

City of Flint
Receivership Transition Advisory Board Agenda
Wednesday – August 10, 2016
2:00 PM

Flint City Hall
Council Chamber – 3rd Floor
1101 S. Saginaw St.
Flint, Michigan 48502

I. CALL TO ORDER

- A. Roll Call
- B. Approval of Agenda
- C. Approval of RTAB Meeting Minutes
 - 1. July 13, 2016 (attachment #1)
 - 2. July 22, 2016 (attachment #2)

II. UNFINISHED BUSINESS

NONE

III. NEW BUSINESS

- A. Mayor and Council President
- B. Approval of Resolutions & Ordinances for City Council Meetings
 - 1. Resolutions from the Regular City Council meeting of July 11, 2016 (Resolutions #210.3, #267, #286.1, #293) (attachment #3) (*Resolutions #286.2, #292*)
 - a. Resolution #288 – Contract/Ground Effect, Inc./Mowing Abatement/Right of Ways (attachment #3a)
 - b. Resolution #289 - Contract/Curtis Landscaping/Mowing Abatement/Right of Ways (attachment #3b)
 - c. Resolution #290 - Contract/Boyd’s Lawn & Landscaping/Mowing Abatement/Right of Ways (attachment #3c)
 - d. Resolution #291 - Contract/Neighborhood Engagement Hub/Mowing Abatement/Right of Ways (attachment #3d)
 - 2. Resolutions from the Special City Council meeting of July 18, 2016 (Resolutions #319, #321, #322) (attachment #4) (*Resolution #323*)
 - 3. Resolutions from the Regular City Council meeting of July 25, 2016 (Resolutions #265.3, #294, #295, #296, #297, #299, #301, #306, #307, #309, #310, #314, #336, #340) (attachment #5) (*Resolutions #265.1, #311, #323.2, #339.1*)
 - 1. Resolution #308 - Contract/Cut Rite Lawn Services/Mowing Abatement/Right of Ways (attachment #5a)
 - 2. Resolution #320 – Reprogram HOME Funds Contracts (attachment #5b)

3. Resolution #335 – 2016 Summer City and School Property Tax Roll (attachment #5c)

C. City Administrator Items

1. Budget to Actual – June 2016 (attachment #6)
2. Transportation Director Position Description/Salary Range
3. Cost Comparison – Engineering Contract vs. In-House
4. Water Rate Analysis
5. Annual Review

IV. PUBLIC COMMENT (attachment #7)

V. ADJOURNMENT

1 CITY OF FLINT
2 RECEIVERSHIP TRANSITION ADVISORY BOARD MEETING
3 JULY 13, 2016 2:00 p.m.

4
5 Meeting before the RTAB Board at
6 1101 S. Saginaw, Flint, Michigan, on Monday, June 13,
7 2016.

8 BOARD MEMBERS PRESENT:

9 Frederick Headen - The Chairperson
10 Michael Townsend
11 Michael Finney
12 Joel Ferguson

13 FROM THE CITY:

14 Sylvester Jones, Jr.
15 Kerry Nelson, Council President
16 Scott Kincaid, Councilmember
17 Stacy Oakes, City Attorney
18 David Sabuda, Finance Director

19 OTHERS PRESENT:

20 R.L. Mitchell
21 Arthur Woodson
22 Eric Cline, Michigan Department of Treasury

23 REPORTED BY:

24 Mona Storm, CSR# 4460
25

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1 Flint, Michigan
2 Wednesday, July 13, 2016
3 2:14 p.m.

4 THE CHAIRPERSON: The meeting will be in
5 order, please. Sorry about the delay. First item of
6 business is roll call. Let the record reflect that we
7 do have a quorum, three members are present.

8 The next item is the approval of the agenda.
9 I have, at this point, at least one addition to the
10 agenda. Under a new Item C, the approval of the RTAB
11 meeting minutes for June 29th, 2016. Are there other
12 additions to the agenda?

13 MR. FINNEY: Mr. Chair, I would move for
14 approval of minutes.

15 THE CHAIRPERSON: Is there support?

16 MR. FINNEY: I'm sorry. The agenda?

17 MR. TOWNSEND: Support.

18 THE CHAIRPERSON: Without objection, the
19 agenda is approved. Going back for a second to roll
20 call. If there's no objection, I'll ask that RTAB
21 Member Joel Ferguson can have an excused absence
22 without objection.

23 The next item is Item C, the approval of the
24 RTAB meeting minutes for June 29th, 2016. If you've
25 had a chance to review those, I'll entertain a motion

1 that those minutes be approved, unless there are
2 corrections or additions.

3 MR. TOWNSEND: Motion to approve.

4 MR. FINNEY: Support.

5 THE CHAIRPERSON: Motion's been made and
6 seconded. Any discussion?

7 MR. TOWNSEND: Yes. Mr. Chairman, I would
8 like to add, due to the fact that at the last meeting,
9 I participated by phone, there was one item that was on
10 the agenda that the minutes reflect that I voted
11 against and I believe it had to be an issue of
12 transition over the phone.

13 So, again, it did pass, so it wasn't
14 necessary but I did want it to go on record that that
15 was not my intent to vote against that item. I believe
16 it was one of the millage issues. So I just wanted to
17 go on record, at this point in time, that that was --
18 again, I would have to say it was some sort of --
19 because of phones.

20 THE CHAIRPERSON: Very good. Thank you.

21 I believe a motion was made and seconded that
22 the minutes be approved. Any further discussion?

23 Those in favor, please say "aye".

24 BOARD MEMBERS: Aye.

25 THE CHAIRPERSON: Opposed?

1 The minutes are approved as corrected.

2 Unfinished Business, we have none.

3 Under New Business, Madam Mayor?

4 Mr. Jones?

5 MR. JONES: Good afternoon, everyone. I just
6 wanted to say that, since our last meeting, we've had a
7 number of productive conversations with the Council,
8 that the dialogue is certainly very open. And, you
9 know, there's nothing else to report at this time.

10 Certainly, I'll answer any questions, if you
11 have any. But, at this time, we have nothing further
12 to report. Thank you.

13 THE CHAIRPERSON: Any questions?

14 MR. FINNEY: No.

15 MR. JONES: All right. Thank you.

16 THE CHAIRPERSON: Thank you, Mr. Jones.
17 Council President Nelson?

18 MR. NELSON: Good evening. Certainly, at
19 this time, there has been talks with the Mayor and
20 communication. We had a meeting on yesterday and we
21 had one we wanted to set up for Mr. Jones biweekly,
22 also. So we started a meeting with the City
23 Administrator, also; we're getting that together.
24 There is something I --

25 Mr. Kincaid, do you -- are you okay with --

1 MR. KINCAID: Well --

2 MR. NELSON: -- the -- because of my
3 lateness, you have something that you want to share,
4 right?

5 MR. KINCAID: I just want to share something
6 with the RTAB.

7 MR. NELSON: And, on my behalf, I got a phone
8 call, I was running late because I was in another
9 meeting. So I have something Mr. Kincaid will share.
10 Other than that, we are communicating and setting up
11 meetings with the City Administrator on a biweekly
12 setting, also, as long as the Mayor and I have already
13 had a conversation.

14 THE CHAIRPERSON: Thank you. Council, before
15 you proceed, I'd like to have the record reflect that
16 Member Ferguson has joined us. We now have four.

17 MR. KINCAID: Members of the RTAB meeting,
18 the job description for the Public Works Director, I
19 just -- I just had an opportunity to look at it today.
20 Don't have, really, a whole lot of concerns, other than
21 the last bullet on the first page where it says the
22 Department of Public Works performed duties as directed
23 by the City Administrator. That may be in conflict
24 with the Charter.

25 The Charter is pretty clear that the

1 appointment of the Department of Public Works Director
2 is appointed by the Mayor and confirmed by the Council
3 and then that person would then be responsible to the
4 Mayor, not the City Administrator.

5 Other than that, you know, I just don't want
6 this job description to be in conflict with our
7 Charter. Thank you.

8 THE CHAIRPERSON: Thank you. We'll take up
9 that issue in more detail when we address that
10 particular meeting.

11 We'll proceed under New Business, the Item B,
12 resolutions and Regular Meeting of the City Council
13 meeting. We'll begin with the Regular City Council
14 meeting of June 13th. We have three resolutions from
15 that meeting; Resolutions 211, -12 and -13. They are
16 Attachment 1 in your packets.

17 Is there a motion that Resolutions 211 and --
18 through 213 from the Regular City Council meeting of
19 June 13th be approved?

20 MR. FERGUSON: So move.

21 MR. FINNEY: Second.

22 THE CHAIRPERSON: Is there support?

23 A motion's been made and seconded. Are there
24 any discussions?

25 Hearing none, those in favor of the motion

1 please say "aye".

2 BOARD MEMBERS: Aye.

3 THE CHAIRPERSON: Opposed?

4 Motion is adopted.

5 Next would be Resolutions from the regular
6 City Council meeting of June 27th. We will begin with
7 Resolution 210.1 and Resolutions 239 through 241. Is
8 there a motion that those resolutions be approved?

9 MR. FERGUSON: So move.

10 MR. FINNEY: Support.

11 THE CHAIRPERSON: Is there support?

12 There is support. Is there any discussion?

13 If not, those in favor of the motion please
14 say "aye".

15 BOARD MEMBERS: Aye.

16 THE CHAIRPERSON: Opposed?

17 Resolutions 210.1, and 239 through 241 are
18 approved.

19 We'll go next to Resolutions 245 through 256.
20 Is there a motion that those resolutions be approved?

21 MR. FERGUSON: So move.

22 MR. TOWNSEND: Support.

23 THE CHAIRPERSON: Motion's been made and
24 supported. Any discussion regarding those resolutions?

25 If not, those in favor please say "aye".

1 BOARD MEMBERS: Aye.

2 THE CHAIRPERSON: Opposed?

3 Resolutions 245 through 256 are approved.

4 Next would be Resolutions 258 and 265 and
5 266, still under Attachment 2. Is there a motion that
6 those resolutions be approved?

7 MR. FERGUSON: So move.

8 MR. FINNEY: Support.

9 THE CHAIRPERSON: A motion's made and
10 seconded. Any discussion?

11 If not, those in favor of the motion please
12 say "aye".

13 BOARD MEMBERS: Aye.

14 THE CHAIRPERSON: Opposed?

15 Motion is adopted.

16 Next is Resolution 236, which is a
17 settlement. It's under tab 2 a. I'm going to ask
18 someone from the City, perhaps Mr. Jones, to walk us
19 through this and the -- and the next two settlement
20 resolutions.

21 MR. JONES: I'd like to defer to our Chief
22 Legal Officer on those settlements.

23 THE CHAIRPERSON: Certainly.

24 MS. OAKES: Mr. Headen, if you could go back
25 to that agenda item after dealing with D, E and F, I'll

1 have that information for you.

2 THE CHAIRPERSON: No objection. Move to
3 defer those for a moment.

4 Next is D, a grant resolution involving the
5 Police Foundation. It's Resolution 244. I asked that
6 this resolution be separated out to indicate that I'm
7 not voting on that resolution. I typically don't vote
8 on resolutions, anyway. But, in reading the background
9 information on that resolution and the grant received
10 by the Police Foundation, I discovered the Executive
11 Director of the Foundation is Max Chiddister. I
12 believe he's the same individual by the same name with
13 whom I have served on two financial review teams for
14 other communities.

15 And, given the fact I know him in that
16 capacity, I wanted to state on the record that I would
17 not be voting on this particular resolution, to avoid
18 any appearance of any possible conflict that would
19 otherwise be thought to exist.

20 So, with respect to Resolution 244, is there
21 a motion that that resolution be approved?

22 MR. FERGUSON: So move.

23 MR. FINNEY: Support.

24 THE CHAIRPERSON: Motion's been made and
25 seconded. Is there any discussion?

1 Hearing none, those in favor of approving
2 Resolution 244, please say "aye".

3 BOARD MEMBERS: Aye.

4 THE CHAIRPERSON: Opposed?

5 Resolution 244 is adopted.

6 We'll proceed next to Item E, Resolution 257,
7 which is a contract for street paving. Mr. Jones, can
8 you elaborate upon this particular resolution and
9 proposed --

10 MR. JONES: I was talking to the Mayor. Can
11 you --

12 THE CHAIRPERSON: I'm sorry?

13 MR. JONES: You were looking at?

14 THE CHAIRPERSON: It's Resolution 257, the
15 contract for Ace-Saginaw Paving.

16 MR. JONES: This is -- it was actually put
17 forth by our Department of Public Works here. And,
18 essentially, what they're saying is that multiple
19 departments will use this organization in order to
20 complete paving projects. And this -- these dollars
21 have been -- they're on current budget. And so we're
22 hoping that you will -- in fact, the group is so that
23 we can continue to work as proposed here.

24 MR. FINNEY: Mr. Chair, a follow-up.

25 THE CHAIRPERSON: Yes?

1 MR. FINNEY: I was curious what departments
2 it is, other than Public Works; are there other
3 departments that use paving services?

4 MR. JONES: So other departments include --
5 there's been some -- well, under DPW, there is Streets
6 and then there's also Transportation. But other
7 departments that have also used -- had to use paving in
8 the past have also included Planning and Development as
9 well.

10 MR. FINNEY: Okay.

11 MR. JONES: But this one is -- I'm certain
12 that it's really just our Streets and our
13 Transportation Department that will use this venue.

14 MR. FINNEY: Okay. Thank you.

15 THE CHAIRPERSON: Is there a motion that
16 Resolution 257 be approved?

17 MR. FERGUSON: So move.

18 THE CHAIRPERSON: Is there support?

19 MR. TOWNSEND: Support.

20 THE CHAIRPERSON: Motion's been made and
21 seconded. Is there any discussion?

22 If not, those in favor of approving
23 Resolution 257, please say "aye".

24 BOARD MEMBERS: Aye.

25 THE CHAIRPERSON: Opposed?

1 Motion is adopted.

2 Next is Resolution 263, which is a year-end
3 budget amendment to the 2016 City budget, it's Item 2f
4 in your packet. Can either Council President Nelson or
5 Councilman Kincaid elaborate upon this amendment?

6 MR. KINCAID: Yeah, I can.

7 THE CHAIRPERSON: We do have a -- we have a
8 copy of a memorandum that the former Finance Director
9 sent to the Mayor but I'd like to put on the record a
10 summary of the content of this proposed budget
11 amendment.

12 MR. KINCAID: These are the end of the year
13 fiscal 2016 budget amendments and transfers?

14 THE CHAIRPERSON: Yes.

15 MR. KINCAID: These are transfers of funds
16 within various departments to balance those line items.
17 And, in one instance, in the water fund, we used about
18 \$306,000 for the current fiscal year to be transferred
19 from an un -- unexpended projects and fund balances
20 within that fiscal year of 2016 that were not going to
21 be expected.

22 So this is just basically us cleaning up the
23 various departments, to balance, to make sure those
24 year-end balances were equal and balanced to zero.

25 THE CHAIRPERSON: And am I correct that these

1 changes, then, were incorporated into the 2017 budget?

2 MR. KINCAID: Yes. And any transfers into
3 the 2017 budget were incorporated and I indicated the
4 one of about 306,000 in the water fund.

5 THE CHAIRPERSON: Questions for Councilman
6 Kincaid?

7 MR. FINNEY: I just have one quick one. And
8 I'm not sure if it's for the Councilman or someone
9 else.

10 Under the building inspection fund, about
11 1.3 million with about 950,000 of it being related to
12 the General Motors plant, are there any other major
13 projects like that that might be favorable items to
14 delve into, we hope, for folks?

15 MR. KINCAID: You know, right now, I can't
16 tell you all of the projects that are in place within
17 that department but I do know that General Motors
18 Corporation is making a number of substantial
19 investments in our community. They're building a new
20 body shop, which is going to probably take in 2017 and
21 maybe even into 2018 fiscal year. Those building
22 inspection permits and fees will be being applied for
23 during that timeframe.

24 As far as any other major projects that are
25 out there, there would be substantial funding to the

1 City and I'm not aware of those.

2 MR. FINNEY: Thank you.

3 MR. KINCAID: But I do know that the General
4 Motors facility is investing a substantial amount of
5 money in our community.

6 MR. FINNEY: Thank you.

7 MR. KINCAID: Okay?

8 THE CHAIRPERSON: Okay.

9 MR. KINCAID: Thank you.

10 THE CHAIRPERSON: Is there a motion, then,
11 that Resolution 263, the 2016 budget amendment be
12 approved?

13 MR. FERGUSON: So move.

14 MR. FINNEY: Support.

15 THE CHAIRPERSON: Motion's made and seconded.
16 Any discussion?

17 If not, those in favor of the motion please
18 say "aye".

19 BOARD MEMBERS: Aye.

20 THE CHAIRPERSON: Opposed?

21 Motion's adopted.

22 We'll return, then, to Resolutions 236, 237
23 and 240 -- I'm sorry, 236, 237 and 238.

24 MS. OAKES: Resolution 236 is a settlement in
25 the Stratman v City of Flint; that was an employment

1 case involving a demotion. The City of Flint lost case
2 evaluation and, ultimately, instead of proceeding to
3 trial, after losing that case evaluation, the case was
4 settled for roughly \$6,000.

5 Similar circumstances in Resolution 237 and
6 238, Dawan Simpkins versus the City of Flint, was an
7 all negligence case but both, as well as the settlement
8 for Brenda Shivers versus the City of Flint, is also
9 all negligence, both of which had adverse effects to
10 the City of Flint and were settled for 15,000 apiece.
11 As you know, litigation far exceeded \$15,000.

12 MR. FINNEY: So, to follow up on 236, I
13 thought you said it was settled in the amount of 6,000
14 but it reflects 20,600 and some change.

15 MS. OAKES: The difference -- I'm sorry.
16 You're correct. The difference between where we were
17 was \$6,000 and that's what we settled for.

18 MR. FINNEY: Okay. Thank you.

19 MS. OAKES: Any questions?

20 THE CHAIRPERSON: No.

21 MS. OAKES: Thank you.

22 THE CHAIRPERSON: With regard to these three
23 settlements, I pose this question to Mr. Jones.

24 The EM Order Number 3 was amended March 31st,
25 2016 with regards to settlement of litigation to

1 indicate, to the extent relevant here, that any
2 settlement or initiation of litigation, it said would
3 contain a detailed statement by the Chief Financial
4 Officer, indicating the estimated financial impact upon
5 the City for each fiscal year affected by the proposed
6 settlement.

7 And I believe it's the case that these
8 particular resolutions were signed by, among others,
9 the former Chief Financial Officer. But I didn't see
10 in here any detailed statement from the Finance
11 Department as to what the finance impact would be upon
12 the City. Is that something that the Administration
13 intends to provide with regards to these three?

14 MR. JONES: We can ask our current CFO to
15 consult with Legal so that we can provide you with that
16 information.

17 THE CHAIRPERSON: Okay. Thank you very much.

18 MR. JONES: And we'll do that for the three
19 cases there.

20 THE CHAIRPERSON: Thank you.

21 MS. OAKES: Just one clarification. That is
22 something that Jody Lundquist provided prior to us
23 agreeing to the settlement. So, if you would like, I
24 can provide that to you. She did provide a statement.

25 THE CHAIRPERSON: That would be accepted,

1 yes. Thank you.

2 Let's take these individually. With, again,
3 Resolution 236, is there a motion that that Resolution
4 be approved?

5 MR. FERGUSON: So move.

6 THE CHAIRPERSON: Is there support?

7 MR. TOWNSEND: Support.

8 THE CHAIRPERSON: Is there any discussion?

9 If not, those in favor of approving
10 Resolution 236 please say "aye".

11 BOARD MEMBERS: Aye.

12 THE CHAIRPERSON: Opposed? Resolution is
13 adopted.

14 Next, Resolution 237. Is there motion that
15 resolution be approved?

16 MR. FERGUSON: So move.

17 THE CHAIRPERSON: Support?

18 MR. FINNEY: Support.

19 THE CHAIRPERSON: Motion's been made and
20 seconded. Any discussion?

21 If not, those in favor of approving
22 Resolution 237, please say "aye".

23 BOARD MEMBERS: Aye.

24 THE CHAIRPERSON: Opposed?

25 Motion is adopted. And finally, Resolution

1 238. Is there a motion that that be approved?

2 MR. FERGUSON: So move.

3 MR. FINNEY: Support.

4 THE CHAIRPERSON: Is there support?

5 Motion's been made and seconded. Those in
6 favor of approving Resolution 238 please say "aye".

7 BOARD MEMBERS: Aye.

8 THE CHAIRPERSON: Opposed?

9 Motion is adopted.

10 We are now at Item C under New Business, City
11 Engineer position description and salary range; that is
12 Attachment 3 in your packet.

13 For discussion purposes, is there a motion
14 that the proposed position description be approved?

15 MR. FINNEY: So move.

16 THE CHAIRPERSON: Is there support?

17 MR. FERGUSON: Support.

18 THE CHAIRPERSON: Now, any discussion
19 regarding the position description?

20 And is the position currently vacant?

21 MR. JONES: This position has been vacant for
22 the last 12 years. And so the City has actually used a
23 local firm as its City Engineer. And so what we have
24 decided to do, certainly based on the infrastructure
25 needs of the City, we decided not to continue with the

1 current contract with the current vendor but, in fact,
2 to bring on a City Engineer so that we can have that
3 expertise in-house.

4 We anticipated a number of infrastructure
5 improvements going forward and it's important that we
6 get guidance, even if we decide to contract with a
7 third party on those projects.

8 MR. FINNEY: Had you been provided a cost
9 differential between the outsourcing versus with the
10 staff?

11 MR. JONES: We have actually had that looked
12 at and I can provide you that information. One of the
13 things that has led to this decision is the number of
14 change orders that we were receiving from the current
15 contractor. And, two years ago, our expenditures to
16 the local contractor exceeded \$1 million and so we're
17 certain that will not -- hiring a person will not
18 exceed that amount. But we can provide you with the
19 comparison on the third party performing this versus
20 the having a person on staff to provide these services.

21 MR. FINNEY: Is it -- does the City have all
22 the other necessary tools, equipment, resources that it
23 would take to support this position or will you need to
24 also secure those other resources?

25 I'm assuming that the engineering firm that

1 was doing this, it was more than just an individual.

2 MR. JONES: Right. We will need to purchase
3 those things. And so what we're -- we're actually --
4 we brought on -- we're looking at an individual who
5 will serve in this capacity on a temporary basis and
6 then, after which, we'll do an assessment to understand
7 what the City will need in order to -- to provide him
8 with the resources that he needs to do that.

9 MR. FINNEY: So just one last thought for the
10 Chair. I'm fine with the job description but would
11 like to see that kind of a comparison of cost
12 historically versus what you anticipate with this
13 in-house position so we can get an understanding of
14 what it is -- what the net difference is --

15 MR. JONES: Right.

16 MR. FINNEY: -- before the position is
17 actually filled.

18 MR. JONES: Right. One of the things that we
19 have -- one of the challenges that we face is that
20 the -- the third party that is providing these
21 services, many of those have gone into one account is
22 what I'm told and so we'll need to break those things
23 out by project and then look at what was paid to that
24 firm, specifically in the area to be the City Engineer.

25 And so separating those out by project versus

1 City engineering has been -- has been a little time
2 consuming and so we'll need to actually to do that
3 exercise.

4 MR. FINNEY: I'm assuming you don't have a
5 candidate yet. You are -- will begin that search
6 process?

7 MR. JONES: We've actually have had some
8 interviews and we have an individual who's prepared to
9 come on, on a temporary basis, to do that. And so --
10 and we'll, in fact, be doing a search for that
11 position.

12 MR. FINNEY: Thank you.

13 MR. JONES: Thank you.

14 THE CHAIRPERSON: Other questions?

15 If there's no objection, other than a request
16 for a side-by-side comparison as a friendly amendment
17 to the amendment on -- before us to approve this
18 position description?

19 MR. FINNEY: The description's fine.

20 THE CHAIRPERSON: Without objection, any
21 further discussion regarding the position description?

22 If not, is -- those in favor of the motion to
23 approve the position description, please say "aye".

24 BOARD MEMBERS: Aye.

25 THE CHAIRPERSON: Opposed?

1 Motion is adopted.

2 The next item will be the salary range. It's
3 my understanding that the proposed salary for this
4 position is \$85,000.

5 Is there a motion that the salary amount be
6 approved?

7 MR. FERGUSON: So move.

8 MR. FINNEY: Support.

9 THE CHAIRPERSON: Motion's made and seconded.
10 Any discussion?

11 MR. FINNEY: Just one question.

12 THE CHAIRPERSON: Yes?

13 MR. FINNEY: Are you certain you don't want
14 to have a range? This is a firm number, so --

15 MR. JONES: Yeah. So we did ask Michigan
16 Municipal League to provide us with a range for City
17 Engineers in various communities here in Michigan and
18 so it looks like that this has been the -- the high end
19 for communities of this size. And so it might be -- I
20 would agree it would be more appropriate to say a range
21 of 80- to 85- or 75- to 85- would be even better.

22 MR. FINNEY: Yeah, no, I was just curious.

23 MR. JONES: Yeah, having a range would be
24 helpful and it would help us with the negotiations.

25 THE CHAIRPERSON: So are you proposing an

1 actual range, then, of 75,000 to \$85,000?

2 MR. JONES: I would actually propose a range
3 of 75- to 90,000 and then we can look at the budget and
4 see how that fit into the budget.

5 THE CHAIRPERSON: Is there a motion, then, to
6 amend --

7 MR. FERGUSON: I move.

8 THE CHAIRPERSON: -- the salary --

9 MR. FERGUSON: I move that we --

10 THE CHAIRPERSON: -- from 75,000 to 90,000?

11 MR. FERGUSON: I move that.

12 MR. FINNEY: Support.

13 THE CHAIRPERSON: Any discussion regarding
14 the pending motion, which is the salary range of 75,000
15 to \$90,000?

16 If not, those in favor please say "aye".

17 BOARD MEMBERS: Aye.

18 THE CHAIRPERSON: Opposed?

19 Motion is adopted.

20 We have next Item D, the position description
21 for the Director of Public Works and salary range.

22 Mr. Jones?

23 And if you could, in your comments, also
24 speak to the issue raised by Councilman Kincaid
25 regarding the reporting pathway for the particular

1 position.

2 MR. JONES: Sure. We -- I did hear that --
3 and we'll actually ask HR to make that change on the
4 job description to -- to state to perform other duties
5 that are determined by the Mayor.

6 THE CHAIRPERSON: And what is the status of
7 this position internally; is it vacant or is it --

8 MR. JONES: This position is vacant. We have
9 held multiple rounds of interviews and we have not been
10 successful in securing a candidate with the skill set
11 necessary to lead this department.

12 We -- we may need to come back to the RTAB as
13 well as the Council to look at raising the salary on
14 this. But, before doing that, we will need to secure
15 the resources from another source to supplement the
16 salary that is presented before you.

17 MR. FINNEY: Has a salary been an issue based
18 on the interviews you've had; that's prevented you from
19 getting someone to consider?

20 MR. JONES: Yes. We actually thought we
21 would have an individual and the individual lived and
22 worked in Tennessee and his current salary was \$150,000
23 a year. And so, while we thought he would be an ideal
24 candidate to lead this department, the City of Flint,
25 at this time, is not able to afford him.

1 I should also mention that we're not on this
2 one right now but the Transportation Director
3 description does not include the salary and so I need
4 to follow up with HR to have the salary for that
5 position posted. And so I would ask you to table this
6 one until the next RTAB meeting, in which case we'll
7 make sure that the salary information is included on
8 the job description.

9 THE CHAIRPERSON: Is there a motion to
10 approve --

11 MR. FERGUSON: So move.

12 THE CHAIRPERSON: -- the position description
13 for --

14 MR. FINNEY: Support.

15 THE CHAIRPERSON: Motion's been made and
16 seconded. Any discussion?

17 Hearing none, those in favor of the motion
18 please say "aye".

19 BOARD MEMBERS: Aye.

20 THE CHAIRPERSON: Opposed?

21 Motion is adopted.

22 The next item we would be the proposed salary
23 range for the position in Public Works. It was 95,000
24 to \$105,000. Is there a motion that the salary range
25 be approved?

