

City of Flint, Michigan

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



Meeting Agenda - Final

Wednesday, January 23, 2008

5:00 PM

Committee Room

FINANCE COMMITTEE

*Scott, Kincaid, Chairperson, Ward 9
Jim Ananich, Vice Chairperson, Ward 7*

*Delrico J. Loyd, 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*

Inez M. Brown, City Clerk

ROLL CALL

EXECUTIVE SESSION

The City Attorney's Office requests an Executive Session for the purpose of consulting with the Flint City Council regarding trial and settlement strategy in connection with pending litigation since an open meeting would have a detrimental financial effect on the litigating or settlement position of the City. (1 case)

RESOLUTIONS

080002 Professional Services Agreement/William Ayre/Transportation & Demolition Related Activities

Resolution authorizing the proper City Officials, upon City Council approval, to enter into a Professional Service Agreement with William Ayre, 1163 LaDells Lane, Ewart, Michigan, 49631, in an amount not to exceed \$75,000.00 per year for transportation and demolition related activities, with funds from the Major Street Fund, Local Street Fund with authorization to encumber funds for the 2008-2009 and subsequent fiscal years from the same accounts.

080066 CO#1/Citizens Disposal/Landfill Services/Building Materials

Resolution authorizing the proper City Officials, upon City Council approval, to enter into Change Order No.1 with Citizen's Disposal for landfill services of building materials (from demolition of structures), as requested by the Development Division, in an amount not to exceed \$110,000.00 and a revised contract amount of \$307,787.45 (Building Inspections Fund - 542-371.706-801.000 - \$15,000.00; 542-371.206-801.000 - \$65,000.00; 542-748.150-801.000 - \$30,000.00).

080067 CO#1/Burnash Wrecking/Backfilling Services/Demolition of Homes

Resolution authorizing the proper City Officials, upon City Council approval, to enter into Change Order #1 to the contract with Burnash Wrecking for backfilling services of demolished homes, as requested by the Development Division, in an amount not to exceed \$145,000.00 and a revised contract amount of \$329,950.00 (Building Inspections Fund - 542-371.706.801.000 - \$20,000.00; 542-748.150-801.000 - \$60,000.00; 542-371.206-801.000 - \$65,000.00).

080068 Golden Age Publishing/Advertisements/Senior Citizens Center

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Golden Age Publishing for advertisements in a senior magazine for senior citizens, as requested by Parks & Recreation Department, in an amount not to exceed \$21,600.00 (Parks & Recreation Senior Citizens Center Fund - 213-752.130-801.000 - \$4,000.00; 213-752.150-801.000 - \$8,800.00; 213-752.160-801.000 - \$8,800.00).

080069 Eddie's Amusement & Co./Seven (7) Billiard Tables/Senior Citizens Centers

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to Eddie's Amusement & Co. for seven (7) billiard tables for senior centers (Per Resolution Staff Review: 2 ea. Haskell Community Center; 2 ea. Hasselbring Community Center; 2 ea. Pierce Community Center; 1 ea. Brennan Community Center with one more planned to be purchased in new fiscal year), in an amount of \$12,250.00 (Parks & Recreation Senior Citizens Center Fund - 213-752.120-977.000 - \$1,750.00; 213-752.130-977.000 - \$3,500.00; 213-752.150-977.000 - \$3,500.00; 213-752.160-977.000 - \$3,500.00).

080070 SW Controls, Inc./Various Valves, Dampers, Actuators & Positioners

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to SW Controls, Inc. for various valves, dampers, actuators and positioners, as requested by Utilities/Water Pollution Control Facilities, in an amount not to exceed \$54,486.00 (Sewer Fund - 590-550.300-977.000).

080071 EDS/Six (6) Dell Computers Systems/Senior Centers

Resolution authorizing the Department of Purchases & Supplies, upon City Council approval, to issue a purchase order to EDS for six (6) Dell computer systems for senior centers, as requested by Parks & Recreation, in the amount of \$4,042.50 (Parks & Recreation Senior Citizens Center Fund - 213-752.160-977.000).

080072 Hach Co./Turbidimeter/Calibration

Resolution authorizing the Department of Purchase & Supplies, upon City Council approval, to issue a purchase order to Hach Co. for calibration of the Turbidimeter, as requested by the Utilities/Water Plant, in an amount not to exceed \$4,793.00 (Water Fund - 5912-545.200-801.000).

