Dr. Karen Weaver
Mayor

CITY OF FLINT, MICHIGAN 1855

Natasha L. Henderson
City Administrator

Jason Lorenz
Public Information Officer
Office: (810) 237-2039
Cell: (810) 875-2576
jlorenz@cityofflint.com

For Immediate Release

Mayor Karen Weaver Unveils 100 Day Plan

Flint, Michigan – December 1, 2015 – Mayor Karen Weaver today laid out the plan for her next 100 days in office at a morning press briefing held in the lobby of Flint City Hall. The Mayor's plan for the next 100 days will focus mainly on addressing issues related to water and lead, but will also include building a vigorous community engagement program, implementation of the City's Master Plan and increased attention to youth initiatives. The plan also lists restoring "Home Rule" to City government as a key objective.

"During the course of my campaign for this esteemed office, I made several pledges to the citizens of this community," said Mayor Weaver. "First and foremost I pledged that I would work tirelessly to resolve the City's water problems. I also made a pledge to work diligently to restore democracy and home rule, in addition to giving voice, truth and transparency to our residents." While there are other items the Mayor is interested in addressing, the next 100 days will focused on those areas.

In dealing with the water issues in Flint, Mayor Weaver is working toward having the City declared a Federal Disaster Area as her first item. "We are faced with the largest public health and public service threat in the history of the City," said the Mayor. "It will require resources far beyond our capabilities to remediate our water infrastructure problems." Mayor Weaver has already begun meeting with representatives and senators at both the State and Federal levels. In addition to the Federal Declaration, the Mayor is also seeking to restructure the City's Water Advisory Committee to include mayoral appointments,

–CONTINUE–

implementing a lead poisoning mitigation program in conjunction with local medical centers and expanding the Keep the Water Flowing program to include additional aid agencies.

Community engagement and the reestablishment of trust in local government will be vigorously sought by Mayor Weaver, as laid out in the 100 day plan. Beginning this month, the Mayor will conduct monthly Town Hall Meetings in each of the City's nine wards. In addition, the Mayor plans to attend block club and neighborhood association meetings frequently, continue the Mayor's "Open Office" time on Wednesday mornings to hear from constituents and create a "Mobile City Hall" to provide direct access to the Mayor.

Another key to the Mayor's outreach strategy will be to meet frequently with various community stakeholders to gather input and reach out to educational institutions in an effort to gain insight into the problems facing Flint. Through relationships with local colleges and universities, the Mayor hopes to develop surveys for such issues as specific as determining the scope of problems with the City's street lights and more general such as identifying citizen needs. Work is also being done through a university partnership to digitize old paper records of underground pipe materials to better track the location of lead-based service lines throughout the City.

Youth engagement is another part of the outreach strategy of the 100 day plan. Mayor Weaver is seeking to establish *Operation HYRE* (Helping Youth Reach Employment) in which she will call upon local businesses and vendors to provide summer employment opportunities for 500 City youth in 2016. The hope is to expand that year to year. In addition, the Mayor is seeking to form a Youth Advisory Council to provide opportunities for engagement in local government with students.

–CONTINUE–

Mayor Weaver acknowledged that the ambitious scope of her plan will be rely on a spirit of cooperation within the community. "I am working every day to improve our quality of life," the Mayor stated. "Flint's stability depends on our collective effort to provide economic opportunity, promote healthy lifestyles, and ensure community prosperity. With our legendary Flintstone spirit we will prevail."

–END–

Cline, Richard (Treasury) SAM, Analyst II, RTAB II, CA, UOS, Fred, VC Nelson Mayor

From: Dostine, Patrick (TREASURY)
Sent: Tuesday, December 01, 2015 2:56 PM
To: Heimann, Alexandr (TREASURY); Hudson, Deanna (TREASURY); Byrne, Randall (Treasury); Cline, Richard (Treasury)
Subject: draft call topics, 9 AM Flint

<u>Flint – Dec. 2 – Mayor Weaver, Council President, N. Henderson, F. Headen, W. Lamphiery, E. Cline, P. Dostine, D. Hudson, A. Heimann</u>

- Greetings from Mayor Karen Weaver – 100 Day Agenda; Focus on Youth Services
- Greetings from Flint City Council President – N/A
- DPW position vacancy – utilities Admin is Acting w/s; hire second F-1; Trans + Waste direct report to CA
- Updates on grants
    - $1.5M for North End police prog; –
    - $300K neighborhood planning;
    - $70K park grant
- Water updates – Weekly DEQ Meetings; Phosphate Testing – add next week;
- Miscellaneous – Snow Removal OK;

Patrick Dostine

State of Michigan
Department of Treasury
Local Government Financial Services Division
Cadillac Place
3044 W Grand Blvd
Detroit, MI 48202
(office) 313.456.1772
dostinep@michigan.gov

<u>DPW</u>
Interim in next few weeks

<u>PSF</u>
Exceeding Strat Obj

Fire #'s ↓
400 to 249
[Cost some grant $]

Expulsion Prevent Program
1 officer

<u>Charter Comm</u>
No MOTT $
Wanted $250K

Byrne, Randall (Treasury)

From: Workman, Wayne (TREASURY)
Sent: Wednesday, December 02, 2015 2:04 PM
To: Natasha Henderson; Byrne, Randall (Treasury)
Subject: RE: RTAB Appointment

Thank you we will get it on the list

Wayne L. Workman
Deputy State Treasurer
Michigan Department of Treasury

From: Natasha Henderson [mailto:nhenderson@cityofflint.com]
Sent: Wednesday, December 02, 2015 2:00 PM
To: Byrne, Randall (Treasury) <ByrneR1@michigan.gov>; Workman, Wayne (TREASURY) <WorkmanW@michigan.gov>
Subject: RTAB Appointment

Hello Randy and Mr. Workman,

I am requesting that you submit Steve Landfall's name as an appointment to the RTAB. He lives in Flint and has a successful business in the City of Flint named Landall Packaging.

Thanks,

Natasha L. Henderson, City Administrator
1101 S. Saginaw St.
Flint, MI
Email: nhenderson@cityofflint.com
Phone: (810) 237-2057
www.cityofflint.com

Dempkowski, Angela (Treasury)

From: Workman, Wayne (TREASURY)
Sent: Wednesday, December 02, 2015 3:55 PM
To: Headen, Frederick (Treasury); Schafer, Suzanne K. (Treasury)
Subject: RE: Flint Litigation Summaries, 12-2-15

Thank you Fred

Wayne L. Workman
Deputy State Treasurer
Michigan Department of Treasury

From: Headen, Frederick (Treasury)
Sent: Wednesday, December 02, 2015 3:49 PM
To: Workman, Wayne (TREASURY) <WorkmanW@michigan.gov>; Schafer, Suzanne K. (Treasury) <SchaferS7@michigan.gov>
Subject: Flint Litigation Summaries, 12-2-15

The following information is per your request:

Mays, et al v *Governor, et al*. This complaint was filed in United States District Court (Eastern District) as a class action and seeks equitable remedial relief and monetary (compensatory and punitive) damages. The claim is that named State officials, City of Flint officials, and former Emergency Managers violated the rights of plaintiffs afforded by the Due Process Clause of the Fourteenth Amendment by deciding to utilize the Flint River as the water source for City residents, thereby exposing them to lead and other toxins.

Status: Filed on November 13, 2015.

Natural Resources Defense Council, et al v *Governor, State Treasurer, Flint RTAB, et al*. The claim of this Notice of Intent to Sue in United States District Court is that named State and City officials are in continuing violation of federal Safe Drinking Water Act requirements (lead and copper rules) for having failed to monitor and control lead levels in the City's drinking water and for having failed to assist certain Michigan schools with testing and remediation.

Status: Not yet filed. Notice of Intent to Sue served to putative defendants on November 16, 2015.

Vandegrift, Drew (TREASURY)

From: Vandegrift, Drew (TREASURY)
Sent: Thursday, December 03, 2015 8:41 AM
To: Schafer, Suzanne K. (Treasury)
Subject: RE: PA 436

Good Morning Suzanne,

I doubt very much that Treasury is involved in these bills. I note that among the Democratic sponsors of both bills is Phil Phelps, who has historically been very critical of PA 436, and who <u>recently filed a lawsuit</u> against the state related to the Flint water matter. The bills are summarized below:

<u>HB- 5089</u> This amendment to Section 21 of the Act would permit city councils to reverse EM Orders immediately following an EM's exit. Such an amendment would have troubling consequences for RTAB administration (final orders could be reversed), collective bargaining agreement negotiations, and for existing 12(1)(k) retiree healthcare modifications.

<u>HB- 5100</u> This amendment to Section 23 of the Act would discourage appointment of former EMs to RTAB boards because they would not be able to vote. Because Joyce Parker, and Lou Schimmel have resigned from their respective RTABs, and because we are not seeking to appoint EM Coulter to the LP RTAB, this amendment would have zero effect on our Bureau's operations. The school districts might be a different story though.

Let me know if I can help further.

Kindly,
Drew

From: Schafer, Suzanne K. (Treasury)
Sent: Thursday, December 03, 2015 7:52 AM
To: Vandegrift, Drew (TREASURY)
Subject: PA 436

Drew,

Are you aware of HP 5089 & 5100? Have we been asked to weigh in or do you know if Treasury is behind the bills?

Thanks,

Suzanne

Byrne, Randall (Treasury)

From:	Byrne, Randall (Treasury)
Sent:	Thursday, December 03, 2015 7:48 AM
To:	Byrne, Randall (Treasury)
Subject:	meeting
Attachments:	Meeting with Suzanne December3.docx

Randall Byrne | State Administrative Manager
Local Government Services - Fiscal Responsibility Section
State of Michigan | 430 W. Allegan Street, 3rd Floor | Lansing, MI 48922
(517) 335-2521 | (517) 373-0633 (fax) | ByrneR1@michigan.gov

++++Weekly Critical Issues —December 3, 2015

- **Allen Park**—Status of bond tender.
- **Benton Harbor** We need to schedule a meeting with the Mayor elect and Darwin. What is the status of the RTAB evaluation for Benton Harbor?
- **Ecorse** – Wayne suggested that the City could increase the amount of the judgement levy to pay MERS. Their five year financial plan does not take into account the potential loss of 10% of their residential tax base.
- **Flint** – Meeting in Flint with Mayor Weaver and Natasha next week to discuss searches. City still has not added additional phosphate at water plant, hopefully by next week. City has again requested assistance on lawsuits. Good initial telephone conference with the Mayor and Council President yesterday. Flint lawsuits may affect the upcoming KWA bond sale.
- **Hamtramck-** No update, telephone call later today.
- **Highland Park-**The City has purchased new water meters and is installing them. The FDCVT grant application is being prepared. Cathy is installing heat and will be having the roof repaired on the pump house. Cathy is reluctant to move forward on the water fixes until the new mayor takes office. We still do not have cost estimates for water issues.
- **Lincoln Park-**His exit will be December 18th. I met with Brad and Matt Coppler yesterday. Issues remaining for transition include the 2 and 5 year budgets, EM final order and the appointment of the RTAB members. I have the police collective bargaining agreement letter and memo for your review.
- **Inkster-** Mark and the Mayor came to Treasury yesterday. They drove in separate vehicles.
- **Pontiac-** I visited Pontiac to meet with the Mayor, Joe, and Jane. There is a lack of communication amongst the top administrative officials. We need to prepare a road map for the transition.
- **River Rouge**—exit from Consent Agreement soon.
- **Royal Oak Township-** MERS funds are still an issue. The Township attorney needs to provide guidance on the continued collection of police millage.
- **Miscellaneous Items**— City of Lansing Memo, Holiday ANLV, no new Governor Memo this month, changes in the CDBG program in Wayne County may impact distressed local units revenues.

