



City of Flint, Michigan

Summary Meeting Minutes For CITY COUNCIL

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

Jim Ananich, President, Ward 7
Delrico J. Loyd, Vice President, Ward 1

Jacqueline Poplar, Ward 2 Kerry Nelson, Ward 3
Sandra Hill, Ward 4 Carolyn A. Sims, Ward 5 Sheldon Neeley, Ward 6
Ehren Gonzales, Ward 8 Scott Kincaid, Ward 9
Inez M. Brown, City Clerk

Monday, September 14, 2009

5:30 PM

Council Chambers

090914 Public Hearing/Consolidated Annual Performance & Evaluation Report (CAPER)

Resolution to set a public hearing to allow review and receive public comment on the Consolidated Annual Performance and Evaluation Report (CAPER) on the 14th day of September 2009 at 5:30 p.m. in the afternoon in the City Council Chambers, 1101 S. Saginaw Street, Flint MI and directing the Department of Community & Economic Development to publish notice of this hearing at least ten (10) days prior to such hearing in a newspaper of general publication.

HEARING HELD

091006 Appointment/Flint Public Library Board/Matthew J. Schlinker/Ward 7

Resolution approving the appointment of Matthew J. Schlinker (919 Kensington, Flint, MI, 48503 - Ward 7) to the Flint Public Library Board, replacing Rev. Ernest J. Garrison (whose term on the Board expires September 30, 2009, and who will not seek another term), for a three-year term expiring September 30, 2012, as requested by Mayor Dayne Walling.

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091015 Appointment/City Wide Advisory Committee [CWAC]/Isaiah Oliver/Ward 1

Resolution approving the appointment of Isaiah Oliver (6910 Clio Road, Flint, Michigan, 48504 - Ward 1) to the City Wide Advisory Committee, replacing Mattie Malone, for a three-year term commencing September 14, 2009, and expiring September 13, 2012, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Isaiah Oliver is replacing Mattie Malone, whose term expired May 2006, but who continued to serve on the CWAC until the present.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091016 Re-Appointment/City Wide Advisory Committee [CWAC]/Bettye Compton/Ward 2

Resolution approving the reappointment of Bettye Compton (5901 Oxley Drive, Flint, Michigan, 48504 - Ward 2) to the City Wide Advisory Committee for a three-year term commencing September 14, 2009, and expiring September 13, 2012, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Bettye Compton's term expired May 2006, but she continued to serve on the CWAC until the present.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091017 Appointment/City Wide Advisory Committee [CWAC]/Tonya Carroll/Ward 2

Resolution approving the appointment of Tonya Carroll (3917 Winona Avenue, Flint, Michigan, 48504 - Ward 2) to the City Wide Advisory Committee, replacing Eleanor James, for a three-year term commencing September 14, 2009, and expiring September 13, 2012, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Tonya Carroll is replacing Eleanor James, whose term expired May 2006, but who continued to serve on the CWAC until the present.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091018 Appointment/City Wide Advisory Committee [CWAC]/Jerome Threlkeld/Ward 2

Resolution approving the appointment of Jerome Threlkeld (4020 Winona Avenue, Flint, Michigan, 48504 - Ward 2) to the City Wide Advisory Committee, to fill a vacancy created by the expiration of Gwenda Motley's term, for the balance of a three-year term commencing September 14, 2009, and expiring September 13, 2010, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Jerome Threlkeld is filling a vacancy created by the May 1,

2001 expiration of Gwenda Motley's term which was not filled at that time. Mr. Threlkeld will fill a vacant term of office that would have commenced May 2007.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091019

Appointment/City Wide Advisory Committee [CWAC]/Jerome Jermaine Threlkeld/Ward 3

Resolution approving the appointment of Jerome Jermaine Threlkeld (414 Carton Street, Flint, Michigan, 48504 - Ward 3) to the City Wide Advisory Committee, replacing Wilma Bennett, for the balance of a three-year term commencing September 14, 2009, and expiring September 13, 2011, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Jerome Jermaine Threlkeld is replacing Wilma Bennett, whose term expired May 2005, but who continued to serve on the CWAC until the present. Mr. Threlkeld will fill Ms. Bennett's unexpired term of office that would have commenced May 2008.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091020

Re-Appointment/City Wide Advisory Committee [CWAC]Linda Boose/Ward 4

Resolution approving the reappointment of Linda Boose (2803 Wilton Place, Flint, Michigan, 48506 - Ward 4) to the City Wide Advisory Committee for the balance of a three-year term commencing September 14, 2009, and expiring September 13, 2010, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Linda Boose's term expired May 2007, but she continued to serve on the CWAC until the present. Ms. Boose's unexpired term of office would have commenced May 2007.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091021

Appointment/City Wide Advisory Committee [CWAC]/Stephanie Simmington/Ward 4

Resolution approving the appointment of Stephanie Simmington (2606 Illinois Avenue, Flint, Michigan, 48506 - Ward 4) to the City Wide Advisory Committee, to fill a vacancy created by the expiration of Juan Diaz' term, for the balance of a three-year term commencing September 14, 2009, and expiring September 13, 2010, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Stephanie Simmington is filling a vacancy created by the May 1, 2004 expiration of Juan Diaz' term which was not filled at that time. Ms. Simmington will fill a vacant term of office that would have commenced May 2007.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091022 Appointment/City Wide Advisory Committee [CWAC]/Susan Goering/Ward 6

Resolution approving the appointment of Susan Goering (322 Ferndale Place, Flint, Michigan, 48506 - Ward 6) to the City Wide Advisory Committee, to fill a vacancy created by the expiration of Frank Stovall's term, for the balance of a three-year term commencing September 14, 2009, and expiring September 13, 2011, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Susan Goering is filling a vacancy created by the May 1, 1999 expiration of Frank Stovall's term of office which was not filled at that time. Ms. Goering will fill a vacant term of office that would have commenced May 2008.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091023 Appointment/City Wide Advisory Committee [CWAC]/Kyle Ferguson/Ward 6