080073 Grant Agreement/Receipt of Grant Dollars/Appropriations/Automobile Theft Prevention Authority/GAIN/Sergeant

Resolution authorizing the appropriate City Officials to do all things necessary to (1) enter into the Genesee Auto Interface Network (GAIN) Grant Agreement #G-2-08 in the amount of \$62,028.00 to be used to fund one (1) sergeant to be assigned to the GAIN unit; (2) authorize the City's match of \$62,000.00 which was approved in the FY-08 budget be made available for payment for the City's grant assessment of the GAIN grant agreement; (3) authorizing the funds in the amount of \$62,028.00 available from this grant be recognized as revenue by the City of Flint and that appropriations in like amount be made to the Police Department Operating Account 301.765 to be used solely for the purpose of detecting and apprehending persons involved in auto theft and related crimes across jurisdictional boundaries as set forth in the grant agreement and related documents. (The City has been notified the Flint Police Department is eligible

to receive funds in the amount of \$62,028.00 through this program for the period of January 1, 2008 through December 21, 2008.)

080074 Grant Agreement/Receipt of Funds/Appropriation of Funds/Additional Appropriate of Funds/FANG

Resolution authorizing the appropriate City Officials to do all things necessary to (1) enter into Michigan ODCP Grant #70983-6-07-B by and between the City of Flint, Genesee County and the Michigan Office of Drug Control Policy to obtain funds in the amount of \$38,867.00 for the period of October 1, 2007 through September 30, 2008, for the purpose of participating in Flint Area Narcotics Group (FANG) Narcotics Investigation Program and (2) recognizing funds in like amount be made available from this grant and recognized as received by the City of Flint and (3) that appropriations in like amount be made to the City of Flint Police Department Operating General (101) Fund account to be used solely for the purpose of participating with other police agencies in a multi-jurisdictional narcotics investigations unit, known as FANG as set forth in the grant agreement and related documents; (4) the City's participation cost in the amount of \$38,867.00 be made available from the General (101) Fund as the City's share of the required local match. Appropriations for this purpose, in the amount of \$36,112.00 have been authorized previously in the FY-08 Flint Police Department Adopted Operating Budget; (5) also, authorizing the appropriate City Officials to make an additional appropriation in the amount of \$2,755.00 in the appropriate Flint Police Department General Fund accounts for the period of October 1, 2007 through September 30, 2008. (101-301.755.702.000 - Wages; 101-301.755-709.000 - Overtime; 101-301.755-719.100 - Direct Fringes; 101-301.755-719.200 - Other Fringes; 101-301.755.720.000 - Allowance; 101-301.755-538.000 - Revenue)

080075 Grant Agreement/Flint Community Schools/Safe Schools/Healthy Student Grant/Department of Justice

Resolution authorizing the appropriate City Officials to do all things necessary to enter into a grant agreement between the City of Flint, Flint Community Schools and the Department of Justice to obtain funds in the amount of \$38,534.02 for the purpose of participating in the Safe Schools/Healthy Student Grant Program (teaching students various facets of the Law Enforcement/Criminal Justice system, such as: Officers' duties, court, jail and bureau functions. High School students will work with Liaison Officers and Security staff before school, during lunch hours, as well as, assisting with hall monitoring and hall sweeps) and authorizing funds in the like amount be made available from this grant be recognized as received by the City of Flint and that appropriations in like amount be made to the City of Flint Police Department Operating General (101) Fund accounts to be used solely for the above stated purpose as set forth in the grant agreement and related documents. 101-301.739.709.000 - Overtime; 101-301.739-719.100 - Direct Fringes; 101-301.739-726.000 - Supplies; 101-301.739-758.000 - Uniforms; 101-301.739-530.000 - Revenue).

DISCUSSION ITEMS

061920 Monies Generated/City Impound Lot

Referral by Councilman Neeley/Councilman Kincaid to BUDGET/MAYOR/ADM/ FINANCE DEPT. He would wanted to know about the monies generated by the City Impound Lot. Where will they be allocated? Councilman Kincaid also wanted to know if an Enterprise Fund has been set up in the budget for the City impound lot (revenue and expenses). What type of fund has been established to handle the revenues, expenses, employees wages and benefits associated with this impound lot?

062126 Status of Lawsuits/Sewer Settlements

Referral by Councilman Gonzales to CITY ATTORNEY/MAYOR/ADM. He asks that the City Attorney update all Councilpersons on the status of all City of Flint lawsuits with regard to Sewer settlements.