Pleyte, Beth (Treasury)

From:	Darnell Earley <darnell.earley@detroitk12.org>
Sent:	Friday, December 04, 2015 12:13 PM
To:	Headen, Frederick (Treasury)
Cc:	Saxton, Thomas (Treasury); John Clark
Subject:	Fw: JY15J0640574; Darnell Early

Fred,

Can you send John Clark a copy of my EM contract with Flint? John is helping verify the coverage we spoke about this morning.

Thanks, and have a great weekend.

DE
Darnell Earley, ICMA-CM, MPA
Emergency Manager
Detroit Public Schools

From: John Clark <jclark@gmhlaw.com>
Sent: Wednesday, December 2, 2015 11:07 AM
To: Darnell Earley
Subject: Re: JY15J0640574; Darnell Early

Not sure I have signed copy

Sent from John Clark's iPhone
[redacted]

> On Dec 2, 2015, at 10:57 AM, Darnell Earley <darnell.earley@detroitk12.org> wrote:
>
> Send him my EM contract with Flint.
>
> Sent from my iPhone
>
>> On Dec 2, 2015, at 10:42 AM, John Clark <jclark@gmhlaw.com> wrote:
>>
>> See below.
>>
>> Sent from John Clark's iPhone
>>[redacted]
>>
>> Begin forwarded message:
>>
>> From: "Lovell, Brian"
>> <Brian.Lovell@ACEGroup.com<mailto:Brian.Lovell@ACEGroup.com>>
>> Date: December 2, 2015 at 10:39:16 AM EST
>> To: John Clark <jclark@gmhlaw.com<mailto:jclark@gmhlaw.com>>

>> Subject: RE: JY15J0640574; Darnell Early
>>
>> Does he have a contract with City of Flint/Michigan that might call for indemnity? Can I have copies of his employment contracts?
>>
>> From: John Clark [mailto:jclark@gmhlaw.com]
>> Sent: Wednesday, December 02, 2015 10:15 AM
>> To: Lovell, Brian
>> Subject: RE: JY15J0640574; Darnell Early
>>
>> Mr. Earley has confirmed that he is not aware of any other applicable insurance coverage that would apply to the subject claim.
>>
>> John
>>
>> From: Lovell, Brian [mailto:Brian.Lovell@ACEGroup.com]
>> Sent: Wednesday, December 02, 2015 9:24 AM
>> To: John Clark
>> Subject: RE: JY15J0640574; Darnell Early
>>
>> John: Is there any contract that might require other applicable insurance to kick in?
>>
>> From: John Clark [mailto:jclark@gmhlaw.com]
>> Sent: Tuesday, December 01, 2015 8:32 AM
>> To: Lovell, Brian
>> Subject: RE: JY15J0640574; Darnell Early
>>
>> Hello Brian – Attached please find a summary of events authored by Mr. Earley, along with two orders that where issued by his predecessor Emergency Manager for the City of Flint. These documents all make clear that the decision on the change to the City's water system was made by the local leaders, and not Mr. Earley.
>>
>> Please advise if you have any questions or need any additional information.
>>
>> Regards,
>>
>> John
>>
>> From: "Lovell, Brian"
>> <Brian.Lovell@ACEGroup.com<mailto:Brian.Lovell@ACEGroup.com><mailto:B
>> rian.Lovell@ACEGroup.com>>
>> Date: November 30, 2015 at 4:19:36 PM EST
>> To:
>> "jclark@gmhlaw.com<mailto:jclark@gmhlaw.com><mailto:jclark@gmhlaw.com
>> >"
>> <jclark@gmhlaw.com<mailto:jclark@gmhlaw.com><mailto:jclark@gmhlaw.com
>> >>
>> Subject: JY15J0640574; Darnell Early
>>
>> Mr. Clark,
>>
>> I am the assigned handler for the above referenced claim number and the class action lawsuit filed by Melissa Mays. In order to complete my review can you summarize Mr. Early's role in this matter?

Agenda Summary

Dempkowski, Angela (Treasury)

From: Cline, Richard (Treasury)
Sent: Friday, December 04, 2015 10:02 AM
To: Dempkowski, Angela (Treasury)
Subject: Flint RTAB Meeting Summary

Importance: High

Angela,

Please provide the following to the Flint RTAB Board members:

Board Members,

At the next Flint RTAB meeting approaches, I wanted to provide a short memo to draw your attention to a few items in the packet.

Please note the following items:

October 12 Meeting:

- **Resolution 828.1** – For the purposes of clarification, this action establishes an OPRA district at Lapeer Road and Averill Ave.
  - The district will be established for a 12-year period.
  - The City has stated that this is the final approval necessary for this project.

- **Resolution 864** – For the purposes of clarification, this agreement is between the City and Genesee County.
  - Under the agreement the Sheriff will be operating the City's holding facility.

- **Resolution 865** – This action implements a series of budget amendments in the General Fund (Police, Fire, Planning), the Drug Enforcement Fund, and the Public Improvement Fund.
  - In the Police Fund, off-setting increases in both Revenue and Expenditures total $145,803. There is no net change to the budget.
  - In the Fire Fund, Expenditures for Supplies are decreased by $27,756, but Personnel Services are increased by the same amount. There is no net change to the budget.
  - In the Planning Fund, off-setting increases in both Revenue and Expenditures total $20,000. There is no net change to the budget.
  - In the Drug Enforcement Fund, $42,273 of Fund Balance is being utilized for Personnel Services.
  - In the Public Improvement Fund, Revenues is being decreased by $300K and Expenditures is being decreased by $800K.

- **Resolution 866** – The Chair has asked that this item be separated for additional discussion.
  - This action implements budget amendments in the Sewer Fund and the Water Fund.
  - In the Sewer Fund, Revenues are being decreased by $6.74M and $2.88M of Fund Balance is being utilized. The net change is an Appropriation decrease of $3.858M.

- In the Water Fund, Revenues are being decreased by $8.56M and $7.287M of Fund Balance is being utilized. The net change is an Appropriation decrease of $207K .

- **Resolutions 872 & 875** – For the purposes of clarification, these items were addressed at the October RTAB meeting.

October 26 Meeting:

- **Resolution 890** – For the purposes of clarification, this project was budgeted in FY 14-15 but not completed.
  - The City wishes to draw $189K from Fund Balance to complete the project this year.
  - The project is a contract between the City and MDOT for bridge repair work.
  - The City has indicated that the project was delayed last fiscal year at the initiation of MDOT.

- **Resolution 887** – This is a Change Order to an existing contract.
  - The project involves repair work at the City's Water Plant.
  - Funds were pre-encumbered and the City has indicated that they will come from the project's Contingency line item.

November 9 Meeting:

- Only 4 items were addressed at this meeting. Two were presentations, one was the approval of Council minutes and the final item was the approval of street closure permits (for events that have already occurred).

November 18 Special Meeting:

- **Resolution 926** – This item is a budget amendment to transfer $102K of non-allocated CDBG funds to the Demolition line item.
  - Sufficient funds are available for this activity.

- **Resolution 927** – This is a joint effort between the City, the Crim Foundation and the MI Department of Health and Human Services for AmeriCorps funding.
  - This is a grant funded project in the amount of $288K.
  - The Crim Foundation acts as the project fiduciary and the City is responsible for making all payments associated with the project.

- **Resolution 931** – This action extends the service contract for one additional year.
  - Funds are budgeted and $604K is available for this activity.

- **Resolutions 933 and 934** – These resolutions are two parts to the same action.
  - The project is a joint activity by which MDOT will be reconstructing portions of Saginaw Street.
  - The City's local share of the project increased due to an overall cost increase to the project.
  - Resolution 934 authorizes $67K from DPW Fund Balance be transferred to Professional Services.
  - Resolution 933 increases the City's local match to this contract by the $67K.

November 23 Meeting:

- **Resolution 929** – This resolution was postponed from the November 18 Special Meeting
  - A Change Order is being executed to retain the firm that was used to design the charcoal filter installation to assist the City in developing recommendations for the lead issue.

- The Change Order is for $907K.
- The City has $1.9M budgeted for services, so sufficient funds are available.

- **Resolution 936** – This resolution executes a Change Order to the City's Towing Contract to add vehicle storage thought the end of the current fiscal year.
  - The added cost is $125K for this fiscal year.
  - The City has $185K budgeted, so sufficient funds are available.

- **Resolution 937** – This resolution addresses the MDOT work on DuPont Street.
  - This resolution extends the project deadline until December 31, 2017.

City Administrator Items:

- No items were received from the City Administrator for consideration at this meeting.

Please review this information. If there are any questions, please contact me.

Thank you.

Sincerely,

Eric Cline | Department Manager | State of Michigan
Michigan Department of Treasury | Local Government Financial Services Division | Fiscal Responsibility Section
430 W. Allegan Street, 3rd Floor | Lansing, MI 48922
Lansing Office (517) 335-2078 | Cell Phone (517) 243-8450 | Traverse City Office (231) 922-5228
E-mail cliner1@michigan.gov

City of Flint
Receivership Transition Advisory Board Agenda
Wednesday, December 9, 2015
2:00 PM

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

I. CALL TO ORDER

A. Roll Call

B. Approval of Agenda

C. Approval of October 14, 2015 RTAB meeting minutes (attachment #1)

II. UNFINISHED BUSINESS

NONE

III. NEW BUSINESS

A. Mayor and Council President

B. 2016 Meeting Schedule (attachment #2)

C. Approval of Resolutions & Ordinances for City Council Meetings

1. Resolutions from the Regular City Council meeting of October 12, 2015 (attachment #3) (Resolutions 828.1, 863, 864, 865, 872, 875, 876)

   Discussion Items

   a. Resolution #866 – Budget Amendments/FY16/Water Fund/Sewer Fund (attachment #3a)

2. Resolutions from the Regular City Council meeting of October 26, 2015 (attachment #4) (Resolutions 886, 887, 888, 889, 890, 891, 892, 893)

3. Resolutions from the Regular City Council meeting of November 9, 2015 (attachment #5) (Resolutions 909, 910, 912, 913)

4. Resolutions from the Special City Council meeting of November 18, 2015 (attachment #6) (Resolutions 926, 927, 928, 929, 930, 931, 932, 933, 934,

5. Resolutions from the Regular City Council meeting of November 23, 2015 (*attachment #7*) (*Resolutions* 929, 932, 936, 937)

D. City Administrator Items

1. Budget to Actual – September 2015 (attachment #8)

2. Budget to Actual – October 2015 (attachment #9)

IV. PUBLIC COMMENT

V. ADJOURNMENT

Weekly Conference Call Notes – Dec. 7, 2015

Allen Park –Nov. 20 –Mayor Matakas, M. Kibby, B. Cady E. Cline, P Dostine

Bond update

- The cost of issuance, closing costs, is now at $1,109,907.48. The city stated that everything is completed with the exception of paying for the services of the providers.
- Cady and Kibby have requested a telephone conference call with Treasury officials regarding the cost of issuance and the possibility of only breaking even 270 days from now when it's time to sell bonds. They want to map out some different strategies. Cady stated if the city cannot get a favorable rating, this whole bond tender effort will be a wash 270 days from now.