Resolution approving the appointment of Kyle Ferguson (3025 Mackin Road, Flint, Michigan, 48504 - Ward 6) to the City Wide Advisory Committee, to fill a vacancy created by the expiration of Eric Rettenmund's term, for a three-year term commencing September 14, 2009, and expiring September 13, 2012, as recommended by Mayor Dayne Walling. [NOTE: By way of background, Kyle Ferguson is filling a vacancy created by the May 1, 2000 expiration of Eric Rettenmund's term of office which was not filled at that time.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091003

Licenses

New

Building Contractor

Elias Joubran
E. Giubran, LLC
139 Hidden Pine Rd.
Flint, MI 48506

Renewal

Bump Shop

James Applegate
Applegate Chevrolet
3637 S. Saginaw St.
Flint, MI 48503
Ward 9

Steven Tessmer
Wolverine Bump & Paint Shop
627 M L King Ave.
Flint, MI 48502
Ward 5

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

091024

Sidewalk Builders Bonds

Mike D. Smith, dba Mike's Home Improvement
3286 Dye Road
Flint, MI 48507
(Power of Attorney)

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

090945.1

Amended Resolution/Grant Agreement/Charles Stewart Mott
Foundation/Downtown Security Program Grant/Two [2] Police Officers

An Amended Resolution authorizing the appropriate City Officials to do all things necessary to enter into a grant agreement between the City of Flint and the Charles Stewart Mott Foundation to obtain funds in the amount of \$150,000.00, as requested by the Police Department, for the purpose of providing two [2] police officers for downtown security for the period of June 1,

2009, through May 31, 2010, with funds in like amount recognized as received by the City of Flint and that appropriations be made to the City of Flint Police Department Operating General Fund (101FD), with accounts to be used solely for the above-stated purpose as set forth in the grant agreement and related documents [Accounts #101-301.611-702.000, #101-301.611-719.100, #101-301.611-719.200 and #101-301.611-580.000]. [NOTE: Resolution amended to change grant period from June 1, 2008, through May 31, 2009, to the correct grant period of June 2, 2009, through May 31, 2010.]

SEPARATED FROM MASTER RESOLUTION**090964**

East Jordan Iron Works, Inc./Catch Basin Risers

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to East Jordan Iron Works, Inc. for catch basin risers, as requested by the Street Maintenance Division, in an amount NOT-TO-EXCEED \$11,959.00 [Major Street Fund Acct. No. 202-449.201-726.000 = \$5,979.50; Local Street Fund Acct. No. 203-449.205-726.000 = \$5,979.50].

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

090965

Keco Engineered Controls/Bently Nevada Monitoring Repair Parts

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Keco Engineered Controls for Bently Nevada monitoring repair parts, as requested by Utilities/Water Pollution Control Facilities, in an amount NOT-TO-EXCEED \$6,000.00 [Sewer Fund Acct. No. 590-550.202-775.000].

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

090966

Thermo Environmental Instruments, Inc./Thermo Environmental Company THC Analyzers/Repair Parts and Services

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Thermo Environmental Instruments, Inc. for repair parts and services for Thermo Environmental Company THC Analyzers, as requested by Utilities/Water Pollution Control Facilities, in an amount NOT-TO-EXCEED \$8,000.00 [Sewer Fund Acct. No. 590-550.202-930.000].

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

090967

Flint Journal/Additional Legal Advertising

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to the Flint Journal for additional legal advertising, as requested by the Department of Community and Economic Development [DCED], in an amount NOT-TO-EXCEED \$7,000.00 [Federal

Stimulus Fund Acct. No. 297-747.100-900.000].

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

090968

American Speedy Printing/Printing of 2009 Income Tax Forms

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to American Speedy Printing for the printing of 2009 income tax forms, as requested by the Customer Service Center, in an amount NOT-TO-EXCEED \$3,963.10 [General Fund Acct. No. 101-253.201-900.000].

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

090969

Great Lakes Printing Solutions/Printing and Mailing/2010 Employer Tax Withholding Books/Postage Costs

Resolution authorizing the proper City Officials, upon City Council approval, to issue a purchase order to Great Lakes Printing Solutions for the printing and mailing of 2010 employer tax withholding books, plus postage costs, as requested by the Customer Service Center, in an amount NOT-TO-EXCEED \$5,000.00 [General Fund Acct. No. 101-253.201-900.000].

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

090970

American Electric Motor/Rewinding Services/Cedar Street Pump Station Motor

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to American Electric Motor for rewinding services to a motor at the Cedar Street pump station, an emergency requested by Utilities/Water Plant, in an amount NOT-TO-EXCEED \$19,501.00 [Water Fund Acct. No. 591-545.201-930.000].

SEPARATED FROM MASTER RESOLUTION

090970.1

Amendment/American Electric Motor/Rewinding Services/Cedar Street Pump Station Motor

An Amended Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to American Electric Motor for rewinding services to a motor at the Cedar Street pump station, an emergency requested by Utilities/Water Plant, in an amount NOT-TO-EXCEED \$29,195.00 [Water Fund Acct. No. 591-545.201-930.000]. [NOTE: Resolution amended to change dollar amount from \$19,501.00 to \$29,195.00.]

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

090971

Kuhn Specialty Flooring/Brennan Community Center Floor/Repairing and Refinishing

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Kuhn Specialty Flooring for repairing and refinishing the Brennan Community Center floor, as requested by Parks and Recreation, in an amount NOT-TO-EXCEED \$6,100.00 [Parks and Recreation Acct. No. 213-752.120-976.000 = \$3,050.00; General Fund Acct. No. 101-752.120-976.000 = \$3050.00].