1 MR. FERGUSON: If you make a motion, I so
2 move to approve it.

3 THE CHAIRPERSON: Is there support?

4 MR. FINNEY: Support.

5 THE CHAIRPERSON: Any discussion?

6 Those in favor of approving the salary range
7 please say "aye".

8 BOARD MEMBERS: Aye.

9 THE CHAIRPERSON: Opposed?

10 Motion is adopted.

11 The next item is the position description and
12 salary range for the Economic Development Director.

13 Mr. Jones?

14 MR. JONES: Yeah. And this is another case
15 where I was asked if we could approve a range as
16 opposed to just a salary. And I'm going to ask if the
17 range can be between 80- and 95,000. That will allow
18 us to hire this person. This is a position that we
19 would need to seek outside support for but we need to
20 have the position description and the salary approved
21 before we start our recruitment process.

22 THE CHAIRPERSON: And what, please, is the
23 status of this position; is the position vacant?

24 MR. JONES: This position is vacant. This
25 will -- currently, the City of Flint has a Planning and

1 Development Department. And, while there's some
2 economic development activity that takes place there,
3 it is our desire to have a more robust economic
4 development strategy. And we believe that we need to
5 have a qualified individual to lead that department.

6 It is important to note that, while we do
7 desire to have a high-capacity individual, even in this
8 case, we believe that the salary will, in fact, appear
9 to be low to get the caliber of individual that is
10 necessary to lead this department. And so we will
11 likely be -- and, just to be really frank here, hiring
12 maybe a mid-level person versus the kind of economic
13 development -- versus a person with the kind of
14 economic development experience necessary to lead the
15 department, this department.

16 THE CHAIRPERSON: Thank you.

17 MR. JONES: Yes.

18 MR. FINNEY: Is there a -- just one other
19 question. So this will be funded based on your ability
20 to go and get outside funding, it's not in the existing
21 City budget.

22 Do you anticipate getting additional
23 resources beyond the salary cost, salary and benefits
24 cost that will represent the resources it would take to
25 actually implement all the different essential job

1 functions and expectations that are outlined in the job
2 description? Because those things don't come for free.

3 MR. JONES: Correct, correct. So, for the
4 last two-and-a-half months, three months, we've been in
5 conversation with the economic development
6 administration as well as the Michigan -- Michigan
7 Department of Economic Development around -- and we've
8 been talking about funding to support this department
9 as well as the other resources that might be allocated
10 to the City of Flint.

11 And so we believe that the EEA will, in fact,
12 look favorably upon the funding request from the City
13 of Flint. That will provide staff for the department.
14 And so this position will actually serve as the -- the
15 lead staff person for the department.

16 So, once we have more information from the
17 EEA, we plan to bring forth a number of job
18 descriptions for what would be referred to as Economic
19 Recovery Officers.

20 THE CHAIRPERSON: Is there a motion that --

21 MR. FERGUSON: So move.

22 THE CHAIRPERSON: Is there --

23 MR. FINNEY: Support.

24 THE CHAIRPERSON: -- support?

25 Per the record, that the economic development

1 position be approved, is there any discussion?

2 If not, those in favor of the motion please
3 say "aye".

4 BOARD MEMBERS: Aye.

5 THE CHAIRPERSON: Opposed?

6 Motion is adopted.

7 We had here the Transportation Director
8 position description. Given Mr. Jones' comments and
9 given the fact we have discussed this rather than table
10 it, I'm going to ask that, without objection, the
11 agenda be amended to strike this item. We'll take it
12 up at a future date.

13 MR. FERGUSON: So move.

14 THE CHAIRPERSON: Without objection.

15 Next item is City Administrator Items, budget
16 to actual.

17 Mr. Jones?

18 MR. JONES: And this particular item I'm
19 going to defer to our new Chief Financial Officer,
20 Mr. David Sabuda, who will present that report.

21 THE CHAIRPERSON: Thank you.

22 MR. SABUDA: Good afternoon. It's good to be
23 here.

24 THE CHAIRPERSON: Good afternoon.

25 MR. SABUDA: What you have before you is the

1 budget to actual report coming to you in accordance
2 with Emergency Manager Order Number 20. This is for
3 the period ending May 31st with the actual activity
4 recorded through June 16th back to May 31st of 2016.
5 And, at the end of May, we're 91 percent through the
6 fiscal year.

7 And so, when you look at and review the
8 report and you look at the expenditures, we wanted to
9 make sure that we're pretty close, either below or at
10 the 91 percent. And, when you look at the report, all
11 the operative funds are there, they're right on target
12 at around 91 or less, which is fairly good.

13 On the revenue side, please know that we
14 continue to collect the revenues. We will hopefully
15 be, as we go through the next 30 -- 30 to 90 days and
16 record those revenues that we receive in '16 and '17
17 that belong to '15 and '16 in the proper fiscal year.
18 And that is something that is done in accordance with
19 the County rules.

20 So what revenues are -- are there that we do
21 this with? The majority of them are future revenues,
22 such as being able to street monitor and taxes.

23 The future revenues and licenses and other
24 asset sales or other revenues come into play. We book
25 those revenues as they come in on the day.

1 Major events fund is the water/sewer fund.
2 Billing activity was suspended in April, as everyone
3 knows, and then was resumed in May of 2016 and that is
4 for water charges only. This was done under Public Act
5 24. The State of Michigan has pledged to provide cash
6 flow stabilization to the tune of \$29 million. I'm
7 pleased to report that we have received the \$29
8 million.

9 We are -- the City -- in Finance and with
10 Treasury, we are currently developing a strategy for
11 resuming collection efforts consistent with those
12 meeting state requirements. And we are in line and I'm
13 pleased to report that we are in line to receive the
14 next installment of \$27.5 million. I'm very close to
15 meeting up with Mr. Baird and the State of Michigan and
16 with his team and I think we're going to be right on
17 target to meet those guidelines.

18 If you want the Board's -- if it please the
19 Board, I will go through the actual operating funds, if
20 you wish me to go through those funds. If not, I'll --
21 I'd be happy to answer any questions that you have.

22 THE CHAIRPERSON: Even though this report is
23 a budget to actual during 2016, as you're looking ahead
24 to the 2017 budget, which was adopted, do you have any
25 thoughts with regards to either the water or sewer fund

1 with respect to whether the existing rates are adequate
2 or need to be increased, either to ensure that those
3 funds stay solvent or to cover any existing obligations
4 that might be outstanding in any one of those funds?

5 MR. SABUDA: That's a great question. As of
6 right now, I have not had the opportunity to take a
7 look at that. I'm -- this is Day 6, Your Honor, and I
8 need a little more time in order to answer that
9 question.

10 So I -- maybe what I can do is I can revisit
11 that with the Board at a later date, maybe the next
12 RTAB meeting or the following RTAB meeting. I'll know
13 better at that time. I'll answer that question for
14 you. But, at this time, I really can't do that.

15 THE CHAIRPERSON: Without having time?

16 MR. SABUDA: That's correct.

17 THE CHAIRPERSON: Other questions?

18 MR. FINNEY: I would say, particularly, on
19 the sewer fund and how that's coming because that's the
20 piece that there's an expectation, how that's being
21 billed and the collection on this now. So I'm curious
22 to understand how that putting in the collection
23 process is going on in the sewer fund.

24 MR. SABUDA: In general, I can tell you this:
25 Looking at the records and talking with staff, the

1 sewer fund -- sewers are better than water, no doubt
2 about that. However, when you look at the delinquency,
3 you know, or people coming to pay, when they don't come
4 to pay -- they don't pay both sides. Okay? And we do
5 get caught on that fact. So I am seeing that
6 happening.

7 So -- and, again, as we progress with life
8 over the next 60 days, I could answer that question
9 directly. But that's a great question.

10 Thank you.

11 THE CHAIRPERSON: Other questions?

12 MR. SABUDA: I'm sorry.

13 THE CHAIRPERSON: Thank you.

14 MR. SABUDA: You're welcome.

15 THE CHAIRPERSON: Without objection, the
16 budget to actual report is received.

17 Ms. Oakes?

18 MS. OAKES: Before you proceed to Public
19 Comment, I'd like to provide the document that you
20 requested as it relates to the settlements.

21 THE CHAIRPERSON: Yes. Thank you.

22 The next item is public comment.

23 Mr. Cline?

24 MR. CLINE: Yes. Good afternoon. We have
25 two individuals that have signed up for public comment.

1 We'll begin with A.C. Dumas.

2 MR. DUMAS: Good afternoon. My name is
3 A.C. Dumas and I reside in the City of Flint. I'm a
4 little conflicted on what the job of an RTAB is.

5 Recently, we discovered -- I discovered, at
6 least, by reading an article in the Detroit News and
7 our FOIA information from the City of Flint Legal
8 Department, about these golden parachute payoff or
9 severance packages and, accordingly, I think,
10 Mr. Headen, I heard you reading from the Emergency
11 Manager 3 that the City Administrator heads who would
12 sign off contracts and so on and so forth, the Mayor
13 and the City Administrator.

14 When I look at those contracts, the Mayor's
15 signature was not on the contracts. They were
16 newly-created contracts, January of this year, after
17 the Governor was to give the Mayor her authority back.

18 And, for example, the water -- the
19 Howard Croft received a payout severance contract of
20 \$48,600. He didn't have any TPO time, because I looked
21 at the contract. And this is very troubling to not
22 only me but to the residents of the City of Flint.

23 I mean, I hear you, they've been -- all
24 the -- you see, the City of Flint literally have no
25 police and the City don't have economic development, to

1 go through that. But I'm wondering if the RTAB has to
2 sign off or approve financial decisions of the City of
3 Flint, how could this slip by you all?

4 You are the keeper of the -- I guess I'm out
5 of time. But you're the keeper of the funds and so I
6 would hope that you would give us an answer for that.
7 And the list goes on. And I FOIAed and many of them
8 have gotten paid.

9 THE CHAIRPERSON: With regards to the RTAB
10 role in this, you'll find in the Emergency Manager's
11 Final Order, Order Number 20, there is a provision on
12 Page 6 which spells out, among other things, the
13 authority of the City Administrator. And it says
14 here -- and I'll simply read it.

15 It says be responsible -- "Be the sole
16 authority concerning modifications to compensation,
17 including appointed officers and other City employees.
18 This provision does not apply to elected officers
19 within the City."

20 I will presume that the City Administrator
21 would have made these adjustments with respect to
22 severance packages under this language. And, on that
23 basis, it would not have been presented to the RTAB.

24 In general, the RTAB will approve financial
25 transactions that are brought to it by the Mayor and

1 the Council.

2 So, for example, the budget, any budget
3 resolutions or any resolution by City Council that will
4 spend money, those would all come to the RTAB for
5 approval, not because they involve finances,
6 necessarily, but because of the fact the RTAB approves
7 ordinance and resolutions provided by City Council.

8 I don't know but I don't believe that these
9 expenditures would have been presented to the City
10 Council, in which case there would have been no City
11 Council resolution come before the RTAB in the end.

12 Now, with respect to the sequence as to when
13 these occurred, that information I don't have. And
14 that would probably be best directed either to the
15 Human Resources Department of the City or the Law
16 Department, which I understand would have been aware of
17 these severance amounts.

18 But the RTAB doesn't approve -- does not
19 approve every single financial transaction that occurs
20 within the City.

21 Mr. Cline, who's next?

22 MR. CLINE: Last individual is R.L. Mitchell.

23 MR. MITCHELL: Good evening, RTAB. I'm so
24 afflicted by the last statement you made, talking about
25 you don't answer every statement come before you. Like

1 the other gentleman that left state 60 days to -- and
2 he couldn't give you an answer.

3 And I also want to give you a question and
4 see that you respond, Frederick, to Michael Townsend.

5 Michael Townsend, what's on this occasion,
6 seat always empty; could you answer that?

7 Could he speak, sir, Frederick; could
8 Michael Townsend speak for himself?

9 THE CHAIRPERSON: Certainly.

10 MR. MITCHELL: Michael?

11 MR. TOWNSEND: Mr. Mitchell, I have no idea
12 why the seat is empty.

13 MR. MITCHELL: Do you know that it should be
14 a Caucasian guy up there. It's three -- it was four
15 black guys up there but now I only see three. And the
16 last week you was in the background talking over the
17 microphone. I figured there should have been an
18 Caucasian back there but they said that was you. Could
19 you explain that?

20 MR. TOWNSEND: Mr. Mitchell, I was on
21 vacation and I was offered to participate by phone.

22 MR. MITCHELL: Oh. Thank you very much.

23 And now back to -- I want to congratulate --
24 thank you for settling the statement about the capital
25 C engineer -- the new engineer, you approved that.

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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 (40) pages, is a true and correct transcript of my said stenographic notes.

Date

Mona Storm
CSR-4460

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CITY OF FLINT

RECEIVERSHIP TRANSITION ADVISORY BOARD MEETING

FRIDAY, JULY 22, 2016

9:00 A.M.

A Special Meeting before the RTAB Board
at 430 West Allegan Street, State Treasurer Board Room,
1st Floor, Lansing, Michigan, on Friday, July 22, 2016.

BOARD MEMBERS:

Frederick Headen, Chairperson
Joel Ferguson
Michael Finney (via teleconference)

ALSO PRESENT:

Sylvester Jones, City Administrator
Stacy Erwin Oakes, Chief Legal Officer
David Sabuda, Interim Chief Financial Officer

MEMBERS OF THE PUBLIC ADDRESSING THE BOARD:

Monica Galloway, Councilwoman
Scott Kincaid, Councilman
Kay Muhammad
Chuck Rizzo, CEO, Rizzo Services
Kate Fields, Councilwoman
Donna Poplar
Steve Sielatycki, Legal Counsel For Republic Services
Wantwaz Davis, Councilman

REPORTED BY:

Suzanne Duda, CSR-3199, RPR, CRR

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I N D E X

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1 Friday, July 22, 2016

2 Lansing, Michigan

3 9:10 a.m.

4 CHAIRPERSON HEADEN: The meeting will come to
5 order. It is 9:10.

6 Let the record reflect that we do have a quorum
7 present, including Mr. Finney who is participating by
8 phone. I will ask that if there's no objection, that
9 Mr. Townsend, who is unable to attend this morning on
10 short notice, receive an excused absence if there's no
11 objection.

12 We will move past the approval of the agenda for
13 a moment until we receive copies of these additional
14 items.

15 There's no unfinished business.

16 Under new business there is presently at least
17 one item that has to do with consideration of the city
18 administration's option or resolution for trash
19 collection. I'm going to call upon Mr. Jones or someone
20 else representing the city administration to walk us
21 through what is being proposed.

22 Mr. Jones?

23 MR. FINNEY: Before we get started, there's just
24 one comment that I wanted to make.

25 CHAIRPERSON HEADEN: Certainly.

1 MR. FINNEY: In reading the memo that came over,
2 there is a typo in it, and so look at the first page --
3 I'm sorry, the second page where it starts to outline the
4 three different options.

5 CHAIRPERSON HEADEN: Yes.

6 MR. FINNEY: Option 3 on the copy that I have is
7 cut off. It just ends with the words "with three," and it
8 doesn't explain the balance of it. I just wanted to make
9 sure that was noted. And then when I looked at the -- I
10 looked at the email that came over with the Word document
11 it explained the balance of it. It says there should be
12 guaranteed in two one-year option for renewal by the
13 administration. That part of it got dropped off.

14 CHAIRPERSON HEADEN: Okay.

15 MR. FINNEY: Compare the Word document against
16 the agenda item that came over.

17 CHAIRPERSON HEADEN: Okay. Understood.

18 Mr. Jones?

19 MR. JONES: Sit here, or where would you like
20 me?

21 CHAIRPERSON HEADEN: That would be fine, please.

22 MR. JONES: Good morning.

23 So as the memo that was presented to you
24 yesterday states that the administration did release a bid
25 for the garbage collection contracts. Those bids were

1 returned to the City of Flint Purchasing Department on
2 May 12th, 2016, and on May -- I'm sorry -- and on June
3 27th it was presented to the administration by the
4 committee that reviews that is that there were -- for the
5 three-year contract -- I'm sorry, for the five-year
6 contract there were three bids that were being seriously
7 considered. One for Emterra that indicated that they did
8 not have the capacity to provide the services in the time
9 frame that was asked; Republic, their five-year bid was
10 for \$19,518,436; and then for Rizzo, their five-year bid
11 was \$17,418 and 644 -- I'm sorry -- 17,418,644.

12 And so the administration maintains that by
13 accepting Rizzo's bid will allow the taxpayers of the city
14 of Flint to realize a savings of \$2,999,792.

15 It goes on -- we also maintain that this
16 position is supported by the ordinance that states that
17 the City of Flint, its administration and council, are
18 expected to accept the lowest responsible bidder. And so
19 in our efforts to pass on the savings to the residents of
20 the city of Flint --

21 CHAIRPERSON HEADEN: I'm sorry. So we're
22 referring to purchasing ordinance 3865 that requires the
23 lowest responsible bidder? Is that the document you're
24 referring to?

25 MR. JONES: 18 dash -- well, if we go to the

1 charter, and I'll go to the charter at this point, so it
2 says, The City shall, by ordinance, establish procedures
3 to protect the interests of the city and to assure
4 fairness in procuring property and services. The
5 ordinance shall require competitive bidding for purchases
6 and contracts, but there may be cases clearly defined in
7 the ordinance in which competitive bidding is not
8 required. The ordinance shall define lowest responsible
9 bidder.

10 So according to the charter, the
11 administration --

12 CHAIRPERSON HEADEN: And my question is if the
13 ordinance to which we're referring I believe is Ordinance
14 3865, the purchasing ordinance. Is that correct?

15 MR. JONES: Yes.

16 CHAIRPERSON HEADEN: Okay. Thank you. That was
17 just my question.

18 MR. JONES: So the administration maintains that
19 our position of presenting and recommending Rizzo both
20 supports the charter as well as City of Flint ordinance,
21 and so, as a result, that is our recommendation.

22 That recommendation was presented to the Flint
23 City Council on June 27th. That resolution at that time
24 was voted down. It went back to the Flint City Council
25 this past Monday, which was July 18th, and once again that

1 resolution was defeated, and the council in turn presented
2 an alternative resolution that stated that they would
3 approve a three-year contract to Republic, and that amount
4 we believe exceeds the amount that is presented by Rizzo.
5 That three-year contract to Republic would have been for
6 \$11,586,552. And the administration maintains that the
7 five-year resolution is a cost savings to the residents
8 but also that is a -- it's aligned with the charter and
9 the ordinances.

10 CHAIRPERSON HEADEN: And explain to us, if you
11 will, or if the city attorney can, this matter is before
12 the RTAB why?

13 MR. JONES: It's before the RTAB -- we've had a
14 number of conversations related to this. A couple of days
15 ago there was a conversation with Councilperson Scott
16 Kincaid, for the last two days there has been conference
17 calls to resolve this matter, and the administration and
18 the council are simply at an impasse at this time.

19 CHAIRPERSON HEADEN: And if I understand
20 specifically, and the city attorney may address this issue
21 later in our meeting, the administration is essentially
22 relying upon a provision in former Emergency Manager Order
23 Number 3 which says that in the event that the -- either
24 the mayor or the council fails to perform any duty or take
25 any required action, that under that circumstance the city

1 administrator may perform that duty or take that action
 2 by, in effect, getting the approval of the RTAB?

3 MR. JONES: That is correct. And I would defer
 4 to the city attorney to confirm that.

5 CHAIRPERSON HEADEN: And the failure to perform
 6 any duty in this particular instance would be the
 7 assertion that the council failed to adopt the
 8 administration's proposal with regard to a five-year
 9 contract?

10 MR. JONES: That is correct.

11 CHAIRPERSON HEADEN: In essence?

12 MR. JONES: That is correct.

13 CHAIRPERSON HEADEN: Since we do have two
 14 proposals and at least some status that have been
 15 discussed within the city, and I would like to provide an
 16 opportunity to either Council President Nelson or Council
 17 Member Kincaid to speak upon this issue as well so we can
 18 get as full an understanding as possible to what's before
 19 us.

20 MR. NELSON: Thank you. Good morning and to the
 21 RTAB.

22 First of all let me say I really don't know why
 23 I'm in Lansing this morning standing before you because,
 24 again, democracy is not being honored here.

25 There was a resolution brought the council has

1 voted down twice and an alternate one given that we have
2 the authority to do and supported. The mayor had a right
3 to veto, which she did. It was not a courtesy that she
4 vetoed it, that's something that she had to take serious,
5 and she did it because it was an action that she needed
6 to. On Monday, coming this Monday, we will take action.

7 I would like to say because of the critical --
8 this issue being so critical, that if you will allow
9 Ms. Kay Muhammad to speak, which is a part of this
10 committee, and I think it's detrimental that you let her
11 speak, and Mr. Kincaid, if you would, please, because of
12 the critical information that they have. And this RTAB
13 needs to hear it before they make a move on making a
14 decision anyway. Ms. Muhammad was a part of this
15 committee, and I think you need to hear what she needs to
16 say.

17 CHAIRPERSON HEADEN: And can you specify which
18 committee you're referring to?

19 MR. NELSON: The committee to do the source
20 outbidding, the bidding process.

21 CHAIRPERSON HEADEN: The evaluation of the bids?

22 MR. NELSON: The evaluation process.

23 And Ms. Muhammad was a part of it, and I think
24 you guys need to hear from her before you take action, her
25 and Mr. Kincaid, if you would.

1 CHAIRPERSON HEADEN: Certainly. Mr. Kincaid
2 first.

3 MR. NELSON: Ms. Muhammad?

4 CHAIRPERSON HEADEN: I'm sorry, Council Member
5 Kincaid?

6 MR. FINNEY: I had a couple questions for the
7 council president before someone else speaks.

8 CHAIRPERSON HEADEN: Certainly.

9 MR. FINNEY: Yeah, I would just like to get the
10 basic logic as to why the financial -- if both companies
11 are viewed as being qualified to do this work, why would
12 not the basic economics of it prevail?

13 In other words, in both cases, either the
14 three-year and the five-year contract, as I see it in the
15 communication we have, in both cases Rizzo's bid is lower,
16 and I'm just trying to understand what the logic would be
17 for approving a higher-cost contract.

18 MR. NELSON: Let me say this. If you would
19 allow Ms. Muhammad and Mr. Kincaid to speak, I think you
20 would get your answer. But, on the other hand, the public
21 is speaking very loudly, and they're very upset that we're
22 here this morning again. We have spoken before and you --
23 and this government has ignored us and we got bad water.
24 Now you're ignoring us again, and so there's a problem
25 here.

1 MR. FERGUSON: We shouldn't commingle the
2 water --

3 MR. NELSON: No, no. No, no.

4 MR. FERGUSON: -- with this question.

5 MR. NELSON: No, I'm just telling you --

6 MR. FINNEY: I think what you're saying too --

7 MR. NELSON: -- the truth. The people are
8 speaking.

9 MR. FINNEY: -- is you got a mayor and an
10 administration --

11 MR. NELSON: Right.

12 MR. FINNEY: -- that is not in the same position
13 as the council. So making those kind of comments is doing
14 nothing but throwing fuel on the fire. It doesn't --

15 MR. NELSON: I'm just telling you what the
16 people that elected me are saying, that's all.

17 CHAIRPERSON HEADEN: We understand.

18 MR. DAVIS: Mr. Headen, can I say something?

19 CHAIRPERSON HEADEN: No, I'm sorry.

20 Mr. Kincaid?

21 We will have public comment later.

22 MR. KINCAID: Thank you, Mr. Chairman and
23 members of the RTAB.

24 First let me say that we have not completed this
25 process. When you look at Emergency Manager Order Number

1 3, it says that the process should be completed, and once
2 there's an impasse, then there should then be the
3 opportunity for the RTAB to review what is then being
4 presented to them on the RTAB.

5 City council has not had the opportunity, one,
6 to complete the process of either overriding the veto or
7 letting the veto continue and stay, and, two, what I'm
8 hearing is that there's an alternative contract that's
9 being presented to the RTAB that the city council has
10 never had the opportunity to act on or review.

11 And -- just let me finish, Mr. Ferguson. As
12 we've gone through this process, there is more than just
13 sheer bottom-line numbers on when you look at what type of
14 services are being provided, and there are some
15 differences of what the services are that are in the bid
16 or not calculated in the bid that was done during the
17 evaluation process. And when you look at the evaluation
18 process that was done by the purchasing director, the
19 transportation director at the time and the person that
20 was overseeing waste, they rated Republic in their
21 evaluation at a higher level than they did the other two
22 companies.

23 And so my question to the RTAB is, one, I met
24 with the administration because they always seem to wait
25 till the deadline to get things done and then ask the RTAB

1 for special meetings and emergency meetings to act on
2 stuff. Case in point: Again, just today resolutions for
3 pipe and weed cutting. And I can go back to how many
4 emergency or special meetings the RTAB has had.

5 I offered to this administration a 60- or 90-day
6 extension of the current contract, which is allowable in
7 the current contract that we're in today with Republic, so
8 we can go through this process.

9 And my position is this: If the RTAB is going to
10 take and approve contracts for the city of Flint or any
11 other community, which I don't believe is your role, then
12 you need to play a process of being in that vetting
13 process of the bids, and you've not done that. You're
14 relying on sheer numbers that have been presented to you
15 by the administration and nothing else. And there is more
16 than just sheer numbers when you're looking at providing a
17 service to the residents of the city of Flint.

18 And when you look at the difference in the bids,
19 on just a three-year contract it's less than \$3 a year per
20 household that we're arguing over. Per year. \$3 a
21 household per year that we're fighting over and we can't
22 get an agreement. And the residents are saying because
23 this is a special assessment, they don't mind paying the
24 extra \$3. They want to continue with the service that
25 they've had for the past few years and they want to

1 continue that service. And now the administration,
 2 because, apparently, and it's clear that they can't work
 3 with the city council, they're relying on the RTAB.

4 The mayor has argued with the governor to get
 5 her power back, the city council wants its power back and
 6 was granted it, but yet whenever there seems to be a
 7 difference, the first thing the administration wants to do
 8 is rely on the RTAB. And I don't think that's the role of
 9 the RTAB. This --

10 MR. FINNEY: Mr. Chairman?

11 MR. KINCAID: This --

12 MR. FINNEY: Mr. Chairman?

13 CHAIRPERSON HEADEN: Pardon me.

14 Mr. Finney?

15 MR. FINNEY: Yeah, with due respect, I mean,
 16 what I'm interested in now are the specifics of this
 17 contract. Mr. -- Mr. -- my apologies -- Councilman made
 18 the reference to there being some specific differences in
 19 terms of the services that were being provided between the
 20 two contracts when they were vetted. Could you be
 21 specific about what those differences are so we can
 22 understand them?

23 MR. KINCAID: I can.

24 CHAIRPERSON HEADEN: Councilman?

25 MR. KINCAID: I can.

1 In the three-year bid by Republic, they included
2 a blight truck, and in the three-year bid -- when I'm
3 talking about other services that would be provided,
4 Republic included a blight truck and additional dumpsters,
5 and Rizzo put "Not Available" or NA in the original bid
6 specifications. And during the evaluation is my
7 understanding in talking to both companies that Rizzo is
8 now willing to add a -- what they call a clam truck that
9 was not a part of the original bid specifications and was
10 not a part of their response in the original bid.

11 So, I mean -- and this is where I think there
12 has not been a lot of discussion both with the city
13 council nor the administration. And I think the
14 administration is relying on the RTAB based on the sheer
15 numbers to make a decision for the administration instead
16 of working through the process and allowing the mayor and
17 the city council to at least complete the process and look
18 at an alternative contract that I understand that they're
19 presenting to the RTAB, which I have not seen.

