



City of Flint, Michigan

Summary Meeting Minutes For CITY COUNCIL

Third Floor, City Hall,
1101 S. Saginaw Street
Flint, Michigan 48502
www.ci.flint.mi.us

Carolyn A. Sims, President, Ward 5
Sheldon Neeley, Vice President, Ward 6

Delrico J. Loyd, Ward 1 Jacqueline Poplar, Ward 2
Kerry Nelson, Ward 3 Sandra Hill, Ward 4 Jim Ananich, Ward 7
Ehren Gonzales, Ward 8 Scott Kincaid, Ward 9
Inez M. Brown, City Clerk

Monday, July 28, 2008

6:17 PM

Council Chambers

080959 Amendment/Chapter 2/Section 143/Stockton House/Inclusion in Historic District List

An ordinance to amend Article XIX of the Code of Ordinances of the City of Flint and, specifically, to restate and amend Section 2-143 to include the Stockton House in the list of historic districts recognized within the City of Flint.

HEARING HELD

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

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

Absent: 2 - Councilperson Poplar and President Sims

081031 Michigan Department of Treasury/State Tax Commission/Flint Centerless Grinding, Inc./Air Pollution Control Exemption Application No. 1-3445

Communication dated July 7, 2008, from Michigan Department of Treasury to Flint Centerless Grinding, Inc., re: The State Tax Commission has received an air pollution control exemption application, No. 1-3445, for Flint Centerless Grinding, Inc., 1838 Remell St., Flint, MI, Genesee County, in the amount of \$12,334.00. This application was forwarded to the Department of Environmental Quality [DEQ] and the assessor of the local unit of government for review. The DEQ has completed their review and the qualifying amount recommended for the exemption is \$12,825.00.

This Matter was Placed on File on the Consent Agenda.

081032 Comcast Cablevision/Channel Lineup Changes

Communication dated July 11, 2008, from Gerald W. Smith, Comcast, to City Clerk Brown, re: Customers will be notified by newspaper notice that, effective July 31, 2008, and August 15, 2008, there will be several changes to the Limited Basic and Standard Basic channel lineups.

This Matter was Placed on File on the Consent Agenda.

- 081033** Michigan Liquor Control Commission [MLCC]/Impending Investigation Notice
- Impending Investigation Notice dated July 15, 2008, from MLCC to Adobe Ayala, Inc., re: The MLCC has placed under investigation Request I.D.# 478631, a request from Adobe Ayala, Inc. to transfer ownership of 2008 Class C-SDM licensed business, with Sunday Sales Permit, Dance Permit, and Entertainment Permit without Dressing Rooms, located in escrow at 2976 Flushing Rd., Flint, Michigan, 48504, Genesee County, from C & H Enterprises, Inc.; Transfer Location to 5516 Fenton Rd., Flint, Michigan, 48507, Mundy Township, Genesee County; and Change Existing Entertainment Permit without Dressing Rooms to Entertainment Permit.
- This Matter was Placed on File on the Consent Agenda.**
- 081034** Summons and Complaint/Nicole Henry v. City of Flint (Case No. 08-cv-12879)
- Communication dated July 21, 2008, from Law Department to City Clerk, re: A Summons and Complaint, Nicole Henry v. City of Flint, whereby the Plaintiff alleges Title VII Sexual Harassment, MCLA 37.2202 Sexual Harassment, and Retaliation by the Defendant.
- This Matter was Placed on File on the Consent Agenda.**
- 081035** Damage Claims
- TOOSON, JANICE, 2613 Avenue A, Flint, MI (WARD 3)
PINKSTON, JEROME, 1553 Mabel Ave., Flint, MI (WARD 3)
- This Matter was Placed on File on the Consent Agenda.**
- 081036** Flint Employees' Retirement System/Board of Trustees/Meeting Minutes
- Minutes of the Flint Employees' Retirement System Board of Trustees regular meeting held May 27, 2008.
- This Matter was Placed on File on the Consent Agenda.**
- 081037** 2008 Tax Rate Request/Michigan Department of Treasury/City of Flint-Downtown Development Authority [DDA]
- Form L-4029 dated June 25, 2008, prepared by William E. Fowler, Assessor, re: Millage Request Report to the County Board of Commissioners for a City of Flint-DDA 2008 Tax Rate Request.
- This Matter was Placed on File on the Consent Agenda.**
- 081038** Department of Transportation/Street Maintenance/Street Construction
- Communication dated June 25, 2008, from Street Maintenance to Stone Street Residents and Businesses, re: Beginning Fri., June 27, 2008, the Street Maintenance Division will begin preparation for street resurfacing of Stone

Street, between Fifth and Sixth Aves. The street will be open at all times during construction, however, we ask that you DO NOT park cars on the street until the resurfacing is complete.