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

090972 Contract/H & M Demolition/Demolition of Pierson Road Apartment Units

Resolution authorizing the proper City Officials, upon City Council approval, to enter into a contract with H & M Demolition for the demolition of apartment units on Pierson Road [demolition and soil erosion permit to demolish 1710 W. Pierson Rd., Buildings A and B, 100% Removal], as requested by the Development Division, in an amount NOT-TO-EXCEED \$87,500.00 [Building Inspection Fund Acct. No. 542-748.150-801.000].

SEPARATED FROM MASTER RESOLUTION

090973 Michigan Police Equipment Co./Colt Police Rifles

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Michigan Police Equipment Co. for Colt police rifles, as requested by the Police Department, in an amount NOT-TO-EXCEED \$22,406.00 [General Fund Acct. No. 101-301.789-977.000].

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

090974 Golden Age Publishing/Senior Citizen Magazine Publishing and Mailing

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Golden Age Publishing for publishing and mailing of a senior citizen magazine, as requested by Parks and Recreation, in an amount NOT-TO-EXCEED \$8,850.00 [Parks and Recreation Senior Citizens Center Fund Acct. No. 213-752.120-801.000 = \$2,950.00; Acct. No. 213-752.150-801.000 = \$2,950.00; Acct. No. 213-752.160-801.000 = \$2,950.00].

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

090975 Acushnet Co., Footjoy/Miscellaneous Golf Items

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Acushnet Co., Footjoy for miscellaneous golf items, as requested by Parks and Recreation, in an amount NOT-TO-EXCEED \$8,000.00 [Golf Fund Acct. No. 584-755.210-759.000 = \$3,000.00; Acct. No. 584-755.220-759.000 = \$1,500.00; Acct. No. 584-755.230-759.000 = \$3,500.00].

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

090976

Detroit Salt Co./Bulk Rock Salt

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Detroit Salt Co. for bulk rock salt, as requested by Transportation, in an amount NOT-TO-EXCEED \$310,000.00 [Major Street Fund Acct. No. 202-449.203-726.000; Local Street Fund Acct. No. 203-449.203-726.000].

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

090977

IMA Children's Recreation/Summer Youth Program Golfing Activities

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to IMA Children's Recreation for providing golfing activities during the summer youth program, as requested by Parks and Recreation, in the amount of \$3,700.00 [General Fund Acct. No. 101-751.715.952.000].

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

090978

CO#1/Contract/Rowe, Inc./Additional Engineering Services/Torrey Road Booster Station Upgrade

Resolution authorizing the proper City Officials, upon City Council approval, to enter into change order #1 to the contract with Rowe, Inc. for additional engineering services for the Torrey Rd. booster station upgrade, as requested by Utilities, in an amount NOT-TO-EXCEED \$122,400.00, and a revised contract amount of \$193,730.00 [Water Fund Acct. No. 591-536.100-801.000].

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

090979

SFS Check (AKA No Check)/Internet Credit Card Payments/Five [5] Year Service Extension

Resolution authorizing the proper City Officials, upon City Council approval, to do all things necessary to execute the appropriate documents with SFS Check (AKA No Check) to extend the services of accepting credit card payments through the Internet for an additional five [5] years, as requested by the Customer Service Center, in order to enhance the capabilities of the system with no price increase.

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

090980

Office Depot/Additional Office Supplies

Resolution authorizing the Department of Purchases and Supplies, upon City

Council approval, to issue purchase orders to Office Depot for additional requests for office supplies, as requested by Various Departments, in an amount NOT-TO-EXCEED \$4,050.00 [General Fund Acct. No. 101-325.100-726.000 = \$1,750.00; Building Inspection Fund Acct. No. 542-371.211-726.000 = \$2,000.00; Oak Business Center Fund Acct. No. 583-735.204-726.000 = \$300.00]. [NOTE: 2nd Paragraph of resolution notes amount of \$5,050.00, however, account dollar amounts add up to total amount listed in "Resolved", 3rd Paragraph of \$4,050.00.]

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

090981 Hamdon Industries/Vibration Analysis Services

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Hamdon Industries for vibration analysis services, as requested by Utilities/Water Pollution Control Facilities, in an amount NOT-TO-EXCEED \$5,000.00 [Sewer Fund Acct. No. 590-550.202-930.000].

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

090982 Contract/R.S. Contracting, Inc./Pavement Marking Services

Resolution authorizing the proper City Officials, upon City Council approval, to enter into a two-year contract with R.S. Contracting, Inc. for pavement marking services, as requested by Traffic Engineering, in an amount NOT-TO-EXCEED \$212,000.00 [Major Street Fund Acct. No. 202-443.201-801.000], with \$106,000.00 from the FY10 Budget and \$106,000.00 pending adoption of the FY11 Budget.

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

090983 Tri-County Equipment/Mowing Equipment/Repair Parts and Services

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Tri-County Equipment for mowing equipment parts and services, as requested by Various Department, in an amount NOT-TO-EXCEED \$8,300.00 [General Fund Acct. No. 101-753.200-930.000 = \$1,500.00; Parks and Recreation Fund Acct. No. 208-752.102-930.000 = \$3,000.00; Water Fund Acct. No. 591-545.201-726.000 = \$3,800.00].

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

090984 HydroDynamics, Inc./Various Pump Repairs

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to HydroDynamics, Inc. for various pump repairs, as requested by Utilities/Water Plant, in an amount

NOT-TO-EXCEED \$5,000.00 [Water Fund Acct. No. 591-545.201-726.000].

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

090985 Contract/Genesee Waste Services/Dumping of Park Trash

Resolution authorizing the proper City Officials, upon City Council approval, to enter into a contract with Genesee Waste Services for the dumping of trash from the City parks, as requested by Parks and Recreation, in an amount NOT-TO-EXCEED \$10,000.00 [Parks and Recreation Fund Acct. No. 208-752.102-801.000].