20 MR. FERGUSON: The other contract's off the
21 table.

22 MR. KINCAID: The what?

23 MR. FERGUSON: The contract that -- what we're
24 really talking about is the three-year contract, okay?

25 MR. KINCAID: No, I'm talking about the

1 five-year contract.

2 MR. FERGUSON: That's off the table.

3 MR. KINCAID: That's off the table?

4 MR. FERGUSON: That's not here.

5 MR. KINCAID: Oh.

6 MR. FERGUSON: So we don't even need to discuss
7 that. We're just talking three years, so we don't need to
8 even go there with that.

9 CHAIRPERSON HEADEN: Well, let me --

10 MR. KINCAID: Oh, it was my understanding that
11 the --

12 CHAIRPERSON HEADEN: I'm sorry.

13 MR. KINCAID: Okay.

14 CHAIRPERSON HEADEN: Let me ask Mr. Jones,
15 exactly which proposal are you presenting to the RTAB this
16 morning?

17 MR. JONES: The proposal that was submitted to
18 the city council was for a five-year contract with Rizzo
19 that would, in fact, realize a \$2 million savings for
20 residents of Flint over the five-year period, and that's
21 the contract --

22 MR. FERGUSON: That's the three-year with the
23 two-year option?

24 MR. JONES: And that's -- and what we're hoping
25 that we would be able to structure that as a way of

1 compromise with the council is the three-year contract
2 with two one-year options.

3 MR. FERGUSON: That's what's in front of us.

4 MR. KINCAID: That's the first time that we've
5 heard of it.

6 MR. JONES: The finance director talked about
7 this one yesterday.

8 MR. FERGUSON: Let's deal with -- let's deal
9 with what's in front of us, okay?

10 MS. OAKES: Mr. Chair --

11 MR. KINCAID: So this -- so --

12 MR. FERGUSON: What options we got here.

13 CHAIRPERSON HEADEN: Gentlemen, one at a time.
14 So that I'm clear, the proposal that was
15 submitted last evening about 3:30 was for a three-year
16 contract with the option of two one-year extensions.

17 MR. FERGUSON: Yes.

18 CHAIRPERSON HEADEN: That proposal was not what
19 was presented to the city council previously.

20 Is that the proposal that is before us this
21 morning, or is the proposal the one that was presented to
22 city council previously which was a five-year contract?

23 MR. JONES: I would defer to the city attorney
24 on this.

25 MS. OAKES: What's before the RTAB today is what

1 was presented to council and council is aware of, which
2 would be the five-year contract. What was discussed
3 yesterday on the conference call with two council members
4 and the city administrator and the chief of staff and
5 yourself, Mr. Chair, would be the compromise of a total of
6 five years with three years being guaranteed and two
7 one-year options.

8 CHAIRPERSON HEADEN: And so that's not being
9 presented this morning?

10 MR. FERGUSON: That's what's being proposed, the
11 five-year -- the three years -- it's five years, but it's
12 three years for the contract.

13 Is that what you're saying, City Attorney?

14 MS. OAKES: I'm saying that in the interest of
15 transparency, and because council was presented with a
16 five-year contract and voted down the five-year contract
17 indicating that they did not want to do a five-year
18 contract, the compromise was presented as a five-year -- a
19 five-year contract with three years to be negotiated as
20 guaranteed and two one-year options. That is what's
21 before the RTAB today.

22 And, Mr. Chair --

23 CHAIRPERSON HEADEN: I will ask the question a
24 different way.

25 A proposal was presented to city council on

1 June 27th?

2 MR. KINCAID: Yes. Yes.

3 CHAIRPERSON HEADEN: Is that the proposal that's
4 before us this morning? Yes or no.

5 MS. OAKES: Yes.

6 MR. DAVIS: We never got it. The council never
7 got it.

8 MR. KINCAID: No, that's not what he's talking
9 about.

10 MR. DAVIS: No.

11 CHAIRPERSON HEADEN: The answer was yes to the
12 question.

13 Is the proposal before us this morning the
14 proposal that was presented to city council on June 27th?

15 MR. DAVIS: That's correct.

16 MS. OAKES: Yes.

17 MR. NELSON: Yes.

18 CHAIRPERSON HEADEN: Okay.

19 MR. DAVIS: And we voted it down.

20 CHAIRPERSON HEADEN: So we're at least clear on
21 what is before us this morning, that it's a five-year
22 contract in the amount of, I believe, \$17.4 million.

23 MR. JONES: That's correct.

24 MR. KINCAID: But, Mr. Headen, that's not what I
25 heard the attorney saying. She's saying that they're

1 offering an alternative --

2 CHAIRPERSON HEADEN: That is what is before us
3 now based upon the last question that I asked.

4 MR. KINCAID: Okay.

5 MR. DAVIS: We need a clarification.

6 CHAIRPERSON HEADEN: So the proposal before us
7 is the proposal that was before city council previously
8 and voted down I believe on two occasions.

9 MR. DAVIS: Right. Right.

10 MR. FINNEY: Unless I'm -- unless -- Mr. Chair,
11 unless I'm misunderstanding something --

12 CHAIRPERSON HEADEN: Mr. Finney?

13 MR. FINNEY: Yeah, unless I'm misunderstanding
14 things, there is a proposal that would be a five-year
15 contract that would be three years firm, and then the
16 final two years there would be some out that the city
17 would have if they chose to terminate the contract at that
18 point, but essentially it's still a five-year contract,
19 unless I'm missing something.

20 MS. OAKES: I don't think --

21 CHAIRPERSON HEADEN: No, I believe that the -- I
22 believe the proposal before us does not have the option of
23 extensions, it's simply a five-year contract. In other
24 words, we're trying to settle the issue of whether or not
25 the proposal before us is the exact proposal that had been

1 presented previously to city council or if it was a
 2 variation. If it's the latter, that poses certain issues,
 3 because we're being asked to consider a proposal never
 4 presented to city council.

5 MR. DAVIS: That's right.

6 CHAIRPERSON HEADEN: And if it's the former,
 7 then we are considering the identical proposal submitted
 8 to council on two occasions and turned down.

9 So having made that as clear as mud, Ms. Oakes,
 10 you had an observation you wanted to make?

11 MS. OAKES: Just for the sake of --

12 MR. FINNEY: Mr. Chair -- I'm sorry, I had one
 13 other question.

14 CHAIRPERSON HEADEN: Mr. Finney?

15 MR. FINNEY: Yeah. So when I look at the memo
 16 that was sent over to us, that -- what you just described
 17 is not included as one of the three options. The three
 18 options that we have are something other than
 19 consideration of a straight-up five-year contract.

20 MR. DAVIS: That's right.

21 CHAIRPERSON HEADEN: That's correct. I believe
 22 in the interim, the city administration has changed its
 23 position.

24 MR. DAVIS: That's right.

25 MR. FINNEY: You mean in the last -- in the last

1 24 hours?

2 MR. DAVIS: Yes.

3 CHAIRPERSON HEADEN: Yes.

4 MS. OAKES: And to add clarification to that
5 change of position, ultimately, what counsel was presented
6 with on Monday is what they know about and are aware of.

7 In the interest of transparency and fairness,
8 there was a discussion yesterday where a three-year
9 option -- where a three-year guaranteed contract with two
10 one-year options was presented by the administration, and
11 the administration is willing to move forward with that;
12 however, since all council members were not present on
13 that call, I feel it would not be in the best interests to
14 move forward with an option that they were not presented
15 with.

16 In moving forward with the five-year option,
17 which Rizzo has accepted pursuant to the ordinance, there
18 is still a contract that must be negotiated, and in that
19 negotiation the city administration will call for a
20 three-year guaranteed contract with the two one-year
21 options, just to be clear.

22 MR. DAVIS: Can't mix apples and oranges.

23 CHAIRPERSON HEADEN: I had promised to allow
24 Ms. Muhammad to address the RTAB.

25 Ma'am?

1 MS. OAKES: And, Mr. Chair, the point that I
2 wanted to make was that the court reporter is recording
3 this, and with individuals talking over each other, it is
4 not making for a clear record. So if you could address
5 that issue, it would be appreciated.

6 CHAIRPERSON HEADEN: I don't expect that will be
7 an issue going forward.

8 MS. OAKES: Okay. All right.

9 CHAIRPERSON HEADEN: Ms. Muhammad?

10 MS. MUHAMMAD: Good morning.

11 First I want to clarify. I am not here in
12 support of Republic or Rizzo, I am here to give you
13 information that I feel is not being disclosed so that you
14 can in your involvement make a fair and impartial
15 decision.

16 Right now I feel that there are particular
17 instances of different events, circumstances that would
18 kind of change the perception of why we are here and how
19 we got here.

20 I am here as a public servant. I am the former
21 transportation director, of which I just retired effective
22 June 30th, and part of my decision was based on what
23 occurred with this particular bid process and the
24 involvement with myself and the administration. I'm here
25 to lay the facts out.

1 Number one, we have been working on this bid
2 process for over a year. The public perception is this
3 process just began when a bid was released in April.

4 We have within the city of Flint a waste
5 services coordinator who is responsible for the day-to-day
6 interaction with our waste contractor. Over a year ago we
7 started preparing to, number one, determine if the city
8 was going to release a new bid for the services or if we
9 would look at giving the city of Flint an opportunity to
10 determine what would a sustainable waste system look like.
11 What is it that we want.

12 Throughout the past several years there have
13 been some complaints about the services that have been
14 provided where it was said, They're not picking up this,
15 or, They're not picking up that. The reason is they were
16 never required to do so. So as we looked at what needed
17 to be done, we had been talking with the administration at
18 that time -- it was not the Weaver Administration -- and
19 we said when the city of Flint first started this venture
20 with a vendor providing services that it was imposed upon
21 them by the emergency manager. The public had no input
22 whatsoever. It was the emergency manager and others
23 involved in the evaluation committee who determined what
24 that fate and what that emergency manager being the one
25 with the final say.

1 When we looked at all of the complaints and what
2 it is we need to do now that the services will be
3 contracted out, there was a booklet that was put together
4 that said we think the best option is to allow the public
5 to speak through a committee. We had proposed that a
6 committee be convened, and that committee, we had laid out
7 a timeline, we had laid out a monthly agenda for them to
8 look at any and every waste-related activity that takes
9 place in the city of Flint.

10 I became ill back in December. Right before I
11 went out on short-term the decision was made by the city
12 administrator at that point in time. She was hesitant
13 about thinking about extending the current contract to
14 allow us to determine how we would create the sustainable
15 system, but after we had our meeting with her and the
16 finance director at that time, Jody Lundquist, it was
17 determined, you know, this may be in the best interests of
18 the city. So when I went out, what I was told is that
19 they would be working on doing an extension of the current
20 contract.

21 Then around April I was still talking to people.
22 I got a call and they said, Well, they're not going to
23 extend that contract. And I said, They're not going to
24 extend? What are we going to do? You're going to send a
25 bid out this late? And I was told yes. I said, Well, how

1 is that possible that that bid could be fair, open and
2 impartial because of the time constraint? The number one
3 problem with this process was time constraints. You have
4 to look at it -- to me it was unfair to the city, it was
5 unfair to all of the proposed bidders, and now it is
6 unfair to the public, and it's unfair to you as you are
7 being asked to make a decision based on limited
8 information.

9 The reason why it's unfair: Number one, any
10 bidder would have to have an opportunity to, number one,
11 to review what it was the city was looking to achieve and
12 then providing that service.

13 Number two, the city would have to know what it
14 was they wanted when they put that RFP out. And I was
15 told if you look at this bid and RFP that went out, there
16 are mistakes in that bid, and those mistakes were caused
17 by limited time. Those mistakes -- the mistakes began
18 with even the first paragraph in the scope of the
19 services. What happened is the bid document from -- that
20 was previously used was used this time. There were some
21 additions made to it, but because of that push on time,
22 there were mistakes made. But this bid was released.

23 In regard to that bid being released, that bid
24 document, it identified what the city wanted based on what
25 was in that bid and how it would be evaluated. Within

1 that bid there was a bid document and evaluation form.
2 That evaluation form, it was to let those particular
3 bidders know, so that they all were on a level playing
4 field, this is how we're going to evaluate what you submit
5 to us. It included four different criterias, and it
6 included price. Price was to be a separate component.
7 And so it laid out -- those four criterias was overall
8 qualifications of the company, cost to provide the
9 service, capacity to perform service, and overall content.
10 And we talk about cost to provide services when we're
11 going to compare. In the bid analysis we would already
12 know what the bidder -- bids were for your common everyday
13 activities. That's household, compost and recycling.

14 But another issue that was very important to the
15 city that you do not see represented in the financial
16 analysis is blight. The city over the past year, year and
17 a half, has developed a blight framework. Within that
18 blight framework they have committed to eradicate blight
19 in Flint within a five-year period. A year has already
20 gone. And in order to do that we would need the services
21 of anyone providing waste collection services to have that
22 as a part of their offering.

23 And so within the bid that went out, that RFP,
24 it stated we are looking for various activities for you to
25 say how would you provide that, and included in that there

1 were two different things that were called out above and
2 beyond just your everyday recycling, compost and your
3 household waste. That was an enhanced recycling program
4 and a blight plan.

5 So all of our bidders, they did submit their
6 bids. They submitted them on time. But when I came back
7 to work it was May the 30th. Those bids came back in May
8 the 12th. On May the 13th there was a memo that was
9 prepared by the purchasing department. This memo
10 forwarded those bids to the Department of Public Works.
11 It was forwarded to the Department of Public Works
12 because, technically, within the city the practice has
13 been whoever is asking for services or is overseeing the
14 services would be the people responsible for evaluating
15 the bids and making a recommendation to the
16 administration, at which point in time the administration
17 being the administration would have the option of moving
18 that recommendation forward or not moving it forward.

19 CHAIRPERSON HEADEN: May I interrupt you?

20 Do I understand correctly that both the charter
21 and the purchasing ordinance require the city to make some
22 determination as to whether or not a bidder is a
23 responsible bidder?

24 MS. MUHAMMAD: Yes, responsive, responsible or
25 low. All three of those are mentioned.

1 CHAIRPERSON HEADEN: And among the category of
2 responsible bidders, is it my understanding that the city
3 then has to select the lowest of the responsible bidders?

4 MS. MUHAMMAD: It is the lowest of responsible,
5 responsive. And that is the question --

6 CHAIRPERSON HEADEN: Are those two terms
7 interchangeable or are they different?

8 MS. MUHAMMAD: They are different.

9 CHAIRPERSON HEADEN: And can you explain how
10 they're different?

11 MS. MUHAMMAD: Responsive. Responsive is you
12 would look at any of the criteria laid out in the bid
13 proposal. If -- say, for instance, the blight. Did they
14 respond and give us something that we could use to
15 actually say that we are going to initiate and provide
16 this service were responses.

17 CHAIRPERSON HEADEN: Okay. And --

18 MS. MUHAMMAD: Responsible, you can look at do
19 they have the ability and the capacity to carry out this
20 particular -- whatever it is they are submitting as their
21 proposal.

22 And so in looking at this particular instance,
23 we laid out that we would not look at only price. It was
24 clear, it was clear to everyone, it was laid out what it
25 was, what the criteria was.

1 CHAIRPERSON HEADEN: Were both Republic and
2 Rizzo considered to be responsive?

3 MS. MUHAMMAD: To an extent. And the reason why
4 I say that --

5 CHAIRPERSON HEADEN: With respect to both or
6 with respect to one or the other?

7 MS. MUHAMMAD: With respect to both. I'm here
8 to tell you the truth.

9 CHAIRPERSON HEADEN: And how about with respect
10 to were they both responsible?

11 MS. MUHAMMAD: Okay, now, in being -- let's deal
12 with responsible because that -- I can just answer that.

13 They both -- they both stated that -- number
14 one, with Republic, they had the equipment. They had the
15 people. We know that because they've been performing the
16 service, and they did say it within their interview. We
17 conducted interviews with all of the bidders, and we
18 conducted a second interview with Rizzo. Within those
19 interviews we talked to them about various issues that
20 would let us make a determination as to whether or not
21 they are responsive, responsible.

22 We had a whole sheet of subcategories to these
23 four that I talked about that would allow us to identify
24 and to be able to document our thought process, what was
25 used to make that determination. And when we did that, we

1 scored them.

2 When we did the interviews for Republic -- let
3 me go -- Emterra. Emterra was the lowest financially
4 responsible bidder. They were the lowest, Emterra.
5 However, when we looked at them --

6 CHAIRPERSON HEADEN: And may I ask, upon a
7 three-year or a five-year?

8 MS. MUHAMMAD: That was a three-year, on the
9 three-year analysis. And that bid, the way it was put, it
10 could be three or five. We asked for both. And in there
11 the city did do a disclaimer saying that we could
12 eliminate, reject, accept any item or any component of
13 that bid. It was made clear that there was no guarantee
14 we were going to offer a three- or a five-year term.

15 CHAIRPERSON HEADEN: And in the essence of time,
16 I believe that the administration's position would be that
17 the purchasing ordinance would require the selection of
18 the lowest responsible bidder. Is that your assessment?

19 MS. MUHAMMAD: No. The lowest responsible,
20 responsive. And it gives you leeway with that responsible
21 because it has to be determined, number one, how
22 responsible are they, how responsive are they.

23 CHAIRPERSON HEADEN: But if I understand, both
24 bidders -- and we'll limit this to Republic and Rizzo --
25 both were found to be responsible bidders.

1 MS. MUHAMMAD: They were found to be
2 responsible. Responsive, there were different degrees.

3 CHAIRPERSON HEADEN: So going to Mr. Finney's
4 question of a short while ago, why would it not be a
5 simple matter as selecting a lowest bidder among the two
6 that were both responsible?

7 MS. MUHAMMAD: Okay, because within that bid
8 document, we said that financial -- the financial status
9 would not be the only criteria used to determine
10 responsible or responsiveness.

11 CHAIRPERSON HEADEN: Mr. Ferguson?

12 MR. FERGUSON: You know, in the end, it's the
13 mayor and the city council who makes the decision, okay?
14 And there are committees that make recommendations, but
15 that should not be as an absolute.

16 For example, at Michigan State, if we're going
17 to pick a new president, we probably won't have a
18 selection committee, we'll have just the board make the
19 decision, because what happens is the selection
20 committee -- I mean, the first committee ends up being the
21 selection committee making the selection because they end
22 up giving the board four names, and out of those names who
23 you pick as opposed to us going from scratch.

24 So you're putting a lot of weight on the
25 committee because you're making the committee sound like

1 it's an absolute end-all.

2 And the way I see it is -- we're talking about
3 numbers now -- that if someone bids, and one group is,
4 say, a million dollars less than the other, but in that
5 bid, if we're still trying to be responsible, and people
6 say, well, in the bid they should have this and that added
7 to it, and you go back as you're negotiating after you got
8 the low number and say that X -- can you add that service
9 here and that service here, and if you can't add that
10 service there within the dollars of the bid, then we feel
11 that your bid is not adequate, because we're still looking
12 at numbers.

13 So if you're saying the person has -- don't have
14 something that someone else has, but that item -- if it's
15 a million-dollar contract and there's a difference between
16 them, and this item only costs 50,000, it seems to me that
17 you wouldn't say, I'm going to rule them out because they
18 don't have that, but you would ask the person who has a
19 low number if we can finally get the right number and say
20 add this and add that as opposed to just ruling them out
21 on that technicality, because it still becomes -- and the
22 reason I'm saying this is this. We got Flint that needs a
23 lot of help from outside. We need the federal and the
24 state government and we need the legislature to give Flint
25 the monies they need to move forward. And if it comes

1 across that Flint is making decisions to where they're
2 leaving money on the table, it's awfully difficult when
3 the mayor and the city council go to the legislature and
4 try to ask for money from -- especially from some of those
5 folks in the legislature, because they say, Well, Flint's
6 not very responsible because they're passing over and
7 leaving money on the table because they have a lower bid
8 on something major that adds up to quite a bit of money,
9 and they pass over that and not even say we can amend that
10 if there's an additional service they want. And I say
11 that's what this discussion's about.

12 And I'm going to say this while I'm here also.
13 You know, I've heard a lot about, you know, personalities
14 in this, you know, and they say, Well -- and we got the
15 former mayor here -- and they say, Well, we can't go for
16 this. People don't like this because Woodrow's supporting
17 this here, you know. And I look at the government -- and
18 I'm just talking about relevant things in discussions --
19 and I look at the federal government, the state
20 government, the people who have been in responsible
21 positions, and people turn around when they leave that
22 position and they hire them because they have a rapport
23 with a different body, that has to me zero to do with the
24 bottom line and the numbers of the thing about who the
25 messengers are. And I think that -- and that's really

1 tainted this entire discussion because we just haven't
2 stayed right on the point that there's a certain dollar
3 amount on a bid, and if there's a technicality that
4 someone thinks that someone didn't have in their bid where
5 it's an apple as opposed to an orange, that can you make
6 the apple -- you know, can we add something to it to make
7 it work. That's really the question that's in front of us
8 as opposed to some of this other stuff.

9 MS. MUHAMMAD: Can I respond?

10 MR. FINNEY: Mr. Chair, I have a question also.

11 CHAIRPERSON HEADEN: Mr. Finney?

12 MR. FINNEY: And this is just to get
13 clarification around the ordinance, because this is the
14 first I've heard this concept of responsible and
15 responsive.

16 What does the ordinance actually say? I don't
17 have it in front of me.

18 CHAIRPERSON HEADEN: Does not the ordinance make
19 reference only to responsible?

20 MS. OAKES: That's correct. If there is
21 something in the ordinance that says responsive, someone
22 else would have to point it out to me. I'm not
23 suggesting --

24 CHAIRPERSON HEADEN: And is it not also the case
25 with regard to Mr. Finney's question that the charter

1 requires the ordinance to define the term lowest
2 responsible bidder?

3 MS. OAKES: It does, Mr. Chair.

4 MR. FINNEY: And so, I mean -- and then I guess
5 my follow-up question would be so if these two bidders
6 were both viewed as responsible, and then after they're
7 both viewed as responsible, then really shouldn't the
8 question be which one provided the lowest bid, because
9 you've already jumped the hurdle of being responsible?

10 So I'm trying to understand why there is this
11 concern other than perhaps the three-year versus
12 five-year. But even in the case of the three-year there
13 is still a lowest bidder. If the option was to go with a
14 three-year contract instead of a five-year, you would
15 still just default to the lowest three-year option that
16 you have in front of you. So unless I'm missing
17 something.

18 Again, among the responsible bidders. So let's
19 just set aside whether they're responsible or not, unless
20 there's still some concerns about that. And that's what I
21 thought I heard Mr. Kincaid referencing and the council
22 president referencing with some potential concerns about
23 them being responsible. And I haven't heard anything that
24 would suggest they weren't responsible at this point. And
25 I'm speaking -- when I say they weren't, I'm speaking of

1 Rizzo as the lowest economic bidder.

2 MS. MUHAMMAD: Can I respond?

3 Number one, when you talked about the committee,
4 it is not to say that the committee should have more
5 weight than the administration.

6 CHAIRPERSON HEADEN: I'm sorry, could you first
7 refer to Mr. Finney's question about whether or not both
8 bidders were deemed to be responsible?

9 MS. MUHAMMAD: Now, first thing, the purchasing
10 ordinance, does it say responsible slash responsive? Is
11 there responsive anywhere within that ordinance?

12 MS. OAKES: That would be the old ordinance.
13 The new ordinance just says lowest responsible bidder,
14 which is --

15 CHAIRPERSON HEADEN: But I think Mr. Finney's
16 question was were not both bidders deemed to be
17 responsive.

18 MS. MUHAMMAD: We had not even completed our
19 evaluation in order for me to make that determination or
20 to tell you yes or no.

21 CHAIRPERSON HEADEN: So no determination was --

22 MS. MUHAMMAD: And then as we look at the
23 final --

24 CHAIRPERSON HEADEN: -- no determination was
25 made as to --

1 MS. MUHAMMAD: We had -- we had not finalized.
2 There was nothing --

3 MR. FERGUSON: How did the city council vote
4 then?

5 MS. MUHAMMAD: There was nothing -- yes, and I'm
6 going to answer that. We were in the process -- let me
7 tell you. That's a good question.

8 MR. FERGUSON: Yeah, it is.

9 MS. MUHAMMAD: We were in the process of
10 completing the evaluation, the committee, and then the
11 finance department was doing the financial analysis. The
12 day that we were in the office -- it was myself and
13 Derrick Jones with the finance director -- there was a
14 text that came to Derrick Jones that said we needed to get
15 the information downstairs now.

16 We took that information down to them at which
17 time the only items we could give them was the evaluation
18 as it related to the value added, and it was stated to
19 Mr. Jones this is not complete, here is -- there was a
20 draft with some notes on it from the financial analysis
21 that was being prepared, and I told them it is not
22 complete. There was discussion between him and the chief
23 of staff about giving it to the mayor, and it came up
24 again, that point, from the committee's standpoint, it was
25 not complete.

1 MR. FERGUSON: I asked the question how --

2 MS. MUHAMMAD: We had not, but --

3 MR. FERGUSON: -- the council voted --

4 MS. MUHAMMAD: -- but -- but --

5 MR. FERGUSON: -- not the administration.

6 MS. MUHAMMAD: -- but they had to move it

7 forward.

8 There was a meeting subsequently that -- I had
 9 an email that came through the next day saying that they
 10 had come -- had met with the finance director, and she
 11 agreed she would sign the resolution now and that I needed
 12 to prepare a staff review.

13 And so when you look at this -- I don't know if
 14 you've seen this -- there are two different versions of
 15 this financial evaluation. One of them --

16 CHAIRPERSON HEADEN: Just -- just -- I'm sorry,
 17 just for my own edification, and I'll ask a series of
 18 yes-or-no questions.

19 MS. MUHAMMAD: Uh-huh.

20 CHAIRPERSON HEADEN: Was a determination made
 21 that Republic was a responsible bidder? Yes or no.

22 MS. MUHAMMAD: Yes.

23 CHAIRPERSON HEADEN: Was a determination made
 24 that Rizzo was a responsible bidder? Yes or no.

25 MS. MUHAMMAD: There were questions. No.

1 CHAIRPERSON HEADEN: So there was no
2 determination made that they were a responsible bidder?

3 MS. MUHAMMAD: Not by the committee. We had not
4 made that determination.

5 MS. OAKES: Mr. Chair?

6 CHAIRPERSON HEADEN: How did this process make
7 its way then to the administration?

8 MS. MUHAMMAD: We had not completed it, but when
9 the text came through saying get the information down
10 there, we gave them what we had. The next day I was told
11 the resolution was moving forward.

12 CHAIRPERSON HEADEN: Let me ask that question to
13 Mr. Jones then.

14 Same questions. Was a determination made that
15 Republic was a responsible bidder?

16 MR. JONES: It was our determination --

17 CHAIRPERSON HEADEN: Yes or no, please.

18 MR. JONES: Yes, that -- yes, that Republic was,
19 yes.

20 CHAIRPERSON HEADEN: Was a determination made
21 that Rizzo was a responsible bidder?

22 MR. JONES: Yes.

23 CHAIRPERSON HEADEN: Yes or no.

24 MR. JONES: Yes.

25 CHAIRPERSON HEADEN: So we have a factual

1 difference here as to whether or not that determination
2 was made.

3 MS. OAKES: Mr. Chair, when you initially asked
4 the question if both were determined to be responsible
5 bidders, Ms. Muhammad indicated -- and I don't want to
6 quote, but we have the court reporter here -- she
7 indicated, to be honest, yes, both were determined to be
8 responsible bidders.