MML Training

- Kibby said he put on a 3 hour workshop with the new council. He said is was long but very productive. Some of the new members will be attending the MML events in Southfield and Ann Arbor. Others have expressed interest in the annual MML conference in Frankenmuth.

Priorities

- City requesting 5 items from the Nov. 24 council meeting be pulled forward. Treasury requested that the packet be sent as soon as possible (it arrived Friday before COB) so it can receive a proper review.
    - The purchase of a new Zamboni. Old one is beyond its useful life. New one is in the 5-year budget and 6-year CIP. City budgeted $40K annually for three years. New Zamboni is approximately $112K.
    - Re-bid solid waste contract. With the roll-back, the rubbish fund not generating enough revenue to cover costs. City said re-bidding contract could save $100K annually.
    - Water / Sewer rates.
    - Budget amendments.
    - City investment policy.

Benton Harbor –Dec. 3 – D. Watson, R. Widigan, D. Hudson

- **Weekly Priorities:**
    - CVTRS has been submitted to Treasury
    - Audit: finishing up the comment portion, will present to Commission on the 14 of December, if everything is finalized.
        - If it is finished in time it will be presented to the RTAB in December.
    - Two individuals have graduated from the police academy and have started working.

- HUD wants the city to work on doing more home repair, city doesn't have the funding in that allocation.

- **City Manager Evaluation Discussion**: No word.

- **Commissioner Muhammad**: will have to resign his seat when he takes the Mayor's seat.
  - He has set up a meeting with Darwin the week of Christmas.

<u>Ecorse – Dec. 1 – W. O'Neal, T. Sadowski, R. Byrne, D. Van de Grift, P. Dostine, A. Heimann, D. Hudson</u>

Priorities

- Town Hall meeting is scheduled. Will be held in council chambers. Wayne will brief council on state of the city.
- Ecorse re-paving the boat ramp, and repairing light poles that were damaged by a trailer.
- Ecorse is looking for a location for the food pantry.
- Ecorse still looking to hire a DPW director. Have 3 applications for the position. Leaning toward a S1-certified, non-PE candidate who currently works for Ecorse's contracted engineering firm. Wayne states the candidate's S1 certification will save Ecorse $15K per year.
- Ecorse in process of bidding out a Water Meter Change-Out Program. Very much needed, Wayne said. City loses between $845K and $1M annually in water. The meters will cost approximately $225 per meter.
- Ecorse is going to bring back McKenna on a contractual basis.
- Wayne is also focusing on old bills / invoices from Great Lakes, looking for fraud.
- Wayne is looking to request quotes from insurance companies. Ecorse striving for a regular insurance carrier and coverage. Currently paying way too much in insurance costs.
- Wayne fired police lieutenant Blade and demoted (took his stripes) a fire sergeant.
- Wayne has directed the city to issue tickets for violating Certificate of Occupancy requirements.
- Wayne heard that Ecorse assessments will decrease another 25 percent next year. That will cost the city $275K.
- Preliminary audit of FY '15 shows a -$34K. Wayne said the city had to book some expenditures which took the operating balance from a positive $500K to a -$34K.

CDBG

- Ecorse is unaware that the county's CDBG program is changing from a formula program to a competitive one.
- Ecorse receives approximately $200K annually. Money is used for: $50K annual payment on fire truck purchase; code enforcement officer, demolition. Wayne said a change in the program would be a big hit to the city.

- City has hired an additional three public safety officers, close to full staffing levels in FD and PD
- Union Park improvements should be completed this spring

- **Lawsuits**: O'Brien, Unruh, and Lange
  - Insurance carrier is looking for a commitment from the City of $300K – settlement was last discussed at $1.7M.
  - Looking to settle with Lange, he is looking for $595K, attorney's think it's only worth $300-$400K.
  - Worst case scenario is it goes to court, policy coverage limits will kick in.
  - Will likely have another

- **Federal Building**:
  - The deed to the building was transferred to the City in 2000, but the deed wasn't recorded.
  - Tony's final order states that the city shall *Take any steps necessary, subject to Board approval, to support and facilitate*
  - *the disposal of the Benton Harbor Federal Building property [Tax Parcel Numbers 11-54-0340-0060-00-3 11-54-0340-0059-00-5, 155 Sixth Street and 109 Park Street, Benton Harbor, MI].*
    - Order 14-27, signed by Tony Saunders, issued an *agreement for sale of real estate* with Prairie Real Estate.
    - Does Darwin have to go back to the Commission to approve a sale that was already approved by EM Saunders.

- **Update on Vacant Positions:**
  - **Finance Director:** MML search was approved, needs RTAB approval.
  - **Water Department Superintendent:** Still being advertised on the AWWA, MI Rule Water, and City's website.
  - **Assistant City Manager/Community Development Director:** Darwin is currently filling this roll.
    - The City will likely use MML for this search.
    - Darwin has talked with Cornerstone Alliance and the Chamber of Commerce.
  - **Assessor** is on board, has been at city hall every day of the week, even though he's just part time (two days a week).
    - City will likely not pass the AMAR (Audit of Minimum Assessing Requirements) – will have to identify way to fix the situation.

- **HUD pay back for an ineligible costs:** Potential pay back of $60K.
  - HUD will reduce future money to pack back $60K, likely over 5 years.

Annual ARC payment

- If Ecorse does not get the $2M FDCVT grant it has requested, Wayne maintains that he can add any increases from MERS to an existing judgement levy.
- Wayne maintains that the annual ARC is in the 5-year budget.
- MERS Ecorse account is funded at 47 percent. City losing 3 percent annually in assets.
- Ecorse is short $29M with MERS.

Flint – Dec. 2 – Mayor Weaver, N. Henderson, Nelson, F. Headen, W. Lamphiery, E. Cline, P. Dostine, D. Hudson, A. Heimann

Greetings from Mayor Karen Weaver

- 18 Minutes late
- Just released her 100 day plan

Greetings from Flint City Council President Nelson

- Is encouraged by the Mayor's focus on engaging youth

DPW position vacancy

- Have several competent people heading Department's in the DPW
- Had first major snow event, went very well
- N. Henderson is looking for someone to fill in as Interim DPW Director, preferably someone with no aspirations to hold the job permanently
- Former Director is transitioning himself out, and getting paid hourly to do so

Updates on grants

- Policing Grant
    - $1.1 Million for program, might also include an additional $200k for additional officers
- Suspension/Expulsion
    - Program to help teens who have been expelled from school complete their High School Degree
    - Unclear whether or not this is a new initiative, or if it is part of another grant that has been mentioned in past phone call

Water updates

- Meeting with DEQ weekly
- Received all of the parts to introduce "Ortho Phosphates" into the water system, but are going to have to test it first. This process is on track, and should be done within the next few weeks.

Charter Commission

- Application submitted for a grant from the MOTT Foundation for $250,000 was denied, the Foundation did not want to appear to steer this document
- N. Henderson does not want to ask for this money from the State, though she acknowledges that this is important, she does not feel that it should take priority over other asks from the State of Michigan

Public Safety

- Both Police and Fire Chiefs are on task to accomplish their longer term goals established for them by the City Administrator
- Fires continue to decrease from previous years (from 400 last year down to 299 this year). This has the potential to jeopardize some of the funding that they receive to help with the Fire Department

Hamtramck – Dec. 3 – K. Powell, P. Dostine, D. Van de Grift, A. Heimann, D. Hudson

Council

- Katrina still very positive about the two new members on council.
- One member will be meeting with Bhama to understand the budget.
- Next week MML training in Southfield; new members attending.
- Katrina heard while she was away last week on vacation, "Anam" on council tried to bring forth a resolution to evaluate her.

Human Resources

- BS&A. Katrina is pursuing BS&A (payroll administration) training for her administrative assistant and accounts payable person.
- Currently, Katrina said the city payroll is calculated by hand. Unacceptable. Every pay period a mistake or two is made.
- BS& A has a payroll module which Hamtramck personnel just need to know how to use it.
- No work being done on the HR side at all currently because the current vacancy.
- Meanwhile Katrina has listed the HR director vacancy on MML. Has received 5 applicants. Katrina wants to hire a consultant to organize and standardize the HR department which has been largely allowed to fall into disarray. After which she wants to fill the vacancy.

CPI

- The city sent letter to CPI arguing that CPI needs to comply with the contract and complete / clean-up 8 separate jobs. CPI filed a breach-of-contract lawsuit against Hamtramck Nov.23. Hamtramck wants out of the contract. Hennessey Engineering has been documenting CPI's poor work quality, helping the city's case to release CPI. Bottom line: Katrina said CPI overcharges for their work, and does poor quality work.

Audit

- Audit has started. Still too preliminary for any numbers
- Audit discovered Detroit owes \$500K to Hamtramck. Hamtramck wants to book as a revenue this year. Drew to call Bhama, inform city that Treasury can help. Called a "deferred revenue".

Election fraud

- No update.
- Katrina spoke with Judge Paruk. The judge listened to the allegations. Said he would take them up to the deputy-county prosecutor.

Highland Park– Oct. 14 – C. Square, R. Byrne

- The collection firm has approximately \$7M in past due accounts to collect. However, many of these accounts are no longer active.

- Meadowbrook will be providing an updated report on OPEB costs which show a substantial reduction of the annual costs. The new estimated annual costs will be between \$200K and \$300K.

- New water bills with the new water and sewer rates have been sent out to the customers.

- Wade-Trim has opened its customer service center on Woodward Avenue.

- BSA software installation has been completed.

- The City will be submitting several FDCVT grant applications including master water meters, LED streetlights, and building improvements.

- Wade-Trim has received several shipments of residential water meters that will be installed soon.

Inkster – Nov. 19 – M. Stuhldreher, R. Byrne, A. Heimann, D. Hudson, P. Dostine

Election results commentary

- Mayor. Mark said he's new to politics, the attorney that represented the residents in the water rates lawsuit which prevailed in the lower court but was overturned in the Circuit Court.
- Council and Mayor. Mark reported that the new members want to return to a strong mayor form of government. They would do this by changing the city charter. There has also been some talk, Mark reported, that they want the mayor to also assume city manager responsibilities. Or, they want to hire a city manager and not do a national search.
- The three incumbents whom are no longer on council (which includes Mayor Hampton) take with them 50 years of combined experience.
- Mark reported that the new council and mayor are less inclined to support the consent agreement. Treasury should not be surprised if it receives a letter from the new mayor requesting that the consent agreement come to an end.
- Perhaps Mark and the new mayor will come up to Lansing to meet with Treasury officials.
- Mark has planned an orientation for the new members on council. Five of the seven have already been scheduled for a MML training class. The two that are not going are incumbents. Mark requested grant dollars to cover the expense for sending council to the forthcoming February MML conference in Frankenmuth to get both Level One and Two training.