This Matter was Placed on File on the Consent Agenda.

081039 Department of Transportation/Street Maintenance/Street Construction

Communication dated June 25, 2008, from Street Maintenance to Begole Street Residents and Businesses, re: Beginning Fri., June 27, 2008, the Street Maintenance Division will begin preparation for street resurfacing of Begole Street, between Fifth and Sixth Aves. The street will be open at all times during construction, however, we ask that you DO NOT park cars on the street until the resurfacing is complete.

This Matter was Placed on File on the Consent Agenda.

081040 Department of Transportation/Street Maintenance/Street Construction

Communication dated July 7, 2008, from Street Maintenance to Patrick Street Residents and Businesses, re: Beginning Mon., July 7, 2008, the Street Maintenance Division will begin preparation for street resurfacing of Patrick Street, between Fifth Avenue and Mackin Road. The street will be open at all times during construction, however, we ask that you DO NOT park cars on the street until the resurfacing is complete.

This Matter was Placed on File on the Consent Agenda.

081041 Traffic Engineering/Note for Bulletin/Street Closure (Special Event)

Note for Bulletin dated July 11, 2008, re: (All east/west roads between Garland/Beach and Harrison within the area of) Saginaw Street, from Court St. to Third Ave. (University Ave.); and M.L. King Avenue, from First Ave. to Third Ave. (University Ave.), on Fri., July 18, 2008, from 6:00 p.m. to 11:00 p.m., for the purpose of the Flint GM 100 Celebration Cruise.

This Matter was Placed on File on the Consent Agenda.

081042 Traffic Engineering/Note for Bulletin/Street Closure (Special Event)

Note for Bulletin dated July 11, 2008, re: Kearsley Street, between Grand Traverse St. and Stevenson St.; and Stevenson Street, between Third Ave. and Kearsley St., on Fri., July 18, 2008, from 8:00 p.m. to 11:00 p.m., for the purpose of the Flint GM 100 Celebration Fireworks.

This Matter was Placed on File on the Consent Agenda.

081043 Traffic Engineering/Note for Bulletin/Street Closure (Special Event)

Note for Bulletin dated July 11, 2008, re: Begole Street, Stone Street, Second Avenue, First Avenue, and Water Street, in the area east of Atwood Stadium, on Fri., July 18, 2008, when Atwood Stadium parking lot is full, for the purpose

of the Flint GM 100 Celebration Fireworks parking.

This Matter was Placed on File on the Consent Agenda.

081044 Traffic Engineering/Note for Bulletin/Street Closure (Special Event)

Note for Bulletin dated July 11, 2008, re: Water Street, between Mason and Lyon Sts., on Fri., July 18, 2008, from 9:00 a.m. to 12:00 noon, for the purpose of the Flint GM 100 Celebration Press Conference.

This Matter was Placed on File on the Consent Agenda.

081045 Traffic Engineering/Note for Bulletin/Street Closure (Special Event)

Note for Bulletin dated July 11, 2008, re: Water Street, between Mason and Lyon Sts., on Sat., July 19, 2008, from 9:00 a.m. to 5:00 p.m., for the purpose of the Flint GM 100 Celebration on-going activities.

This Matter was Placed on File on the Consent Agenda.

081046 Traffic Engineering/Note for Bulletin/Street Closure (Special Event)

Note for Bulletin dated July 11, 2008, re: Saginaw Street, between Fifth Ave. and Seventh St.; M.L. King Avenue, between First and Fifth Aves.; and all east/west roadways within the area bounded by Beach/Garland Sts., Seventh St., Harrison St., and Fifth Ave., on Sun., July 20, 2008, from 6:00 a.m. to 5:00 p.m., for the purpose of the Flint GM 100 Celebration parade.