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

090986 Settlement/William Duncan, et al v. City of Flint/Case No. 07-86368-NZ/Joyce Burton, et al v. City of Flint/Case No. 07-86369-NZ/Bryan Botzki, et al v. City of Flint/Case No. 07-86370-NZ/Twenty-Seven [27] Plaintiffs

Resolution authorizing the proper City Officials, upon City Council approval, to make payment in the settlement of 27 parties' claims in the cases of William Duncan, et al v. City of Flint [Case No. 07-86368-NZ], Joyce Burton, et al v. City of Flint [Case No. 07-86369-NZ] and Bryan Botzki, et al v. City of Flint [Case No. 07-86370-NZ], litigation arising out of basement flooding incidents, as requested by the City Attorney's Office, in the amount of \$83,250.00 and made payable to Attorney Dean T. Yeotis, with funding made available from Self Insurance Claims Acct. No. 677-000.000-346.000. [NOTE: List of Plaintiff's names attached.]

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

090987 Settlement/Thompson, et al v. City of Flint, et al/U.S. District Court for the Eastern District of Michigan/Case No. 07-11107/Fifty-One [51] Plaintiffs

Resolution authorizing the appropriate City Officials, upon City Council approval, to make payment to Pitt, McGehee, Palmer, Rivers & Golden, PC, Attorneys-at-Law, in full satisfaction of the City's liability relative to all claims and all 51 Plaintiffs in this litigation, the result of activities that took place at Club What's Next, as requested by the City Attorney's Office, in the amount of \$350,592.23 [Suits and Settlements Acct. No. 677-266.200-956.300, pre-encumbered]. [NOTE: All Plaintiffs and Defendants have reached a settlement in the amount of \$900,000.00, with \$350,592.23 due from the City of Flint, \$449,407.77 from the City's excess insurance carrier, and \$100,000.00 from Genesee County and Mt. Morris Township.]

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

090988 Valley Area Agency on Aging [VAAA]/Payment of Administrative Matching Funds/Genesee County Board of Commissioners/Genesee County Senior Millage Funds/City of Flint Share

Resolution authorizing the City of Flint, upon City Council approval, to request that the Genesee County Board of Commissioners - in its role as fiduciary and administrator of the Genesee County Senior Millage Funds that are being collected on a countywide basis - pay to the Valley Area Agency on Aging the City of Flint's administrative matching funds in the amount of \$16,000.00. [NOTE: The City of Flint is unable to meet the responsibility of paying the VAAA administrative matching funds using the general fund at this time due to the deficit and requests that millage funds be used to ensure that State and Federal revenue are obtained by VAAA to provide for all seniors in the city of Flint.]

SEPARATED FROM MASTER RESOLUTION

090989 Grant Agreement/State of Michigan/Department of Community Health Crime Victim Services Commission

Resolution authorizing the appropriate City Officials, upon City Council approval, to enter into a grant agreement with the State of Michigan Department of Community Health Crime Victim Services Commission, as requested by the City Attorney's Office, for grant funds in the amount of \$131,042.00, to fund the City's Victim Advocacy Program for a one-year period commencing October 1, 2009, and ending September 30, 2010, with these funds being recognized as revenue received from the State of Michigan Department of Community Health Crime Victim Services Commission for FY10 [State Grants Acct. No. 101-266.706-538.000. [NOTE: Under the parameters of the Federal VOCA grant, the Grantee/City of Flint is required to provide 20% in matching funds (\$32,761.00), which the City Attorney's Office will supply from its general fund budget through Wages and Salaries Acct. No. 101-266.100-702.000 (\$6,200.00) and Direct Fringes Acct. No. 101-266.100-719.100 (\$1,561.00), as well as CDBG funding in the amount of \$25,000.00 as indicated on City Council Resolution #090451.1, adopted May 11, 2009, and recognized as revenue under Community Development Block Grant - Intracity Acct. No. 101-266.706-532.900.]

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

090990 Nemeth Burwell P.C./Labor Legal Counsel Fees

Resolution authorizing the appropriate City Officials, upon City Council approval, to issue a purchase order to Nemeth Burwell P.C. for legal counsel services representing the City on arbitrations, MERC, Act 312 Hearings, and Civil Service cases, as requested by the Department of Human Resources/Labor Relations, in an amount NOT-TO-EXCEED \$28,000.00 [FY10 Acct. No. 101-270.100-801.000].

SEPARATED FROM MASTER RESOLUTION

090991 The Williams Firm/Labor Negotiation Services

Resolution authorizing the appropriate City Officials, upon City Council

approval, to do all things necessary to issue payment to The Williams Firm for labor negotiation services, as requested by the Department of Human Resources/Labor Relations, in an amount NOT-TO-EXCEED \$37,463.61 [FY10 Professional Services Acct. No. 101-270.100-801.000].

SEPARATED FROM MASTER RESOLUTION

090992 Interest Earned/U.S. Department of Justice/2006 Justice Assistance Grant [JAG]/Flint Police Department

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to recognize the interest earned from the 2006 Justice Assistance Grant, as requested by the Police Department, and that revenue in the amount of \$60.83 from the grant be recognized and appropriated in the 2006 JAG Accts. No. 101-301.789-580.000 and No. 101-301.789-709.000, respectively. [NOTE: The Department of Justice requires that interest earned on this grant be used for the project that was established through the acceptance of the grant.]

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

090993 Michigan Department of Environmental Quality [MDEQ]/Shared Costs/Operation of Gaging Stations

Resolution authorizing the appropriate City Officials, upon City Council approval, to pay the Michigan Department of Environmental Quality [MDEQ] for the shared cost of operating gaging stations, as requested by Utilities/Water Plant, in the amount of \$26,670.00, with funding available from the FY09 Utilities/Water Plant Acct. No. 591-545.203-801.000. [NOTE: The cost of the operation of the gaging stations at South Branch Flint River, near Columbiaville, and Flint River, near Otisville, will be \$21,000.00 and the cost of operating on North Branch Flint River and Swartz Creek at Flint River will be \$5,670.00, both for the period of October 1, 2008, to September 30, 2009.]