9 MS. MUHAMMAD: And that statement was made based
10 on the fact --

11 MR. FINNEY: I had a conflict --

12 MS. MUHAMMAD: -- based on the fact -- and I
13 need to --

14 MR. FINNEY: -- and I'm a little bit past. The
15 meeting's already starting.

16 CHAIRPERSON HEADEN: Yeah.

17 MR. FINNEY: So I -- you know, I hate to leave
18 the situation in limbo --

19 CHAIRPERSON HEADEN: No, I understand.

20 MR. FINNEY: -- but I definitely need to sign
21 off.

22 CHAIRPERSON HEADEN: Okay. We will fill you in
23 later, Michael.

24 MR. FINNEY: Okay. So I'm assuming by my exit
25 we do not have a quorum?

1 CHAIRPERSON HEADEN: That will be correct.

2 MR. FINNEY: Okay. Then I'm going to go ahead
3 and sign off then.

4 CHAIRPERSON HEADEN: Okay, thank you.

5 (Mr. Finney ended the teleconference.)

6 MS. MUHAMMAD: In order to be responsible, I
7 talked about in the very beginning having the equipment
8 and the manpower. That was what we said are they
9 responsible and capable of performing. There were
10 questions within the committee as to whether there was the
11 ability to have the equipment and the manpower.

12 In the first and second interview that was held
13 with Rizzo they -- I have the notes where they said we
14 have -- we're bringing new equipment into the city. We're
15 ready to go. We have the equipment. And I'm looking and
16 looking at the other members, okay, so a contract has not
17 been awarded. You've invested this much capital, get 20
18 trucks. You already have that? That's what you're
19 sitting here telling me.

20 Then on the manpower --

21 CHAIRPERSON HEADEN: I'm sorry to interrupt, but
22 we're really dealing with a factual question of whether or
23 not one of the contractors was determined to be
24 responsible, and I'm hearing now, yes, they were
25 determined to be responsible, and I'm hearing no, they

1 weren't.

2 MS. MUHAMMAD: Uh-huh.

3 CHAIRPERSON HEADEN: With respect to you,
4 Mr. Jones, who made that determination that they were a
5 responsible bidder?

6 MR. JONES: It was my understanding that the
7 committee had made that determination based on the
8 information I was given.

9 And let me just say this. Much of what
10 Mrs. Muhammad has said was articulated. She did say that
11 finance was in the process of doing an evaluation on the
12 finances. What I said to Mrs. Muhammad and to Derrick
13 Jones, any additions or subtractions from the bid numbers
14 would make that subjective deemed, in my opinion, not to
15 be fair.

16 And so it was my understanding and my belief
17 that we should look at the numbers that were presented by
18 each of the vendors and not to add or take away anything.
19 And I did say that that day.

20 So I did say that for us to add or subtract
21 anything away from their numbers would be inappropriate on
22 the part of the administration. I did say that. To
23 remove -- so to remove the subjectivity from that and to
24 avoid any litigation for the city, it was my belief that
25 to add or take away anything would be inappropriate.

1 MR. FERGUSON: What this is to me is a numbers
2 thing.

3 MS. MUHAMMAD: Yes, there was --

4 MR. FERGUSON: And I'm just saying -- but the
5 different other -- both are qualified. That's -- that's
6 to me a nonissue. All three of the bidders are qualified
7 and we have them. And so going in a circle about the
8 other part that's beyond what the ordinance is, we
9 shouldn't be doing that.

10 CHAIRPERSON HEADEN: Let me ask. The current
11 contract which was a 30-day contract expires when? I've
12 been given two different dates. I've been given the
13 29th and the 31st.

14 MR. JONES: The 30-day contract does expire on
15 July 29th, and I can ask the finance director to confirm
16 that. I actually signed the contract as well as the
17 resolution. It expires on July 29th, which is a Friday,
18 and then August 1st would be that Monday.

19 MR. SABUDA: I'll be right there. Hang on.

20 CHAIRPERSON HEADEN: So the expiration date is
21 July 29th?

22 MR. JONES: July 29th.

23 CHAIRPERSON HEADEN: At what time on July 29th,
24 do we know? Midnight?

25 MR. JONES: I'm going to assume 11:59.

1 MR. FERGUSON: What happens then?

2 MR. JONES: The city of Flint will be without a
3 vendor to provide waste collection.

4 MS. MUHAMMAD: There is an option. In the
5 current contract --

6 CHAIRPERSON HEADEN: Am I correct that the
7 purchasing director is authorized under the purchasing
8 ordinance in cases of emergencies to make emergency
9 purchases of goods or services where the public health or
10 safety would be threatened?

11 MS. OAKES: That's correct.

12 MR. DAVIS: There's an extension there too.

13 MR. JONES: That is correct.

14 CHAIRPERSON HEADEN: So that would be an option?

15 MR. JONES: Yes.

16 MS. MUHAMMAD: And there is another option.
17 Your current provider, the contract that they were under,
18 there were provisions for renewals, annual, one year at a
19 time for two additional years.

20 CHAIRPERSON HEADEN: That option is not before
21 us. That option may be subject to consideration by city
22 officials, but that's not the proposal before us.

23 MS. OAKES: In an effort to add to the
24 discussion as well, I do know that the option that you're
25 speaking of in regards to the purchasing director being

1 able to in cases of emergency enact the health and safety
2 portion of the ordinance was considered in June when the
3 council voted down the lowest possible -- the lowest
4 bidder. In the interests of working with council and the
5 administration, it was advised that they enter into an
6 agreement to allow -- see if Republic would extend their
7 contract for 30 days to flesh out any of these
8 fact-finding issues. It appears that that did not occur,
9 and at this point you are correct, the ordinance is clear
10 that the purchasing director, as of July 29th, could move
11 forward and exercise that authority.

12 MR. JONES: I should mention that initially the
13 purchasing director informed the administration that
14 Republic was not in favor of a 30-day extension to hash
15 these things out, at which case we gave them until -- we
16 gave them until 3 p.m. on June 29th to let us know if, in
17 fact, they would. After 3 p.m. had passed, we had not
18 heard anything from Republic.

19 At that time I was instructed to write a letter
20 to -- and with the understanding that the city of Flint
21 would not have trash collection and we would be moving
22 forth with an emergency, and at that point we would be
23 bringing in the lowest responsible bidder to begin
24 emergency trash collection effective July 1.

25 CHAIRPERSON HEADEN: And was that for a

1 specified period of time?

2 MR. JONES: That was for a specified period of
3 time until -- and I don't have the letter before me -- but
4 I believe it was until we were able to work through things
5 with the city council.

6 When -- in our efforts to be collegial and to
7 take the time to really hash through things with the city
8 council, Rizzo agreed not to force that upon the city
9 recognizing that the administration wanted an opportunity
10 to talk with the city council about that. That letter is
11 in effect, and so it is important to note that if, in
12 fact, the RTAB is not able to resolve this issue, the
13 administration's position will be that we should proceed
14 with the temporary contract with the lowest responsible
15 bidder which would be Rizzo so that they can begin trash
16 collection effective August 1.

17 CHAIRPERSON HEADEN: I understand.

18 Here's what I would like to do, and my
19 colleagues may or may not agree with me. We will not take
20 any action this morning. I had been of the opinion
21 previously that this issue was not properly before the
22 RTAB for a variety of reasons which I won't go into now
23 because the more practical reason why we will not take any
24 action this morning is that we no longer have a quorum.
25 And so we are -- other than conducting the business of

1 adjourning the meeting, we would be in violation of the
2 Open Meetings Act were we to actually act upon this
3 matter.

4 Despite the fact I thought that wasn't properly
5 before the RTAB, I felt it was still useful to add this
6 issue to be ventilated to hear from the administration,
7 hear from the chief legal officer and members of the city
8 council to better understand the issue.

9 The RTAB has no interest in which of the two
10 firms is selected, frankly. That's a decision for city
11 officials to make. Our only interest is making sure that
12 the trash is picked up in the city without interruption,
13 because the residents deserve that.

14 If you go in the direction that it's up to city
15 officials, if you go in the direction of using the
16 emergency provision of the purchasing ordinance to provide
17 some sort of interim service until this can be worked out,
18 that's a decision for city officials to make. If at some
19 point, obviously, if this issue doesn't get resolved by
20 city officials, then the RTAB is probably going to be in
21 the unenviable position of having to make a decision on
22 behalf of the city. That's something that we prefer not
23 to do. I think city officials would prefer not to have us
24 do that.

25 So to the extent that we can, we would encourage

1 both sides, the administration and the city council, to
2 produce some consensus proposal, whether three years or
3 five years or some permutation of that, and present that
4 consensus proposal to the RTAB at a future date so that
5 this issue can be resolved.

6 MR. FERGUSON: Would it be fair -- excuse me.
7 I'm sorry, Mr. Chairman.

8 CHAIRPERSON HEADEN: Certainly.

9 MR. FERGUSON: I think it would be fair for me
10 to say how I think.

11 CHAIRPERSON HEADEN: Absolutely.

12 MR. FERGUSON: Okay. It's all about the number.
13 And if you've got some things that you feel one person
14 doesn't have that someone says, well, they ought to have
15 this truck or that truck, and we get to the baseline
16 number and they can add that number and still be within
17 having the best bid, then all that other stuff should be
18 at the bottom line. All this little extra knickknacks,
19 things that people have to have that both companies are
20 qualified, or all three, but it comes down to who has the
21 lowest bid.

22 And if someone thinks that they want to -- if
23 it's a house, they want to have hardwood floors as opposed
24 to carpeting, and once they've picked the price of the
25 house and they say here's what this item has to have and

1 it's still the lowest number, that's what we should be
2 talking about.

3 And also who the different messengers are is the
4 most irrelevant thing I've ever heard, you know. In the
5 U.S. Congress, when someone leaves office and they have a
6 job as a lobbyist or doing something else that's not
7 illegal, it should not disqualify them, and you should not
8 even hear about that. And we should be actually talking
9 about the things that are totally relevant when it comes
10 down to this. Because in the end, as I keep saying, and
11 being a Democrat and knowing how these Republicans who
12 really don't like giving Flint and Detroit and other
13 places money, you know, when they need it, and if we look
14 like you're irresponsible and decide to waste money and
15 leave money on the table, it really compromises other
16 requests for funds that come to Flint in areas that we
17 need it, you know. And this major grant was stopped in
18 the U.S. Congress because the person said we don't feel
19 they're going to responsibly spend the money and do
20 things.

21 And this here is just an example if we can't
22 deal with money and decide of personalities and everything
23 else, then that really compromises Flint in the long run.
24 And that's what I'm saying, I'm saying what I'm looking at
25 and what's relevant to me. So please don't bring that

1 extraneous stuff in front of me and this RTAB if you guys
2 have an impasse because I'm not going to hear it.

3 CHAIRPERSON HEADEN: Were there individuals who
4 had wished to speak during public comment?

5 MR. FERGUSON: I don't mean to be rude, but I've
6 got to go to Detroit.

7 CHAIRPERSON HEADEN: We will have --

8 MS. GALLOWAY: Mr. Ferguson, can you -- before
9 Mr. Ferguson leaves, I don't have to be first, but I'd
10 like to address him for a minute.

11 CHAIRPERSON HEADEN: You have two minutes.
12 Please.

13 MS. GALLOWAY: Okay. First of all, I want to
14 thank this RTAB.

15 Mr. Ferguson, you spoke about -- oh, I'm sorry.
16 I'm Monica Galloway. I'm 7th Ward, city councilperson.

17 Thank you for taking my emails. Thank you for
18 allowing me to speak. But I wanted to say when you talk
19 about financial responsibility, we represent a group of
20 people that are speaking, and this is one of the few
21 contracts or things that they can weigh in on. Nothing
22 else that has happened to them have they had the ability
23 to weigh in on, but this is literally something that they
24 pay for as part of their property taxes in which their
25 voices are ringing out with clarity saying in this time of

1 uncertainty this is one thing that is working for us.

2 And so I'm asking that -- and I hear you say
3 it's about the numbers and irresponsibility. And it's not
4 about the players, it's about gaining the trust of the
5 community that we serve.

6 And, Mr. Ferguson, with all due respect, you
7 don't seem open to really being a mediator between the
8 executive and the legislative body. And I'll only say
9 that because even in a previous meeting you made your
10 point very clear. You said this RTAB supports the mayor.
11 So much so with your clarification that I appreciate
12 Mr. Headen calling me and to say this RTAB is not designed
13 for that and that you don't speak on behalf of the entire
14 RTAB.

15 I just ask that you would think about the voices
16 of the people that we represent. And it's not about
17 personality. We all have the opportunity to speak.

18 I'm appalled that Rizzo representatives would
19 continue to speak to the administrator as if he's -- I had
20 to ask him are you part of the administration?

21 It's just disappointing what has happened here
22 today. And I just speak on behalf of the 7th Ward,
23 nothing more. I just came to let their voice be said.

24 MR. FERGUSON: I'm going to say this to you.

25 CHAIRPERSON HEADEN: Thank you.

1 MR. FERGUSON: You know, none of us are perfect.

2 MS. GALLOWAY: Right.

3 MR. FERGUSON: Okay? And if I've ever said what
4 you said I said, which I must have said, you know, that --
5 and on the case where I said the mayor, it was an issue
6 that -- but what I'm saying to you today is that's why I
7 tried to clarify what I'm looking at when I vote. And
8 what I've tried to say very loud and clear, it still comes
9 down to the number. And if people want to add and
10 subtract different items that makes one number better than
11 the other, that's what I'm looking at.

12 And I said very clearly that I really believe
13 that all of you should look at the decisions you make
14 because of the people in Washington. And I said that very
15 clearly. And I said let's take all the personalities out.
16 And that's why I used Woodrow as an example, because I've
17 heard this from a number of sources that Woodrow's there,
18 and we don't like this and that, and that's why I said
19 that.

20 And I want to say this to you, that I want to
21 have a longer one-on-one conversation, that's why I pulled
22 my card out, and I'm going to be calling you, and we'll
23 talk some more, okay?

24 MS. GALLOWAY: I appreciate it.

25 CHAIRPERSON HEADEN: Next on the list, please?

1 MS. HUDSON: Chuck Rizzo.

2 MR. RIZZO: Yes, right here. Thank you.

3 CHAIRPERSON HEADEN: Mr. Rizzo, you have two
4 minutes.

5 MR. RIZZO: Thank you for the opportunity.
6 Chuck Rizzo. I'm the CEO of Rizzo Services.

7 We're real excited about bidding on the city of
8 Flint. We -- currently our pricing is \$2 million lower
9 than the next bidder for five years, \$4 million lower than
10 what the city's paying currently. So the city is saving
11 \$4 million dollars over five years based upon what they're
12 paying now. That comes down to \$60,000, roughly, per
13 month. So that's a huge savings. So the extent of this
14 thing one time already, that was \$60,000 extra that the
15 city had to pay by delaying the, you know, ability to pick
16 a service provider.

17 Also, we are the largest municipal waste hauler.
18 We've got over 450 trucks in our fleet. We have extra
19 trucks all the time. That's why we had the trucks
20 available to perform, and we can come into the city
21 immediately.

22 We are excited about working for the city. We
23 would hire as many people from Republic if they were out
24 of a job and provide -- you know, and make sure nobody's
25 unemployed. We do that all the time. As we take over new

1 cities, we have bid and saved 30 communities in the last
2 2 1/2 years millions of dollars and, you know, dealt with
3 going from one service provider to another.

4 There are performance bonds that are in place
5 for all these contracts, so with the performance bond the
6 city has insurance knowing that we're going to be -- we're
7 going to be responsible as far as the service, we're going
8 to make sure that the service is good, it's prompt, and we
9 hold our price. We have never gone back and raised our
10 price. The only time we ever asked for a change order to
11 raise our price is during the flood in 2014, which
12 everybody could -- you know, realizes it was an
13 extraordinary three to four weeks.

14 CHAIRPERSON HEADEN: This gentleman's time has
15 expired. Thank you.

16 MR. RIZZO: That's all I have. Thank you.

17 MS. HUDSON: Next up we have Kate Fields.

18 CHAIRPERSON HEADEN: Councilwoman, you have two
19 minutes, please.

20 MS. FIELDS: Thank you. Good morning.

21 Okay, I would like to say that the majority of
22 city council believes that this bid has been corrupted and
23 compromised from the beginning. Prior to any bid
24 evaluation in April in the first interviews that were
25 referenced by Ms. Muhammad, the Rizzo company said they

1 had already purchased a fleet, a fleet of garbage trucks,
2 20 garbage trucks. Now, what company invests that type of
3 capital until they felt assured they were getting the
4 contract? And let me point out the bids weren't even
5 evaluated at that point.

6 Secondly, only Rizzo Environmental Services was
7 allowed a second interview with the administration and the
8 evaluation committee where they were allowed to amend
9 elements of their bid, and this compromises the entire
10 process and makes it a corrupt bid.

11 The evaluation committee, I'd also like to point
12 out, wasn't even allowed to make a recommendation before
13 the administration whipped out this resolution awarding
14 the contract to Rizzo.

15 Now, I beg to differ in many ways with
16 Mr. Ferguson. I'm going to write a letter because I don't
17 have two minutes to talk about it, but basically, if it's
18 only about the dollar amount, why bother with an RFP? Why
19 does the government require an RFP and all these documents
20 in review in order to prove that you have an open and a
21 competitive process? You know, why don't they just stand
22 out on the street and holler a number and then we make a
23 decision based on that? So his opinion is of no value
24 whatsoever on that.

25 I'd like to say, three, why is the RTAB involved

1 in this at all? Mayor Weaver can't be allowed to use the
2 RTAB as a whiney child does when one parent says no so
3 then they go work on the other parent to say yes to get
4 what they want. The RTAB needs to let democracy work.

5 The only government agencies that should be
6 involved at this point are the Attorney General's Office
7 and the FBI.

8 CHAIRPERSON HEADEN: Ms. Fields, your time has
9 expired.

10 MS. HUDSON: We have Donna Poplar.

11 MS. POPLAR: For the record, my name is Donna
12 Poplar. And, Mr. Headen, it's a pleasure to sit here in
13 front of you.

14 I had a lot I wanted to say, but I want to not
15 say those things, but I want to commend you for being a
16 chairperson of integrity. This process I thought was
17 going to work in the negative, but I commend how you have
18 taken control, recognized a problem, and feel that this is
19 a situation that local government -- that means the
20 mayor's administration and city council -- should be able
21 to work through their differences and resolve this problem
22 on behalf of the city of Flint and its residents. I also
23 want to say I thank you for not giving the appearance that
24 you would do anything other than that that is of
25 integrity. But as we move forward in setting up RTAB

1 meetings, I would ask humbly that you engage the community
2 in your meetings; in other words, have it at a venue by
3 which the public can participate. It is virtually
4 impossible for our seniors and for those with disabilities
5 to be able to find transportation to come here to Lansing
6 to partake in the RTAB meetings relative to the concerns
7 that the city of Flint residents may have.

8 And so, again, I thank you for remaining honest,
9 and I thank you for being a great man of integrity. Thank
10 you.

11 CHAIRPERSON HEADEN: Thank you.

12 I would like to point out that we've had now,
13 since I think last June when the RTAB first met, I believe
14 this is probably our eighteenth or nineteenth meeting.
15 This is the only one we've had in Lansing, and this was
16 because it was called at the last minute. They're
17 typically in -- well, all but this one has been in City
18 Hall, either in the council chambers, or I think once was
19 in the dome area. So hopefully that venue's more
20 convenient to seniors or others who -- we don't expect
21 people to typically come up here to Lansing.

22 MS. HUDSON: The next up we have Steve
23 "Sile-a-tick-ee"?

24 MR. SIELATYCKI: I'll help you with that.
25 "Sil-at-a-kee."

1 MS. HUDSON: Thank you.

2 MR. SIELATYCKI: It's a Polish name.

3 MS. HUDSON: Sorry about that.

4 MR. SIELATYCKI: Thank you, Mr. Chair. Steve
5 Sielatycki, legal counsel for Republic Services. I'll be
6 quick since I've got the two minutes.

7 The RTAB's authority is limited by Public Act
8 436. Specifically Order 3, Section 27, which gives the
9 RTAB authority to execute contracts was removed by
10 amendment on May 26th of 2016. Section 32, which was the
11 language that the mayor's office has indicated triggered
12 the authority of this board was in the event -- Section 32
13 -- that the mayor or city council fails to perform a duty.
14 We don't have that here. The city council has performed
15 its duty, has passed a resolution. That resolution was
16 vetoed. That resolution will then -- that veto will be
17 overturned on Monday, and the city administration will
18 then have the authority to execute the contract and move
19 forward. So we've not triggered the authority of RTAB
20 based on that.

21 Order 20 also requires the city council, the
22 mayor and RTAB to comply with the local ordinance, and
23 that's really where the meat of all of this is. The local
24 ordinance, Subsection 18-21.5, Subsection (e) gives the
25 city council the right to approve any contract that's

1 issued, and it defines the lowest responsible bidder to be
2 something, quote, in addition to price, and it gives 12
3 different factors, at various throughout that says that
4 that can be something other than just price.

5 The two-step process of lowest responsible -- or
6 responsible bid and then you have to take the lowest is
7 not true. I heard a lot of that earlier. It's just
8 simply not true. That's not what the ordinance requires.

9 The ordinance also has an exception for a county
10 that is -- or a company that's located --

11 CHAIRPERSON HEADEN: I'm sorry, you made
12 reference to which section of the ordinance?

13 THE WITNESS: This is 18-21.5(e). And it also
14 has an exception on lowest bid price for a company located
15 in the County of Genesee, a 3.5 reduction that is
16 permissible.

17 And year three, the three-year contract, it's
18 actually a lower price for Republic Services when you look
19 at the actual price.

20 But this is a fake emergency. There's been a
21 60- to 90-day extension granted -- or offered, a two-year
22 extension --

23 CHAIRPERSON HEADEN: The gentleman's time has
24 expired.

25 MR. SIELATYCKI: -- and the veto is going to be

1 overridden.

2 So we don't have an emergency. The mayor's
3 emergency powers are not triggered.

4 Thank you.

5 CHAIRPERSON HEADEN: Thank you.

6 MS. HUDSON: And, lastly, we have Wantwaz Davis.

7 MR. DAVIS: Thank you.

8 How are you doing, Mr. Headen?

9 First and foremost I want to object to the
10 statement that he just made that it would be overturned
11 Monday. We don't know what's going to happen Monday, so I
12 have to object to that. It's on the record. That's an
13 objection.

14 Two is you made a profound statement that the
15 RTAB really didn't want to get involved in this, and
16 that's a good thing that the RTAB is not involved in this
17 because we should do things based on local government
18 control. We was given our power back and we should
19 exercise that. In order to not exercise that is when the
20 state comes in and tells us that we have control and we
21 really don't.

22 This ordinance says authority of the director
23 and or manager, director and/or manager, should have the
24 authority to award contracts within the purview of the
25 article, comma, subject to the approval of the city

1 council.

2 City council has made their decision that day.
3 Don't know what the decision would be Monday, but our
4 decision was made that day.

5 When you look at a company like this -- I have
6 nothing against Rizzo personally, but when you look at a
7 company that is a nonunionized company, they don't have a
8 landfill and they don't have nowhere where they'll put
9 their trucks at. Maybe they may now have somewhere where
10 they'll put their trucks at, but this is a nonunionized
11 company. Well, we got people working for Republic that
12 are unionized. You put them inside of a job, 90 days from
13 what their contract stated or some statement that was in
14 some of the excerpts that I looked at, that if they're not
15 up to par in 90 days, they can remove them. Well, that's
16 being biased. It sets the grounds to be biased or
17 discriminatory.

18 Why would we want to put a company that's
19 nonunionized in our city, hire people who has left from a
20 unionized company to a nonunionized company where they
21 have no recourse?

22 Michigan was based off the unions. Right to
23 Work is in effect. We don't like Right to Work. But we
24 don't want a company to come in that actually is annexed
25 to the Right to Work or corroborates with the Right to

1 Work. I don't like that. I don't just like it but my
2 residents don't like it and my constituents don't like it.
3 But we have to be abreast to what the law states.

4 The governor has given us our power back. We
5 exercise our power. It should be respected. Allow city
6 council to do what they have to do.

7 CHAIRPERSON HEADEN: Councilman, your time has
8 expired.

9 MR. DAVIS: Thank you, sir.

10 CHAIRPERSON HEADEN: I do thank you for saying I
11 made a profound statement.

12 MR. DAVIS: You did make a profound statement
13 saying you wanted to let city council do their job.

14 CHAIRPERSON HEADEN: I try to do so -- I try to
15 do so once a year, if only by accident.

16 MR. DAVIS: Well, you did it today. You did it
17 today.

18 CHAIRPERSON HEADEN: Is there anyone else who
19 had signed up for public comments?

20 MS. HUDSON: No, that was all we had.

21 CHAIRPERSON HEADEN: That concludes public
22 comments.

23 Without objection, we are adjourned.

24 (Meeting adjourned at 10:35 a.m.)

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CERTIFICATE OF NOTARY PUBLIC

I certify that this transcript, consisting of 64 pages, is a complete, true, and correct transcript of the proceedings taken in this case on July 22, 2016.

July 27, 2016

Suzanne Duda, CSR-3199, RPR, CRR
Notary Public, Clinton County, Michigan
Acting in the County of Ingham
My commission expires: May 6, 2019

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City of Flint, Michigan

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



Meeting Minutes 2 - Final

Monday, July 11, 2016

6:31 PM

RTAB SUMMARY

Council Chambers

CITY COUNCIL

*Kerry L. Nelson, President, Ward 3
Vicki VanBuren, Vice President, Ward 8*

Eric Mays, Ward 1

Kate Fields, Ward 4

Herbert J. Winfrey, Ward 6

Jacqueline Poplar, Ward 2

Wantwaz D. Davis, Ward 5

Monica Galloway, Ward 7

Scott Kincaid, Ward 9

Inez M . Brown, City Clerk

ROLL CALL

Present: Councilperson: Councilperson Mays, Councilperson Poplar, Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, VanBuren and Councilperson Kincaid

PUBLIC HEARINGS**160210.3** Public Hearing/Proposed 2016-2017 Action Plan of the Consolidated Plan

A Public Hearing for the purpose of receiving citizens' comments on the Proposed 2016-2017 Action Plan of the Consolidated Plan, scheduled for July 11, 2016, at 6:00 p.m.

HEARING HELD

160286.1 Public Hearing/Fenton Road Lane Reduction

A Public Hearing scheduled for Monday, July 11, 2016, at 5:30 p.m., on the proposed Fenton Road lane reduction from four lanes to three lanes.

HEARING HELD

RESOLUTIONS (May Be Referred from Special Affairs)**160286** Lane Reduction/Fenton Road

Resolution resolving that the proper City Officials are authorized to do all things necessary to reduce the number of lanes on Fenton Road, from Hemphill Road to I-69, from four to three - with construction scheduled to start in the spring of 2017.

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

Aye: 9 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

160286.2 Amended Resolution/Lane Reduction Project/Fenton Road/Local Share

An amended resolution approving the Lane Reduction Project for Fenton Road, reducing the number of lanes on Fenton Road (Hemphill Road to I-69) from four to three, with construction scheduled to start in the spring of 2017, at a total project amount of \$2,450,000.00, with the City's Local Share of \$453,250.00 (18.5%) coming from appropriated funds [Acct. No. 202-441.702-801.000]. [NOTE: Resolution amended to note City's share of funding.]

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

Aye: 9 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

APPOINTMENTS

None

LICENSES

None

RESOLUTIONS

None

ROLL CALL

Councilperson Mays briefly left the Council Chambers at 9:15 p.m., missing the vote on the Master Resolution.