This Matter was Placed on File on the Consent Agenda.

081047 Traffic Engineering/Note for Bulletin/Short-term Lane Closure (Special Event)

Note for Bulletin dated July 11, 2008, re: Segments of First Street, Chavez Drive, Kearsley Street, Crapo Street, Court Street, Longway Boulevard, Wallenberg Street, streets south of Court St., and on private roads on U of M-Flint Campus, on Thurs., July 17, 2008, from 6:30 p.m. to 9:00 p.m., for the purpose of the Ophelia Bonner Scholarship Fund Road Race.

This Matter was Placed on File on the Consent Agenda.

081048 Office of the City Clerk/Transfer of Ownership/Ward 1

Communication dated January 10, 2008, from City Clerk Inez Brown to Councilperson Delrico Loyd, re: Please be advised that an application from Al and Jerry's Mini Mart, Inc., requesting a new SDM licensed business, located at 6101 N. Saginaw St., Flint, is on file with the City Clerk's Office.

This Matter was Placed on File on the Consent Agenda.

081049 Department of Transportation/Street Maintenance/Street Construction

Communication dated July 14, 2008, from Street Maintenance to Avon Street Residents and Businesses, re: Beginning Mon., July 14, 2008, the Street

Maintenance Division will begin preparation for street resurfacing of Avon Street, between Court and Second Sts. The street will be open at all times during construction, however, we ask that you DO NOT park cars on the street until the resurfacing is complete.

This Matter was Placed on File on the Consent Agenda.

081050 Civil Service Commission/Public Notice/Meeting Cancellation

Public Notice posted July 16, 2008, re: The Civil Service Commission gives public notice that its Regular Meeting scheduled for July 16, 2008, has been cancelled.

This Matter was Placed on File on the Consent Agenda.

081051 Flint Employees' Retirement System/Board of Trustees/Meeting Agenda

Agenda for the Flint Employees' Retirement System Board of Trustees Regular Meeting held July 22, 2008.

This Matter was Placed on File on the Consent Agenda.

081052 Flint Planning Commission/Meeting Minutes

Communication dated July 23, 2008, re: Please place on file the approved minutes for the Planning Commission meeting held May 27, 2008.

This Matter was Placed on File on the Consent Agenda.

081053 Office of the Ombudsman/Public Report/Complaint No. 008004

Communication dated July 23, 2008, from Investigator Anthony W. Mills, through Ombudsman Brenda Purifoy, to City Clerk Brown, re: Please place on file in the City archives Ombudsman Public Report No. 008004, concerning a complaint by Mr. Eric Fulton alleging violations of law or regulations, errors, mistakes, carelessness, and inadequate investigation by Officer Seth Lewis of the Flint Police Department.

This Matter was Placed on File on the Consent Agenda.

081054 Office of the Ombudsman/Public Report/Complaint No. 008008

Communication dated July 23, 2008, from Investigator Anthony W. Mills, through Ombudsman Brenda Purifoy, to City Clerk Brown, re: Please place on file in the City archives Ombudsman Public Report No. 008008, concerning a complaint by Ms. Brittany Greene alleging injustice, administrative errors, errors/mistakes/carelessness, maladministration, oversight, partiality, and unreasonableness on the part of the Flint Police Department.

This Matter was Placed on File on the Consent Agenda.

081055 Flint Police Department [FPD]/Press Release/Condolences

Press Release dated July 25, 2008, from Chief David R. Dicks, FPD, re: The Flint Police Department was deeply saddened to hear of the unfortunate death of Antonio Barber. This tragedy affects all of us who worked with Antonio, who worked as a police officer for the FPD from August of 1997 until October of 2004. As a former member of the police department, Antonio loved serving the citizens of the city of Flint as was evidenced by letters received from citizens commending him for his assistance and dedication. We extend our condolences and prayers to his family and friends.

This Matter was Placed on File on the Consent Agenda.