Parks and Recreation millage commentary

- This was a renewal millage (raises $400K annually for 10 years) that voters approved. It basically means that the status quo is maintained; the millage keeps the doors open. Parks and Rec is still stressed. Mark noted that 25% of the millage goes for heat and electricity bills.

Senior Services millage commentary

- Millage will raise $200K annually for 10 years. This is a new millage.

RRC (Redevelopment Ready Certification) designation

- The city is in the process of updating its Master Plan. In the process, those working on the plan are mindful to incorporate MEDC requirements and criteria necessary to be awarded RRC certification.

Lincoln Park – Nov. 25 – B Coulter, M. Coppler R Byrne, D. Van de Grift, E. Cline, A. Heimann, D. Hudson, P Dostine

- **Audit/ Impact on budget/ 2-year and 5-year budgets**
  - City surprised by final audit numbers. Came in a lot better than anticipated. Why? 1) The chargebacks from Wayne County were lower than expected. Therefore

property tax revenue was higher. 2) The court generated $800K for Lincoln Park. The city had only budgeted $500K. 3) The sale of the cell tower.
  - Next year the city is already anticipating two positive outcomes: 1) Another check from the cell tower sale, and 2) 230K rebate from BCBS.
  - With a better-than-expected audit, Lincoln Park wants to hire more police, build-in to the new contract a 3 percent pay raise for police so as to keep them from leaving the department.
  - Brad said as soon as next week, he will have a draft of the 2-year budget to Treasury because the audit is completed now. The 5-year is close to completion as well.

- **Patrol and Command contracts**
  - Patrol union voted on and passed its contract. There is a 3% raise built in. Command contract to be voted on in the next couple of weeks. There is a salary increase in the Command contract we well. Both will be forwarded to Treasury upon adoption of the Command contract.
- **MERS**
  - Brad said the city makes monthly payments to MERS, therefore the city is already behind in making the additional $800K that MERS wants.
  - Brad and Matt both agreed that the cushion Lincoln Park has right at the moment would be wiped out if the city made the $800K payment to MERS. They do not want to put the city in that position. "Just because our head is above water doesn't mean we have extra money," Brad said. Both agreed that managing Lincoln Park financially in the short term will better position it to address longer term issues like the underfunded pensions.
  - A judgement levy is a possibility.

- **Final Order**
  - A couple of tweaks were made to the Final Order, Brad said. Otherwise it looked good. The Headlee over-ride was pushed back to 2018 so as to not create millage fatigue. The city will ask for a 3-year renewal on the 3.45 millage prior to the Headlee over-ride.
  - Also in the Final Order, Brad capped contributions to pensions at not-to-exceed $8.75M in any one year. The Board can vote a higher contribution.

- **CDBG Consolidated Plan**
  - The new plan is "underway" according to Matt. Treasury has agreed to help the city strategize about the plan in the development process, align future block grant activities, for example, with the city's revitalization plans.

- **RTAB**
  - Names have been forwarded in Treasury for further vetting.

Pontiac – Dec. 4 - R. Byrne, R. Widigan, Mayor Waterman, Deputy Mayor Jane Bais-DiSessa, J. Sobota, N. Narzarko

- **Weekly Priorities:**
  - City received a grant from MSU to work on Rails to Trails.
    - City will be going after more grants in the future.
  - Council wants the DPW Director to come before council to discuss the repairs to the bridge by the Silverdome.
  - Jane and Joseph have been meeting to work on projects.
    - Jane is currently working on two projects.
  - The Council adopted three charter amendments that will need RTAB approval by December 15, one day before the RTAB meeting. City would like to have a special RTAB meeting next week.
  - Nevrus is no pleased with the City's auditor (Rehmann), lack of timeliness, the auditor waited until the last minute (last week) to send the City question.
    - Rehmann is using people who do not have any governmental accounting experience.
    - The City will be talking with the partner (Mark Tschirhart) overseeing the project.

- **$6M with Gray Financial Group:** Waiting on an assessment from the legal department.
  - No changes as of yet, still searching for a new financial advisor.
  - Likely no change, since they are locked into a 10 year contract.
  - Nevrus feels that there is risk involved.
  - Litigation is on-going, for violation to SEC laws.

- **OPEB Mediation:** City is now in contact with Fred Headen.
  - New chair of the GERS Board, he is the former CFO at the Doctors Hospital.

- **Phoenix Center:** It's rumored that the owner would like to get an appraisal of the Center.
  - Contracts to do a structural assessment, they have been signed and are due back January 15.

- **Budget process:** Working on the budget, would like to submit to the budget to Treasury next week.
    - Once received from Treasury – it will be sent in whole to the Council.
  - Will offer to set up study dates for the budget with council.
  - City received additional ACT 51 money for the roads – it has been factored into the budget.

Royal Oak Township – Nov. 16 – R. Burgess, N. Fedewa, . Byrne, P. Dostine, A. Heimann, D. Hudson

- **'15 Cash Flow**
  - Was completed Friday, Nov. 13. ROT is awaiting township Treasurer to weigh-in. Will then forward to Treasury. Revenues over expenditures expected to be $25K.
  - Treasury can expect budget amendments to be submitted by the township sometime early December.

- **MERS**

  - Township is not certain if it will now disperse the $600K back to MERS or Oakland County Govt. or keep it for now. The money was originally booked as a revenue in 2014, put into general fund. The township accountant maintains that the money is not in the '15 Cash Flow projection or the '16 Budget; the $600K has its own fund line. If the funds are invested, a budget amendment would be required.

- **MSHDA – ROT meeting scheduled for Nov. 17.**
  - Treasury will be at the 8:30 AM meeting.

- **FY '16 budget**
  - The '16 budget was advertised in the Saturday, local paper. Runs for 7 days through Nov.21. Board is meeting Nov. 23. At 6:45 PM, public comment period will take place. At 7:30 PM, the Board will vote to pass the budget. It's unclear if the Board will be adopting the appropriation ordinance at the same time.
  - ROT said they will forward Treasury a line-item version of the '16 Budget. A few weeks back, Treasury was sent a "budgetary center" budget.
  - Fund balance for '14 budget is approximately $212K. Township is expecting something similar for '15 Budget.

- **Police Update**
  - Robert has not heard from Oak Park regarding the draft Police Service Agreement. Township has till Dec. 30th to formalize some kind of agreement with a local unit of government to provide police services or risk losing the $217K.
  - Supervisor Squalls has been meeting with Hazel Park, post-election, to discuss a potential police service agreement. No deal yet. Robert is going to reach out to Hazel Park as well.
  - Robert reached out to Ferndale one more time, recently. He said Ferndale is not interested in providing contractual police service to the township.

Pleyte, Beth (Treasury)

From: Barton, John (Treasury)
Sent: Monday, December 07, 2015 9:08 AM
To: Saxton, Thomas (Treasury)
Subject: Flint DWRF Loans
Attachments: Flint Loans 12.4.15_DEQ.XLSX

Tom,

Below is the link to the Detroit News article from yesterday regarding Rep. Kildee push to forgive the DWRF loans. I have also attached is the information sent to EPA (Steve Marquardt Region 5) DEQ on Friday showing the outstanding balances of the Flint DWRF loans.

http://www.detroitnews.com/story/news/politics/2015/12/06/loan-forgiveness-sought-flint-replace-lead-pipes/76845170/

As we discussed, the fund simply cannot forgive the loans as they are pledged to bond issues. Further, any loan not collected will have an impact on future capacity.

Thanks
John

Drinking Water Revolving Fund
City of Flint As of 12/4/2015

Issue Date	Project Number	Rate	Final Loan Amount	Final Maturity	Last Payment	Outstanding Balance
9/30/1999	7019-01	2.50%	7,168,994.00	4/1/2020	10/1/2015	2,543,994.00
9/28/2000	7019-02	2.50%	8,035,000.00	4/1/2021	10/1/2015	3,275,000.00
9/28/2001	7019-03	2.50%	9,311,408.00	4/1/2022	10/1/2015	4,256,408.00
9/25/2003	7019-04	2.50%	18,984,934.00	10/1/2024	10/1/2015	10,694,934.00
			43,500,336.00			20,770,336.00

Pleyte, Beth (Treasury)

From:	Darnell Earley <darnell.earley@detroitk12.org>
Sent:	Monday, December 07, 2015 1:13 PM
To:	Saxton, Thomas (Treasury)
Cc:	Jerry Ambrose; edkurtz@baker.edu; Ken Sikkema; Workman, Wayne (TREASURY); Pleyte, Beth (Treasury)
Subject:	Re: Flint Water Task Force

So note Tom. The best number to reach me is:

[redacted]

Sent from my iPhone

On Dec 7, 2015, at 1:08 PM, Saxton, Thomas (Treasury) <SaxtonT@michigan.gov> wrote:

> Ed/Darnell/Jerry – As you are aware the Governor formed an independent task force to review actions/steps taken regarding the Flint water situation & to develop recommendations/guidelines for the future should such a situation arise again.
> Ken Sikkema (who you probably know is now with Public Sector Consultants and a former legislator) is leading that task force effort. He requested contact info for each of you. Specifically, Ken is looking for background from your perspective(s) as EMs as events occurred in Flint as well as other related questions.
> I know you will give Ken your full cooperation.
>
> By this email & as a way of introduction; he now has your email addresses & you have his. Please also send him your phone numbers. Ken's phone # is [redacted] Ken will be reaching out to you soon to set up times for phone calls or meetings. Thanks much.
>
> Tom Saxton
> Chief Deputy Treasurer

Workman, Wayne (TREASURY)

From:	Jerry Ambrose <gambrose49@gmail.com>
Sent:	Monday, December 07, 2015 1:19 PM
To:	Saxton, Thomas (Treasury)
Cc:	Ken Sikkema; edkurtz@baker.edu; Workman, Wayne (TREASURY); Darnell.earley@detroitk12.org; Pleyte, Beth (Treasury)
Subject:	Re: Flint Water Task Force

Per request, my phone number is [redacted]

Jerry Ambrose

On Dec 7, 2015 1:08 PM, "Saxton, Thomas (Treasury)" <SaxtonT@michigan.gov> wrote:

Ed/Darnell/Jerry – As you are aware the Governor formed an independent task force to review actions/steps taken regarding the Flint water situation & to develop recommendations/guidelines for the future should such a situation arise again.

Ken Sikkema (who you probably know is now with Public Sector Consultants and a former legislator) is leading that task force effort. He requested contact info for each of you. Specifically, Ken is looking for background from your perspective(s) as EMs as events occurred in Flint as well as other related questions.

I know you will give Ken your full cooperation.

By this email & as a way of introduction; he now has your email addresses & you have his. Please also send him your phone numbers. Ken's phone # is [redacted] Ken will be reaching out to you soon to set up times for phone calls or meetings. Thanks much.

Tom Saxton

Chief Deputy Treasurer

Byrne, Randall (Treasury)

From: Koryzno, Edward (Treasury)
Sent: Monday, December 07, 2015 2:27 PM
To: Workman, Wayne (TREASURY); Byrne, Randall (Treasury)
Subject: RE: Delivery Final Failure Notice

This may be his personal cell phone. [redacted]

Edward B. Koryzno, Jr. | Director - Bureau of Local Government Services
State of Michigan | 430 W. Allegan Street, 3rd Floor | Lansing, MI 48922
(517) 373-4415 | (517) 373-0633 (fax)
KoryznoE@michigan.gov

From: Workman, Wayne (TREASURY)
Sent: Monday, December 07, 2015 1:44 PM
To: Byrne, Randall (Treasury) <ByrneR1@michigan.gov>; Koryzno, Edward (Treasury) <KoryznoE@michigan.gov>
Subject: Fwd: Delivery Final Failure Notice

Anybody know how to find Ed Kurtz?

