and Councilperson Griggs

180276

Amendment/Ordinance/Chapter 35 (Personnel)/Article VI (Personnel Code)/Section 35-112.9 (Adoption - Job Description and Qualifications City Assessor)

An ordinance to amend the Chapter 35 (Personnel), Article VI (Personnel Code) of the Code of the City of Flint by the addition of Section 35- 112.9 (Adoption - Job Description and Qualifications City Assessor).

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

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

Absent: 2 - Councilperson Fields and Councilperson Griggs

SECOND READING AND ENACTMENT OF ORDINANCES

None