081023

Proposed Charter Amendment/Millage/Fire Department/Ballot Question/November 4, 2008

Resolution, as presented by administration, approving the proposed City Charter amendment adding language to Section 7-201(A) as follows: "Section 7.201 (A) (5) During the period of December 1, 2008 through November 30, 2014, the City of Flint is authorized to levy taxes at the rate of 1.6 mills (\$1.60 per \$1,000.00) on the taxable value of all real and personal property in the City of Flint, with all revenues received, as a result of this provision, being used solely for the purpose of providing funding to the Fire Department? It is estimated that 1.6 mills would raise approximately \$2,526.387 in the first year." The City Council of the City of Flint proposes the Flint City Charter amendment be submitted to the electors of the City of Flint by being placed on the ballot of the November 4, 2008 General Election.

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

Aye: 1 - Councilperson Nelson

No: 7 - Councilperson Loyd, Councilperson Hill, President Sims, Vice President Neeley, Councilperson Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Poplar

081024

Proposed Charter Amendment/Millage/City Jail/Ballot Question/November 4, 2008

Resolution, as presented by administration, approving the proposed City Charter amendment adding language to Section 7-201(A) as follows: "Section 7.201 (A) (5) During the period of December 1, 2008 through November 30, 2014, the City of Flint is authorized to levy taxes at the rate of 1.4 mills (\$1.40 per \$1,000.00) on the taxable value of all real and personal property in the City of Flint, with all revenues received, as a result of this provision, being used solely for the purpose of operating the City Jail? It is estimated that 1.4 mills would raise approximately \$2,210.589 in the first year." The City Council of the City of Flint proposes the Flint City Charter amendment be submitted to the electors of the City of Flint by being placed on the ballot of the November 4, 2008 General Election.

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

Aye: 1 - Councilperson Nelson

No: 7 - Councilperson Loyd, Councilperson Hill, President Sims, Vice President Neeley, Councilperson Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Poplar

081025

Proposed Charter Amendment/Millage/Police Department/Ballot Question/November 4, 2008

Resolution, as presented by administration, approving the proposed City Charter amendment adding language to Section 7-201(A) as follows: "Section 7.201 (A) (5) During the period of December 1, 2008 through November 30, 2014, the City of Flint is authorized to levy taxes at the rate of 3.4 mills (\$3.40 per \$1,000.00) on the taxable value of all real and personal property in the City of Flint, with all revenues received, as a result of this provision, being used solely for the purpose of providing funding to the Police Department! It is estimated that 3.4 mills would raise approximately \$5,368,573 in the first year." The City Council of the City of Flint proposes the Flint City Charter amendment be submitted to the electors of the City of Flint by being placed on the ballot of the November 4, 2008 General Election.

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

Aye: 1 - Councilperson Nelson

No: 7 - Councilperson Loyd, Councilperson Hill, President Sims, Vice President Neeley, Councilperson Ananich, Councilperson Gonzales and Councilperson Kincaid

Absent: 1 - Councilperson Poplar

080617

Appointment/Teen Dance License Review Board/Darryl Buchanan (City Administrator)

Resolution approving the recommendation by Mayor Donald J. Williamson to appoint Darryl Buchanan, City Administrator, to the Teen Dance License Review Board for a five-year term expiring May 31, 2013. (No Resolution Staff Review attached.) [Note: No appointments have been made to this board since 1992.]

Approved

Substituted

A motion was made by President Sims, seconded by Councilperson Loyd, that this matter be REFERRED TO COMMITTEE to the GOVERNMENTAL OPERATIONS COMMITTEE, due back on August 6, 2008. The motion failed by the following vote:

Aye: 4 - Councilperson Loyd, President Sims, Vice President Neeley and Councilperson Kincaid

No: 4 - Councilperson Nelson, Councilperson Hill, Councilperson Ananich and Councilperson Gonzales

Absent: 1 - Councilperson Poplar

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

Aye: 5 - Councilperson Loyd, Councilperson Nelson, Councilperson Hill, Councilperson Ananich and Councilperson Gonzales

No: 3 - President Sims, Vice President Neeley and Councilperson Kincaid

Absent: 1 - Councilperson Poplar

081018 Appointment/Board of Review/Birdie V. Brooks (Ward 5)

Resolution approving the appointment of Ms. Birdie V. Brooks (1307 Columbia Lane, Flint MI 48503 - Ward 5) to the Board of Review, replacing Mrs. Lynne Waybright, to fill the remainder of a three-year term expiring December 31, 2010.