Sent from my iPad

Begin forwarded message:

> **From:** "Saxton, Thomas (Treasury)" <SaxtonT@michigan.gov>
> **Date:** December 7, 2015 at 1:42:38 PM EST
> **To:** "Dempkowski, Angela (Treasury)" <DempkowskiA@michigan.gov>, "Pleyte, Beth (Treasury)" <PleyteB@michigan.gov>
> **Cc:** "Workman, Wayne (TREASURY)" <WorkmanW@michigan.gov>
> **Subject: FW: Delivery Final Failure Notice**
>
> It appears I got an 'undeliverable' on the Ed Kurtz email address. Can you guys chase down the correct one & get him the attached? Thanks
>
> -----Original Message-----
> From: postmaster@Michigan.gov [mailto:postmaster@Michigan.gov]
> Sent: Monday, December 07, 2015 1:09 PM
> To: Saxton, Thomas (Treasury) <SaxtonT@michigan.gov>
> Subject: Delivery Final Failure Notice

Can not deliver the message you sent. Will not retry.

Sender: <SaxtonT@michigan.gov>

The following addresses had delivery problems

<edkurtz@baker.edu> : Reply from ig-in-f27.1e100.net[74.125.193.27]:

RCPT TO:<edkurtz@baker.edu>

<<< 550-5.1.1 The email account that you tried to reach does not exist. Please try
550-5.1.1 double-checking the recipient's email address for typos or
550-5.1.1 unnecessary spaces. Learn more at
550 5.1.1 https://support.google.com/mail/answer/6596 vs1si284483igb.22 - gsmtp

Cline, Richard (Treasury) SAM, RTAB II, Analyst II, UOS, CA, Mayor, Legal, VC Nelson

From: Dostine, Patrick (TREASURY)
Sent: Tuesday, December 08, 2015 2:57 PM
To: Byrne, Randall (Treasury); Cline, Richard (Treasury); Hudson, Deanna (TREASURY); Heimann, Alexandr (TREASURY)
Subject: draft Flint call topics

Alex or Deanna, would one of you like to scribe this call. I will do the Lincoln Park one.

<u>Flint – Dec. 9 – Mayor Weaver, N. Henderson, Nelson, F. Headen, W. Lamphiery, R. Byrne, E. Cline, P. Dostine, D. Hudson, A. Heimann</u>

- Priorities/updates – 1) ~~Adopt~~ Audit Done → Already impacted by water situation
- Water
  - Water Sewer fund – 1) Phosphate - Tomorrow - Elec work ← Spill Containment
- Miscellaneous – 1) Daily EPA updates

Patrick Dostine

State of Michigan
Department of Treasury
Local Government Financial Services Division
Cadillac Place
3044 W Grand Blvd
Detroit, MI 48202
(office) 313.456.1772
dostinep@michigan.gov

Water Rates Hearing
Adjourned to Dec 18
Ltr pending for aid on case

Water Bills
No increase in collections

MAYOR
Monthly Town Hall's - 200 for first one
1) Water
2) PSF
3) Econ Dev

New KWA appointe

School water update

Planning
Use Hardest Hit Funds

Arbitration
winning

PSF

PD
Murder ↑

Fire #'s ↓
Significant Drop
Impacts Grants
Apply for Grant for Aerial Truck - $1M

911 - working well
Better Service
More Professional
Mayor on Board

Legal
Last Day 12-31
Tony Chubb - Interim
Charlie McClendon - Interim HR

PR Director
Jason Lorenz
Gone

Finance
Spending Freeze Remains

Want Loan Forgiveness
↓
May need new Reliability Study for DWRF Loans ← Ask State to Pay

Flint – Weekly Call
12/09/15

Present:
Mayor Weaver
N. Henderson
Council President Nelson
W. Lamphiery
R. Byrne
E. Cline
P. Dostine
D. Hudson
A. Heimann

Not Present:
F. Headen

Water Issue:

1. EPA- Corrosion control updates are happening daily
2. "Spill containment" is final step before corrosion control
3. Will start corrosion control "today or tomorrow", but to date, they have not yet introduced the anti-corrosion Ortho phosphates.

Public Safety:

1. Homicides are up in Flint. N. Henderson is confident that the new initiatives and partnerships will help reduce the number of violent crimes in the City, but these initiatives have not started yet.
2. Fires are down in the City significantly.
    - Concerns that this drop will affect their ability to receive federal grants
    - Looking for funding to receive an "Areal Truck" which will help them reach the tallest building in the City. Right now, any fire in that area requires assistance from partnerships with other communities. This type of ladder truck will cost and estimated $1M at least.
3. Dispatch arrangement is "working well":
    - N Henderson told a story about meeting with a patrolmen who told her that he liked that they check in every hour.
    - Mayor sits on the council as the representative from the City

Legal issues:

1. Lost current head of counsel (did not catch the name)
    - Will be filled with an interim, Tony Chubb. Chubb is currently the interim head of Human Resources
    - Vacancy as interim in HR will be filled by Charlie Mclendon, who is the City's Labor Dispute counsel

2. Water litigation
   - Current lawsuit to stop the city from collecting water bills had been adjourned on December 8th, will be back in court on the 18th
   - Unclear whether or not this issue will be decided before Christmas
   - **Have submitted a letter of request to the Treasury to help them pay for legal fees in this case**

Financial issues:

1. Still have a spending freeze in the City
   - Delinquent water bills are still not getting paid

2. State revenues, loan sources
   - City and Representative Kildee are looking for loan forgiveness from the State
   - Have had meetings with the DEQ to discuss Revolving Loan Fund – "Green Projects"
     - Fund requires that the city have a "reliability study" done, and though the City already has a standard reliability study conducted, they are required to do a special one. This may result in them asking for some money from the Treasury.
   - Audit has been completed, should have a small positive general fund fund balance.

Public Relations

1. Jason Lorenz "no longer works with the City"

2. Townhall meeting
   - **Both the Mayor and N. Henderson attended, as well as over 200 participants**
   - Topics/presentation included: Water, Public Safety, Economic Development (Though there wasn't much time to talk about ED)

CITY OF FLINT

RECEIVERSHIP TRANSITION ADVISORY BOARD MEETING

DECEMBER 9, 2015

2:00 p.m.

Meeting before the RTAB Board at 1101 S. Saginaw, Flint, Michigan, on Wednesday, December 9, 2015.

BOARD MEMBERS PRESENT:

Frederick Headen - The Chairperson
Robert McMahan
David McGhee
Beverly Walker-Griffea

FROM THE CITY:

Mayor Karen Weaver

Kerry Nelson, City Council President

Vicki VanBuren, City Council Member

Eric Mays, City Council Member

Natasha Henderson, Administrator

Jody Lundquist, CFO

OTHERS PRESENT:

R. Eric Cline
R. L. Mitchell
Brian Larkin

REPORTED BY: *Mona Storm, CSR# 4460*

MOTION INDEX

Flint, Michigan
Wednesday, December 9, 2015
2:02 p.m.

THE CHAIRPERSON: The meeting will please be in order. The time is 2:03.

First item of business roll call, please. Let the record reflect that all four members of the RTAB are present.

Item B, the Approval of the Agenda. I wish to note two amendments to the Agenda:

One is under New Business, Item C 1, Resolutions of the City Council meeting of October 12th, 2015, Resolutions 872 and 875 were already approved by the RTAB at its October meeting, so please remove those two resolutions.

And then, secondly, with regards to -- still under New Business, Resolutions from the Regular City Council meeting of November 9th, there are four resolutions listed there. But, upon further review, there were no actions taken by the City Council at that meeting that requires any approval by the RTAB so we'll strike Item Number 3 in its entirety.

Are there other additions or changes to the agenda, for this afternoon's meeting?

If not, is there a motion that the motion --

that the agenda, as amended, be approved?

MR. McMAHAN: So move.

MR. McGHEE: Support.

THE CHAIRPERSON: Without objection, the amended agenda is approved.

Item C, the approval of the October 14, 2015 RTAB meeting minutes. There's Attachment 1. Are there any corrections or additions to those minutes?

If not, is there a motion that the minutes of October 14 be approved at written?

MR. McGHEE: So move.

THE CHAIRPERSON: Is there support?

MR. McMAHAN: Support.

THE CHAIRPERSON: Without objection, minutes of October 14 are approved.

Item 2, Unfinished Business, there is none.

Item 3, New Business, we have a standing agenda item for the Mayor and City Council President. We wish to welcome the new mayor who's here with us this afternoon.

Madam Mayor, we're glad to have you here. If you have any comments you'd like to make to this Board, please feel free. We're not going to hold you to the regular two minutes under Public Comment.

MAYOR WEAVER: Well, thank you. And I am

glad to be here. And I'm glad to have had the opportunity to now have met everybody on the RTAB. Some of you I knew and now I've met everybody so I just wanted to say I'm glad that that's happened now.

What I did was to go through the last set of minutes to see what had been reported out on so I did want to give an update about the last report. And, if you look at that, it was, of course, talking about water.

So I do want to let you know that water is still our top priority here in the City of Flint. And, while we have made the move to go back to Detroit water, we still have issues with lead exposure. And so one of the things we have to be mindful of is that the community is still taking the necessary precautions, we don't want them to get comfortable and relaxed and think, okay, we've made this switch and everything is okay. So we want to keep that up in people's mind.

But I have met with the State and what they have said is that they've agreed to continue to support the filter program. And, in fact, when we had our Town Hall meeting last night, we gave some out. And what we're doing differently is we're giving the replacements out along with the filters. But they have agreed to continue to support the filter program, so we're pleased about that. We've got to continue to monitor the Detroit water and utilize the best technical expertise that we have available.

One of my concerns is that we know that, when the phosphate gets added, what we've been told is that there's going to be a visual impact and, while that's okay, I think it's going to be alarming to the community because they're going to say that, "You can't tell me cloudy water is good."

And so one of the things we know we have to do is we're going to do an increase with our PSAs because we do want to let them know ahead of time what to expect and -- but -- but that's the concern is -- is the trust factor.

So we're trying to work on that trust factor and let people know what's going on. And we've been doing -- I think -- I believe we've been doing a really good job with notifying the public and letting them know what the issues are and what we've been doing and the necessary steps that we've been taking. But I know that's going to raise red flags for them, even though we know that's what's to be expected.

And what I was told was that that would last anywhere from two to four months before we get to that maintenance dose. So we just need to let the public be aware and we can continue.

And when I spoke with Lynn Meyers and Julie Wells, they're going to continue that lead education program. But, because of everything that's going on, we do know that we still need State and Federal funding to help deal with this problem. So we're going to be working diligently towards that accomplishment. Flint needs help and we know that we don't have the funds necessary to be able to make all of the changes and to provide the supports that are needed.

So that's just my update from the last report that was given. So I did want to have the opportunity to share that with you and let you know what our concerns are and what we're doing.

Thank you.