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

090994.1 Amendment/Land Acquisition Project Agreement/Michigan Department of Natural Resources [MDNR]/Grand Traverse Greenway Property Acquisition/Project No. TF08-075

An Amended Resolution authorizing the appropriate City Officials, upon City Council approval, to enter into a land acquisition project agreement with the Michigan Department of Natural Resources [MDNR] for the Grand Traverse Greenway Property Acquisition Project No. TF08-075, and to accept and comply with the terms of the agreement as stated, as requested by Parks and Recreation, AND to appropriate all funds necessary to complete the project during the project period and provide \$175,000.00 - pending receipt of a Michigan Department of Transportation grant - to match the grant authorized by the MDNR. [NOTE: Resolution amended to change "By the Parks and Recreation Director" to "By the Mayor".]

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

- 090995** Contract/Rowe Incorporated/Construction Administration and Engineering Services/Congestion and Mitigation Air Quality Project [CMAQ]/Phase II [Downtown Intersections]

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to enter into a contract with Rowe Incorporated to provide services for the CMAQ Project, Phase II (Downtown Intersections), to be performed at fourteen [14] intersections (as outlined in the attached proposal), as requested by Transportation, for a contracted price NOT-TO-EXCEED \$149,748.00, with funding for said contract made available from funds in budgeted Acct. No. 202-441.702-801.000.

SEPARATED FROM MASTER RESOLUTION

- 090996** Acceptance of Revenue/NMI 43 Investment Fund, LLC/Section 108 1% Processing Fee/Spending Authority and Appropriation of Funds

Resolution authorizing the proper City Officials, upon City Council approval, do to all things necessary to accept a 1% processing fee from NMI 43 Investment Fund, LLC, as requested by the Department of Community and Economic Development [DCED], in the amount of \$71,400.00, AND recognize revenue in the amount of \$71,400.00 and establish spending authority in DCED Administration Acct. No. 296-690.320-607.000, AND appropriate like amount in FY10 Expense Acct. No. 296-690.320-801.000, AND amend the FY2010 Budget to reflect these changes. [NOTE: The City of Flint adopted a policy on June 30, 2004, authorizing the City to charge a 1% processing fee of the proceeds of the Section 108 Loan and, in accordance with Emergency Financial Manager Resolution #04EFM1463, the City will receive \$71,400.00 from the two Section 108 Loans awarded.]

SEPARATED FROM MASTER RESOLUTION

- 090997** Grant Acceptance/U.S. Department of Housing and Urban Development [HUD]/Community Development Block Grant-Recovery [CDBG-R]

Resolution authorizing the proper City Officials, upon City Council approval, to do all things necessary to comply with terms and conditions set forth in the grant agreement with HUD and accept \$1,153,340.00 in CDBG-R Program Funds from HUD, as requested by the Department of Community and Economic Development, AND to establish appropriate revenue and expense accounts in the 297 Fund [Acct. No. 297-745.100-502.745 and Acct. No. 297-745.100-700.100, respectively].

SEPARATED FROM MASTER RESOLUTION

- 090998** Grant Acceptance/U.S. Department of Housing and Urban Development [HUD]/Homeless Prevention and Rapid Re-Housing Program Grant [HPRP]

Resolution authorizing the proper City Officials, upon City Council approval, to

do all things necessary to comply with the terms and conditions set forth in the grant agreement with HUD and accept \$1,763,839.00 in HPRP Funds AND to establish appropriate revenue and expense accounts in the 297 Fund [Acct. No. 297-746.100-502.746 and Acct. No. 297-746.100-700.100, respectively].

SEPARATED FROM MASTER RESOLUTION

091000 Appropriation of Program Income/Revolving Loan Fund Accounts/Fiscal Year Ending June 30, 2009

Resolution authorizing the proper City Officials, upon City Council approval, to do all things necessary to recognize and appropriate the estimated revenues and program income generated for the Revolving Loan Funds [RLF] to the Department of Community and Economic Development [DCED], for the respective Revolving Loan Program budgets for the fiscal year ending June 30, 2010, in the total amount of \$310,816.87 [RLF I & II-Fund 246 = \$162,616.87; CDBG RLF Fund 296 = \$148,200.00].

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

091001 Reprogramming/U.S. Department of Housing and Urban Development [HUD/Community Development Block Grant Funds [CDBG]/Renovations to 412 W. First Avenue

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to reprogram \$35,000.00 for renovations to 412 W. First Avenue to address rehabilitation deficiencies as outlined in the 2008 Independent Inspection Report in order to address a citizen's complaint received from HUD, with funds being reprogrammed from funds held in Revenue Acct. No. 279-748.101-502.748 and Expenditure Acct. No. 279-748.101-700.100 (CDBG Uncommitted), and then being set up as a project budget within the Department of Community and Economic Development [DCED] in Revenue Acct. No. 279-748.102-502.748 and Expenditure Acct. No. 279-748.102-805.327, with DCED handling all construction management activities.

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

091005 Adoption of Complete Streets Policies and Practices/Creation of a Transportation Network/Multi-Modal Transportation

Resolution authorizing the proper City Officials to acknowledge the support of the adoption of complete streets policies and practices to create a transportation network in the city of Flint that considers multi-modal transportation, as complete streets is an inclusive, context-sensitive design framework and infrastructure that enables safe and convenient access for transportation users of all ages and disabilities, including pedestrians, bicyclists, transit riders, and motor-vehicle drivers, which is achieved when transportation agencies routinely plan, design, construct, reconstruct, operate, and maintain the transportation network to improve travel conditions in a

manner consistent with, and supportive of, the surrounding community.