062127 Master Fee Schedule (Rates)/City Parks

Referral by Councilman Ananich to PARKS and REC/MAYOR/ADM. He asks that Director Bob Cook inform the Councilmembers as to who sets the rates for the City's parks and provide a Master Fee Schedule for the parks. Regarding Kearsley Park, he wants to know if it's possible to install permanent bathrooms and wonders why the baseball diamond is not being used.

062144 Request/Weedcutting Contracts

Referral by Councilman Neeley to MAYOR/ADM. He asks the administration to provide all members of the City Council with a copy of the weedcutting contracts that are in place to address the issue of tall grass and weeds throughout the City. If there are no contracts in place, resolutions should be provided to the City Council for approval. Provide written response.

062303 Williams School/Pool/City/School Collaboration

Referral by Mr. Dave Carswell regarding Williams School and the City of Flint/Flint Schools collaboration in regarding to gang graffitti, opening of the pool and other issues related to Flint parks. Mr. Carswell addressed the City Council during the Community Budget Hearing (5/9/06).

062426 Upgrade/City of Flint Water Supply/Project Cost

Referral from Councilperson Sims to FINANCE/UTILITIES/MAYOR/ADM. She asks how much money has been spent, since November 2005, on upgrading the City's water system. Please provide written response to all Councilpersons.

062429 Upgrades and Improvements/City Parks

Referral from Councilperson Poplar to PARKS and RECREATION/BUDGET/ MAYOR/ADM. She asks Parks & Rec Director Bob Cook about the status of

the promised funds for upgrading the parks in each ward. Councilpersons were asked to submit a list of improvements/upgrades that they believed were most needed within each park. Councilperson Poplar would like to know when Council can expect the funds and/or the work to begin. Please provide a written response to all Councilpersons.

062650 Ai-Flint, L.L.C./4444 Maple Avenue/Parcel Sale

Referral by Councilperson Sims to CITY ATTY/FINANCE/BUDGET/MAYOR/ ADM. She asks the Finance and Budget Departments to provide information regarding the sale of approx. 50 acres where Ai-Flint has constructed a new facility (4444 Maple Avenue). Ai-Flint and General Motors paid approx. \$1,000,000.00 for the 50 acres and Councilperson Sims asks which accounts were these funds put into.

062914 City Parks/Upgrading

Referral by Councilperson Gonzales to PARKS & REC/MAYOR/ADM. He asks Parks & Recreation Director Bob Cook about the \$40,000.00 that was earmarked for upgrading City parks in each Ward?. How is the money being utilized in each Ward, at each chosen park? What is the list of priorities at these facilities? What is the timeline for the completion of the chosen projects? Please provide a written response of all information to all Councilpersons.

063133 Attorney Douglas M. Philpott/Sugar Maple Farms Subdivision

Referral by Councilperson Kincaid to CITY ATTORNEY. He asks that Atty. Douglas M. Philpott address the City Council in an Executive Session at the Finance Committee meeting Tuesday, November 21, 2006, at 5:00 p.m. (due to the Thanksgiving Holiday) or at the Special Affairs meeting Monday, November 27, 2006, at 4:30 p.m., in order to update the Council on the status of the Sugar Maple Farms Subdivision case, Rilo Real Estate Holdings, LLC v. City of Flint.

063176 Flint Water Treatment Facility/Upgrade/Concerns

Correspondence received October, 2006, regarding concerns about the proposal by the City Administration to upgrade the Flint Water Treatment Facility - spending millions of dollars on an upgrade that might never be used and which could have a significant negative impact on the environmental and on the cost of water for Flint residents.

063236 Appearance of Conflict of Interest/Nancy Jurkiewicz-Rich

Referral by Councilperson Sims to FINANCE/BUDGET/DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT/MAYOR/ADM. She asks that the Finance and/or Budget Department(s) provide the following information: What is the total amount that has been paid to date to Nancy Jurkiewicz-Rich since she has served as the Executive Director of the Flint Area Enterprise Community, Incorporated (FAEC)? What is the total amount that has been paid to date to Ms. Jurkiewicz-Rich since she has served as the

Director of the Department of Community and Economic Development (DCED)? How much is Ms. Jurkiewicz-Rich being compensated currently for her services by FAEC and DCED separately? How much of this compensation is from Community Development Block Grant funds? How much of this compensation is provided through City General Fund sources? What was the total amount of Block Grant funding allocated to FAEC in the three (3) years prior to Ms. Jurkiewicz-Rich's service as Director of DCED? What is the total amount of Block Grant funding that has been allocated to FAEC since Ms. Jurkiewicz-Rich has served as the Director of DCED? Please provide a detailed written response.