THE CHAIRPERSON: Okay. Thank you.

MR. McGHEE: Thank you.

THE CHAIRPERSON: Thank you, Madam Mayor.

Council President Nelson?

MR. NELSON: Good afternoon.

THE CHAIRPERSON: Good afternoon.

MR. NELSON: I think most of you know me. But, since we had met last, I've took over the responsibility of -- I've worked with our new

Madam Mayor, the City Administrator, we've come here and we've talked and meet.

And briefly, you know, water is our top priority; the Mayor stressed that from day one in her Town Hall meeting, she stressed it, again, to bring that trust back in this community and I think that's what we want across the board.

I will be at these meetings. I will not take this mic unless there is a difference in opinion. But, other than that, I will be here. I'm at your disposal, if you need us. Council Member VanBuren is here and Council Member Mays is always here. So you do have Council here present at all times.

Thank you.

THE CHAIRPERSON: Thank you.

Item B is the proposed 2016 Meeting Schedule for the RTAB, which we have an Attachment 2. Any questions or comments about that?

MR. McMAHAN: Not at this time.

THE CHAIRPERSON: Is there a -- a motion, then, that the proposed meeting schedule of 2016 for the RTAB be approved?

MS. WALKER-GRIFFEA: So moved.

THE CHAIRPERSON: Is there support?

MR. McMAHAN: Support.

THE CHAIRPERSON: Those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

Item C, under New Business, we have Resolutions from several City Council meetings to approve. We'll begin with those resolutions from the Regular City Council meeting of October 12, 2015, Resolutions 828.1, 863, 864, 865 and 876. Were there any questions or comments with respect to any of those Resolutions?

MR. McMAHAN: No.

THE CHAIRPERSON: If not, is there a motion that those Resolutions be approved?

MR. McGHEE: So move.

THE CHAIRPERSON: Is there support?

MS. WALKER-GRIFFEA: Support.

THE CHAIRPERSON: Those in favor, will you please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

From that particular meeting, we did pull Resolution 866, which was a budget amendment to the

Water and Sewer fund for fiscal year 2016. I thought we would use that as a vehicle to have discussion or at least a status report from either the City Administrator or the Finance Director regarding the Financial condition of those two funds.

MS. LUNDQUIST: Good afternoon. The budget amendment that is before you, the first quarter, recognizes the City's anticipation of adding an increase in the uncollectible accounts that the City anticipates as a result of the Preliminary Injunction Order.

It also includes or it is offset partially by a decrease in the capital improvement projects that were immediately identified to be eliminated with the anticipation of not only the loss of revenue from uncollectible accounts but with the specifics in the Preliminary Injunction Order that required us to reduce our rates. So, at this time, it's over $600,000 per month that the City is not billing as a result of the Preliminary Injunction Order.

Obviously, that has had a significant impact. We tried to anticipate those things with the first quarter budget amendment in carrying out the Preliminary Injunction Order and moving forward with issuing shut-off notices. It was identified that our initial estimates of uncollectible accounts was most likely low. We're still waiting for final judgment from Judge Hayman on -- on the case.

But while we continue to act in compliance with the Preliminary Injunction Order, the amount that was set aside for us to be able to identify those accounts that had fallen delinquent since we issued bills with the reduced rate structure was -- we had outstanding 11.6 million. So we had identified 8.6 million for the initial first quarter budget amendment but it was, in fact, $11.6 million that we had outstanding as of August 17th.

And especially at September 1st when we reduced the rate structure to move forward with processing shut-off notices, that we anticipated not being able to collect because we cannot enforce collection with the shutoffs, for those.

We have seen a drastic uptick in receipts since our shut-off notices were issued last month and began to be due on December 1st. And if you'll bear with me one second.

For instance, without the ability to enforce payments through issuing and -- issue shut-off notices and then proceeding with those shutoffs, we have seen a drastic decrease in the number of payments we were receiving per day. At the end of October, we had been down $4 million. I monitor this on a weekly basis so they're actual cash receipts.

So, from the period August 7th, when the Judge said that we could no longer issue shutoffs for delinquent accounts, through the end of October, comparing 2015 to 2014, we collected $4 million less in payments. That averaged at 1. -- at about 135 people less per day paying their bills.

I looked just briefly before this meeting, anticipating there might be a question. So, just for the month of November, we have an average of 335 people paying on their bills per day compared to 439 people the year before.

But, with, then, the public awareness that we had tried to raise when shut-off notices were mailed, we saw an increase just in the first week of December when those shut-off notices then became due, of 681 payments per day. So we did have people that did recognize that they had not been making payments and they came in and they started paying on those shut-off notices.

And that's about on par, exactly what we had the prior year. So I think that reflects greatly the City's need to be able to enforce payments and the fact that it is an effective tool. So we hope that that trend now continues.

THE CHAIRPERSON: Is -- the $600,000 per month item that you mentioned, is that Water and Sewer combined or is it --

MS. LUNDQUIST: Correct. So the City reduced, per the Preliminary Injunction Order. And I can grab that language if you'd like me to read it specifically.

The Preliminary Injunction Order stated that the City was enjoined from charging and collecting Water and Sewer rates that include the September 16th, 2011, 35 percent rate increase. So the City took this language to mean that we were then required to remove that 2011 rate increase from our current per-unit rates and we did so for both water and sewer.

It was our preliminary charges; that's not that we took our current rates and reduced them by 35 percent, we took the dollar amount of that increase back from 2011 and removed them from our current rates because the City doesn't increase rates, we set rates.

So we don't say, okay, we're going to raise rates 35 percent this year on top of what they were last year, we don't raise them 12 percent the next year based on what they were. We say, No, we had this rate and now we're setting this new rate. And then, in communicating that change to the public, we refer to it as an increase because people want to know where they're going to be hit in their pocketbooks, they want to know, "What does this rate increase mean to me?"

So -- if that answers your question.

THE CHAIRPERSON: And do you anticipate that the Water and Sewer funds will have sufficient cash to operate through the remainder of the current fiscal year?

MS. LUNDQUIST: We have through the remainder of this current fiscal year.

THE CHAIRPERSON: Do you expect that it will?

MS. LUNDQUIST: Yes.

THE CHAIRPERSON: Okay.

Yes?

MS. WALKER-GRIFFEA: I -- I have two questions for you.

MS. LUNDQUIST: Okay.

MS. WALKER-GRIFFEA: When I looked at this, I was wondering, where is the budget amendment for the reduction to the expenditures?

MS. LUNDQUIST: That -- let me turn to the page.

That's rolled into the appropriations line item. So, if you'll look to underneath the Sewer fund appropriations, that's where the vast majority of those reductions occurred. Because we do have to keep in mind that it is our top priority to be ready and prepared to accept KWA water when it comes online and there is a significant amount of capital improvements.

So you do not see a drastic reduction in the water fund but in the sewer fund and sewer reductions appropriations of $3.8 million, that's in the second column, under First Quarter, Proposed Amounts, and those are the changes. So it goes from -- the appropriation went from 32 million to 28,5.

MS. WALKER-GRIFFEA: So, then, that is my second question: How did you figure the analyze -- the analyzed budget is that much when you're not taking in that much in that first quarter?

Because, if you did that times three, it would be much lower with what the expectation would be at the end.

MS. LUNDQUIST: I don't understand your question.

MS. WALKER-GRIFFEA: So I thought that you figured out, from the first quarter, what you're predicting it would be at the end, what you will take in, which seems to be a considerable amount depending on what you took in the first quarter. Because, usually, you would look at that first quarter and then if you're doing a budget amendment, you would kind of base your prediction from that, which was very low, like 2.4 million, I think --

MS. LUNDQUIST: Right.

MS. WALKER-GRIFFEA: -- was the first quarter.

MS. LUNDQUIST: So are you talking about our projected revenue or are you talking about our -- the capital improvements that we eliminated?

MS. WALKER-GRIFFEA: The projected revenue.

MS. LUNDQUIST: I'm sorry, I misunderstood your question.

The projected revenue is shown as a decrease in charges for services on both the Water and Sewer fund, you could see "Charges for Services"; that's the second line item under Revenues for the Sewer fund. If you go over, that's a decrease of 5.9 million there. And then, under "Water fund, Charges for Services", a decrease of 8.6.

MS. WALKER-GRIFFEA: So you think that you're going to get more, eventually, coming in?

MS. LUNDQUIST: No. We hope that we stabilize our collection rate. I mean, at this point, with the Preliminary Injunction Orders, we will not be able to do anything regarding rates. We can just only hope that we start collecting at a higher level than we have been, once we have the ability to enforce payment through shutoffs but we do not. And the -- I anticipate what I had said was enrolled into the charges for services. So those negative numbers would appear, the negative 5.9 and the negative 8.5. That takes into account two things: It takes into account, one, the fact at that we believe that we will have no ability to collect the outstanding accounts at the time of the Preliminary Injunction Order, and also the reduced revenue that we won't be able to bill.

So the -- at the time, our projection was we had $8.6 million that we will not be able to collect as well as we've had to reduce what we had originally estimated our total billed revenue would be by over $600,000 a month. So these line items include those two items, the uncollectibles as well as the reduced billed rates.

Oh, okay. So the City Administrator just asked me to note that part of the reason we see this, the zeros at the bottom of the Net Revenues in Appropriations is because the budget amendment reflects that, in order to balance the budget, this did call for drawings from fund balance.

MR. McMAHAN: So you're fully offsetting that decrease in revenues with withdrawals from the fund balance and then decreasing it in Appropriations?

MS. LUNDQUIST: Exactly. So the fund balance is ultimately what is absorbing that loss.

MR. McMAHAN: Okay.

MS. WALKER-GRIFFEA: Okay. That makes sense.

MR. McMAHAN: So if I'm reading this correctly, you have a net reduction in revenue of approximately $14 and a half million of which, approximately, 10 -- 10 million is being offset with withdrawals off the fund balance?

MS. LUNDQUIST: Correct.

MR. McMAHAN: And the remaining four is being offset with decrease in Appropriations?

MS. LUNDQUIST: Exactly.

MR. McMAHAN: What are the implications of this in intermediate and long-term stability of the funds?

MS. LUNDQUIST: Devastating. I mean, it should not be under-estimated, the impact that this Preliminary Injunction Order has had on the City's finances. I mean, the fact of the matter is, when I took this position six months ago, we were on the course for financial stability, we had a balanced budget. It definitely had its challenges in the coming years as we anticipate revenues either to, you know, have either a zero percent increase or a slight reduction and while expenditures continued to increase.

So we definitely knew that there were challenges ahead but we felt that we were on the path. And now with this Preliminary Injunction Order for the Water and Sewer funds, it has completely handicapped our ability to plan ahead, to be able to be proactive with our repairs and maintenance, to be able to address our lines. Even the meter replacement program, which is crucial to be able to accurately bill our customers, we had to place on hold. That was something I know that the residents were excited about, our City staff was proud of and we had to completely place on hold.

MR. McMAHAN: Is it also true, referring to the Budget and Expenditure Report, that that draw on the Sewer fund represents -- from the Sewer fund represents roughly 10 percent of the available fund balance and then the -- on the Water fund, specifically you have a $7 million draw to the fund balance. So that's essentially the fund balance; is that correct?