Present: Councilperson: Councilperson Poplar, Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, VanBuren and Councilperson Kincaid

Absent: Councilperson: Councilperson Mays

RESOLUTIONS (May Be Referred from S.A.) Con't

160184 Approval and Adoption/Amended Biennial Master Fee Schedule/Fiscal Years 2015 and 2016/Lead Service Line Replacement Fee

Resolution resolving that the appropriate City Officials be and are authorized to amend the Biennial Master Fee Schedule for fiscal years 2015 and 2016 to include the Lead Service Line Replacement Fee of \$140.00 and to implement and collect the Lead Service Line Replacement Fee, effective immediately upon adoption of this resolution. as requested by the Department of Public Works (DPW). [NOTE: DPW has determined the need for an adjustment to fees charged by the City for Consumer Pavement Breaks, and recommends that the Lead Service Line Replacement Fee be set at \$140.00 - which shall consist of \$70.00 for pre-inspection and \$70.00 for post-inspection of the replacement.] [Administration Submission No. CA1922016]

SEPARATED FROM MASTER RESOLUTION

160267 Supplemental Funding/Memorandum of Understanding (MOU)/Genesee Conservation District (GCD)/Hazardous Tree Removals

Resolution resolving that the Mayor is authorized to do all things necessary to allocate \$256,000.00 to the Genesee Conservation District (GCD) to provide supplemental funding to contract tree removals identified as critical removals per the tree inventory emergency tree maintenance activities and to manage

the city's street tree activities through June 30, 2017 [Major Street Fund Acct. No. 202-449.215-801.000 = \$106,400.00 and Local Street Fund Acct. No. 203-449.215-801.000 = \$149,600.00]. [NOTE: MOU is not included.]

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

160288 CO#___/Contract/Ground Effect, Inc./Mowing Abatement of Right of Ways

Resolution resolving that the proper City Officials are authorized to enter into change order #___ to the contract with Ground Effect, Inc. for mowing abatement of right-of-ways, as requested by DPW/Transportation, in an amount NOT-TO-EXCEED \$70,000.00, with an aggregate spend amount of \$110,000.00 (FY2017 at \$30,000.00; \$40,000.00 pending adoption of FY2018 Budget) [Major Street Fund]. [Administration Submission No. CA2302016]

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

160289 CO#___/Contract/Curtis Landscaping/Mowing Abatement of Right of Ways

Resolution resolving that the proper City Officials are authorized to enter into change order #___ to the contract with Curtis Landscaping for mowing abatement of right-of-ways, as requested by DPW/Transportation, in an amount NOT-TO-EXCEED \$160,000.00, with an aggregate spend amount of \$210,000.00 (FY2017 at \$75,000.00; \$85,000.00 pending adoption of FY2018 Budget) [Major Street Fund]. [Administration Submission No. CA2312016]

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

160290 CO#___/Contract/Boyd's Lawn & Landscaping/Mowing Abatement of Right of Ways

Resolution resolving that the proper City Officials are authorized to enter into change order #___ to the contract with Boyd's Lawn & Landscaping for mowing abatement of right-of-ways, as requested by DPW/Transportation, in an amount NOT-TO-EXCEED \$160,000.00, with an aggregate spend amount of \$225,000.00 (FY2017 at \$75,000.00; \$85,000.00 pending adoption of FY2018 Budget) [Major Street Fund]. [Administration Submission No. CA2322016]

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

160291 CO#___/Contract/Neighborhood Engagement Hub/Mowing Abatement of Right of Ways

Resolution resolving that the proper City Officials are authorized to enter into change order #___ to the contract with Neighborhood Engagement Hub for mowing abatement of right-of-ways, as requested by DPW/Transportation, in an amount NOT-TO-EXCEED \$50,000.00, with an aggregate spend amount of \$95,000.00 (FY2017 at \$20,000.00; \$30,000.00 pending adoption of FY2018 Budget) [Major Street Fund]. [Administration Submission No. CA2332016]

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

160293 CO#1/Contract/Tri-County Refuse Service, Inc. dba Republic Services/Waste Collection Services

Resolution resolving that the proper City Officials are authorized to enter into change order #1 to the contract with Tri-County Refuse Service, Inc. dba Republic Services for waste collection services, as requested by DPW/Transportation, in an amount NOT-TO-EXCEED \$340,758.99, for an aggregate contractual amount of \$13,749,963.99 [Rubbish Collection Fund]. [Administration Submission No. CA2372016]

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

Passed The Consent Agenda

A motion was made by Councilperson Kincaid, seconded by Councilperson Poplar, including all the preceding items marked as having been adopted on a Consent Agenda. The motion carried by the following vote:

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Mays

ROLL CALL

Present: Councilperson: Councilperson Mays, Councilperson Poplar, Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, VanBuren and Councilperson Kincaid

SEPARATED FROM MASTER RESOLUTION

160184 Approval and Adoption/Amended Biennial Master Fee Schedule/Fiscal Years 2015 and 2016/Lead Service Line Replacement Fee

Resolution resolving that the appropriate City Officials be and are authorized to amend the Biennial Master Fee Schedule for fiscal years 2015 and 2016 to include the Lead Service Line Replacement Fee of \$140.00 and to implement and collect the Lead Service Line Replacement Fee, effective immediately upon adoption of this resolution. as requested by the Department of Public Works (DPW). [NOTE: DPW has determined the need for an adjustment to fees charged by the City for Consumer Pavement Breaks, and recommends that the Lead Service Line Replacement Fee be set at \$140.00 - which shall consist of \$70.00 for pre-inspection and \$70.00 for post-inspection of the replacement.] [Administration Submission No. CA1922016]

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

Aye: 4 - Councilperson Mays, Councilperson Davis, Councilperson Winfrey and Councilperson Galloway

No: 5 - Councilperson Poplar, President Nelson, Councilperson Fields, Vice President VanBuren and Councilperson Kincaid

RECONSIDERATION

160292 Approval/Letter of Agreement/City of Flint/Great Lakes Water Authority (GLWA)/Extension of Water Service Contract

Resolution resolving that the Flint City Council approves the Letter Agreement for Extension of Water Service Contract by the Great Lakes Water Authority (GLWA) dated July 6, 2016. [NOTE: The City of Flint requests an extension of the term of its Water Service Contract with the GLWA until June 30, 2017. The GLWA is agreeable to the City's request for an extension at the same contract terms and conditions as its existing FY2016 charges, with a renewal term equating to 11.5 months at a sum of \$12,731,400.00.]

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

Aye: 9 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

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

Aye: 9 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

LIQUOR LICENSES

None

ORDINANCES - First Reading

None

ORDINANCES - Second Reading

None

ADJOURNMENT

This regular City Council meeting was adjourned at 10:21 p.m.

(Proposal #16000524)

SUBMISSION NO.: CA 2302016

PRESENTED: 7-7-16

ADOPTED: _____

BY THE MAYOR:

RESOLUTION TO GROUND EFFECT FOR RIGHT OF WAY GRASS ABATEMENT

RESOLUTION

During the FY16 fiscal year, the Department of Purchases & Supplies solicited bids for mowing abatement of right of ways for a three year period as requested by the Department of Public Works/Transportation and Ground Effect, Inc., 2801 Arendal Dr., Flint, Michigan was one of five lowest responsive bidders from seven (7) solicitations to receive a contract for said services; and

During the FY16 fiscal year, Ground Effect, Inc. was awarded a contract and performed services with an aggregate value of \$40,000. The DPW/Transportation Division is requesting an additional \$30,000.00 to perform said services for FY17 and \$40,000.00 for the FY18 fiscal year. Funding for said services will come from the following accounts: 202-449.201-801.000 (\$17,500), 203-449.201-801.000 (\$12,500); and

IT IS RESOLVED, that the Proper City Officials are authorized to enter into a contract change order to Ground Effect, Inc. for mowing abatement of right of ways in an amount not to exceed \$70,000.00 with an aggregate spend amount of \$110,000.00. (Major Street Fund) \$30,000 FY17, \$40,000 pending adoption of the FY18 budget


APPROVED PURCHASING DEPT.:



Derrick Jones, Purchasing Manager


APPROVED AS TO FINANCE:


David L. Sabuda, Chief Financial Officer

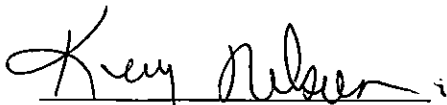
APPROVED AS TO FORM:


on behalf of 7/7/16
Stacy Erwin Oakes
Chief Legal Officer


Karen W. Weaver, Mayor


7/8/16
Sylvester Jones Jr., City Administrator

CITY COUNCIL:


Kerry Nelson, Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL:

7-11-2016

ADOPTED BY CITY COUNCIL:

7-11-2016

RESOLUTION STAFF REVIEW

DATE: July 7, 2016

Agenda Item Title: Mowing Abatement Services in the City of Flint Right-of-Way with Ground Effects for FY17 and FY18

Prepared By: Betty Wideman

Background/Summary of Proposed Action: The mowing right-of-ways throughout the City of Flint (grass over 4 inches tall)

Financial Implications: None

Budgeted Expenditure? Yes No Please explain if no:

Account No.: 202-449.201-801.000 and 203-449.201-801.000

Pre-encumbered? Yes No Requisition #160000775

Other Implications (i.e., collective bargaining):

Without this purchase order the right-of-ways will be overgrown and present a safety hazard to both motor vehicles and pedestrians (on the street and the sidewalks)

Staff Recommendation: Recommend Approval

Staff Person: Betty J. Wideman
Betty Wideman

(Proposal #16000524)

SUBMISSION NO.: CA 2312016

PRESENTED: 7-7-16

ADOPTED: _____

BY THE MAYOR:

RESOLUTION TO CURTIS LANDSCAPING FOR RIGHT OF WAY GRASS ABATEMENT

RESOLUTION

During the FY16 fiscal year, the Department of Purchases & Supplies solicited bids for mowing abatement of right of ways for a three year period as requested by the Department of Public Works/Transportation and Curtis Landscaping, 1128 N. Dye Rd., Flint, Michigan was one of five lowest responsive bidders from seven (7) solicitations to receive a contract for said services; and

During the FY16 fiscal year, Curtis Landscaping was awarded a contract and performed services with an aggregate value of \$50,000.00. The DPW/Transportation Division is requesting an additional \$75,000.00 to perform said services for FY17 and \$85,000.00 for the FY18 fiscal year. Funding for said services will come from the following account: 202-449.201-801.000; and

IT IS RESOLVED, that the Proper City Officials are authorized to enter into a contract change order to Curtis Landscaping for mowing abatement of right of ways in an amount not to exceed \$160,000.00 with an aggregate spend amount of \$210,000.00. (Major Street Fund) \$75,000 FY17, \$85,000 pending adoption of the FY18 budget

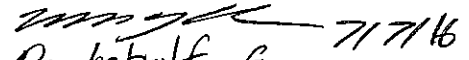
APPROVED PURCHASING DEPT.:


Derrick Jones, Purchasing Manager

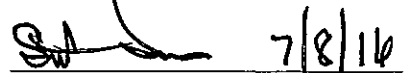
APPROVED AS TO FINANCE:


David L. Sabuda, Chief Financial Officer

APPROVED AS TO FORM:

 7/7/16
On behalf of
Stacy Ervin Oakes
Chief Legal Officer


Karen W. Weaver, Mayor

 7/8/16
Sylvester Jones Jr., City Administrator

CITY COUNCIL:


Kerry Nelson, Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL:

7-11-2016

ADOPTED BY CITY COUNCIL:

7-11-2016

RESOLUTION STAFF REVIEW

DATE: July 7, 2016

Agenda Item Title: Mowing Abatement Services in the City of Flint Right-of-Way with Curtis Landscaping Lawn Care & Snow Removal for FY17 and FY18

Prepared By: Betty Wideman

Background/Summary of Proposed Action: The mowing right-of-ways throughout the City of Flint (grass over 4 inches tall)

Financial Implications: None

Budgeted Expenditure? Yes No Please explain if no:

Account No.: 202-449.201-801.000 and 203-449.201-801.000

Pre-encumbered? Yes No Requisition #160000756

Other Implications (i.e., collective bargaining):

Without this purchase order the right-of-ways will be overgrown and present a safety hazard to both motor vehicles and pedestrians (on the street and the sidewalks)

Staff Recommendation: Recommend Approval

Staff Person: Betty J. Wideman
Betty Wideman

(Proposal #16000524)

SUBMISSION NO.: CA 232 2016

PRESENTED: 7-7-16

ADOPTED: _____

BY THE MAYOR:

**RESOLUTION TO BOYD'S LAWN & LANDSCAPING FOR
RIGHT OF WAY GRASS ABATEMENT**

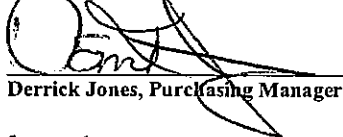
RESOLUTION

During the FY16 fiscal year, the Department of Purchases & Supplies solicited bids for mowing abatement of right of ways for a three year period as requested by the Department of Public Works/Transportation and Boyd's Lawn & Landscaping, 1093 Corydon Dr., Mt. Morris, Michigan was one of five lowest responsive bidders from seven (7) solicitations to receive a contract for said services; and

During the FY16 fiscal year, Boyd's Lawn & Landscaping was awarded a contract and performed services with an aggregate value of \$65,000.00. The DPW/Transportation Division is requesting an additional \$75,000.00 to perform said services for FY17 and \$85,000.00 for the FY18 fiscal year. Funding for said services will come from the following account: 202-449.201-801.000; and

IT IS RESOLVED, that the Proper City Officials are authorized to enter into a contract change order to Boyd's Lawn & Landscaping for mowing abatement of right of ways in an amount not to exceed \$160,000.00 with an aggregate spend amount of \$225,000.00. (Major Street Fund) \$75,000 FY17, \$85,000 pending adoption of the FY18 budget

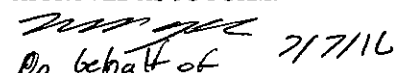
APPROVED PURCHASING DEPT.:


Derrick Jones, Purchasing Manager


APPROVED AS TO FINANCE:


David L. Sabuda, Chief Financial Officer

APPROVED AS TO FORM:


On behalf of 7/7/16
Stacy Ervin Oakes
Chief Legal Officer


Karen W. Weaver, Mayor


7/8/16
Sylvester Jones Jr., City Administrator

CITY COUNCIL:


Kerry Nelson, Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL:

7-11-2016

ADOPTED BY CITY COUNCIL:

7-11-2016

RESOLUTION STAFF REVIEW

DATE: July 7, 2016

Agenda Item Title: Mowing Abatement Services in the City of Flint Right-of-Way with Boyd's Lawn & Landscaping for FY17 and FY18

Prepared By: Betty Wideman

Background/Summary of Proposed Action: The mowing right-of-ways throughout the City of Flint (grass over 4 inches tall)

Financial Implications: None

Budgeted Expenditure? Yes No Please explain if no:

Account No.: 202-449.201-801.000 and 203-449.201-801.000

Pre-encumbered? Yes No Requisition #160000755

Other Implications (i.e., collective bargaining):

Without this purchase order the right-of-ways will be overgrown and present a safety hazard to both motor vehicles and pedestrians (on the street and the sidewalks)

Staff Recommendation: Recommend Approval

Staff Person: Betty J. Wideman
(Betty Wideman)

(Proposal #16000524)

SUBMISSION NO.: CA 2332016

PRESENTED: 7-7-16

ADOPTED: _____

BY THE MAYOR:

**RESOLUTION TO NEIGHBORHOOD ENGAGEMENT HUB FOR
RIGHT OF WAY GRASS ABATEMENT**

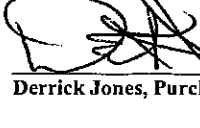
RESOLUTION

During the FY16 fiscal year, the Department of Purchases & Supplies solicited bids for mowing abatement of right of ways for a three year period as requested by the Department of Public Works/Transportation and Neighborhood Engagement Hub, 3216 M L King Blvd., Flint, Michigan was one of five lowest responsive bidders from seven (7) solicitations to receive a contract for said services; and


During the FY16 fiscal year, Neighborhood Engagement Hub was awarded a contract and performed services with an aggregate value of \$45,000.00. The DPW/Transportation Division is requesting an additional \$20,000.00 to perform said services for FY17 and \$30,000.00 for the FY18 fiscal year. Funding for said services will come from the following account: 202-449.201-801.000; and

IT IS RESOLVED, that the Proper City Officials are authorized to enter into a contract change order to Neighborhood Engagement Hub for mowing abatement of right of ways in an amount not to exceed \$50,000.00 with an aggregate spend amount of \$95,000.00. (Major Street Fund) \$20,000 FY17, \$30,000 pending adoption of the FY18 budget

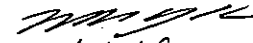
APPROVED PURCHASING DEPT.:

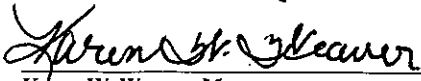

Derrick Jones, Purchasing Manager


APPROVED AS TO FINANCE:


David L. Sabuda, Chief Financial Officer

APPROVED AS TO FORM:


On behalf of 7/7/16
Stacy Ervin Oakes
Chief Legal Officer


Karen W. Weaver, Mayor

 7/8/16
Sylvester Jones Jr., City Administrator

CITY COUNCIL:


Kerry Nelson, Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL: 7-11-2016

ADOPTED BY CITY COUNCIL: 7-11-2016

RESOLUTION STAFF REVIEW

DATE: July 7, 2016

Agenda Item Title: Mowing Abatement Services in the City of Flint Right-of-Way with Neighborhood Engagement Hub for FY17 and FY18

Prepared By: Betty Wideman

Background/Summary of Proposed Action: The mowing right-of-ways throughout the City of Flint (grass over 4 inches tall)

Financial Implications: None

Budgeted Expenditure? Yes No Please explain if no:

Account No.: 202-449.201-801.000 and 203-449.201-801.000

Pre-encumbered? Yes No Requisition #160000776

Other Implications (i.e., collective bargaining):

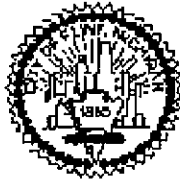
Without this purchase order the right-of-ways will be overgrown and present a safety hazard to both motor vehicles and pedestrians (on the street and the sidewalks)

Staff Recommendation: Recommend Approval

Staff Person: Betty J. Wideman
Betty Wideman

City of Flint, Michigan

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



Meeting Minutes 2 - Final

Monday, July 18, 2016

5:44 PM

RTAB SUMMARY

Council Chambers

SPECIAL CITY COUNCIL

*Kerry L. Nelson, President, Ward 3
Vicki VanBuren, Vice President, Ward 8*

Eric Mays, Ward 1

Jacqueline Poplar, Ward 2

Kate Fields, Ward 4

Wantwaz D. Davis, Ward 5

Herbert J. Winfrey, Ward 6

Monica Galloway, Ward 7

Scott Kincaid, Ward 9

Inez M . Brown, City Clerk

ROLL CALL

Present: Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

RESOLUTIONS

160315 Contract/Rizzo Environmental Services/Waste Collection Services

Resolution resolving that the Mayor and City Administrator are authorized to enter into a contract with Rizzo Environmental Services for waste collection for a five-year period, as requested by DPW and Utilities/Transportation, in an amount NOT-TO-EXCEED \$19,518,436.08 (Rubbish Collection Fund). Funding is based on the approval of the appropriate allocation for said services during the budget process for the fiscal years represented in the contract [Administration Submission No. CA2422016]

Adopted

Substituted

An amended resolution was provided by the Administration. The City Council accepted the amended resolution for a vote.

Amended

160315.1 Amended Resolution/Contract/Rizzo Environmental Services/Waste Collection Services

An amended resolution resolving that the Mayor and City Administrator are authorized to enter into a contract with Rizzo Environmental Services for waste collection for a five-year period, as requested by DPW and Utilities/Transportation, in an amount NOT-TO-EXCEED \$17,418,644.00 (Rubbish Collection Fund). Funding is based on the approval of the appropriate allocation for said services during the budget process for the fiscal years represented in the contract. [NOTE: Resolution amended to correct dollar amount from \$19,518,436.08 to \$17,418,644.00.]

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

Aye: 1 - Councilperson Mays

No: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

ADD-ON RESOLUTIONS

160323 Contract/Tri-County Refuse Service, Inc. dba Republic Services/Waste Collection Services/Recycling, Composting and Blight Removal

Resolution resolving that the City Council authorizes the appropriate City Officials to enter into a contract with Tri-County Refuse Service, Inc. dba Republic Services for waste collection services, recycling, composting, and blight removal for a three-year period, as requested by DPW and Utilities/Transportation, in an amount NOT-TO-EXCEED \$11,586,552.00 (Rubbish Collection Fund). Funding is based on the approval of the appropriate allocation for said services during the budget process for the fiscal years represented in the contract.

Adopted

Substituted

A motion was made by Councilperson Mays, seconded by Councilperson Winfrey, that this matter be POSTPONED. The motion failed by the following vote:

Aye: 2 - Councilperson Mays and Councilperson Winfrey

No: 7 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

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

Aye: 6 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Vice President VanBuren and Councilperson Kincaid

No: 3 - Councilperson Mays, Councilperson Winfrey and Councilperson Galloway

ROLL CALL

Councilperson Galloway left this Special City Council meeting at approximately 7:45 p.m.

Present: Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Vice President VanBuren and Councilperson Kincaid

Absent: Councilperson Galloway

RESOLUTIONS (Continued)

160319 Contract/WT Stevens Construction, Inc./Full Service Line Replacements/No More Than Fifty (50) Properties

Resolution resolving that the proper City Officials are authorized to enter into a contract that will award WT Stevens Construction, Inc. no more than fifty (50) properties that will require full service line replacements, as requested by the Administration and Utilities Department, in an amount NOT-TO-EXCEED \$320,000.00 [Water Fund Acct. No. 591-540.210-801.000]. [Administration Submission No. CA2582016]

This Matter was Adopted on the Consent Agenda.

160321 Contract/Johnson & Wood Mechanical/Full and Partial Service Line

Replacements/No More Than Fifty (50) Properties

Resolution resolving that the proper City Officials are authorized to enter into a contract that will award Johnson & Wood Mechanical no more than fifty (50) properties that will require full service and partial line replacements as determined by City Officials, as requested by the Administration and Utilities Department, in an amount NOT-TO-EXCEED \$320,000.00 [Water Fund Acct. No. 591-540.210-801.000]. [Administration Submission No. CA2572016]

This Matter was Adopted on the Consent Agenda.

160322**Contract/Goyette Mechanical/Replacement of Water Lines/Curb Box Excavations**

Resolution resolving that the proper City Officials are authorized to enter into a contract that will award Goyette Mechanical no more than one hundred-fifty (150) water line replacements from the main to the curb box and thirty (30) curb box excavations, as requested by the Administration and Utilities Department, in an amount NOT-TO-EXCEED \$619,500.00 [Water Fund Acct. No. 591-540.210-801.000]. [Administration Submission No. CA2402016]

This Matter was Adopted on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Councilperson Kincaid, seconded by Vice President VanBuren, including all the preceding items marked as having been adopted on a Consent Agenda. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Galloway

ADJOURNMENT

This Special City Council meeting was adjourned at 8:51 p.m.

City of Flint, Michigan

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



Meeting Minutes 2 - Final

Monday, July 25, 2016

6:16 PM

RTAB SUMMARY

Council Chambers

CITY COUNCIL

*Kerry L. Nelson, President, Ward 3
Vicki VanBuren, Vice President, Ward 8*

Eric Mays, Ward 1

Kate Fields, Ward 4

Herbert J. Winfrey, Ward 6

Jacqueline Poplar, Ward 2

Wantwaz D. Davis, Ward 5

Monica Galloway, Ward 7

Scott Kincaid, Ward 9

Inez M . Brown, City Clerk

ROLL CALL

Present: Councilperson: Councilperson Mays, Councilperson Poplar, Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, VanBuren and Councilperson Kincaid

SPECIAL ORDERS

160337 Special Order/Consideration of Mayor's Veto/City Council Resolution No. 160323 for Waste Collection Services

A Special Order to allow for City Council's consideration of Mayor Karen W. Weaver's "Notice of Veto" (dated July 19, 2016) for Resolution No. 160323, Resolution Approving Tri-County Refuse Service, Inc. dba Republic Services for Waste Collection Services, Recycling, Composting, and Blight Removal, as adopted by the City Council on July 18, 2016.

Presented

ADD-ON RESOLUTION

160323.2 Override/Mayor's Veto/City Council Resolution No. 160323/Tri-County Refuse, Inc. dba Republic Services/Waste Collection Services

Resolution by the Flint City Council to override Mayor Karen W. Weaver's veto (on Tuesday, July 19, 2016, at 3:44 p.m.) of City Council Resolution No. 160323, a Resolution Approving Tri-County Refuse, Inc. dba Republic Services for Waste Collection Services, Recycling, Composting, and Blight Removal - pursuant to Flint City Charter Section 3-304 (D).

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

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

No: 1 - Councilperson Mays

160338 Special Order/Kay Muhammad

A Special Order to allow for a presentation by former City of Flint Transportation Director Kay Muhammad.

Presented

PUBLIC HEARINGS

160265.3 Public Hearing/Amended Ordinance/Amendment/Ordinance/Chapter 50 (Zoning)/4601 Fenton Road/Jeremy Shaw/Shaw Distilling/PC 16-301/Ward 9

A public hearing on an amended ordinance to amend Chapter 50 (Zoning) of the Code of the City of Flint as requested by Jeremy Shaw, Shaw Distilling (PC 16-301), for a zoning change for the property at 4601 Fenton Road, Parcel No. 41-30-157-033, from "D-3" Community Business District to "D-5" Metropolitan Commercial-Service District.

HEARING HELD

ROLL CALL

Councilperson Mays briefly left the Council Chambers at 7:54 p.m.

Present: Councilperson: Councilperson Poplar, Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, VanBuren and Councilperson Kincaid

Absent: Councilperson: Councilperson Mays

ORDINANCES - Second Reading

160265.1 Amended Ordinance/Amendment/Ordinance/Chapter 50 (Zoning)/4601 Fenton Road/Jeremy Shaw/Shaw Distilling/PC 16-301/Ward 9

An amended ordinance to amend Chapter 50 (Zoning) of the Code of the City of Flint as requested by Jeremy Shaw, Shaw Distilling (PC 16-301), for a zoning change for the property at 4601 Fenton Road, Parcel No. 41-30-157-033, legally described as ATHERTON PARK LOTS 355, 356, 587 & 588, from "D-3" Community Business District to "D-5" Metropolitan Commercial-Service District. [Planning Commission recommends APPROVAL.] [NOTE: Ordinance amended to correct the Ward location from Ward 8 to Ward 9.]

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

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Mays

Enactment No: 4077

ROLL CALL

Councilperson Mays left this City Council meeting at approximately 8:45 p.m.

Present: Councilperson: Councilperson Poplar, Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, VanBuren and Councilperson Kincaid

Absent: Councilperson: Councilperson Mays

APPOINTMENTS

160313 Appointment/Hurley Board of Managers/Nancy J. Hanflik

Resolution resolving that the Flint City Council approves the appointment of Nancy J. Hanflik (1301 Woodlawn Park Drive, Flint, MI 48503) to serve a five-year term on the Hurley Board of Hospital Managers, commencing July 20, 2016, and expiring April 30, 2021. [NOTE: Ms. Hanflik is replacing Isaiah Oliver, who's term expired April 30, 2016, but he has continued to serve.]

A motion was made by Councilperson Galloway, seconded by Councilperson Winfrey, that this matter be POSTPONED for August 8, 2016. The motion failed by the following vote:

Aye: 4 - President Nelson, Councilperson Winfrey, Councilperson Galloway and Vice President VanBuren

No: 4 - Councilperson Poplar, Councilperson Fields, Councilperson Davis and Councilperson Kincaid

Absent: 1 - Councilperson Mays

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

Aye: 2 - Councilperson Winfrey and Councilperson Galloway

No: 6 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Mays

LICENSES

None

RESOLUTIONS

160294 Three-Year Contract/M & M Pavement Marking, Inc./Traffic Pavement Marking Services

Resolution authorizing the proper city officials to enter into a (three-year) contract with M & M Pavement Marking for traffic pavement marking services, as requested by Traffic Engineering, in an amount NOT-TO-EXCEED \$300,000.00 (\$90,000.00 for FY2017, \$100,000.00 for FY2018 and \$110,000.00 for FY2019, pending adoption of each yearly budget) [Major Street Fund Acct. No. 202-443.201-801.000].