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

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

Absent: 1 - Councilperson Poplar

081058 Flint City Council/Meeting Minutes/Committee Meetings/June 18, 2008

Minutes of the Flint City Council Finance, Governmental Operations, and Legislative Committee meetings held on Wednesday, June 28, 2008, at 5:06 p.m., in the Council Committee Room of the City Council Chambers, Third Floor, City Hall.

This Matter was Placed on File on the Consent Agenda.

081019 Licenses

RENEWAL

Bump Shop

William Brown, Jr.
Brown's Collision, Inc.
618 Stockdale
Flint, MI 48503
Ward 5

Card Room

Kirk Norman
The Luge
4301 S. Saginaw St.
Flint, MI 48507
Ward 9

Kirk Norman
Michigan Club House, Inc.
4229 S. Saginaw St.
Flint, MI 48507
Ward 9

Gasoline Station

Mohamad Ghasan
Dort Fill-Up, Inc.
4030 N. Dort Hwy.
Flint, MI 48506
Ward 4

Hall for Hire

Ladoshia Swims
Unique Affairs Banquet Hall
6715 N. Saginaw St.
Flint, MI 48505
Ward 1

Second Hand Dealer

Steve Feldman
C & B Tire Company
3817 Fenton Rd.
Flint, MI 48507
Ward 9

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

081059

Sidewalk Builders Bonds

Justine B. Otero, dba Otero Construction
10002 Frances Rd., Montrose, MI

John D. Willey, Jr., dba Willey's Concrete
806 Clinton St., Flint, MI

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

081003 Detroit Salt Company/Bulk Rock Salt

Resolution authorizing the Department of Purchases & 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 (Local Street Fund, Major Street Fund: 202-449.203-726.000 - \$186,000.00; 203-449.203-726.000 - \$124,000.00). Per Resolution Staff Review: "Without additional funding we will be unable to purchase the salt to maintain city streets."

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

081004 Sonitrol Tri-County/Security Monitoring/City Facilities

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Sonitrol Tri-County for security monitoring at various City facilities, in an amount not to exceed \$19,533.50 (General Fund, Park/Recreation Fund, Golf Fund, Fleet/Central Garage Fund: 590-550.100-801.000 - \$3,400.00; 590-540.208-801.000 - \$500.00; 591-540.100-801.000 - \$500.00; 661-451.100-930.000 - \$780.00; 208-752.102-801.000 - \$1,430.50; 584-755.100-801.000 - \$2,043.00; 101-262.100-956.000 - \$560.00; 101-752.101-801.000 - \$7,000.00; 101-305.201-801.000 - \$1,380.00; 101-305.201-801.000 - \$1,380.00; 101-262.100-956.000 - \$560.000).

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

081005 Annual Supply/Siemens Water Technologies/Siemens Deionized Laboratory Reagent Water System/Service and Sundries

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Siemens Water Technologies for the annual supply of service and sundries for a Siemens Deionized laboratory reagent water system, as requested by Utilities/Water Pollution Control Facilities, in an amount not to exceed \$3,500.00 (Sewer Fund: 590-550.100-740.200).

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

081006 Contract/Quest Diagnostics/Laboratory Services/New & Existing Employees

Resolution authorizing the proper City Officials, upon City Council approval, to enter into a contract agreement with Quest Diagnostics for laboratory services to perform blood work and drug testing of new and existing employees, as requested by Risk Management, in an amount not to exceed \$14,000.00 (Fringe Benefit Fund: 627-174.871-801.300).

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

081007 Maintenance Agreement/Daystar Computer System/City Council Office

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Daystar Computer System for a maintenance agreement for the City Council software system in the amount of \$14,940.00 (General Fund: 101-215.100-801.000).

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

081008 FY09/CO#3/Contract/Genesys Occupational Health Network/Testing Services/Increase

Resolution authorizing the proper City Officials, upon City Council approval, to enter into Change Order #3 to the contract with Genesys Occupational Health Network for an increase of the FY09 allocation for occupational testing services, as requested by Risk Management/Health Clinic, in an amount not to exceed \$8,500.00 and a revised contract amount of \$58,000.00 (Fringe Benefit Fund: 627-174.871-801.300).