MS. LUNDQUIST: Yes. So I don't know if -- I mean, Mr. Headen actually smiled when he asked me, you know, would we be okay through this fiscal year. And I believe we could get by and on track through this fiscal year perhaps but we very quickly would have to address what would happen when the Water and Sewer funds are out of money.

MR. McMAHAN: Is it fair to say that we are -- we are borrowing from the next fiscal year at some level to the health of next fiscal year to maintain a balanced budget this year?

MS. LUNDQUIST: Well, absolutely. I mean, the entire reason why the City has the financial stability ordinances, why the fast-track is naturally for governments to have fund balance reserve, is so that, when there is an event such as a Preliminary Injunction Order, when there are other events such as public health concerns with lead service lines, that the City has some funds set aside that they can respond to those.

We were fortunate enough to have fund balances in both our Water and Sewer funds at the time the Preliminary Injunction Order was issued in order to absorb this tremendous impact on our revenue and selections. But it has then tied our hands to how we would have otherwise been able to respond to the emergent lead issue, let alone anything else that may come. So --

MS. WALKER-GRIFFEA: I have a question.

THE CHAIRPERSON: Yes?

MS. WALKER-GRIFFEA: If we don't approve this today, what does that do to anything that you're doing with the budget?

MS. LUNDQUIST: Well, so the budget amendments that are in front of you actually reduce expenditures and anticipate the -- let me back up.

So the General Appropriations Act mandates that the -- or that a municipality must adopt a budget amendment when revenue protections fall short of what had been anticipated when originally adopted. So this is the City's attempt, when an event occurs, to immediately take financial responsibilities and prudent planning to do so. We're still operating within the adopted Appropriations Act of the City. We're still acting within the adopted budget but this simply recognizes the events that have occurred.

MS. WALKER-GRIFFEA: Okay. Thank you.

MS. LUNDQUIST: Are there any other questions?

THE CHAIRPERSON: Any questions?

MR. McMAHAN: I have a lot of questions.

THE CHAIRPERSON: Please.

MS. WALKER-GRIFFEA: And I do, too. And I'm wondering, Mr. Chair, if there would be any way that we will be able to table this until we get more questions answered because I'm not ready to vote.

THE CHAIRPERSON: Sure. Is there a motion for that?

MS. WALKER-GRIFFEA: I move that we table --

MR. McMAHAN: Support. I support.

THE CHAIRPERSON: Motion's been made and seconded.

Assuming no discussion, those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Resolution 866 from the City Council meeting October 1, 2015 has been placed on the table.

Next item would be Item 2, Resolutions from the Regular City Council meeting of October 26. We have the resolutions there noted. Any questions about any of those resolutions at Attachment 4?

MR. McMAHAN: No.

THE CHAIRPERSON: If not, is there a motion that the Resolution listed in the October 26 meeting -- Regular City Council meeting be approved?

MR. McGHEE: So moved.

THE CHAIRPERSON: Support?

MR. McMAHAN: Support.

THE CHAIRPERSON: Motion's been made and seconded.

All those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

Next item, the Resolutions from the Special City Council meeting of November 18, Resolutions were listed at Attachment 6.

Are there any questions regarding those resolutions?

MR. McMAHAN: I don't have any questions.

THE CHAIRPERSON: If not, is there a motion that those resolutions be approved?

MR. McGHEE: So moved.

THE CHAIRPERSON: Is there support?

MR. McGHEE: Support.

THE CHAIRPERSON: A motion's been made and seconded. Those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

Resolutions from the Special City Council meeting November 18th have been approved.

Next item on the agenda would be Item D, City Administrator Items. We have two items: Budget-to-Actual for September, under Attachment 8, and October, Attachment 9.

Ms. Henderson is going to speak now.

MS. HENDERSON: I am not going to let Ms. Lundquist address those report specifics. However, I do think that this amendment that was tabled does go hand-in-hand with this, with our financial reporting, in the sense that I would like to clarify that, in tabling this item, it basically -- we have to come forward with the first quarter with all quarterly amendments and this is inclusive of the City taking all of the capital improvement projects off the table and moving those.

So I just wanted to make that clear, that all capital improvement projects, that's what you see, that's what's been affected when you look at the -- the $8 million and then, also -- let me get to 866 and the 5 -- I think 5.9 and then we also we accounted for not filling any of the vacant positions unless they were definitely needed, that would be a position such as -- a position that requires the certification. So I know it's been tabled but I would like for you all to -- I'm respectfully asking for you all to -- to look at that so we will be in compliance with what has been set forth, that we bring quarterly amendments to the Council every month and they -- I mean, quarterly. And they have approved this amendment because they understand that -- that we had to take the capital improvement plans off the table.

And so, to just prolong that is to say that, at some point, we are going to realize that money and we will be able to do the capital improvement projects but I would like to account for the fact that we -- that's a loss and that's money that we will not recoup and we will definitely not be able to -- if it were recouped, it wouldn't be in this fiscal year.

So we're coming again with a quarterly amendment very soon. We didn't have a meeting last month and this was, I guess, brought to you -- it would have been in October?

So I just don't want us to get in a habit of, like, delaying these things. So I'm respectfully asking that you all will take that off the table and approve it in the sense that the City Council is showing that they are willing to be fiscally accountable and they have even approved that and recognized the decline in revenue and the fact that we had to take all of the capital improvements that we had planned and move those back and we're also inserting that into the master plan as well.

And so I think it would be good for the RTAB to recognize that the Council is taking responsibility and accountability and actually looking at the fact that the finances don't support that and they've done that and I would just hate to see that the RTAB did not support that. So I just felt compelled to come --

THE CHAIRPERSON: Are the items of which you speak of such a crucial nature that they cannot wait until our meeting on the 13th of next month?

MS. HENDERSON: Yes, I believe so. And this is why: Because we are going to come forward with another quarterly amendment and we need the quarterly amendment that we've brought forth to you now so that we can do another quarterly amendment. Because we're going to -- going to have to continue to do quarterly amendments and we would like those quarterly amendments done in a timely manner, and that's why I would like for this one to be done because this is a first quarter amendment and then we have to do a second quarter amendment, a third quarter amendment and then we have a fourth quarter amendment.

And, just seeing where we are right now, like close to the end of the second quarter and we don't have a first quarter amendment approved and the Mayor -- I mean, well, the Council had approved an amendment and they understand that we cannot afford the capital improvements and they have agreed that we will not go forward with those improvements.

And they have actually reflected that being fiscally responsible by reflecting that, okay, we're not -- we're taking the capital improvements off of the table, we're not doing any layoffs at this time but we're being responsible and we're saying we're planning ahead and we see what loss we have -- we've had at this time and we are, like, going to go ahead and amend the budget accordingly.

And so I just think that -- that that helps with the Council, with bringing things forward, that actually supports fiscal sustainability and responsibility and accountability.

MR. McMAHAN: Mr. Chairman?

THE CHAIRPERSON: Certainly.

MR. McMAHAN: I think you misread -- I think you misread -- for one thing, you misread our hesitation here. I mean, what that report actually -- and I won't speak for my colleague. Maybe she may have a different take on this.

But what this report and this budget -- for one thing, this is -- these budget amendments are annualized numbers so I'm -- one question I would have is, these will come back with another amendment. Am I to infer from that that you are going to come back for additional amendments to the Water and Sewer funds so -- with, again, annualized totals?

I mean, when a budget amendment is made, it's made for the year's budget for the annual budget, correct, these are annualized numbers?

MS. HENDERSON: To keep in line that that's why we have an ordinance that stated that we must do quarterly amendments, and that is to support --

MR. McMAHAN: Okay, I understand.

MS. HENDERSON: And that's what we're -- we actually have to abide by that if we see that --

MR. McMAHAN: I understand. I understand.

MS. HENDERSON: Okay.

MR. McMAHAN: The question then becomes, the -- the Finance Director for the City has -- has said that these amendments and their implications on the long-term -- on the budget are -- what was the quote, "devastating"?

MS. HENDERSON: Yeah, "devastating". Any bad word that you can use to say that but it doesn't change.

MR. McMAHAN: But what this Board -- and that this is her inflection in her answer is, "We're okay, This year was not lost on us." We're -- so we take that to understand we're not okay next year. Because these funds, if this trend continues, these funds do not exist in order to do fund balances, exist to support. So I guess, from my perspective, and --

And you may have a very different take on this.

MS. WALKER-GRIFFEA: Not at all.

MR. McMAHAN: -- is that when bringing forth an amendment like this, I would like to understand a little bit better the -- well, since one of the things that this Board is charged with is oversight and -- of the long-term financial health on the City in the transition process, hopefully, to step out of the process.

But, in the interim, one thing I would like to understand better is, how does this, you know -- where does this put us in June?

What is the thinking and what is the advanced planning that's occurring for next year as we go forward?

Is that -- is that --

MS. WALKER-GRIFFEA: Yes. And I think that was what I was trying to ask the Finance Director initially, when I -- when I did ask, did it need to be -- was there anything that would hinder us to -- to table it for another month and she said there was some losses that were set aside but, in the end, there really wasn't, which is why I shared that I wasn't ready, at this point, to do that.

But the other thing is, it sounds like that there may be other amendments coming for the next year and, as we were talking about that annualized number at the end and how it came up.

So, if you're saying that this is still coming, then I'm then now questioning the number we have right now. Are -- is -- are we assured that this is where it's going to be as it was brought to us earlier or do we think that it's not, which then means I really need to understand what's going on.

MS. HENDERSON: And that is -- and that is exactly what -- I understand what both of you all are saying. However, that is why we quarterly amend the budget; because it's no secret that we have pending litigation. That has everything to do with how things could be just, say, in the third or fourth quarter.

MR. McGHEE: I understand.

MS. HENDERSON: So in the first quarter, this is what was projected and this is -- this was a significant impact. And, to get to where we were now, we had not realized the -- all of the loss that we know we would lose in the sense that, as far as our charging, we knew that we would be charging less. So, therefore, that went into, "Okay, we need to take these capital improvement projects out" and then also, "Oh, we have these positions that are vacant, we don't need to fill these -- these positions."

So this is planning ahead, in the sense that we have already accounted for income that we already know we will not receive.

MR. McMAHAN: We understand.

MS. HENDERSON: So it is -- like I just did want to explain that this is planning out and this is what we're trying to, like, ensure that we continue to do. This is -- this is clearly like planning for until the end of the year and even into the next year.

MR. McMAHAN: Let me change the nature of the question. Let's assume that this budget -- we approve this budget amendment and you bring in no further budget amendments forward to us or you bring them forward and they have zeros in the columns, right, so that this is the status at the end of the year. What is your thinking going into the next fiscal year; how is this --

I guess, is that a fair way --

MS. WALKER-GRIFFEA: Uh-huh.

MR. McMAHAN: How do you see this -- kind of in the longer term, how do you see this playing out?

Because what we don't want -- I speak only for myself. What we don't want to do is get to June of next year and then have this crisis of understanding what's happening to the structure. We would like some -- some visibility into the -- to the trajectory from here. Because you know this is the reality, we know this is the reality. This is ultimately -- I applaud the Council for having -- for codifying it this way. I don't have any problem and -- with what you are saying. I just --

MS. WALKER-GRIFFEA: Right. But I'd like to jump in. I know, when you listen to the City Council, that, when this came up, I want to say that Councilperson Mays talked about what happened in another meeting and how things were explained to them so that they could come to the agreement of this.