A motion was made by Councilperson Kincaid, seconded by President Ananich, that this matter be ADOPTED BY THE MASTER RESOLUTION. The motion carried by the following vote:

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090999.1

Amendment/Contracts/Sub-Grantee Agreements/Proposed Uses/U.S. Department of Housing and Urban Development [HUD]/Homeless Prevention and Rapid Re-Housing Program [HPRP]

An Amended Resolution authorizing the proper City Officials, upon City Council approval, to do all things necessary to enter into sub-grantee agreements (contracts) with the agencies listed per the allocation recommendations approved by the Continuum of Care Committee on August 19, 2009, as requested by the Department of Community and Economic Development [DCED] as follows: Financial Assistance = Metro Community Development (\$277,747.50) and Genesee County Community Action Resource Department (\$586,895.09); Housing Relocation and Stabilization Services = Flint Odyssey House (\$78,702.00), GCCARD (\$110,300.00), Genesee County Youth Corporation (\$43,660.00), Metro Community Development (\$78,000.00), My Brothers Keeper (\$58,500.00), Resource Genesee-One Stop Center (\$259,355.50), and YWCA (\$94,468.01); City of Flint Data Collection and Evaluation = Metro Community Development (\$88,191.95); Administration [5%] = City of Flint DCED (\$52,915.17) and Metro Community Development (\$35,276.78). Upon receipt of these HPRP Funds and HUD's Environmental Release of Funds, the estimated revenues shall be increased to recognize receipt of such funds and an appropriation in the amount of \$1,763,839.00 shall be made to the DCED Division to fund the HPRP Program AND the appropriate City Officials are hereby authorized to do all things necessary to set up the appropriate accounts in the 297 Fund. [NOTE: Resolution amended to remove sub-grantee Legal Services of Eastern Michigan and reallocate the \$173,553.00 in funds appropriated for them.]

SEPARATED FROM MASTER RESOLUTION

091002

Sale of City-Owned Property/Vacant Lot-Cecil Drive [Ward 3]/Aaron Brown

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to enter into and complete the sale of the property commonly known as a vacant lot on Cecil Drive, Flint, Michigan, Parcel No. 47-29-176-013 and legally described as WEBSTER WOODS NO. 2 SLY 1/2 of LOT 167, for a cost of \$100.00, and transfer the property to Aaron Brown in an AS IS condition by means of conveyance of a Quit Claim Deed, with revenue realized from the sale of this property to be placed in Real Estate Management Revenue Account No. 101-371.210-673.100.

SEPARATED FROM MASTER RESOLUTION

091004

Grant Application/U.S. Department of Transportation [DOT]/Transportation Investment Generating Economic Recovery Discretionary Grant [TIGER]/Funding for Five [5] Projects

Resolution authorizing the proper City Officials to do all things necessary to attest to the City's support for the TIGER Discretionary Grant application to be submitted to the DOT to secure funding for five [5] projects that will significantly impact the Flint community, as requested by the City of Flint Department of Transportation AND attesting to the City's commitment to providing the local share of non-participating project costs for projects awarded [through] TIGER Grants Discretionary funding. The 5 projects being considered are (1) Saginaw Street (Flint River to Austin Avenue), (2) Kearsley Street (from east to west boundary limits), (3) the Grand Traverse Greenway Trail, Genesee Valley Trail, and Kettering Gateway Enhancement Project, (4) Stewart Avenue (Andrew Street to Clio Road), and (5) Dupont Avenue (University Drive to Chevrolet Avenue, and Pierson Road to Carpenter Road).

A motion was made by Councilperson Kincaid, seconded by President Ananich, that this matter be ADOPTED BY THE MASTER RESOLUTION. The motion carried by the following vote:

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

091009

CO #1/Contract/L. D'Agostini & Sons/Additional Materials/72" Water Main/Genesee Road

Resolution authorizing the proper City Officials, upon City Council approval, to enter into change order #1 to the contract with L. D'Agostini & Sons for additional materials and to complete the work on the 72" water main on Genesee Road, as requested by the Water Service Center, in an amount NOT-TO-EXCEED \$70,000.00, and a revised contract amount of \$180,000.00 [Water Fund Acct. No. 591-536.100-801.000].

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

091010

Metron-Farnier, LLC/Meter Transponders

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to Metron-Farnier, LLC for meter transponders, as requested by Utilities/Water Service Center, in an amount NOT-TO-EXCEED \$17,170.00 [Sewer Fund Acct. No. 590-540.207-726.000].

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

091011

Premier Truck Sales & Rental, Inc./Log Loader Rental

Resolution authorizing the Department of Purchases and Supplies, upon City

Council approval, to issue a purchase order to Premier Truck Sales & Rental, Inc. for rental of a log loader, as requested by Parks and Recreation, in an amount NOT-TO-EXCEED \$52,320.00 [Public Improvement Fund No. 402-752.102-940.000].

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

091012 Contract/Genesee County Drain Commissioner/Soil Boring Test/Lake Huron Water Use/Dort Highway Treatment Works

Resolution authorizing the proper City Officials, upon City Council approval, to allocate City funds up to \$100,000.00 (the City of Flint's share of the estimated \$250,000.00 project), as requested by Utilities/Water Plant, to enter into a contract with the Genesee County Drain Commissioner for a soil boring test to be done on the Lake Huron bottom to bring water to Flint for use in the Dort Highway treatment works [Water Fund Acct. No. 591-536.100-801.000].

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

091013 Reimbursement/Flint Board of Education/Voting Access for Individuals with Disabilities [VOTE] Program Grant

Resolution authorizing the appropriate City Officials, upon City Council approval, to pay the Flint Board of Education for repairs completed to bring five voting locations up to Americans with Disabilities Act [ADA] standards, as requested by the City Clerk, in the amount of \$8,258.64 [City Clerk Elections Acct. No. 101-262.701-801.000], AND resolving that, following payment to the Flint Board of Education, the Office of the City Clerk will submit to the Michigan Secretary of State's Office (along with supporting documentation) a request for reimbursement to the City in the amount of \$8,258.64 as outlined in the grant agreement guidelines. [NOTE: Repairs were completed at Carpenter Road Elementary School (\$1,719.00) and Potter Elementary School (\$6,539.64). Repairs are currently in progress at Washington Elementary School, with completion expected prior to Sept. 30, 2009, at which time the School Board will submit the reimbursement request to the City of Flint.]