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

081009 CO#1/Stantec Consulting/Hamilton Dam/Engineering Services

Resolution authorizing the proper City Officials, upon City Council approval, to enter into Change Order #1 to the contract with Stantec Consulting for engineering services for the development of Hamilton Dam, as requested by the Water Plant Supervisor, in an amount not to exceed \$10,000.00 (Water Fund - 591-545.203-801.000).

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

081010 Agreement/Second Year of Three-Year/Cintas Corp./Uniform, Floor Mat & Linen Rental

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Cintas Corp. (second year of a three-year agreement) for uniform, floor mat and linen rental, in an amount not to exceed \$41,960.00, as requested for various departments. (Fleet/Central Garage Fund, General Fund, Water Fund, Sewer Fund, Fringe Benefit Fund, City Jail Fund: 661-451.100-758.000 - \$1,500.00; 590-550.100-758.000 - \$18,000; 101-753.200-726.000 - \$450.00; 590-540.208-758.000 - \$5,000.00; 590-540.207-758.000 - \$2,000.00; 591-540.100-758.000 - \$1,000.00; 591-540.202-758.000 - \$8,000.00; 591-540.200-758.000 - \$2,000.00; 101-338.201-940.000 - \$2,500.00; 627-174.871-8091.300 - \$1,100.00; 211-305.206-726.000 - \$410.00)

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

081011 FY09/Rochester Midland Corp./Boiler Treatment Chemicals

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Rochester Midland Corp. for FY09 boiler treatment chemicals, as requested by Utilities/Water Plant, in an amount not to exceed \$6,000.00 (Water Fund: 591-545.201-726.000).

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

081012 Broner Glove & Safety/Gas Detector Parts & Services

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Broner Glove & Safety for gas detector parts and services, as requested by Utilities/Water Plant, in an amount not to exceed \$4,000.00 (Water Fund: 591-545.201-726.000).

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

081013 FY09/Aire Liquide/Liquid Oxygen

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a FY09 purchase order to Aire Liquide for liquid oxygen, as requested by Utilities/Water Plant, in an amount not to exceed \$22,000.00 (Water Fund - 591-545.200-740.000).

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

081014 Superior Materials/Redi-Mix Concrete

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue purchase orders to Superior Materials for redi-mix concrete in an amount not to exceed \$103,250.00, as requested for various departments. (General Fund, Major Street Fund, Local Street Fund, Sewer Fund: 101-748.235-726.000 - \$10,000.00; 202-443.201-726.000 - \$1,000.00; 202-449.201-726.000 - \$15,000.00; 203-443.201-726.000 - \$1,000.00; 203-449.201-726.000 - \$45,000.00; 590-540.208-726.000 - \$21,250.00).

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

081015 FY09/Annual Supply/Mid-Michigan Lock & Safe/Locksmith Repair & Service

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue purchase order to Mid-Michigan Lock & Safe for the annual supply of locksmith repair and service, as requested for various departments, in an amount not to exceed \$18,750.000. (Parks & Recreation, Fleet/Central Stores Fund, Golf Fund, Water Fund, Sewer Fund, General Fund)

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

081027 Amendment/City's Master Fee Schedule/Permit Fees/Consumers Energy/
Pavement Break Repair Program/Engineering Department

Resolution authorizing the appropriate City of Flint officials to do all things necessary to amend the City's Master Fee Schedule (Permit Fees: Engineering Department) to establish the fees indicated in the attached proposed fee schedule for the City of Flint/Consumer Energy Pavement Break Repair Program and to establish revenue and expense appropriations to recognize revenue generated and expenses associated with the City of Flint/Consumer Energy Pavement Break Repair Program.

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

081028 AIS Construction Equipment/Repair Work on Demo Unit

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order in the amount of \$8,873.00 to AIS Construction for repair work on a demo unit damaged while in the possession of the Water Service Center (per memorandum from Utilities Administrator). (Sewer Fund - 590-540.208-930.000)

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

081029 Inventory/Metron-Farnier/Water Meter Supply

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Metron-Farnier for water meters (to replenish currently low stock), as requested by Utilities/Water Service Center, in the amount of \$217,819.00 (Sewer Fund, Water Fund: 590-540.207-726.000 - \$135,909.50; 591-540.200-726.000 - \$135,909.50).