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

160295 Annual Supply/Etna Supply/Water Main & Service Connection Parts

Resolution resolving that the Department of Purchases & Supplies is (authorized) to issue a purchase order to Etna Supply for (the annual supply of) water main and service parts, as requested by the Water Service Center, in an amount NOT-TO-EXCEED \$145,000.00 [Water Fund Acct. No. 591-540.202-726.000].

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

160296 Annual Supply/Fire Hydrants Manhole Covers & Catch Basin Grates

Resolution authorizing the Department of Purchases & Supplies to issue a purchase order to EJ USA for (the annual supply of) fire hydrants manhole covers and catch basin grates, as requested by the Water Service Center, in an amount NOT-TO-EXCEED \$180,000.00 [Water Fund Acct. No. 591-540.202-726.000 = \$100,000.00 and Sewer Fund Acct. No. 590-540.208-726.000].

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

160297 Annual Supply/Aldridge Trucking/Sand & Various Stones

Resolution authorizing the Department of Purchases and Supplies to issue purchase orders to Aldridge Trucking for (the annual supply of) fill sand, mason sand, 2NS sand, 3CS sand and various stones, as requested by Street Maintenance and the Water Service Center, in an amount NOT-TO-EXCEED \$96,000.00 [Major Street Fund Acct. No. 202-449.201-726.000 = \$7,500.00 and Acct. No. 202-449.203-726.000 = \$3,500.00; Water Fund Acct. No. 591-540.202-726.000 = \$40,000.00; and Sewer Fund Acct. No. 590-540.208-726.000 = \$40,000.00 and Acct. No. 590-550.202-775.000 = \$5,000.00].

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

160299 Two-Year Contracts/York Repair, Inc./Motor Preventive Maintenance Services

Resolution resolving that the proper city officials are hereby authorized to enter into contracts with York Repair, Inc., for two-year motor preventative maintenance services, at a cost NOT-TO-EXCEED \$45,000 for FY2017 and \$45,000.00, pending adoption of the FY2018 budget, as requested by Utilities/Water Service Center [Sewer Fund Acct. No. 590-550.202-775.000 = \$3,000.00 and Acct. No. 590-550.202-930.000 = \$17,000.00 and Water Fund Acct. No. 591-545.201-930.000 = \$25,000].

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

160301 Contract/Environmental Consulting and Technology (ECT), Inc./Engineering Services/Chevy Commons

Resolution resolving that the proper city officials are hereby authorized to enter into a contract with Environmental Consulting and Technology (ECT), Inc. for (additional) engineering services for the Chevy Commons Phytoremediation Project, in an amount NOT-TO-EXCEED \$200,000.00, with funds to be made available from USDA Forest Service Grant Acct. No. 296-690.391-801.000 FUSDA14CHEVY, as requested by Planning & Development.

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

160306 Contracts/Oak Construction/Removal/Concrete Patching & Joint Repair Services

Resolution resolving that the proper city officials are hereby authorized to enter into contracts with Oak Construction for concrete patching and joint repair services, as requested by the Utilities/Water Plant/Water Pollution Control, in an amount NOT-TO-EXCEED \$110,000.00 [Sewer Fund Acct. No. 590-550.202-930.000 = \$70,000.00 and Water Fund Acct. No. 591-545.201-930.000 = \$40,000.00].

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

160307 Annual Supply/Hach Company/Hach Laboratory Supplies

Resolution authorizing the Department of Purchases & Supplies is to issue (annual) purchase orders to Hach Company for the third year of a three-year agreement for Hach laboratory supplies, as requested by Utilities/DPW, in an amount NOT-TO-EXCEED \$34,400.00, and a three-year total expenditure of \$115,200.00 [Sewer Fund Acct. No. 590-550.100-740.200 = \$4,400.00 and Water Fund Acct. No. 591-545.200-726.000 = \$30,000.00].

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

160308 CO# __/Contract/Cut Rite Lawn Services/Mowing Abatement/Right of Ways

Resolution resolving that the proper City Officials are authorized to enter into change order #__ (to the contract with) Cut Rite Lawn Services for mowing abatement of right-of-ways, as requested by DPW/Transportation, in an amount NOT-TO-EXCEED \$50,000.00, with an aggregate spend amount of \$95,000.00 (FY2017 at \$20,000.00; \$30,000.00 pending adoption of FY2018 Budget) [Major Street Fund Acct. No. 202-449.201-801.000 = \$7,500.00 and Local Street Fund Acct. No. 203-449.201-801.000 = \$12,500.00]. [NOTE: During FY2016 Cut Rite Lawn Services was awarded a contract and performed services with an aggregate value of \$45,000.00. DPW/Transportation is requesting an additional \$20,000.00 for FY2017 and \$30,000.00 for FY2018.]

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

160309 Annual Supply/Arnold Sales/Janitorial Supplies

Resolution authorizing the Department of Purchases and Supplies to issue purchase orders to Arnold Sales for (the annual supply of) janitorial supplies, as requested by the DPW/Maintenance Division, in an amount NOT-TO-EXCEED \$80,000.00 for FY2017, and \$80,000.00 for FY2018 and \$80,000.00 for FY2019, pending adoption of the respective budgets [General Fund Acct. No. 101-338.201-726.000 = \$18,000 and Acct. No. 101-753.200-726.000, and

Sewer Fund Acct. No. 590-550.202-775.000].

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

160310 Annual Supply/Office Depot/Office Supplies/Various Departments

Resolution resolving that the Department of Purchases & Supplies is authorized to issue purchase orders to Office Depot for (the annual supply of) office supplies, as requested by various departments, in an amount NOT-TO-EXCEED \$109,740.00 [General Fund, Major Street Fund, Local Street Fund, Police Fund, Drug Law Enforcement Fund, Sewer Fund, Water Fund and Fleet/Central Garage Fund]; AND, resolving that the Finance Department has the discretion to spend an additional amount of no more than five (5) percent of the annual requested spend amount to Office Depot for unanticipated requests that may be submitted during the next year.

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

160311 Contract/3-Year/Duke's Root Control/Sewer Line Chemical Root Control Services

Resolution authorizing the proper city officials to enter into a three-year contract with Dukes Root Control for sewer line chemical root control services, as requested by Utilities/Water Service Center, in an annual amount NOT TO EXCEED \$350,000.00 for FY2017, and \$350,000.00 for FY2018 and \$350,000.00 for FY2019, pending adoption of the respective budgets [Sewer Fund Acct. No. 590-540.300-801.000].

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

RESOLUTIONS (May Be Referred from Special Affairs)

160320 Reprogramming/Unspent HOME Investment Partnership Funds/Contracts/Metro Community Development/Court Street Village/Genesee County Habitat for Humanity

Resolution resolving that contracts with Metro Community Development (\$246,793.00, Court Street Village (\$92,000.00) and Genesee County Habitat for Humanity (\$245,661.00) be approved and that the appropriate City of Flint officials are hereby authorized to do all things necessary to reprogram HOME funds in the amount of \$584,454.00, and to process a budget amendment moving funds to the appropriate accounts, as requested by the Department of Community and Economic Development (DCED).

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

160335 Due Date Extension/First Installment/2016 Summer City and School Property Tax Roll

Resolution resolving that the period during which the first installment owed on the 2016 summer City and school property tax roll may be paid without penalty or interest is extended from August 1, 2016 through close of City business on August 15, 2016. [NOTE: The City had a shortened time frame to prepare and balance the tax rolls as the approved tax rates were not finalized until the latter part of June and staff encountered problems with validation as to the bill format. As a result, a delay in excess of ten (10) days occurred in the printing and mailing of tax bills.] [Administration Submission No. CA2592016]

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

160336 Charitable Gaming License/State of Michigan Lottery Charitable Gaming Division/Flint Cultural Center Corporation, Inc./Fundraiser

Resolution recognizing the Flint Cultural Center Corporation, Inc. as a non-profit organization operating in the City of Flint for the purpose of obtaining a charitable gaming license, issued by the Michigan Lottery Charitable Gaming Division, relative to conducting a fundraising event on October 1, 2016, as allowed by Act 382 of the Public Acts of 1972, as amended. [Administration Submission No. CA2602016]

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

160339.1 Amended Resolution/Amendment/2016-2017 Adopted Budget/C.S. Mott Foundation Grant/Residential Service Line Technical Assistance

An amended resolution resolving that the appropriate City Officials are authorized to do all things necessary to amend the 2016-17 adopted budget to include revenue and expenditure appropriation for C.S. Mott Foundation Grant No. 2016-00387 for Residential Service Line Technical Assistance, in the amount of \$120,000.00, in the Water Fund under City of Flint Grant Code No. LCSM16-RSLTA, and to comply with the associated grant terms and conditions. [NOTE: Resolution amended to change the language in the 2nd paragraph from

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

Passed The Consent Agenda

A motion was made by Councilperson Kincaid, seconded by Councilperson Galloway, including all the preceding items marked as having been adopted on a Consent Agenda. The motion carried by the following vote:

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Mays

LIQUOR LICENSES

None

ORDINANCES - First Reading

160314 Amendment/Ordinance/Chapter 46 (Utilities)/Article V (Wastewater Disposal Regulations)/Division 2 (Use of the Publicly Owned Treatment Works)

An ordinance to amend Chapter 46 (Utilities), Article V (Wastewater Disposal Regulations), Division 2 (Use of the Publicly Owned Treatment Works), of the Code of the City of Flint by amending Section 46-146 (Discharge Prohibitions and Limits), specifically Tables 46-146(c) and (d)(2).

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

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Mays

160340 Amendment/Ordinance/Chapter 2 (Administration)/Article VI (City Wide Advisory Committee)

An ordinance to amend Chapter 2 (Administration), Article VI (City Wide Advisory Committee), of the Code of the City of Flint by amending Sections 2-26 through 2-26.4.

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

Aye: 8 - Councilperson Poplar, President Nelson, Councilperson Fields, Councilperson Davis, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Mays

ADJOURNMENT

This City Council meeting was adjourned at 10:10 p.m.

160308

(Proposal #16000524)

SUBMISSION NO.: CA 25/2016

PRESENTED: 7-14-16

ADOPTED: _____

BY THE MAYOR:

**RESOLUTION TO CUT RITE LAWN SERVICES FOR
RIGHT OF WAY GRASS ABATEMENT**

RESOLUTION

During the FY16 fiscal year, the Department of Purchases & Supplies solicited bids for mowing abatement of right of ways for a three year period as requested by the Department of Public Works/Transportation and Cut Rite Lawn Services, 210 S. 2nd St., Saginaw, Michigan was one of five lowest responsive bidders from seven (7) solicitations to receive a contract for said services; and

During the FY16 fiscal year, Cut Rite Lawn Services was awarded a contract and performed services with an aggregate value of \$45,000.00. The DPW/Transportation Division is requesting an additional \$20,000.00 to perform said services for FY17 and \$30,000.00 for the FY18 fiscal year. Funding for said services will come from the following accounts: 202-449.201-801.000 (\$7,500), 203-449.201-801.000 (\$12,500); and


IT IS RESOLVED, that the Proper City Officials are authorized to enter into a contract change order to Cut Rite Lawn Services for mowing abatement of right of ways in an amount not to exceed \$50,000.00 with an aggregate spend amount of \$95,000.00. (Major Street Fund) \$20,000 FY17, \$30,000 pending adoption of the FY18 budget


APPROVED PURCHASING DEPT.:

APPROVED AS TO FINANCE:


APPROVED AS TO FORM:


Derrick Jones, Purchasing Manager


David L. Sabuda, Chief Financial Officer


Stacy Erwin Oakes
Chief Legal Officer


Karen W. Weaver, Mayor


Sylvester Jones Jr., City Administrator

CITY COUNCIL:

RECEIVERSHIP TRANSITION ADVISORY BOARD:


Kerry Nelson, Council President

PRESENTED TO CITY COUNCIL:

7-20-2016

ADOPTED BY CITY COUNCIL:

7-25-2016

RESOLUTION STAFF REVIEW

DATE: July 7, 2016

Agenda Item Title: Mowing Abatement Services in the City of Flint Right-of-Way with Cut Rite Lawn Services for FY17 and FY18

Prepared By: Betty Wideman

Background/Summary of Proposed Action: The mowing right-of-ways throughout the City of Flint (grass over 4 inches tall)

Financial Implications: None

Budgeted Expenditure? Yes No Please explain if no:

Account No.: 202-449.201-801.000 and 203-449.201-801.000

Pre-encumbered? Yes No Requisition #160000758

Other Implications (i.e., collective bargaining):

Without this purchase order the right-of-ways will be overgrown and present a safety hazard to both motor vehicles and pedestrians (on the street and the sidewalks)

Staff Recommendation: Recommend Approval

Staff Person: Betty Wideman (Signature)
Betty Wideman

160320

Resolution: CA 2552016

Presented: 7-14-16

Adopted: _____

Resolution to Reprogram Unspent HOME Investment Partnerships Program (HOME) Funds and Enter Into Contracts with Metro Community Development for Financing 12 City-owned Homes in the amount of \$246,793; Court Street Village for Down Payment Assistance for 8 homes in the amount of \$92,000; and Genesee County Habitat for Humanity for a New Housing Development in the amount of \$245,661.

By the Mayor:

The Division of Community and Economic Development within the Department of Planning and Development has identified \$584,454 in unspent HOME Investment Partnerships Program (HOME) funds that are available for reprogramming; and

The Division requests to reprogram \$246,793 to Metro Community Development for Financing twelve (12) city-owned homes (built and/or renovated with NSP or HOME funds); and

The Division requests to reprogram \$92,000 to Court Street Village for a Down Payment Assistance Program for at least eight (8) homes in their two target neighborhoods; and

The Division requests to reprogram \$245,661 to GC Habitat for Humanity for a new construction duplex live/work housing development on University Avenue as part of the MSHDA Placemaking grant program; and

Funds are available in the below revenue and expenditure accounts and should be moved to the identified Metro Community Development, Court Street Village, and GC Habitat for Humanity accounts; and

FROM	AMOUNT	TO FHUD16HOME Accounts	AMOUNT
FHUD16HOME	\$584,454.00	Metro Community Development financing program for 12 NSP/HOME houses	\$246,793.00
Revenue Account 274-749.103-502.749		Revenue Account 274-749.446-502.749	
		Expense Account 274.749.446-805.302	
Expense Account 274.749.103-700.100		Court Street Village down payment assistance program for 8 homes in target neighborhoods	\$92,000.00
		Revenue Account 274-749.281-502.749	
		Expense Account 274.749.281-805.303	
		Genesee County Habitat for Humanity live/work duplex development (CHDO Activity)	\$245,661.00
		Revenue Account 274-749.271-502.749	
		Expense Account 274.749.271-805.276	
TOTAL	\$584,454.00		\$584,454.00

Attachment #5b

This action represents a substantial amendment to the City's Consolidated Plan. CED has completed the requisite publication and comment period; and

Metro Community Development, Court Street Village, and Habitat for Humanity will not obligate any funds, incur any costs, nor implement any physical activities until the CED Division has completed the Environmental Review Record, received a release of funds from the U.S. Department of HUD, completed all required HOME compliance activities, and has issued a written notice to proceed to the agencies; and

The proposed contracts will be reviewed and approved by the Mayor and City Administrator.

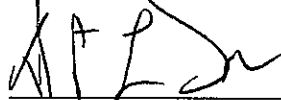
IT IS RESOLVED, that the above referenced contracts will be approved and that the appropriate City of Flint officials are hereby authorized to do all things necessary to reprogram HOME funds in the amount of \$584,454, and to process a budget amendment moving funds to appropriate accounts as identified above.

APPROVED AS TO FORM:



Stacy Erwin Oakes, Chief Legal Officer

APPROVED AS TO FINANCE:



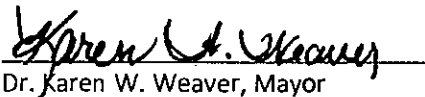
David Sabuda, Interim Chief Financial Officer

CITY COUNCIL:



Kerry Nelson, Council President

ADMINISTRATION:



Dr. Karen W. Weaver, Mayor

PRESENTED TO CITY
COUNCIL:

7-20-2016

ID (RTAB):

ADOPTED BY CITY
COUNCIL:

7-25-2016

Attachment #5b

RESOLUTION STAFF REVIEW

Date:

July 7, 2016

Agenda Item Title:

Resolution to Reprogram Unspent HOME Investment Partnerships Program (HOME) Funds and Enter Into Contracts with Metro Community Development for Financing 12 City-owned Homes in the amount of \$246,793; Court Street Village for Down Payment Assistance for 8 homes in the amount of \$92,000; and Genesee County Habitat for Humanity for a New Housing Development in the amount of \$245,661.

Prepared By:

Emily Collins-Hamel, Planning and Development Department, Division of Community and Economic Development (CED)

Background/Summary of Proposed Action:

The Department of Planning and Development, Community and Economic Development Division has identified \$584,454 in unspent HOME Investment Partnerships Program (HOME) funds from the HOME 15-16 allocation that are available for reprogramming. The Division requests to reprogram \$246,793 to Metro Community Development for Financing twelve (12) city-owned homes (built and/or renovated with NSP or HOME funds); \$92,000 to Court Street Village for a Down Payment Assistance Program for at least eight (8) homes in their two target neighborhoods; and \$245,661 to GC Habitat for Humanity for a new construction duplex live/work housing development on University Avenue as part of the MSHDA Placemaking grant program.

This reprogramming is part of a substantial amendment to the Consolidated Plan and per Citizen Participation requirements, was published in The Flint Journal on June 25th, 2016. The comment period ends July 25th, 2016 and the City may now enter into contracts, pending receipt of HUD's environmental release of funds.

These projects, especially the new construction duplex live/work housing development, are in line with the City's new Housing Investment Strategy which is being rolled out this summer, which includes city priorities including energy efficiency, compliance with the Master Plan, and utilizing of the Housing Target Market Analysis completed in 2015.

Financial Implications (i.e., budget, account information)

Reprogramming funds to activities that can funds allows CED to draw down funds that are otherwise being unused and ensures that CED meets its ongoing CHDO requirements. Also, by utilizing HOME funds for financing for city-owned homes, they can be sold to income-qualifying homeowners instead of remaining vulnerable for vandalism, remediation that which must be paid for out of the city's General Fund.

Budgeted Expenditure: Yes No Please explain, if no:

Pre-encumbered: Yes No

Requisition # upon approval


Accounts Verified: Cadetsm 7-11-16

Other Implications: No other implications are known at this time.

Attachment #5b

Staff Recommendation: Staff recommends approval of this resolution.

APPROVAL



Program Manager, CED

Attachment #5b

07/13/2016

REVENUE AND EXPENDITURE REPORT FOR CITY OF FLINT
PERIOD ENDING 06/30/2016

(6/30)

GL NUMBER	DESCRIPTION	2015-16 AMENDED BUDGET	YTD BALANCE 06/30/2016	UNENCUMBERED BALANCE	% BDGT USED
Fund 274 - HUD CDBG, ESG, & HOME GRANTS					
Dept 749.103-COF Housing activities					
274-749.103-502.749	Federal Grants Hud - Home	584,454.00	0.00	584,454.00	0.00
274-749.103-700.100	Unallocated budget appropriations	584,454.00	0.00	584,454.00	0.00
Net - Dept 749.103-COF Housing activities		0.00	0.00	0.00	0.00
Fund 274 - HUD CDBG, ESG, & HOME GRANTS :					
TOTAL REVENUES		584,454.00	0.00	584,454.00	0.00
TOTAL EXPENDITURES		584,454.00	0.00	584,454.00	0.00
NET OF REVENUES & EXPENDITURES		0.00	0.00	0.00	0.00

SUBMISSION NO.: CA2592016

PRESENTED: 7-19-16

ADOPTED: _____

RESOLUTION TO EXTEND THE DUE DATE FOR THE FIRST INSTALLMENT ON THE 2016 SUMMER CITY AND SCHOOL PROPERTY TAX ROLL FROM AUGUST 1, 2016 THROUGH AUGUST 15, 2016.

Article VII, Finance, Section 7-207, Installment Payment of Taxes, of the Flint City Charter provides in Subsection A that one-third (1/3) of all property taxes for City and school purposes shall become due and payable upon the first (1st) day of July in the year assessed and may be paid during the month of July without penalty or interest, thereafter such installment of taxes, while unpaid, shall be deemed delinquent and shall bear interest at the rate of one-half of one percent (1/2%) per month or fraction thereof.

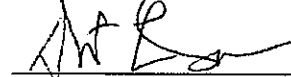
The City of Flint in June, 2016 had a shortened time frame to prepare and balance the tax rolls as the approved tax rates were not finalized until the latter part of June. Staff subsequently encountered problems with having the sample tax bills validated as to the bill format meeting the requirements to be successfully processed by the scanning equipment used by the lock box operation. As a result, a delay in excess of 10 days has occurred in the printing and mailing of the tax bills.


IT IS RESOLVED that the period during which the first installment owed on the 2016 summer city and school property tax roll may be paid without penalty or interest is extended from August 1, 2016 through close of City business on August 15, 2016.

APPROVED AS TO FORM:


Stacy Erwin Oakes, Chief Legal Officer

APPROVED AS TO FINANCE:


David L. Sabuda, Interim Chief Financial Officer


Sylvester Jones, City Administrator

Approved by City Council:


Kerry Nelson, Council President

PRESENTED TO CITY
COUNCIL: 7-25-2016

ADOPTED BY CITY
COUNCIL: 7-25-2016

RESOLUTION STAFF REVIEW

DATE: 07-18-16

Agenda Item Title: Resolution to extend the period during which the first installment owed on the 2016 summer city and school property tax roll may be paid without penalty or interest from August 1, 2016 through August 15, 2016.

Prepared By: David L. Sabuda, Interim Chief Financial Officer

Background/Summary of Proposed Action: In June 2016 the City of Flint had a shortened time frame to prepare and balance the tax rolls as the approved tax rates were not finalized until the latter part of June. Staff subsequently encountered problems with having the sample tax bills validated such that they could be successfully processed by the scanning equipment used by the lock box operation. These delays have resulted in bills being mailed the week of July 11th and will delay by 10 days or more the time period when customers will receive their tax bills. It is proposed to have approved a resolution providing for a 14 day extension of the due date for the first installment so that the tax bill amount is due without penalty and interest through the close of City business of August 15, 2016.

Financial Implications: There are essentially no financial implications as the City will not have a material reduction in late interest revenue.

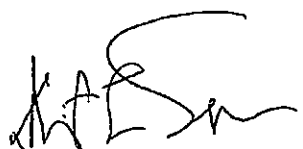
Budgeted Expenditure? Yes No Please explain if no: No expenditures are required.

Account No.: N/A

Pre-encumbered? Yes No **Requisition #** N/A

Other Implications (i.e., collective bargaining):
None

Staff Recommendation: It is the Finance Department's recommendation to provide for the extension of the period during which the first installment owed on the 2016 summer property taxes may be paid without penalty or interest through close of City business on August 15, 2016.

Staff Person: 
David L. Sabuda, Interim Chief Financial Officer

Approval: _____
Sylvester Jones, City Administrator



CITY OF FLINT, MICHIGAN
Department of Finance

Sylvester Jones
City Administrator


David L. Sabuda, CPA
Chief Financial Officer

Dawn Steele
Deputy Finance Director

Dr. Karen W. Weaver
Mayor

DATE: July 19, 2016

TO: Eric Cline, Department Manager
Michigan Department of Treasury
Local Government Financial Services Division
Fiscal Responsibility Section

FROM:  David L. Sabuda, Interim Finance Director

RE: Budget to Actual Revenue and Expenditure Report – June 2016

Please find attached the Budget to Actual Revenue and Expenditure Report and Cash and Investment Summary for the period ending June 30, 2016 for your review and submission to the RTAB per Emergency Manager Order 20.

Please note that the reporting period aligns with the City's fiscal year end June 30, 2016. The activity shown in the attached reports is unaudited and subject to change as City staff continues to work on posting annual transactions associated with closing the fiscal year. For example, the following transactions are inherent to this process and will impact year-end balances once recorded: accounts receivable and accounts payable accruals, inter-fund transfers in/out, and budgeted use of fund balance.

Currently, the Rubbish Collection Fund is in a negative cash position at 6/30/2016. The City will wait until 9/1/2016 to set up the necessary inter-fund dollars from the General Fund to insure a positive cash position in the Rubbish Collection Fund at 6/30/2016.

The City's annual audit is scheduled to be conducted by an external CPA firm during the month of October 2016 with interim work being performed in August 2016. As required by Public Act 2 of 1968 as amended and City Ordinance #3855, audited financial statements for the fiscal year ending June 30, 2016 will be available no later than December 31, 2015.

A summary of major events by Fund is provided below:

RUBBISH COLLECTION FUND

The current waste collection services contract for the City of Flint expired on 6/30/2016. The City Administration directed the Purchasing Department to bid out the waste collection service contract for a three year period and a five year period.

The City advertised for proposals on the City's website per City ordinance in April 2016. Four sealed bids were received by the City and opened said bids in early May 2016. In mid-May, Purchasing referred the bid responses to the DPW. In mid-June 2016, Purchasing and the DPW met with three of the four vendors who bid to evaluate the bids. The CFO at the time performed the fiscal analysis of the bids. All of the information was referred to the Administration in late June 2016 via DPW and the CFO. City Administration determined that Rizzo Environmental was the lowest responsible bidder in accordance with Section 18-21.5 of the Flint Code of Ordinances to provide waste collection services for a five year period for an amount not to exceed \$17,418,644.

City Administration then placed the award of the waste collection services contract on the June 27, 2016 City Council agenda, recommending Rizzo Environmental in an amount not to exceed \$17,418,644 for a five year period. City Council did not pass the recommended resolution. A March 2016 discussion item regarding Republic Services bid information was on the July 6, 2016, City Council Finance Committee agenda. The Council Finance Committee failed to have a Committee quorum on that date to discuss the item. On July 18, 2016, the City Council held a special City Council meeting. On the agenda was the recommendation by Administration to award the rubbish disposal contract to Rizzo Environmental in an amount not to exceed \$17,418,644 for a five year period. City Council did not pass the recommended Administration resolution as drafted by the City Purchasing Department and approved by the Legal Department and the Interim Chief Financial Officer.

City Council, at the July 18, 2016 meeting, then approved a three year contract with Republic Waste Services in the amount of \$11,586,552.00 from the Rubbish Collection Fund to provide waste collection services. This approved resolution was not reviewed or discussed prior to council approval with the Mayor or any other City staff involved in the purchasing resolution process.

The financial analysis of the bids given to City Council as recommended by administrations is as follows:

Three Year Contract Analysis:

Service Type:	Emterra*	Republic	Rizzo
Waste	\$7,564,626	\$7,770,649	\$7,627,328
Recycle	1,236,138	743,474	1,542,933
Compost	2,337,913	3,072,429	2,037,836
Dumpsters	18,720	Included	Included
Total All Services	\$11,157,397	\$11,586,552	\$11,208,097
Rizzo Three Year Savings over Republic			\$378,455

*Emterra was eliminated from the bid due to not being able to provide timely service. Waste Management was the fourth vendor and price exceeded Republic.

Five Year Contract Analysis:

Service Type:	Emterra*	Republic	Rizzo
Waste	\$12,536,049	\$12,809,254	\$11,741,816
Recycle	2,060,230	1,460,076	2,474,515
Compost	3,896,521	5,249,107	3,202,313
Dumpsters	18,720	Included	Included
Total All Services	\$18,511,520	\$19,518,436	\$17,418,644
Rizzo Five Year Savings over Republic			\$2,099,792

*Emterra was eliminated from the bid due to not being able to provide timely service. Waste Management was the fourth vendor and price exceeded Republic.

