

1 CITY OF FLINT  
2 RECEIVERSHIP TRANSITION ADVISORY BOARD MEETING  
3 TUESDAY, OCTOBER 31, 2017  
4 2:00 P.M.

5  
6 Special Meeting before the RTAB Board at  
7 Richard H. Austin Building, State Treasurer Board Room,  
8 1st Floor, 430 W. Allegan Street, Lansing, Michigan, on  
9 Tuesday, October 31, 2017.

10

11 BOARD MEMBERS PRESENT:

12 Frederick Headen - The Chairperson  
13 Joel Ferguson (by phone)  
14 David Tarver (by phone)  
15 Paul Newman (by phone)

16 OTHERS PRESENT:

17 R. Eric Cline

18 REPORTED BY: Mona Storm, CSR# 4460  
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5	UNFINISHED BUSINESS	
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9	Approval of RTAB Resolution 2017-2	7
10	Public Comment, None	7
11	Adjournment	8
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1 Flint, Michigan

2 Tuesday, October 31, 2017

3 2:03 p.m.

4 THE CHAIRPERSON: Let's call the meeting to  
5 order. It's 2:03. Let the record reflect that we do  
6 have all four members, myself and my three colleagues  
7 present by conference call.

8 Item B, the approval of the agenda. We do  
9 have one item to add to the agenda, it's RTAB  
10 Resolution 2017-2. I believe there are no other  
11 additions to the agenda. So, with the addition of  
12 RTAB Resolution 2017-2, we'll consider the agenda to  
13 be approved.

14 There's no Unfinished Business.

15 First item of New Business is the approval  
16 of City Council Resolution 546, which provides for a  
17 one-month extension of the City's water service  
18 contract with the Great Lakes Water Authority. That  
19 is Attachment A. It was circulated earlier this  
20 morning. And that resolution contains information  
21 regarding the cost of this.

22 For discussion purposes, is there a motion  
23 that City Council Resolution 546 be approved?

24 MR. TARVER: So move.

25 MR. FERGUSON: Support.

1 THE CHAIRPERSON: Motion's been made and  
2 seconded. Any discussion or questions, gentlemen?

3 Hearing no questions on the adoption of  
4 the motion, those in favor, please say "aye".

5 BOARD MEMBERS: Aye.

6 THE CHAIRPERSON: Opposed?

7 City Council Resolution 546 is approved.

8 The next item of business is RTAB  
9 Resolution 2017-2. As you know, the City's four  
10 emergency managers issued a number of orders during  
11 their tenure. All of those orders are still in  
12 effect.

13 There is a possibility that, over the next  
14 ten days or so, the issue of a long-term contract  
15 for the City's water source may be resolved. And  
16 if, in fact, that's the case, we want to make sure  
17 that there's nothing in any existing EM order that  
18 might pose an impediment.

19 In reviewing these various EM orders, we  
20 discovered, in Order Number 20, the last order  
21 issued by Emergency Manager Jerry Ambrose, the three  
22 possible areas that might be problematic, as far as  
23 impediments.

24 One has to do with local ordinances that  
25 govern the purchase for contract of goods and

1 services.

2 A second has to do with reference being  
3 made to the Karegnondi Water Authority, KWA, which,  
4 back in 2015 when the order was issued, was a  
5 preferred course of action.

6 And the third has to do with whether or  
7 not a long-term contract for water would be the  
8 issuance of debt under the order; that needs to be  
9 clarified.

10 So this proposed resolution would address  
11 all three of those issues. For discussion purposes,  
12 is there a motion that Resolution -- RTAB Resolution  
13 2017-2 be approved?

14 MR. TARVER: So move.

15 MR. NEWMAN: Second.

16 THE CHAIRPERSON: Motion's been made and  
17 seconded. Any discussion, gentlemen?

18 MR. TARVER: I'm just curious -- this is  
19 David. I'm just curious as to, we are removing  
20 impediments that were established by a previous  
21 emergency manager, impediments that would not allow  
22 the Mayor, herself, to enter into this contract?

23 THE CHAIRPERSON: That's correct.

24 Although, technically, we don't have the authority  
25 to amend or modify an emergency manager order. We

1           only have the authority to recommend to the State  
2           Treasurer that he do so.

3                         MR. TARVER: I see.

4                         THE CHAIRPERSON: So that would be the  
5           purpose of this particular resolution.

6                         MR. TARVER: And does the Treasurer require  
7           that recommendation before being able to do it or  
8           can the Treasurer do this whether or not we  
9           recommend it?

10                        THE CHAIRPERSON: In accordance with the  
11           Governor's appointment letter of the RTAB back in  
12           April of 2015, the way the letter is written, the  
13           RTAB recommends first and then the State Treasurer  
14           has the authority to either approve or disapprove  
15           the recommendation. So we initiate.

16                        MR. TARVER: Okay. And so, by removing  
17           these -- or recommending the removal of these items  
18           from a previous order and the Treasurer then doing  
19           so, does that cause any unintended consequences with  
20           respect to other potential City business that might  
21           circumvent the Council action?

22                        THE CHAIRPERSON: No. No, the effects of  
23           this would be limited to any potential long-term  
24           water contract arrangement.

25                        MR. TARVER: I see. Okay.

1 THE CHAIRPERSON: Any other questions?

2 If not, under our Rules of Procedure, an  
3 RTAB resolution requires a roll call vote.

4 Mr. Ferguson, on the motion, how do you  
5 vote?

6 MR. FERGUSON: Yes.

7 THE CHAIRPERSON: Mr. Ferguson votes yes.

8 Mr. Newman, how do you vote?

9 MR. NEWMAN: Yes.

10 THE CHAIRPERSON: Mr. Newman votes yes.

11 Mr. Tarver, how do you vote?

12 MR. TARVER: Yes.

13 THE CHAIRPERSON: Mr. Tarver votes yes.

14 Chair votes yes.

15 There are four yeses, no nays. RTAB  
16 resolution 2017-2 is approved.

17 Mr. Cline, I take it there's no public  
18 comment.

19 MR. CLINE: Correct.

20 THE CHAIRPERSON: Is there a motion, then,  
21 that we adjourn?

22 MR. TARVER: So move.

23 MR. NEWMAN: Second.

24 THE CHAIRPERSON: Motion's been made and  
25 seconded.

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Without objection, we stand adjourned.

(Meeting was concluded at 2:10 p.m.)

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## C E R T I F I C A T E

I, Mona Storm, do hereby certify that I have recorded stenographically the proceedings had and testimony taken in the meeting at the time and place hereinbefore set forth. I do further certify that the foregoing transcript, consisting of (9) Pages, is a true and correct transcript of my said stenographic notes.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mona Storm  
CSR-4460