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

080954 FY2009/Administration's [Proposed] Amendments

Resolution authorizing the appropriate City Officials to do all things necessary to adjust the FY09 Budget to reflect changes according to attached Tables 1 and 3. The Department of Budget Management and the Finance Department have identified and verified that the FY09 Adopted Budget is UNBALANCED, which is in violation of the Uniform Budgeting and Accounting Act (UBAA). Judge Geoffrey Neithercut ordered the City of Flint Administration to present the amendment to City Council at a session of Court held on Tuesday, July 8, 2008. The information identified has been researched and a deficit has been identified in the General Fund (101) revenues in administrative services in the amount of \$1,359,552. The adopted budget reduced various department expenses that produced this revenue resulting in this out of balance. The FY09 Adopted Budget reduced various department funding to non-serviceable levels. The departments are required by the City Charter and case law to be funded at a serviceable level, including but not limited to Legal, Labor Relations, Human

Resources, Ombudsman and City Administrator.

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

Aye: 3 - Councilperson Nelson, Councilperson Hill and Councilperson Gonzales

No: 5 - Councilperson Loyd, President Sims, Vice President Neeley, Councilperson Ananich and Councilperson Kincaid

Absent: 1 - Councilperson Poplar

081016

Sale of City-Owned Property/MGB Holdings, Inc.(TDM International, Inc.)/E. Paterson Street/Vacant Land

Resolution authorizing the appropriate City Officials to do all things necessary to enter into and complete the sale of the following described parcel of property located in the City of Flint, County of Genesee, State of Michigan, parcel numbers 41-06-353-001, a vacant lot on N. Saginaw St., legally described as OAK PARK SUBDIVISION OF PART OF SECTIONS 1 AND 2 SMITH'S RESERVATION. LOT 1; ALSO LOT 2 EXC NLY 37 1/2 FT OF WLY 100 FT; ALSO NLY 25 FT OF LOT 3, BLK 3; 41-06-353-002, a vacant lot at 1810 N. Saginaw St., legally described as OAK PARK SUBDIVISION OF PART OF SECTIONS 1 AND 2 OF SMITH'S RESERVATION; N 37 1/2 FT OF W 100 FT OF LOT 2, BLK 3; 41-06-353-005 a vacant lot on E. Paterson St., legally described as OAK PARK SUBDIVISION OF PART OF SECTIONS 1 AND 2 OF SMITH'S RESERVATION; LOT 31, BLK 3 for the total sum of \$5,000.00 and transfer the property to MGB Holdings, LLC, 4157 Far Hill Court, Bloomfield Hills, Michigan 48304, in an AS IS condition by means of conveyance of a Quit Claim Deed. (expansion of their automotive component manufacturing business. Their immediate need is room for semi-trucks to access the property and utilize the loading dock on the side of the building. This land acquisition will also enable TDM International, Inc. to expand their business operations in the future. Revenue realized from the sale of this property will be placed in the General Fund Real Estate Division Account 101-371.210-673.100.

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

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

Absent: 1 - Councilperson Poplar

081017

Sale of City Owned Land/John E. Coleman/W. Marengo (Ward 2)

Resolution authorizing the appropriate City Officials to do all things necessary to enter into and complete the sale of the property commonly known as a vacant lot on W. Marengo Avenue, Flint MI (Ward 2), parcel no. 46-35-235-003 and legally described as FLINT PARK NO. 1 LOT 103 for a cost of \$50.00 and transfer the property to John E.Coleman (806 W. Marengo) in an AS IS condition for beautification and gardening purposes, by means of conveyance of a Quit Claim Deed. Revenue realized from the sale of this property will be placed in the Real Estate Management Revenue Account

101-371.210-673.100.

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

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

Absent: 1 - Councilperson Poplar

081002

Charitable Gaming License/Motherly Intercession/817 E. Kearsley Street (Ward 7)

Resolution approving a Charitable Gaming License to Motherly Intercession, located at 817 E. Kearsley Street, Flint MI, a public charity with a mission to break the cycle of intergenerational incarceration, to conduct a raffle commencing August 1, 2008 and ending August 1, 2008, selling raffle tickets at \$2.00 per ticket. Their vision is the children of incarcerated parents will realize their parent's destiny does not have to be their destiny. This resolution is being submitted in accordance with the qualification process pursuant to the State of Michigan, Bureau of State Lottery, as allowed by Act 382 of the Public Acts of 1972, as amended.