Estimated Three Year Savings compared to Historic Actual Republic Charges:

Fiscal Year	Republic	Rizzo	Rizzo Savings
2013/14	\$3,891,523	\$3,483,728	\$407,795
2014/15	3,986,096	3,483,728	\$502,368
2015/16	4,064,005	3,483,728	\$580,277
Estimated Three Year Rizzo Savings on actual cost Republic			\$1,490,440

The Interim Chief Financial Officer is recommending that the RTAB not approve the proposed Republic Services waste collection contract as approved by City Council. This is due to the prohibitive increase in service cost over a three and five year period when comparing the Republic bid to the Rizzo bid for waste collection services.

Attached, please find the original council item concerning waste collection services. The City Finance Department has also included a copy of the final resolution approving waste collection services by the Flint City Council.

If you have any questions, I will be present at the July 2016 RTAB meeting to answer those questions.

CITY OF FUJNT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 101 - General Fund						
Property Taxes	4,970,000	4,699,113	4,700,000	4,575,027	124,973	97.34
Special assessment taxes	16,656	20,973	8,383	8,383	-	100.00
Income taxes	13,131,100	14,314,826	14,705,612	14,465,231	240,381	98.37
Interest and dividend income	235,000	266,167	245,000	112,387	132,613	45.87
State revenues	17,834,960	17,861,513	17,869,712	15,248,203	2,621,509	85.33
Charges for service rendered	7,732,415	7,923,206	8,225,047	8,018,886	206,161	97.49
Other revenues	517,153	868,582	252,618	284,154	(31,536)	112.48
Drawings from fund balance	(1,000,000)	-	(1,000,000)	-	(1,000,000)	-
Due From Fund Balance			98,675	-	98,675	-
Fines and forfeitures	1,612,245	1,562,201	706,419	795,243	(88,824)	112.57
License and Permits	1,200,300	1,144,949	1,163,545	890,257	273,288	76.51
Proceeds from sale of capital assets	500	500	-	-	-	-
Transfers in	4,577,998	4,577,998	3,777,998	3,777,998	-	100.00
Proceeds from loan	7,000,000	7,000,000	-	-	-	-
TOTAL REVENUES	57,828,326	60,240,028	50,753,009	48,175,769	2,577,240	94.92
General government	20,282,596	20,529,072	22,122,137	20,731,583	1,390,554	93.71
Legislative	439,775	415,037	667,602	605,120	62,482	90.64
Judicial	3,964,721	3,929,782	2,415,546	2,384,107	31,439	98.70
Police	13,132,962	12,961,412	15,783,600	14,516,137	1,267,463	91.97
Emergency dispatch	2,424,446	2,413,532	202,919	160,529	42,390	79.11
Fire	5,707,529	5,558,910	6,434,419	5,416,500	1,017,919	84.18
Community development	868,763	742,881	837,028	628,097	208,931	75.04
Facilities and Maintenance	1,453,321	1,332,445	1,462,452	1,164,924	297,528	79.66
Transfers out	99,140	149,206	-	-	-	-
TOTAL EXPENDITURES	48,373,253	48,032,276	49,925,703	45,606,997	4,318,706	91.35
NET OF REVENUES/EXPENDITURES	9,455,073	12,207,752	827,306	2,568,772	(1,741,466)	
BEG. FUND BALANCE	(8,961,424)	(8,961,424)	3,246,328	3,246,328		
FUND BALANCE ADJUSTMENTS			1,000,000			
CONTRIBUTION TO FUND BALANCE			5,073,634	5,815,100		
END FUND BALANCE	493,649	3,246,328	5,073,634	5,815,100		
FUND BALANCE AS % OF EXPENDITURES - ACTUAL	1%	7%	10%			
FUND BALANCE AS % OF EXPENDITURES - POLICY	15%	15%	15%			
DESIGNATED RESERVE PER POLICY (15%)	7,255,988	7,255,988	7,488,855			
VARIANCE ACTUAL TO POLICY	(6,762,339)	(4,009,660)	(2,415,221)			

CITY OF FOUNTAIN
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 202 - Major Street Fund						
State revenues	7,381,806	7,624,369	6,930,520	6,101,708	828,812	88.04
Charges for service rendered	23,887	13,461	31,886	83,742	(51,856)	262.63
Other revenues	209,229	290,320	183,974	190,203	(6,229)	103.39
Drawings from fund balance	1,181,572	-	2,241,926	-	2,241,926	-
License and Permits	-	-	-	500	(500)	-
Interest and Dividend income	-	29,010	-	-	-	-
Federal revenues	87,680	87,680	-	-	-	-
TOTAL REVENUES	8,884,174	8,044,841	9,388,306	6,376,153	3,012,153	67.92
General government	1,442,892	1,444,565	1,638,378	1,639,357	(979)	100.06
Transportation	6,478,149	4,960,037	7,062,600	4,915,645	2,146,955	69.60
Debt services - interest	8,551	8,550	8,550	8,550	-	100.00
Debt services - principal	110,072	110,070	110,072	110,070	2	100.00
Transfers out	-	-	568,703	568,703	-	100.00
TOTAL EXPENDITURES	8,039,664	6,523,221	9,388,303	7,242,325	2,145,978	77.14

NET OF REVENUES/EXPENDITURES	844,510	1,521,619	3	(866,172)	866,175
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BEG. FUND BALANCE	4,926,787	4,926,787	6,448,406	6,448,406
END FUND BALANCE	4,589,725	6,448,406	4,206,483	5,582,234

FUND BALANCE AS % OF REVENUES - ACTUAL	60%	84%	59%
FUND BALANCE AS % OF REVENUES - POLICY	15%	15%	15%

DESIGNATED RESERVE PER POLICY (15%)	1,155,390	1,155,390	1,071,957
VARIANCE ACTUAL TO POLICY	3,434,335	5,293,016	3,134,526

CITY OF FLINT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 203 - Local Street Fund						
State revenues	1,941,703	1,942,017	3,383,287	2,734,517	648,770	80.82
Other revenues	618,343	117,135	630,677	485,842	144,835	77.03
Interest and dividend income	-	5,993	-	-	-	-
Transfers in	-	-	568,703	568,703	-	100.00
Drawings from fund balance	288,513	-	421,863	-	421,863	-
TOTAL REVENUES	2,848,559	2,065,146	5,004,530	3,789,062	1,215,468	75.71
Fund 203 - Local Street Fund						
General government	314,770	314,770	402,087	402,087	-	100.00
Transportation	2,476,951	1,993,806	4,602,443	2,589,744	2,012,699	56.27
TOTAL EXPENDITURES	2,791,721	2,308,576	5,004,530	2,991,831	2,012,699	59.78
NET OF REVENUES/EXPENDITURES	56,838	(243,430)	-	797,231	(797,231)	
BEG. FUND BALANCE	1,610,712	1,610,712	1,367,282	1,367,282		
END FUND BALANCE	1,379,037	1,367,282	945,419	2,164,513		
FUND BALANCE AS % OF REVENUES - ACTUAL	54%	53%	21%	57%		
FUND BALANCE AS % OF REVENUES - POLICY	15%	15%	15%	15%		
DESIGNATED RESERVE PER POLICY (15%)	384,007	384,007	687,400	687,400		
VARIANCE ACTUAL TO POLICY	995,030	983,275	258,019	258,019		

CITY OF FLINT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 205 - Public Safety						
Property Taxes	3,688,275	3,842,853	3,700,000	3,776,292	(76,292)	102.06
State revenues	-	-	334,024	552,008	-	-
Interest and dividend income	-	30,798	-	-	-	-
Other revenues	-	5,462	-	-	-	-
Drawings from fund balance	4,690,318	-	2,481,948	-	2,481,948	-
TOTAL REVENUES	8,378,593	3,879,113	6,515,972	4,328,300	2,187,672	66.43
Police	2,705,773	2,684,119	1,974,515	1,856,082	118,433	94.00
Fire	3,675,510	3,633,122	4,279,226	4,273,557	5,669	95.87
TOTAL EXPENDITURES	6,381,283	6,317,241	6,253,741	6,129,639	124,102	98.02
NET OF REVENUES/EXPENDITURES	1,997,310	(2,438,128)	262,231	(1,801,339)	2,063,570	
BEG. FUND BALANCE	8,457,278	8,457,278	6,019,150	6,019,150		
END FUND BALANCE	5,764,270	6,019,150	3,799,433	4,217,810		
FUND BALANCE AS % OF REVENUES - ACTUAL	156%	163%	94%			
FUND BALANCE AS % OF REVENUES - POLICY	10%	10%	10%			
DESIGNATED RESERVE PER POLICY (10%)	368,827	368,827	370,000	1,260,588	-	100.00
VARIANCE ACTUAL TO POLICY	5,395,442	5,650,322	3,429,433	184,002	-	-
Fund 207 - Police Fund						
Property Taxes	1,250,306	1,293,783	1,260,588	1,260,588	-	100.00
State revenues	-	-	92,450	184,002	-	-
Interest and dividend income	-	445	-	-	-	-
Other revenues	93,180	1,740	-	-	-	-
Drawings from fund balance	42,502	-	4,262	-	4,262	-
TOTAL REVENUES	1,385,988	1,295,968	1,357,300	1,444,590	(87,290)	106.43
Fund 207 - Police Fund						
Police	1,358,912	1,311,361	1,264,850	1,240,920	864,883	98.11
TOTAL EXPENDITURES	1,358,912	1,311,361	1,264,850	1,240,920	23,930	98.11
NET OF REVENUES/EXPENDITURES	27,076	(15,392)	92,450	203,670	(111,220)	
BEG. FUND BALANCE	19,656	19,656	4,264	4,264		
END FUND BALANCE	4,230	4,264	92,452	207,934		
FUND BALANCE AS % OF REVENUES - ACTUAL	0%	0%	7%			
FUND BALANCE AS % OF REVENUES - POLICY	10%	10%	10%			
DESIGNATED RESERVE PER POLICY (10%)	134,349	134,349	126,059	126,059		
VARIANCE ACTUAL TO POLICY	(130,118)	(130,085)	(33,607)			

CITY OF FLINT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 208 - Park/Recreation Fund						
Property Taxes	312,546	323,951	315,000	315,054	(54)	100.02
Interest and dividend income	-	718	-	-	-	-
Other revenues	4,930	16,954	4,825	1,235	3,590	25.60
Drawings from fund balance	97,000	-	81,229	-	81,229	-
Transfers in	99,413	99,140	-	-	-	-
TOTAL REVENUES	513,889	440,762	401,054	316,289	84,765	78.86
Fund 208 - Park/Recreation Fund						
Community development	513,889	459,475	401,054	303,230	269,695	75.61
TOTAL EXPENDITURES	513,889	459,475	401,054	303,230	97,824	75.61
NET OF REVENUES/EXPENDITURES	-	(18,712)	-	13,059	(13,059)	
BEG. FUND BALANCE	99,941	99,941	81,229	81,229		
END FUND BALANCE	2,941	81,229	(0)	94,288		
FUND BALANCE AS % OF REVENUES - ACTUAL	1%	19%	0%			
FUND BALANCE AS % OF REVENUES - POLICY	10%	10%	10%			
DESIGNATED RESERVE PER POLICY (10%)	41,689	41,689	31,983			
VARIANCE ACTUAL TO POLICY	(38,748)	39,540	(31,983)			
Fund 219 - Street Light						
Special assessment taxes	2,738,986	2,415,368	2,718,986	2,616,226	102,760	96.22
Interest and dividend income	-	5,272	-	-	-	-
Drawings from fund balance	-	-	105,218	-	-	-
TOTAL REVENUES	2,738,986	2,420,640	2,824,204	2,616,226	207,977	92.64
Fund 219 - Street Light						
General government	91,210	91,210	128,895	128,895	-	100.00
Transportation	2,463,195	2,381,159	2,695,308	2,258,721	436,587	83.80
TOTAL EXPENDITURES	2,554,405	2,472,369	2,824,203	2,387,616	436,587	84.54
NET OF REVENUES/EXPENDITURES	184,581	(51,729)	1	228,610	(228,610)	
BEG. FUND BALANCE	709,204	709,204	657,475	657,475		
END FUND BALANCE	893,785	657,475	552,258	886,085		
FUND BALANCE AS % OF REVENUES - ACTUAL	33%	24%	20%			
FUND BALANCE AS % OF REVENUES - POLICY	15%	15%	15%			
DESIGNATED RESERVE PER POLICY (15%)	410,848	410,848	407,848			
VARIANCE ACTUAL TO POLICY	482,937	246,627	144,410			

CITY OF FLINT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BGT USED
Fund 226 - Rubbish Collection Fund						
Property Taxes	5,517,813	4,909,128	4,829,002	4,624,305	204,697	95.76
Charges for service rendered	11,093	10,877	-	20,826	(20,826)	-
Other revenues	-	6,958	-	-	-	-
Drawings from fund balance	-	-	1	-	1	-
License and Permits	1,660	1,840	500	2,120	(1,620)	424.00
TOTAL REVENUES	5,530,566	4,928,803	4,829,503	4,647,251	182,252	96.23
General government	173,143	182,710	250,958	250,958	-	100.00
Transportation	49,755	52,546	100,000	4,312	95,688	4.31
Public works	4,551,320	4,380,260	4,478,544	4,229,271	249,273	94.43
TOTAL EXPENDITURES	4,774,218	4,615,516	4,829,502	4,484,541	344,961	92.86
NET OF REVENUES/EXPENDITURES	756,348	313,287	1	162,710	(162,709)	
BEG. FUND BALANCE	277,049	277,049	590,336	590,336		
END FUND BALANCE	1,033,397	590,336	590,337	753,046		
FUND BALANCE AS % OF REVENUES - ACTUAL	19%	11%	12%			
FUND BALANCE AS % OF REVENUES - POLICY	15%	15%	15%			
DESIGNATED RESERVE PER POLICY (15%)	829,585	829,585	724,425			
VARIANCE ACTUAL TO POLICY	203,812	(239,249)	(134,088)			
Fund 265 - Drug Law Enforcement Fund						
Charges for Services Rendered	6,000	4,110	-	11,490	(3,044)	-
Other revenues	16,500	3,818	9,386	-	-	-
Interest and dividend income	-	5,170	-	-	-	-
Drawings from fund balance	374,063	-	211,947	-	211,947	-
Fines and forfeitures	95,000	46,189	86,053	86,463	(25,999)	100.46
TOTAL REVENUES	491,563	59,287	307,396	97,953	209,443	31.87
Police	477,563	298,452	214,447	148,253	182,808	69.13
TOTAL EXPENDITURES	477,563	298,452	214,447	148,253	66,194	69.13
NET OF REVENUES/EXPENDITURES	14,000	(239,165)	92,949	(50,300)	143,249	
BEG. FUND BALANCE	768,972	768,972	529,807	529,807		
END FUND BALANCE	408,909	529,807	410,809	479,507		
FUND BALANCE AS % OF EXPENDITURES - ACTUAL	86%	178%	192%			
FUND BALANCE AS % OF EXPENDITURES - POLICY	100%	100%	100%			
DESIGNATED RESERVE PER POLICY (100%)	477,563	477,563	214,447			
VARIANCE ACTUAL TO POLICY	(68,654)	52,244	196,362			

CITY OF FLINT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 274 - HUD CDBG, ESG, & HOME GRANTS						
Transfer in from 296 fund	-	250,540	-	-	-	-
Drawings from Fund Balance	-	-	-	-	-	-
Federal revenues	11,834,239	4,148,623	13,305,869	3,910,221	9,395,648	29.39
TOTAL REVENUES	11,834,239	4,399,163	13,305,869	3,910,221	9,395,648	29.39
General government	215,350	165,972	134,603	48,853	85,750	36.79
Fire	14,766	11,847	2,919	-	2,919	-
Community development	812,485	204,349	11,312,046	4,162,702	7,149,344	36.80
Transportation	10,551,674	3,814,619	-	-	-	-
Facilities and Maintenance	204,964	-	35,000	-	35,000	-
Public works	-	-	30,000	16,467	13,533	54.89
Building Inspections	35,000	-	960,113	681,966	278,147	71.03
TOTAL EXPENDITURES	11,834,239	4,196,787	12,474,681	4,909,988	7,564,693	39.36
NET OF REVENUES/EXPENDITURES	-	202,376	831,188	(999,767)	1,830,955	
Fund 296 - Other Grants Fund						
Federal revenues	2,227,809	784,366	4,301,383	1,112,233	3,189,150	25.86
State revenues	4,350,528	1,108,595	3,680,383	3,636,725	43,658	98.81
Other revenues	354	483	-	-	-	-
Local grants	1,082,063	663,225	931,739	822,620	109,119	88.79
Fines and forfeitures	4,214	4,214	-	-	-	-
Drawings from fund balance	-	-	-	-	-	-
Interest and dividend income	-	-	-	-	-	-
TOTAL REVENUES	7,664,968	2,560,883	8,913,505	5,571,578	3,341,927	62.51
Fund 296 - Other Grants Fund						
General government	19,662	7,506	12,192	-	12,192	-
Police	3,249,069	2,172,819	3,651,740	875,170	2,776,570	23.97
Community development	1,930,784	456,370	2,419,005	716,187	1,702,818	29.61
Facilities and Maintenance	773,310	165,748	910,972	475,732	435,240	52.22
Building inspections	-	-	8,640	509	-	-
Transportation	1,642,144	73,603	1,772,341	3,515	1,768,826	0.20
Public works	50,000	49,730	270	-	270	-
Utilities	-	332,919	2,000,000	1,634,770	365,230	81.74
TOTAL EXPENDITURES	7,664,968	3,258,696	10,775,160	3,705,883	7,069,277	34.39
NET OF REVENUES/EXPENDITURES	(0)	(697,813)	(1,861,655)	1,865,695	(3,727,350)	

CITY OF FLINT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 402 - Public Improvement Fund						
Property Taxes	1,703,000	1,609,072	1,703,000	1,575,778	127,222	92.53
Other revenues	380,000	38,358	50,000	40,128	9,872	80.26
Interest and dividend income	-	7,613	-	-	-	-
Drawings from fund balance	767,957	-	1,325,694	-	1,325,694	-
TOTAL REVENUES	2,850,957	1,655,042	3,078,694	1,615,906	1,462,788	52.49
Facilities and Maintenance	721,900	688,774	700,000	-	700,000	-
Debt services - principal	1,526,953	1,526,953	600,000	600,000	-	100.00
Debt services - interest	195,000	200,000	552,481	552,481	-	100.00
Transfers out	407,104	400,191	726,213	726,953	(740)	100.10
TOTAL EXPENDITURES	2,850,957	2,815,918	2,578,694	1,879,434	699,260	72.88
NET OF REVENUES/EXPENDITURES	-	(1,160,875)	500,000	(263,528)	763,528	
BEG. FUND BALANCE	9,335,339	9,335,339	8,174,464	8,174,464		
END FUND BALANCE	9,335,339	8,174,464	8,674,464	7,910,936		
FUND BALANCE AS % OF EXPENDITURES - ACTUAL	N/A	N/A	N/A	N/A		
FUND BALANCE AS % OF EXPENDITURES - POLICY	N/A	N/A	N/A	N/A		
DESIGNATED RESERVE PER POLICY						
VARIANCE ACTUAL TO POLICY			2,928,267	5,746,197		
Fund 542 - Building Inspection Fund						
Charges for service rendered	50,579	45,592	47,384	47,944	(25,685)	-
Drawings from fund balance	236,763	-	341,717	-	341,717	-
Interest and dividend income	-	9,114	-	-	-	-
Fines and Forfeitures	1,350	1,160	1,295	1,295	(1,120)	-
License and Permits	2,561,814	2,608,591	2,854,026	3,033,950	860,016	106.30
TOTAL REVENUES	2,850,506	2,664,457	3,244,422	3,083,189	161,233	95.03
General government	504,425	504,209	619,180	618,797	361,279	99.94
Building inspections	1,361,108	1,069,570	1,347,536	1,144,606	890,121	84.94
TOTAL EXPENDITURES	1,865,533	1,573,779	1,966,716	1,763,403	203,313	89.66
NET OF REVENUES/EXPENDITURES	984,973	1,090,678	1,277,706	1,319,786	(42,080)	
BEG. FUND BALANCE	643,476	643,476	1,734,154	1,734,154		
END FUND BALANCE	1,391,686	1,734,154	2,670,143	3,053,940		
FUND BALANCE AS % OF REVENUES - ACTUAL	53%	66%	92%			
FUND BALANCE AS % OF REVENUES - POLICY	15%	15%	15%			
DESIGNATED RESERVE PER POLICY (15%)	391,859	391,859	435,212			
VARIANCE ACTUAL TO POLICY	999,827	1,342,295	2,234,932			

CITY OF FLINT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 590 - Sewer Fund						
Interest and dividend income	-	147,488	-	-	-	-
Charges for service rendered	30,390,407	30,415,546	28,020,000	27,896,316	123,684	99.56
Other revenues	83,646	83,646	1,000	450	550	45.00
License and Permits	27,755	28,580	36,500	35,977	523	98.57
Drawings from fund balance	5,189,855	-	6,735,246	-	6,735,246	-
Transfers in	800,000	800,000	-	-	-	-
TOTAL REVENUES	36,491,663	31,475,259	34,792,746	27,932,743	6,860,003	80.28
General government	3,765,455	3,744,850	4,786,371	4,786,371	-	100.00
Debt services - interest	695	90	695	680	15	97.84
Debt services - principal	6,571	6,571	6,016	5,981	35	99.42
Transfers out	2,660,000	2,660,000	1,860,000	1,860,000	-	100.00
Public works	1,990,000	309,310	789,095	711,699	77,396	90.19
Utilities	22,971,502	19,055,265	23,797,489	18,429,477	5,368,012	77.44
TOTAL EXPENDITURES	31,394,224	25,776,087	31,239,666	25,794,208	5,445,458	82.57

NET OF REVENUES/EXPENDITURES	5,097,439	5,699,173	3,553,080	2,138,535	1,414,545	
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BEGINNING NET POSITION, AS RESTATED

	32,782,995	38,482,168
ENDING NET POSITION	32,690,580	35,300,002
	38,482,168	40,620,703

FUND BALANCE AS % OF EXPENDITURES - ACTUAL

	104%	123%
FUND BALANCE AS % OF EXPENDITURES - POLICY	25%	25%

DESIGNATED RESERVE PER POLICY (25%)

	7,848,556	7,809,917
VARIANCE ACTUAL TO POLICY	24,842,024	27,490,085

CITY OF FLINT
 BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
 FOR THE PERIOD ENDING JUNE 30, 2016

ACCOUNT	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 6/30/2016	AVAILABLE BALANCE	% BDGT USED
Fund 591 - Water Fund						
Charges for service rendered	33,136,041	33,777,659	30,580,394	30,542,584	37,810	99.88
Other revenues	-	-	-	12,676	-	-
Interest and dividend income	-	100,232	-	-	-	-
State Revenues	-	-	8,000,000	8,000,000	-	100.00
Local Grant Revenue	-	-	4,000,000	2,000,000	-	50.00
Drawings from fund balance	4,865,245	-	-	-	-	-
License and Permits	35,000	31,151	-	-	-	-
Fines and forfeitures	-	-	-	1,385	-	-
Gain on sale of fixed assets	257,337	225,465	-	-	-	-
TOTAL REVENUES	38,288,623	34,134,507	42,580,394	40,556,645	2,023,749	95.25
General government	4,255,508	4,290,107	5,319,386	5,320,277	(891)	100.02
Transfers out	1,660,571	5,960,469	1,259,814	1,259,814	-	100.00
Public works	2,760,000	341,630	2,690,000	1,580,355	1,109,645	58.75
Utilities	26,810,605	16,143,856	38,548,460	24,142,168	14,406,292	62.63
TOTAL EXPENDITURES	35,486,684	26,736,062	47,817,660	32,302,614	15,515,046	67.55
NET OF REVENUES/EXPENDITURES	2,801,940	7,398,445	(5,237,266.00)	8,254,031	(13,491,297)	
BEGINNING NET POSITION, AS RESTATED	(1,915,969)	(1,915,969)	9,891,609	9,891,609		
Other related fund net activity		4,409,133				
ENDING NET POSITION	(3,979,274)	9,891,609	4,654,343.00	18,145,640		
FUND BALANCE AS % OF EXPENDITURES - ACTUAL	-11%	28%	10%			
FUND BALANCE AS % OF EXPENDITURES - POLICY	25%	25%	25%			
DESIGNATED RESERVE PER POLICY (25%)	8,871,671	8,871,671	11,954,415			
VARIANCE ACTUAL TO POLICY	(12,850,945)	1,019,938	(7,300,072)			

07/19/2016

CASH SUMMARY BY ACCOUNT FOR CITY OF FLINT
 FROM 06/01/2016 TO 06/30/2016
 FUND: 101 202 203 205 207 208 219 226 265 274 296 402 542 590 591
 CASH AND INVESTMENT ACCOUNTS

Fund Account	Description	Beginning Balance 06/01/2016	Ending Balance 06/30/2016
Fund 101 General Fund			
001.000	Commercial Pooled Cash Account	9,210,653.14	10,471,283.88
001.450	Citizens - P/R Direct Deposit - 906-9766	(50,200.62)	(50,200.62)
004.000	Imprest Cash	9,300.35	9,300.35
004.100	Imprest Cash - Register	5,325.00	5,325.00
	General Fund	9,175,077.87	10,435,708.61
Fund 202 Major Street Fund			
001.000	Commercial Pooled Cash Account	5,826,934.24	5,916,110.17
004.000	Imprest Cash	60.00	60.00
	Major Street Fund	5,826,994.24	5,916,170.17
Fund 203 Local Street Fund			
001.000	Commercial Pooled Cash Account	2,220,507.92	2,267,519.40
Fund 205 Public Safety			
001.000	Commercial Pooled Cash Account	4,103,806.56	3,849,379.52
Fund 207 Police Fund			
001.000	Commercial Pooled Cash Account	270,000.43	70,411.47
Fund 208 Park/Recreation Fund			
001.000	Commercial Pooled Cash Account	137,665.53	96,647.88
Fund 219 Street Light			
001.000	Commercial Pooled Cash Account	644,334.74	455,349.07
Fund 226 Rubbish Collection Fund			
001.000	Commercial Pooled Cash Account	(28,547.67)	(47,493.93)

Fund 265 Drug Law Enforcement Fund			
001.000	Commercial Pooled Cash Account	1,074,600.97	1,067,124.97
Fund 274 HUD CDBG, ESG, & HOME GRANTS			
001.000	Commercial Pooled Cash Account	(448,062.93)	(1,058,759.10)
001.100	Bank - Urban Renewal - 230006018089	31,895.71	54,986.23
	HUD CDBG, ESG, & HOME GRANTS	(416,167.22)	(1,003,772.87)
Fund 296 Other Grants Fund			
001.000	Commercial Pooled Cash Account	482,969.03	1,385,850.20
Fund 402 Public Improvement Fund			
001.000	Commercial Pooled Cash Account	1,385,843.06	1,214,544.06
Fund 542 Building Inspection Fund			
001.000	Commercial Pooled Cash Account	2,906,583.81	3,093,362.69
004.000	Imprest Cash	50.00	50.00
	Building Inspection Fund	2,906,633.81	3,093,412.69
Fund 590 Sewer Fund			
001.000	Commercial Pooled Cash Account	22,852,302.30	4,358,043.30
003.000	Certificate Of Deposit	14,796,293.31	32,985,140.49
	Sewer Fund	37,648,595.61	37,343,183.79
Fund 591 Water Fund			
001.000	Commercial Pooled Cash Account	(8,216,761.56)	6,347,508.24
001.001	Cash Reserve	5,848,116.20	5,848,116.20
003.000	Certificate Of Deposit	9,437,836.49	22,338,289.90
	Water Fund	7,069,191.13	34,533,914.34
	TOTAL - ALL FUNDS	72,501,506.01	100,677,949.37

07/19/2016

CASH SUMMARY BY ACCOUNT FOR CITY OF FLINT
 FROM 07/01/2015 TO 06/30/2016
 FUND: 101 202 203 205 207 208 219 226 265 274 296 402 542 590 591
 CASH AND INVESTMENT ACCOUNTS

Fund		Beginning Balance	Ending Balance
Account	Description	07/01/2015	06/30/2016
Fund 101 General Fund			
001.000	Commercial Pooled Cash Account	4,352,506.34	10,471,283.88
001.450	Citizens - P/R Direct Deposit - 906-9766	(46,552.16)	(50,200.62)
004.000	Imprest Cash	9,300.35	9,300.35
004.100	Imprest Cash - Register	5,325.00	5,325.00
	General Fund	4,320,579.53	10,435,708.61
Fund 202 Major Street Fund			
001.000	Commercial Pooled Cash Account	5,904,997.03	5,916,110.17
004.000	Imprest Cash	60.00	60.00
	Major Street Fund	5,905,057.03	5,916,170.17
Fund 203 Local Street Fund			
001.000	Commercial Pooled Cash Account	1,233,852.16	2,267,519.40
Fund 205 Public Safety			
001.000	Commercial Pooled Cash Account	6,270,450.02	3,849,379.52
Fund 207 Police Fund			
001.000	Commercial Pooled Cash Account	78,194.08	70,411.47
Fund 208 Park/Recreation Fund			
001.000	Commercial Pooled Cash Account	148,760.28	96,647.88
Fund 219 Street Light			
001.000	Commercial Pooled Cash Account	1,065,930.44	455,349.07
Fund 226 Rubbish Collection Fund			
001.000	Commercial Pooled Cash Account	1,416,353.73	(47,493.93)

Fund 265 Drug Law Enforcement Fund			
001.000	Commercial Pooled Cash Account	1,110,427.81	1,067,124.97
Fund 274 HUD CDBG, ESG, & HOME GRANTS			
001.000	Commercial Pooled Cash Account	(633,882.14)	(1,058,759.10)
001.100	Bank - Urban Renewal - 230006018089	203,294.41	54,986.23
	HUD CDBG, ESG, & HOME GRANTS	(430,587.73)	(1,003,772.87)
Fund 296 Other Grants Fund			
001.000	Commercial Pooled Cash Account	1,222,011.93	1,385,850.20
Fund 402 Public Improvement Fund			
001.000	Commercial Pooled Cash Account	1,549,446.09	1,214,544.06
Fund 542 Building Inspection Fund			
001.000	Commercial Pooled Cash Account	1,842,679.01	3,093,362.69
004.000	Imprest Cash	50.00	50.00
	Building Inspection Fund	1,842,729.01	3,093,412.69
Fund 590 Sewer Fund			
001.000	Commercial Pooled Cash Account	30,071,313.26	4,358,043.30
003.000	Certificate Of Deposit	0.00	32,985,140.49
	Sewer Fund	30,071,313.26	37,343,183.79
Fund 591 Water Fund			
001.000	Commercial Pooled Cash Account	14,149,248.85	6,347,508.24
001.001	Cash Reserve	5,848,116.20	5,848,116.20
003.000	Certificate Of Deposit	0.00	22,338,289.90
	Water Fund	19,997,365.05	34,533,914.34
	TOTAL - ALL FUNDS	75,801,882.69	100,677,949.37

City of Flint, Michigan

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



Meeting Agenda - Final

Monday, July 18, 2016

5:30 PM

Council Chambers

SPECIAL CITY COUNCIL

*Kerry L. Nelson, President, Ward 3
Vicki VanBuren, Vice President, Ward 8*

*Eric Mays, Ward 1
Kate Fields, Ward 4
Herbert J. Winfrey, Ward 6*

*Jacqueline Poplar, Ward 2
Wantwaz D. Davis, Ward 5
Monica Galloway, Ward 7
Scott Kincaid, Ward 9*

Inez M . Brown, City Clerk

This Special City Council Meeting was called by Mayor Karen W. Weaver for the consideration of waste contract recommendation presented by Administration, and other City business.