063238 Mercedes Kitchen Cafeteria/Rental Agreement

Referral by Councilperson Sims to FINANCE/PURCHASING/MAYOR/ADM. She asks about the current status of the rental agreement between the City and Mercedes Kitchen Cafeteria, located in the basement of City Hall. What are the rental terms for the cafeteria (amount charged/how often)? Are the rental payments up-to-date? Please provide a written response.

063275 Berridge Hotel/Relocation of Residents

Referral by Councilwoman Poplar to PLANNING & ZONING/MAYOR/ADM. She would like a written response to be provided to the City Council regarding the following: (1) How many residents of the Berridge Hotel were relocated? (2) Provide a breakdown, by ward, of where individuals relocated from the Berridge Hotel were placed.

070115 Responses to City Council Referrals/Administration

Members of the City Council, City Clerk and staff discussed the issue of administration's response to referrals made by members of the Flint City Council.

070203 Conflict of Interest/Gun Buyback Program

Referral by Councilperson Sims to CITY ATTORNEY. She asks the City Attorney's Office to provide the City Council with a written legal opinion addressing the proposed gun buyback program that was detailed in the Flint Journal on February 17, 2007. Could the noted \$60,000 donation by the Patsy Lou Williamson car dealership be considered a conflict of interest since Mrs. Williamson is an employee of the City and/or the wife of Mayor Williamson?

070449 Lease Agreement/Mercedes Kitchen

Referral by Councilperson Sims to TREASURY/FINANCE/MAYOR/ADM. She asks if payments are up-to-date on the lease agreement between the City and Mercedes Kitchen, located in the basement of City Hall. Please provide a written response to all Councilpersons.

070644 Appointments/Flint Housing Commission

Referral by the Flint City Council to MAYOR/ADM. The Council requests through the Mayor Williamson that the following individuals, recommended by Mayor Williamson for appointment to the Flint Housing Commission, attend the City Council Special Affairs meeting on Monday, June 11, 2007, at 4:30 p.m. in order to address any questions or concerns that the Council may have regarding said appointments: Jessie McIntosh, Erycka K. Hunter, and Delores Roberts.

071186 Request for Executive Session/Lawsuit

Referral by Councilman Kincaid to CITY ATTORNEY. He asks the City Attorney's Office to update the Flint City Council, during an Executive Session, on whether or not the City has applied to the Supreme Court in regard to the lawsuit related to Mr. Patton and Complete Towing. He would also like to know: (1) The name of the attorney representing the City to go before the Supreme Court; (2) Hourly rate of pay for this attorney; (3) The amount of interest (weekly or monthly) that has accrued since the Appeals Court ruled against the City in that lawsuit. This information can be provided during an Executive Session or during an open meeting of the Flint City Council.

071188 Acushnet Co./Purchase of Items for Resale

Referral by Councilman Kincaid to PURCHASING. He requests a copy of the letter from the Parks & Recreation Department requesting the purchase of these items under an emergency purchase. (See Also Resolution 070952 that was dropped by the City Council on 8/22/07.)

071189 Callaway Golf/Purchase of Items for Resale

Referral by Councilman Kincaid to PURCHASING. He requests a copy of the letter from the Parks & Recreation Department requesting the purchase of these items under an emergency purchase. (See Also Resolution 070953 that was dropped by the City Council on 8/22/07.)

071260 Tree Removal Services/Parks & Recreation

Referral by members of the Flint City Council to PARKS & REC/MAYOR/ADM. Members of the Flint City Council ask the Parks & Recreation Department/Mayor/Adm to provide a written response to the following questions/concerns:

- (1) Is the Parks & Recreation Department removing trees in each ward of the City?
- (2) How does the Parks & Recreation Department determine the priority of trees that need to be cut/removed? (Referred to trees on Mackin Road between Duopont and Chevrolet.)
- (3) As per the first paragraph of Resolution 071239: "\$225,895.00 was recommended and approved for the Parks & Forestry Professional Service Account for the 2007 through 2008 budget year. This entire amount has already been expensed or encumbered for FY08....." How did they spend this entire amount in a two (2) month period? Please provide itemized list to City Council of trees removed or services performed, by Ward, and the dollar

amount for those services performed.