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

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

Absent: 1 - Councilperson Poplar

081061

Public Hearing/General Motors [GM] Powertrain Engine Plant/Brownfield Redevelopment Plan

Resolution setting a Public Hearing date, to consider the GM Powertrain Engine Plant Brownfield Redevelopment Plan, for August 25, 2008, at 5:30 p.m., in the Flint City Council Chambers, 1101 S. Saginaw Street, Flint.

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

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

Absent: 1 - Councilperson Poplar

080437.3

Amendment #3/Chapter 28-110.1-Downtown Development Authority (DDA) District/Enforcement/Metering in Designated Areas/Special Considerations

Third amendment to an ordinance to amend the Code of the City of Flint by amendment of portions of Chapter 28 of the Flint City Code, to among other things increase the time allowed for parking in the downtown area and authorizing the City of Flint Downtown Development Authority (DDA) to enforce

all City of Flint Parking ordinances and/or regulations in the DDA District. (This amendment changes the hours of parking from "between 5:00 a.m. and 7:00 p.m.," to "7:00 a.m. and 6:00 p.m.", adding "except for Saturdays, Sundays and Legal Holidays".)

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

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

Absent: 1 - Councilperson Poplar

080438.1 Amendment #1/Chapter 28/Article VII - Parking Meters/Section 28-115.1 - Impoundment/Immobilization Devices/Downtown Development Authority

An amendment to an ordinance to amend the Code of the City of Flint by amendment of portions of Chapter 28 of the Flint City Code to, among other things, increase the time allowed for parking in the downtown area and authorize the City of Flint Downtown Development Authority [DDA] to enforce all City of Flint parking ordinances and/or regulations in the DDA District. [NOTE: Amended to remove text from Section 28-115.1(d).]

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

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

Absent: 1 - Councilperson Poplar

080439 Amendment/Chapter 28/Article VII - Parking Meters/Sections 28-118 & 28-119/DDA

An ordinance to amend the Code of the City of Flint by amendment of portions of Chapter 28 of the Flint City Code, Article VII - Parking Meters, Sections 28-118 and 28-119, to among other things, increase the time allowed for parking in the downtown area and authorize the City of Flint Downtown Development Authority (DDA) to enforce all City of Flint parking ordinances and/or regulations in the DDA district.

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

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

Absent: 1 - Councilperson Poplar

080440 Amendment/Chapter 28/Article I - In General/Section 28-2.1 - Duties & Authority of Traffic Engineering - Generally/Experimental Regulations

An ordinance to amend the Code of the City of Flint by amendment of portions of Chapter 28 of the Flint City Code, to among other things, increase the time allowed for parking in the downtown area and authorize the City of Flint Downtown Development Authority (DDA) to enforce all City of Flint parking ordinance and/or regulations in the DDA district.

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

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

Absent: 1 - Councilperson Poplar

080441.1 Amendment/Chapter 28/Section 28-107/Responsibility for Installation; Maintenance, Operations, Enforcement and the Like

An amended ordinance to amend Chapter 28 of the Code of the City of Flint by amendment of portions of Chapter 28 of the Flint City Code, to among other things, increase the time allowed for parking in the downtown area and authorize the City of Flint Downtown Development Authority (DDA) to enforce all City of Flint parking ordinances and/or regulations in the DDA district. (Amendment: Section 28-107.)

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

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

Absent: 1 - Councilperson Poplar

080442.1 Amendment/Chapter 28/Section 28-113 - Citation of Violators/Section 28-114 - Vehicle Parked in Violation Deemed Nuisance; Impoundment; Collection of Proceeds

An amended ordinance to amend the Code of the City of Flint by amendment of portions of Chapter 28 of the Flint City Code, Section 28-113 - Citations of Violators and Section 28-114 - Vehicle Parked in Violation Deemed Nuisance; Impoundment; Collection of Proceeds, to among other things, increase the time allowed for parking in the downtown area and authorize the City of Flint Downtown Development Authority (DDA) to enforce all City of Flint parking ordinances and/or regulations in the DDA district. (Amendment: removal of "plate".)

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

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

Absent: 1 - Councilperson Poplar