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

091014 Creation/Tool and Die Renaissance Recovery Zone/Precision Industries Incorporated

Resolution authorizing the approval of the designation of Precision Industries Incorporated, 3002 E. Court Street, Flint, Michigan, 48506, Genesee County, Parcel No. P-63961-3, as a Tool and Die Renaissance Recovery Zone under Public Act No. 376, 1996, for the duration of 15 years, ending in the year 2024.

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

091027 Grant Acceptance/Ruth Mott Foundation/Aldrich Park Clean-Up/Development

of a City of Flint Composting Plan/Resource Recycling Systems

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to accept a grant from the Ruth Mott Foundation, in the amount of \$33,790.00, to acquire the services of Resource Recycling Systems for the purpose of providing direction for the clean-up of Aldrich Park and the development of a composting plan for the City of Flint AND to establish revenue and expense appropriations into the 226 Rubbish Collection Fund AND resolving that Mayor Dayne Walling be designated as the duly authorized City of Flint official to sign the commitment letter to accept the grant, for the grant period ending June 30, 2010, as requested by the Sanitation Department. [NOTE: The Ruth Mott Foundation has stipulated that Resource Recycling Systems be the vendor to develop the plan as part of the award.]

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

091028 Contract/Resource Recycling Systems/Aldrich Park Clean-up/City of Flint Composing Plan

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to enter into a contract with Resource Recycling Systems [to provide direction for the clean-up of Aldrich Park and] for the development of a composting plan for the City of Flint, as requested by the Sanitation Department, in an amount NOT-TO-EXCEED \$33,790.00.

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

090945.1 Amended Resolution/Grant Agreement/Charles Stewart Mott Foundation/Downtown Security Program Grant/Two [2] Police Officers

An Amended Resolution authorizing the appropriate City Officials to do all things necessary to enter into a grant agreement between the City of Flint and the Charles Stewart Mott Foundation to obtain funds in the amount of \$150,000.00, as requested by the Police Department, for the purpose of providing two [2] police officers for downtown security for the period of June 1, 2009, through May 31, 2010, with funds in like amount recognized as received by the City of Flint and that appropriations be made to the City of Flint Police Department Operating General Fund (101FD), with accounts to be used solely for the above-stated purpose as set forth in the grant agreement and related documents [Accounts #101-301.611-702.000, #101-301.611-719.100, #101-301.611-719.200 and #101-301.611-580.000]. [NOTE: Resolution amended to change grant period from June 1, 2008, through May 31, 2009, to the correct grant period of June 2, 2009, through May 31, 2010.]

A motion was made by Councilperson Kincaid, seconded by President Ananich, that this matter be ADOPTED AS AMENDED. The motion carried by the following vote:

Aye: 7 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

No: 1 - Councilperson Sims

Absent: 1 - Councilperson Nelson

090970 American Electric Motor/Rewinding Services/Cedar Street Pump Station Motor

Resolution authorizing the Department of Purchases and Supplies, upon City Council approval, to issue a purchase order to American Electric Motor for rewinding services to a motor at the Cedar Street pump station, an emergency requested by Utilities/Water Plant, in an amount NOT-TO-EXCEED \$19,501.00 [Water Fund Acct. No. 591-545.201-930.000].

A motion was made by Councilperson Gonzales, seconded by President Ananich, that this matter be Amended. The motion carried by the following vote:

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090972 Contract/H & M Demolition/Demolition of Pierson Road Apartment Units

Resolution authorizing the proper City Officials, upon City Council approval, to enter into a contract with H & M Demolition for the demolition of apartment units on Pierson Road [demolition and soil erosion permit to demolish 1710 W. Pierson Rd., Buildings A and B, 100% Removal], as requested by the Development Division, in an amount NOT-TO-EXCEED \$87,500.00 [Building Inspection Fund Acct. No. 542-748.150-801.000].

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090988 Valley Area Agency on Aging [VAAA]/Payment of Administrative Matching Funds/Genesee County Board of Commissioners/Genesee County Senior Millage Funds/City of Flint Share

Resolution authorizing the City of Flint, upon City Council approval, to request that the Genesee County Board of Commissioners - in its role as fiduciary and administrator of the Genesee County Senior Millage Funds that are being collected on a countywide basis - pay to the Valley Area Agency on Aging the City of Flint's administrative matching funds in the amount of \$16,000.00. [NOTE: The City of Flint is unable to meet the responsibility of paying the VAAA administrative matching funds using the general fund at this time due to the deficit and requests that millage funds be used to ensure that State and Federal revenue are obtained by VAAA to provide for all seniors in the city of Flint.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090990 Nemeth Burwell P.C./Labor Legal Counsel Fees

Resolution authorizing the appropriate City Officials, upon City Council approval, to issue a purchase order to Nemeth Burwell P.C. for legal counsel services representing the City on arbitrations, MERC, Act 312 Hearings, and Civil Service cases, as requested by the Department of Human Resources/Labor Relations, in an amount NOT-TO-EXCEED \$28,000.00 [FY10 Acct. No. 101-270.100-801.000].

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090991 The Williams Firm/Labor Negotiation Services

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to issue payment to The Williams Firm for labor negotiation services, as requested by the Department of Human Resources/Labor Relations, in an amount NOT-TO-EXCEED \$37,463.61 [FY10 Professional Services Acct. No. 101-270.100-801.000].

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090995 Contract/Rowe Incorporated/Construction Administration and Engineering Services/Congestion and Mitigation Air Quality Project [CMAQ]/Phase II [Downtown Intersections]

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to enter into a contract with Rowe Incorporated to provide services for the CMAQ Project, Phase II (Downtown Intersections), to be performed at fourteen [14] intersections (as outlined in the attached proposal), as requested by Transportation, for a contracted price NOT-TO-EXCEED \$149,748.00, with funding for said contract made available from funds in budgeted Acct. No. 202-441.702-801.000.