071262

Streets/Parkdale, Orange Lane, Banbury & Parkbelt

Councilman Buchanan asked Mr. Bill Ayre, Director of Transportation, about the following streets: Parkdale, Orange Lane, Banbury & Parkbelt.

071357

State of Michigan/Industrial Facilities Exemption Certificate Taxes

Referral by Councilperson Kincaid to FINANCE/MAYOR/ADM. He requests that Finance Director Peter Dobrzeniecki attend the Finance Committee meeting on Wednesday, October 3, 2007, in order to answer Council's questions regarding the possible \$9 million dollars that the City of Flint owes the State in Industrial Facilities Exemption Certificate taxes.

071358

Income Tax Revenue/General Motors Facilities

Referral by Councilperson Kincaid to FINANCE/MAYOR/ADM. He requests that Finance Director Peter Dobrzeniecki attend the Finance Committee meeting on Wednesday, October 3, 2007, in order to provide the Council with information regarding the income tax revenue collected by the City of Flint from General Motors facilities on a monthly basis.

071514

Employee Status/Chuck Young

Referral by Councilperson Sims to HUMAN RESOURCES/MAYOR/ADM. She asks Human Resources Director Deirdre Pitts to report on the employment status of Chuck Young, formerly of Parks and Recreation, specifically: is he an active City employee; if so, is he currently on a leave of absence; if on leave, please provide beginning and ending dates of leave. Please provide a written response to all Councilpersons.

071658

Foreclosures/City of Flint Homeowners

City Council President, Carolyn Sims, asked that a Discussion Item regarding the issue of foreclosures on homes located in the City of Flint. Information, including a draft resolution, had been provided to all members of Council by representatives of ACORN.

071660

Annual and Sick Leave/Appointed Officials/City Administrator

Referral by Councilperson Kincaid to OMBUDSMAN. He requests that the Ombudsman investigate the extended sick leave of City Administrator Peggy Cook. Ms. Cook has been off work and on sick leave since approximately May 2007. Councilperson Kincaid would like to know how much sick time Ms. Cook has accrued as City Administrator, and whether or not she is collecting benefits and pay for time that she has not earned. Also, please provide information with regard to the ordinance [and any other personnel rules and policies] that City Administration has referred to in defense of the extended sick time that City Administrator Cook has taken (please see attached ordinances 3678, 3597 and 3598). Please provide a written report to be distributed to all

Councilpersons.

071718 Park Millage/Expenditures FY07/Fee Schedule (Centers & Showmobile)

Referral by Councilman Neeley to PARKS & REC/MAYOR/ADM. He asks Parks and Recreation to provide the following information to members of the Flint City Council and City Council Office: (1) What has the Parks Millage money been utilized for within this fiscal year (itemized)? The Park Millage money was earmarked for certain things. (2) Provide copies of the fee schedule for the rentals of City of Flint recreational centers and the showmobile.

071261.1 Amended Discussion Item/Corner of Brownell & Dartmouth/Street Sinking

Referral by Councilwoman Poplar to WATER DEPT/MAYOR/ADM. She asks the Water Department to provide all City Council Members and City Council Office, in writing, with actions that can be taken to address the issue of the sinking street on the corner of Brownell and Dartmouth Streets. This portion of the street was recently repaved. (This referral was initially sent to Mr. Bill Ayre, Director of Transportation, who is no longer employed at the City of Flint.).

080026 Update/Genesee Towers

Referral by Councilman Gonzales to MAYOR/ADM. He asks the MAYOR/ADM to provide all members of the Flint City Council and City Council Office, in writing, with an update on the status of Genesee Towers. (1) What is the City's position regarding Genesee Towers? (2) Can the City of Flint seek appraisals on this building? (3) If the current owner maintains possession of this building can the City force him to bring it up to code?

Referral by Councilman Kincaid to MAYOR/ADM. He stated according to the newspaper, the City was going to appeal the court decision. Does the City have the right to appeal the court decision? Is the City accumulating interest on the \$6 million? Is the interest being compounded daily, weekly or monthly? He asks the administration to provide a written response and address the City Council in two weeks and provide a written response to all members of Council and the City Council Office.