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Per the amended Rules Governing Meetings of the Council (as adopted by the City Council on Monday, April 27, 2015), members of the public may address the Council for three (3) minutes on ANY ITEM PERTAINING TO THIS AGENDA.

RESOLUTIONS

- 160315** Contract/Rizzo Environmental Services/Waste Collection Services
- Resolution resolving that the Mayor and City Administrator are authorized to enter into a contract with Rizzo Environmental Services for waste collection for a five-year period, as requested by DPW and Utilities/Transportation, in an amount NOT-TO-EXCEED \$19,518,436.08 (Rubbish Collection Fund). Funding is based on the approval of the appropriate allocation for said services during the budget process for the fiscal years represented in the contract. [Administration Submission No. CA2422016]
- 160319** Contract/WT Stevens Construction, Inc./Full Service Line Replacements/No More Than Fifty (50) Properties
- Resolution resolving that the proper City Officials are authorized to enter into a contract that will award WT Stevens Construction, Inc. no more than fifty (50) properties that will require full service line replacements, as requested by the Administration and Utilities Department, in an amount NOT-TO-EXCEED \$320,000.00 [Water Fund Acct. No. 591-540.210-801.000]. [Administration Submission No. CA2582016]
- 160321** Contract/Johnson & Wood Mechanical/Full and Partial Service Line Replacements/No More Than Fifty (50) Properties
- Resolution resolving that the proper City Officials are authorized to enter into a contract that will award Johnson & Wood Mechanical no more than fifty (50) properties that will require full service and partial line replacements as determined by City Officials, as requested by the Administration and Utilities Department, in an amount NOT-TO-EXCEED \$320,000.00 [Water Fund Acct. No. 591-540.210-801.000]. [Administration Submission No. CA2572016]
- 160322** Contract/Goyette Mechanical/Replacement of Water Lines/Curb Box Excavations

Resolution resolving that the proper City Officials are authorized to enter into a contract that will award Goyette Mechanical no more than one hundred-fifty (150) water line replacements from the main to the curb box and thirty (30) curb box excavations, as requested by the Administration and Utilities Department, in an amount NOT-TO-EXCEED \$619,500.00 [Water Fund Acct. No. 591-540.210-801.000]. [Administration Submission No. CA2402016]

PUBLIC SPEAKERS

Per the amended Rules Governing Meetings of the Council (as adopted by the City Council on Monday, April 27, 2015), members of the public may address the Council for three (3) minutes IN GENERAL.

ADDITIONAL COUNCIL DISCUSSION

ADJOURNMENT

(Proposal No. 160000541)

SUBMISSION NO.: CA2422016

PRESENTED: 7-14-16

ADOPTED: _____

**RESOLUTION TO RIZZO ENVIRONMENTAL SERVICES, INC.
FOR WASTE COLLECTION SERVICES**

BY THE MAYOR

RESOLUTION

The Department of Purchases & Supplies has solicited proposals for waste collection services as requested by the Department of Public Works & Utilities, Transportation Division; and

The Administration has recommended Rizzo Environmental Services, Inc., 6200 Elmridge, Sterling Heights, MI, which was a lowest responsive bidder from four (4) proposals received, to perform said services for a five (5) year period. The funding for this request will come from the following account: 226-528.201-801.000; and

IT IS RESOLVED, that the Mayor and City Administrator are authorized to enter into a contract with Rizzo Environmental Services for waste collection services for a five year period in the amount not to exceed \$19,518,436.08. (Rubbish Collection Fund) Funding is based on approval of the appropriate allocation for said services during the budget process for the fiscal years represented in this contract.

APPROVED AS TO FINANCE:


David L. Sabuda, Chief Financial Officer

APPROVED AS TO FORM:


Stacy Erwin Oakes,
Chief Legal Officer


Karen W. Weaver, Mayor

CITY COUNCIL:

Kerry Nelson, Council President

FY16 - KRN

RECEIVERSHIP TRANSITION ADVISORY BOARD:

WAS CHANGED TO 160315.1 ON OPEN FLOOR, DUE TO AMOUNT.

16-5074

Attachment #6

BECAME 160315.1

(Proposal No. 16000541)

SUBMISSION NO.: _____

PRESENTED: _____

ADOPTED: _____

**RESOLUTION TO RIZZO ENVIRONMENTAL SERVICES, INC.
FOR WASTE COLLECTION SERVICES**

BY THE MAYOR

RESOLUTION


The Department of Purchases & Supplies has solicited proposals for waste collection services as requested by the Department of Public Works & Utilities, Transportation Division; and

The Administration has recommended Rizzo Environmental Services, Inc., 6200 Elmridge, Sterling Heights, MI, which was a lowest responsive bidder from four (4) proposals received, to perform said services for a five (5) year period. The funding for this request will come from the following account: 226-528.201-801.000; and

IT IS RESOLVED, that the Mayor and City Administrator are authorized to enter into a contract with Rizzo Environmental Services for waste collection services for a five year period in the amount not to exceed \$17,418,644.00. (Rubbish Collection Fund) Funding is based on approval of the appropriate allocation for said services during the budget process for the fiscal years represented in this contract.

APPROVED AS TO FINANCE:

David L. Sabuda, Chief Financial Officer

APPROVED AS TO FORM:

on behalf of
Stacy Erwin Oakes,
Chief Legal Officer

Karen W. Weaver, Mayor

CITY COUNCIL:

RECEIVERSHIP TRANSITION ADVISORY BOARD:

Kerry Nelson, Council President

FY16 – KRN

RESOLUTION STAFF REVIEW

Date: July 14, 2016

Agenda Item Title:

Waste Collection Service Contract with Rizzo Environmental, Inc.

Submitted By: David L. Sabuda, Interim Chief Financial Officer

Summary of Proposed Action:

Enter into a five (5) year contract not to exceed \$17,418,644.00 with Rizzo Environmental Services, Inc. to perform waste collection services.

Financial Implications (i.e., budget, account information):

These expenses are budgeted in FY17 per the budget adopted by City Council on June 9, 2016 and approved by the RTAB on June 29, 2016 in account number 226-528.201-801.000, Professional Service Waste Collection. The first year of the service contract for base rates on waste, recyclable and compost collection is estimated at \$3,736,032. The FY17 adopted budget appropriated \$4,209,450 for these services.

The Finance Department recognizes that other evaluating factors may impact the preference of City Administration and Council, however evaluation of those factors fall beyond the scope of the Finance Department in reviewing the financial information as stated in each proposal, as submitted. Additional detail regarding financial data may be found on the attached pages.

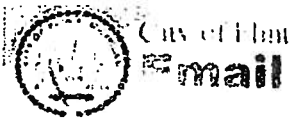
Other Implications (i.e. collective bargaining):

None

Staff Review (By:



David L. Sabuda, Interim Chief Financial Officer



Re: Fwd: Reply to Question on Blight Initiative

1 message

Steve Branch <sbranch@cityofflint.com>
To: Chuck Rizzo <ChuckJr@rizzoservices.com>

Fri, Jun 17, 2016 at 6:25 PM

Thanks Mr. Rizzo.

Steve Branch
Chief of Staff, City of Flint
1101 S Saginaw St
Flint, MI 48502
810-237-2022 (O)

On Jun 17, 2016 5:08 PM, "Chuck Rizzo" <ChuckJr@rizzoservices.com> wrote:
FYI - also thank you for your interest in Rizzo.
1 of 3 emails.

From: Al Jordan <ajordan@rizzoservices.com>
Date: June 17, 2016 at 4:52:12 PM EDT
To: "djones@cityofflint.com" <djones@cityofflint.com>
Cc: "Joseph A. Munem" <jmunem@rizzoservices.com>, Don Barretta <DBarretta@rizzoservices.com>
Subject: Reply to Question on Blight Initiative

Mr. Jones,

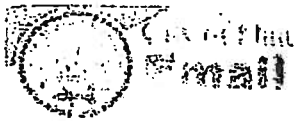
In reply to your request for a quote to provide "a person (or two) plus a truck for the blight initiative," please recall that our prices were all inclusive. To expound further, we will provide a clam truck, rear load packer and/or roll off dumpster, whichever is your pleasure at no additional cost.

Hopefully that clarifies your concerns. Once again thank you for opportunity to work with the City of Flint in making a positive difference!

For Chuck Rizzo Jr., CEO

Al

Al Jordan, Detroit Municipal Affairs Manager
Rizzo Environmental Services
6200 Elmridge
Sterling Heights, MI 48313
888USRIZZO
Mobile: 313-434-1419



Fwd: RE: Reply to Question on Blight Initiative

1 message

Steve Branch <sbranch@cityofflnt.com>

Sun. Jun 19, 2016 at 8:14 AM

<sjones@cityofflnt.com>

----- Forwarded message -----

From: "Al Jordan" <ajordan@rizzoservices.com>

Date: Jun 18, 2016 5:53 PM

Subject: RE: Reply to Question on Blight Initiative

To: "Derrick Jones" <sjones@cityofflnt.com>

Cc: "Steve Branch" <sbranch@cityofflnt.com>, "Kay Muhammad" <kmuhammad@cityofflnt.com>, "Chuck Rizzo" <ChuckJr@rizzoservices.com>, "Don Barretta" <DBarretta@rizzoservices.com>, "Joseph A. Munem" <jmunem@rizzoservices.com>

Derrick,

We will provide a clam truck, rear load packer and/or roll off dumpster at no additional charge. In the case of mechanical equipment, there will be staff to operate & load the vehicles. Roll-off dumpsters will primarily serve community type clean-ups and/or where there is an area with concentrated debris.

In terms of a deviation from the proposal, it is our position, this is consistent with the proposal. Finally, we will be available Monday at 10:00 AM.

Enjoy the remainder of your weekend,

Al Jordan

From: Derrick Jones [mailto:djones@cityofflnt.com]

Sent: Saturday, June 18, 2016 2:54 PM

To: Al Jordan <ajordan@rizzoservices.com>

Cc: Steve Branch <sbranch@cityofflnt.com>; Kay Muhammad <kmuhammad@cityofflnt.com>

Subject: Re: Reply to Question on Blight Initiative

So for clarification purposes, based on what I have just read in your response, Rizzo will provide a truck, rear load packer and/or roll off dumpster at no additional cost. Is this a deviation from your proposal under section 11, the page entitled "Blight Program Assistance?" Also, in providing the aforementioned equipment, will there be an individual who will assist in cleaning up the various sites? Or is the individual just dropping off the equipment? Lastly, will your team be able to meet with the City on Monday morning around 10:00 AM? Please let me know.

Thanks.

Comparison	Emterra	Republic	Attachment #6
3-year Contract			
Waste	\$7,564,626	\$7,770,649	\$7,627,328
Recycling	\$1,236,138	\$743,474	\$1,542,933
Combined	n/a	\$8,514,123	\$9,170,261
Compost	\$2,337,913	\$3,072,429	\$2,037,836
City Dumpsters	\$18,720	included	included
Total All Services	\$11,157,397	\$11,586,552	\$11,208,097

5-year Contract			
Waste	\$12,536,049	\$12,809,254	\$11,741,816
Recycling	\$2,060,230	\$1,460,076	\$2,474,515
Combined	n/a	\$14,269,329	\$14,216,331
Compost	\$3,896,521	\$5,249,107	\$3,202,313
City Dumpsters	\$18,720	included	included
Total All Services	\$18,511,520	\$19,518,436	\$17,418,644

BLIGHT REMEDIATION ADDED VALUE, COST COMPARISON

PROVIDED AT NO COST: N/A 40 ' TRUCK TWO DUMPSTERS/MO
DRIVER, LABORER
40 HOURS/WEEK
NO DISPOSAL COST

AVERAGE EXPERIENCE RATE PER BLIGHT DEPARTMENT IS 8 DUMPTSTERS PER WEEK.

COST PER DUMPSTER	N/A	\$	395
NUMBER OF DUMPSTERS/WEEK		N/A	8
PROVIDED AT NO COST PER MONTH		N/A	2
TIPPING AND DISPOSAL		N/A	\$ 154,840
NUMBER OF CONTRACT YEARS		3	3
COST INCLUDING BLIGHT REMEDIATION	\$	11,586,552	\$ 11,672,617
NUMBER OF CONTRACT YEARS		5	5
COST INCLUDING BLIGHT REMEDIATION	\$	19,518,436	\$ 18,192,844

Emterra		Waste	Recyclable	Waste & Recycle Combined Rate	Compost	City Dumpsters
3-year Contract		Weekly Collection Unlimited + oversized	Bi-Weekly Collection		Weekly Collection (billed over 8 months)	\$12 each 10 dumpsters WEEKLY
<u>Cost per Unit</u>	1st	5.63	0.92		2.81	\$120
Monthly Rates Based On # Units		67.56	11.04		20.88	
37,323		\$2,521,541.88	\$412,045.92		\$779,304.24	\$6,240
	2nd	5.63	0.92		2.61	\$120
		67.56	11.04		20.88	
		\$2,521,541.88	\$412,045.92		\$779,304.24	\$6,240
	3rd	5.63	0.92		2.61	\$120
		67.56	11.04		20.88	
		\$2,521,541.88	\$412,045.92		\$779,304.24	\$6,240
Total 3-year contract		\$7,564,626.64	\$1,236,137.76		\$2,337,912.72	\$18,720.00

5-year Contract		Weekly Collection Unlimited + oversized	Bi-Weekly Collection	Waste & Recycle Combined Rate	Compost Weekly Collection (billed over 8 months)	\$12 each 10 dumpsters WEEKLY
<u>Cost per Unit</u>	1st	5.63	0.92		2.61	\$120
Monthly Rates Based On # Units		67.56	11.04		20.88	
37,323		\$2,521,541.88	\$412,045.92		\$779,304.24	\$6,240
	2nd	5.63	0.92		2.61	\$120
		67.56	11.04		20.88	
		\$2,521,541.88	\$412,045.92		\$779,304.24	\$6,240
	3rd	5.63	0.92		2.61	\$120
		67.56	11.04		20.88	
		\$2,521,541.88	\$412,045.92		\$779,304.24	\$6,240
	4th	5.55	0.92		2.61	\$120
		66.60	11.04		20.88	
		\$2,485,711.80	\$412,045.92		\$779,304.24	\$6,240
	5th	5.55	0.92		2.61	\$120
		66.60	11.04		20.88	
		\$2,485,711.80	\$412,045.92		\$779,304.24	\$6,240
Total 3-year contract		\$12,536,049.24	\$2,060,229.60		\$3,896,521.20	\$18,720.00

Total 3 year Waste, Recycle & Compost \$11,138,676.12

Total 5 year Waste, Recycle & Compost \$18,492,800.04

Republic		Waste	Recyclable	Waste & Recycle Combined Rate	Compost	Oversized Items	City Dumpsters
3-year Contract		Weekly Collection Unlimited + oversize	Weekly Collection		Weekly Collection	Included	Included 10
2.5% annual increase							
Cost per Unit	1st	5.84	0.54	6.18	2.23		
Monthly Rates Based On # Units		67.68	6.48	74.16	26.76		
37,323		\$2,526,020.64	\$241,853.04	\$2,767,873.68	\$998,763.48	\$0.00	\$0.00
	2nd	5.78	0.55	6.33	2.29		
		69.36	6.60	75.96	27.48		
		\$2,588,723.28	\$246,331.80	\$2,835,055.08	\$1,025,636.04	\$0.00	\$0.00
	3rd	5.93	0.57	6.50	2.34		
		71.16	6.84	78.00	28.08		
		\$2,655,904.68	\$255,289.32	\$2,911,194.00	\$1,048,029.84	\$0.00	\$0.00
Total 3-year contract		\$7,770,648.60	\$743,474.16	\$8,514,122.76	\$3,072,429.36	\$0.00	\$0.00

5-year Contract		Waste	Recyclable	Waste & Recycle Combined Rate	Compost	Oversized Items	City Dumpsters
		Weekly Collection Unlimited + oversize	Weekly Collection		Weekly Collection	Included	Included-10
	1st	5.44	0.62	6.06	2.23		
		65.28	7.44	72.72	26.76		
37,323		\$2,436,445.44	\$277,683.12	\$2,714,128.56	\$998,763.48	\$0.00	\$0.00
	2nd	5.58	0.64	6.22	2.29		
		66.96	7.68	74.64	27.48		
		\$2,499,148.08	\$286,640.64	\$2,785,788.72	\$1,025,636.04	\$0.00	\$0.00
	3rd	5.72	0.65	6.37	2.34		
		68.64	7.80	76.44	28.08		
		\$2,561,850.72	\$291,119.40	\$2,852,970.12	\$1,048,029.84	\$0.00	\$0.00
	4th	5.86	0.67	6.53	2.40		
		70.32	8.04	78.36	28.8		
		\$2,624,553.36	\$300,076.92	\$2,924,630.28	\$1,074,902.40	\$0.00	\$0.00
	5th	6.00	0.68	6.68	2.46		
		72.00	8.16	80.16	29.52		
		\$2,687,256.00	\$304,555.68	\$2,991,811.68	\$1,101,774.96	\$0.00	\$0.00
Total 5-year contract		\$12,809,253.60	\$1,460,075.76	\$14,269,329.36	\$5,249,106.72	\$0.00	\$0.00

Total 3 year Waste, Recycle & Compost \$11,586,552.12

Total 5 year Waste, Recycle & Compost \$19,518,438.08

Oversized items included
No Animal Collection (Raul currently handling for City)

Cleanups include 2 men + truck

3-year Contract		Weekly Collection Unlimited + oversize	Weekly Collection	Weekly Collection	Weekly Collection
per Unit	1st	1.31	0.265	1.575	0.35
Weekly Rates Based On # Units		68.12	13.78	81.9	18.20
37,323		\$2,542,442.76	\$514,310.94	\$3,056,753.70	\$679,278.60
	2nd	1.31	0.265	1.575	0.35
		68.12	13.78	81.90	18.20
		\$2,542,442.76	\$514,310.94	\$3,056,753.70	\$679,278.60
	3rd	1.31	0.265	1.58	0.35
		68.12	13.78	81.90	18.20
		\$2,542,442.76	\$514,310.94	\$3,056,753.70	\$679,278.60
Total 3-year contract		\$7,627,328.28	\$1,542,932.82	\$9,170,261.10	\$2,037,835.80

5-year Contract		Waste Weekly Collection Unlimited + oversize	Recyclable Weekly Collection	Waste & Recycle Weekly Collection Combined Rate	Compost Collection
per Unit	1st	1.21	0.255	1.465	0.33
Weekly Rates Based On # Units		62.92	13.26	76.18	17.16
37,323		\$2,348,363.16	\$494,902.98	\$2,843,266.14	\$640,462.68
	2nd	1.21	0.255	1.465	0.33
		62.92	13.26	76.18	17.16
		\$2,348,363.16	\$494,902.98	\$2,843,266.14	\$640,462.68
	3rd	1.21	0.255	1.47	0.33
		62.92	13.26	76.18	17.16
		\$2,348,363.16	\$494,902.98	\$2,843,266.14	\$640,462.68
	4th	1.21	0.255	1.47	0.33
		62.92	13.26	76.18	17.16
		\$2,348,363.16	\$494,902.98	\$2,843,266.14	\$640,462.68
	5th	1.21	0.255	1.47	0.33
		62.92	13.26	76.18	17.16
		\$2,348,363.16	\$494,902.98	\$2,843,266.14	\$640,462.68
Total 5-year contract		\$11,741,815.80	\$2,474,514.90	\$14,216,330.70	\$3,202,313.40

Total 3 year Waste, Recycle & Compost \$11,208,096.90

Total 5 year Waste, Recycle & Compost \$17,418,644.10

Free Dumps Not Included for Residents
1 Eviction collection (per location???)

Waste Management

Waste
all inclusive of waste,
compost and recycable
materials

City Dumpsters

3-year Contract

Weekly Collection
Unlimited + oversize

Included 10

Cost per Unit

Monthly?? Rates Based On # Units

37,323

1st

12.50

150

\$5,598,450.00

\$0.00

2nd

13.00

156

~~\$5,822,388.00~~

~~\$0.00~~

3rd

13.52

162.24

\$6,055,283.52

\$0.00

Total 3-year contract

\$17,476,121.52

\$0.00

Oversized items included

No Animal Collection (Raul currently handling for City)

RESOLUTION NO. _____

PRESENTED: 7-18-2016

ADOPTED: _____

**RESOLUTION APPROVING TRI-COUNTY REFUSE SERVICE, INC. dba
REPUBLIC SERVICES FOR WASTE COLLECTION SERVICES, RECYCLING,
COMPOSTING, AND BLIGHT REMOVAL**

BY THE CITY COUNCIL:

The Department of Purchases & Supplies has solicited proposals for waste collection services as requested by the Department of Public Works & Utilities, Transportation Division; and

The City Council is recommending Tri-County Refuse Service, Inc. dba Republic Services, 4101 Holiday Drive, Flint, MI, 48507, which was the most responsible bidder from four (4) proposals received, to perform said services for a three (3) year period. The funding for this request will come from the following account: 226-528.201-801.000; and

IT IS RESOLVED, that the City Council authorizes the appropriate City Officials to enter into a contract with Tri-County Refuse Service, Inc. dba Republic Services for waste collection services, recycling, composting, and blight removal for a three (3) year period, in an amount NOT-TO-EXCEED \$11,586,552.00 (Rubbish Collection Fund). Funding is based on the approval of the appropriate allocation for said services during the budget process for the fiscal years represented in this contract.

APPROVED AS TO FORM:

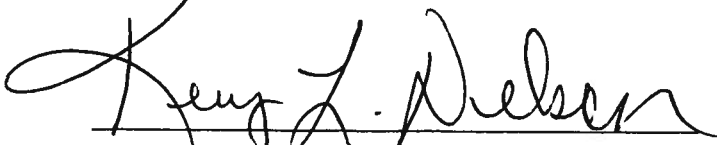
APPROVED AS TO FINANCE:

Stacy Erwin Oakes, Chief Legal Officer

David Sabuda, Chief Financial Officer

APPROVED BY CITY COUNCIL:

**RECEIVERSHIP TRANSITION
ADVISORY BOARD:**



Kerry L. Nelson, City Council President

SAME ATTACHMENT AS THE AGENDA SUPPORT.



TO: The City of Flint Receivership Transition Advisory Board
FROM: Emterra Environmental USA Corp.
RE: City of Flint Waste-Hauling Contract
DATE: August 4, 2016

FOR PUBLIC COMMENT

Emterra Environmental USA Corp. ("Emterra") submits its comment to question the process that has evolved in awarding the pending waste-hauling contract to EITHER Rizzo Environmental Services ("Rizzo") or Republic Services ("Republic").

The City was required to follow its Ordinance governing the letting of contracts exceeding \$3,000.00, which, of course, applies to this multi-million-dollar contract. In its procedure, the City failed to apply and enforce key provisions that, if so applied, would have mandated the contract be awarded to Emterra.

Specifically, Section 18-21.5, "Formal Contract Procedure", mandates accepting the lowest bid from a "responsible bidder". The City does not claim Emterra is anything but a responsible bidder. Emterra is the lowest bidder when Section (f) is applied. Of the three (3) bidders, Emterra is only one operating within the City (known as the "bona fide business location"). Therefore, the City was required ("shall consider") to accept Emterra's bid as it was within seven percent ("7%") of the Rizzo bid selected by the City. Of course, the same application made it lower than the Republic bid.

The intended goal of the City's bidding regulations are, as would be expected, to benefit its citizens and taxpayers. The lower the cost to them for the same services, the better off are these constituents.

The purpose of the Receivership Transition Advisory Board certainly is to aid the City and its citizens in maximizing the services available, which are, of course, in large measure a function of the available funds. Selecting the lowest (responsible) bidder accomplishes that goal, especially where the value of this contract—whether it is let for three or five years—runs into the tens of millions of dollars.

If requested, Emterra will make a representative available at the next Board session to amplify the points raised here and to answer any questions the Board has arising from them. Thank you for your consideration.

Submitted by,
Joe O'Connor
Controller
Emterra Environmental USA Corp.