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090996 Acceptance of Revenue/NMI 43 Investment Fund, LLC/Section 108 1% Processing Fee/Spending Authority and Appropriation of Funds

Resolution authorizing the proper City Officials, upon City Council approval, do to all things necessary to accept a 1% processing fee from NMI 43 Investment Fund, LLC, as requested by the Department of Community and Economic Development [DCED], in the amount of \$71,400.00, AND recognize revenue in the amount of \$71,400.00 and establish spending authority in DCED Administration Acct. No. 296-690.320-607.000, AND appropriate like amount in FY10 Expense Acct. No. 296-690.320-801.000, AND amend the FY2010 Budget to reflect these changes. [NOTE: The City of Flint adopted a policy on June 30, 2004, authorizing the City to charge a 1% processing fee of the proceeds of the Section 108 Loan and, in accordance with Emergency Financial Manager Resolution #04EFM1463, the City will receive \$71,400.00 from the two Section 108 Loans awarded.]

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090997 Grant Acceptance/U.S. Department of Housing and Urban Development [HUD]/Community Development Block Grant-Recovery [CDBG-R]

Resolution authorizing the proper City Officials, upon City Council approval, to do all things necessary to comply with terms and conditions set forth in the grant agreement with HUD and accept \$1,153,340.00 in CDBG-R Program Funds from HUD, as requested by the Department of Community and Economic Development, AND to establish appropriate revenue and expense accounts in the 297 Fund [Acct. No. 297-745.100-502.745 and Acct. No. 297-745.100-700.100, respectively].

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090998 Grant Acceptance/U.S. Department of Housing and Urban Development

[HUD]/Homeless Prevention and Rapid Re-Housing Program Grant [HPRP]

Resolution authorizing the proper City Officials, upon City Council approval, to do all things necessary to comply with the terms and conditions set forth in the grant agreement with HUD and accept \$1,763,839.00 in HPRP Funds AND to establish appropriate revenue and expense accounts in the 297 Fund [Acct. No. 297-746.100-502.746 and Acct. No. 297-746.100-700.100, respectively].

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

Aye: 8 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Nelson

090999.1

Amendment/Contracts/Sub-Grantee Agreements/Proposed Uses/U.S. Department of Housing and Urban Development [HUD]/Homeless Prevention and Rapid Re-Housing Program [HPRP]

An Amended Resolution authorizing the proper City Officials, upon City Council approval, to do all things necessary to enter into sub-grantee agreements (contracts) with the agencies listed per the allocation recommendations approved by the Continuum of Care Committee on August 19, 2009, as requested by the Department of Community and Economic Development [DCED] as follows: Financial Assistance = Metro Community Development (\$277,747.50) and Genesee County Community Action Resource Department (\$586,895.09); Housing Relocation and Stabilization Services = Flint Odyssey House (\$78,702.00), GCCARD (\$110,300.00), Genesee County Youth Corporation (\$43,660.00), Metro Community Development (\$78,000.00), My Brothers Keeper (\$58,500.00), Resource Genesee-One Stop Center (\$259,355.50), and YWCA (\$94,468.01); City of Flint Data Collection and Evaluation = Metro Community Development (\$88,191.95); Administration [5%] = City of Flint DCED (\$52,915.17) and Metro Community Development (\$35,276.78). Upon receipt of these HPRP Funds and HUD's Environmental Release of Funds, the estimated revenues shall be increased to recognize receipt of such funds and an appropriation in the amount of \$1,763,839.00 shall be made to the DCED Division to fund the HPRP Program AND the appropriate City Officials are hereby authorized to do all things necessary to set up the appropriate accounts in the 297 Fund. [NOTE: Resolution amended to remove sub-grantee Legal Services of Eastern Michigan and reallocate the \$173,553.00 in funds appropriated for them.]

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

Aye: 7 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich and Councilperson Kincaid

Absent: 2 - Councilperson Nelson and Councilperson Gonzales

091002

Sale of City-Owned Property/Vacant Lot-Cecil Drive [Ward 3]/Aaron Brown

Resolution authorizing the appropriate City Officials, upon City Council approval, to do all things necessary to enter into and complete the sale of the property commonly known as a vacant lot on Cecil Drive, Flint, Michigan, Parcel No. 47-29-176-013 and legally described as WEBSTER WOODS NO. 2 SLY 1/2 of LOT 167, for a cost of \$100.00, and transfer the property to Aaron Brown in an AS IS condition by means of conveyance of a Quit Claim Deed, with revenue realized from the sale of this property to be placed in Real Estate Management Revenue Account No. 101-371.210-673.100.

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

Aye: 7 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich and Councilperson Kincaid

Absent: 2 - Councilperson Nelson and Councilperson Gonzales

091025 Davison Road Marathon/2320 Davison Road/WARD 4

The Michigan Liquor Control Commission has received an application from Marathon Flint Oil Company requesting a New SDM licensed business, located at 2320 Davison Rd., Flint, Michigan, 48505, Genesee County (Applicant: David Roeser).

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

Aye: 7 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich and Councilperson Kincaid

Absent: 2 - Councilperson Nelson and Councilperson Gonzales

091026 Amendment/Chapter 50/PC 09-228/Roger Green/722 East Street (Ward 7)

An ordinance to amend Chapter 50 of the Code of the City of Flint as requested by Roger Green (PC 09-228) for a CONDITIONAL ZONING change to the property located at 722 East St. (Ward 7), Parcel No. 41-18-203-022 from "B" Two Family to "C-1" Multi-Family Walk Up Apartments and restricting use to no more than a 4-family residential apartment building and all "B" Two Family District uses. FLINT PLANNING COMMISSION RECOMMENDS DENIAL.

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

Aye: 7 - Vice President Loyd, Councilperson Poplar, Councilperson Hill, Councilperson Sims, Councilperson Neeley, President Ananich and Councilperson Kincaid

Absent: 2 - Councilperson Nelson and Councilperson Gonzales