We have not had that opportunity.

MR. McMAHAN: I'm with you on that.

MS. WALKER-GRIFFEA: And so I think that, if we had the opportunity to ask those questions to understand what's being done, then it may be that we could go ahead and approve this without any issues. But right now we have not.

MS. HENDERSON: I guess -- I mean, from -- from where I stand, it's -- it's clear that we are -- under our judgment, we know that our revenues are decreased and so we know to continue with a budget that -- because this is to say that we're going to continue as though the budget that we have is correct, that's in place, that those are our projections and that's where we're going. That is false. And that's why I believe that we should be supporting the amendment of this budget.

Also, it helps us -- we're in budget training now. We have to -- we're due a two-year budget. But -- and to not accept or realize that, hey, our revenues are significantly dropping; two, those capital improvement projects, we have set those aside.

So, even going into the next year, we don't know if we're going to be able to include any of those projects but it helps us for planning for us to be able to adjust based upon projections when we're doing two-year budgets. And so I guess, myself personally, I can't understand because this is looking well into the future. We didn't look like -- this is not for just one month, this is for what we see as the rest of the year.

However, we cannot predict what is going to happen with, like right now, we -- we have pending litigation about the rates that we're charging now or whether we can do shutoffs. We cannot control that. However, what we can do is project and we are projecting off of what we definitely know we are charging now, which is less. So we can project that.

And then, also, we can look at, like, how many people are paying this time, this year, and then looking back at last year as to how they were paying. So there are a lot of projections in it. And that's what -- with governmental budgeting, with all of your revenue sources, being property taxes and income taxes, those are your main sources. And even with these enterprise funds, you have to project these are business-type funds. And for us to continue with a budget that says, That seems as though we're going to be exactly like we were when we -- when that budget was put in place, with the two-year budget, I just don't understand how we would go forward with this without having to amend this and then we go into budget planning for the next budget. I just -- and I just wanted to say that, thinking it doesn't have to happen. But I just felt, as the City Administrator, that I should say something because this did take -- this is not planning for one quarter, this is planning for the rest of this year.

THE CHAIRPERSON: Let me just ask you, are there specific questions that we can reduce to writing and submit those and get answers to those questions?

MS. WALKER-GRIFFEA: That's what I thought we would -- I mean, that's how we did it before.

THE CHAIRPERSON: Why don't -- why don't we do this:

Are you agreeable to passing the Resolution with written conditions, one of which would be receiving adequate responses to any further questions that we submit?

MS. WALKER-GRIFFEA: I could do that.

MR. McGHEE: Yeah.

MR. McMAHAN: Does that satisfy you?

MS. WALKER-GRIFFEA: That would.

MR. McMAHAN: I mean, I'm right there with you. I know exactly --

THE CHAIRPERSON: We are -- we are in a procedural cul-de-sac and we're going to back away out of it.

First, is there a motion to remove from the table, the previous Resolution 866 that was tabled a moment ago?

MS. WALKER-GRIFFEA: I move to remove the motion, the tabled motion.

THE CHAIRPERSON: Is there support?

MR. McGHEE: Support.

THE CHAIRPERSON: Those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

That motion is adopted. So the result of that motion is Resolution 866 is now before us again.

And so now, as I understand, we're going to entertain a motion to adopt Resolution 866 with the condition that any RTAB member that wishes to do so can submit written questions to, let's say, the City Administrator or Mr. Cline and receive answers back by, let's say, no later than our January 13, 2016 meeting.

Have I adequately stated just what we're looking for?

MS. WALKER-GRIFFEA: Before the January 13th meeting, so we can already have it reviewed.

THE CHAIRPERSON: Okay.

MS. WALKER-GRIFFEA: So I'd say a week

before, if that's fine.

THE CHAIRPERSON: Okay. So roughly by January 6th?

MS. WALKER-GRIFFEA: Uh-huh.

THE CHAIRPERSON: So that would be the motion. Is there a support for that motion?

MR. McGHEE: I'll support.

THE CHAIRPERSON: Any discussion?

If there's no discussion upon the motion, those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

MS. HENDERSON: If I may, sir.

THE CHAIRPERSON: Yes?

MS. HENDERSON: I thank you for offering that consideration, I really do appreciate that consideration. And we will have those to you before the end of December because we have all the information that accompanies this so we will get that to you.

And thanks again.

THE CHAIRPERSON: Please.

MS. LUNDQUIST: I just would like to reiterate her thanks. It helps us procedurally as we do prepare for the second quarter budget amendment that's proposed in January. So it helps us with our timeline to be able to anticipate and really gauge, you know, where we are and where we're going.

And then I would also like to note that we had an internal staff training for our Directors. It was put on by Dr. Eric Scorsone on Monday afternoon and then Council graciously attended and the hope-found beneficial, my training that -- even so, that was just that past Monday, December 7th, as we prepare to go into our first budget cycle now that the City Council and Mayor are charged with developing a budget.

So that's an exciting time that we're looking forward to and happy to provide you with a timeline that is out laid for the 2016 -- for 2016 for the development of our fiscal year '17/'18 budgets with a three-year projection, that that, as I said, is a process that is now just starting and we kicked it off with training by Dr. Scorsone.

THE CHAIRPERSON: Okay. While we have you here, I think I do have two questions with regard to the budget to actual. We can look at the one for October -- or excuse me -- under the October memo for September, as an example, I wasn't sure that I understood the columns.

And I'm looking roughly at the -- under

revenues of the general fund, the last four columns that are the amended 2015/'16 budget. Now take, for example, income tax as an example, where the amended budget has roughly $13.5 million and then the next column over to the right, Year-to-Date Balance, 2.3 million. Is that the amount that has been collected so far --

MS. LUNDQUIST: Correct.

THE CHAIRPERSON: The amount that's budgeted?

MS. LUNDQUIST: Yes.

THE CHAIRPERSON: And then the next column to the right is available balance, which I really take to mean is the amount that's been budgeted hasn't been collected.

MS. LUNDQUIST: Correct.

THE CHAIRPERSON: Because I assume, with regards to the income tax, the bulk would come in between now and next April 30. So is it -- it's really not the available balance. In other words, it hasn't all been collected and that's the amount that could be spent, it's really the uncollected part of what hasn't -- of what's been budgeted?

MS. LUNDQUIST: Correct. But there aren't -- so, just as a matter of formatting, there isn't a separate column heading when it switches from revenues to expenditures so available balance is simply showing the amount either not collected or unexpended.

THE CHAIRPERSON: Okay. Okay. Thank you. And then the other item has to do with revenues and expenditures. As I compare fiscal years '15 to '16, the amended budgets, the amount of revenue looks as if it was -- has declined about 6 million -- $6 and a half million, from 57.8 million to 51.3 million. But on the expenditure side, the expenditures year-to-year are projected to go up about 3 million -- 48.3 million to 51.3 million. And I'm wondering what the impact of that is to have a year-to-year projection of your General fund expenditures going up at the same time that the revenues are -- are going down.

MS. LUNDQUIST: Right. So, as I had alluded to earlier, the general reality not only for the City of Flint but for municipalities across the country are that revenues are remaining rather stagnant but expenditures are continuing to increase as we continue to have energy costs, as we continue to have said increases with our union contracts, et cetera.

The large difference that you see that's noted between fiscal year '14/'15 and fiscal year '15/'16 is that we do not anticipate State Treasury to authorize another emergency loan. So there was a

$7 million emergency loan last fiscal year, that's the last line under revenues that we did not budget for it again in fiscal years '15/'16.

So, taking that out of our revenues, you will see that we were rather conservative with our estimates with very little to no increase in our revenue line items but we do take into account those increase for expenditures.

THE CHAIRPERSON: And then I gather from your point that, on the expenditure side, most of these increases are, in one way or another, baked in with your collective bargaining agreements and so forth that you have no control over; is that the point?

MS. LUNDQUIST: Correct. Or our annual payments for our pension systems. So those are known things for which the City does not have control but it's obligated to pay. Or even our emergency loan payments that we did not have last year but we did have to budget for in this current fiscal year.

THE CHAIRPERSON: Okay. Thank you.

Any other questions regarding the items of Budget-to-Actual Reports?

Without objection, then the September and October Budget-to-Actual Reports will be received.

Item 4, Public Comment.

Mr. Cline, anyone that has signed up for Public Comment?

MR. CLINE: Yes, we do have two individuals that signed up for Public Comment. But, before I get to that, just a moment of -- I received a question from the audience and I just wanted to double check because, perhaps, I missed it. And, if I did, I apologize. But did the Board address the resolutions from the November 23rd meeting?

THE CHAIRPERSON: November --

MR. MAYS: That would be Item Number 5 under New Business on the second page of the agenda.

It would be Resolutions 929, 932, 936 and 937.

THE CHAIRPERSON: It appears we did not.

MS. WALKER-GRIFFEA: Yeah, I think Natasha got up and we changed over.

MR. McMAHAN: I thought -- Mr. Chairman, I thought that we had removed those at the beginning.

THE CHAIRPERSON: We had removed Item 3 which would have been --

MR. McMAHAN: Oh, okay. My fault.

THE CHAIRPERSON: But not November 23rd.

Under Attachment 7, Resolutions 929, 932, 936 and 937, any questions regarding those resolutions?

If not, is there a motion that those resolutions from November 23rd be approved?

MR. McGHEE: So move.

THE CHAIRPERSON: Is there support?

MR. McMAHAN: Support.

THE CHAIRPERSON: Motion's been made and seconded. All those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion's adopted.

Now Public Comment.

MR. CLINE: All right. I'm glad I asked. So, all right, we had two individuals that signed up for Public Comment. So I'll just announce them now.

First one will be R.L. Mitchell and then followed by Eric Mays.

THE CHAIRPERSON: Please bear in mind the previously adopted motion of two minutes per individual remains in effect.

Mr. Mitchell, good afternoon.

MR. MITCHELL: Yeah. All I want to say is Merry Christmas and happy New Year and I hope you consider Ms. Henderson's -- and don't table the situation that Ms. Henderson the Financial Management offer you for 2016. Work with her in the new year to come, as a citizen of Flint.

THE CHAIRPERSON: Thank you.

Councilman Mays?

MR. MAYS: All right. Good afternoon. You know I kind of got excited and, you know, I got a couple notes, so in two minutes I'm going to be flying. Reprimand me to sit down, whatever. But I kind of got excited when I seen you all table that because those are the type of questions that I asked in the Council meetings. If I looked at the expenditures that related to the emergency, I told them, when you bring me a budget amendment to spend 2 million for Detroit water, I want to know if I'm spending 10 or 12 million and then I'm waiting on the State or my foundation to reimburse me or make it plant.

My colleagues, just as you guys did -- I'm going to kind of chastise you a little bit -- they counseled the Finance Committee meeting this past month. And I didn't see the reasons. I know where they was at and what they was doing. I take my job very seriously. I didn't like for you all to cancel the November meeting. If the RTAB is going to be involved in our business, then the RTAB need to have some joint sessions with Council.

They take you all way more seriously than they take me. I'll try to find out what's happening as it relates to details but, remember, I told you, when they say "the Council", we vote differently. I don't always vote with the majority of the five because I'm like you, if I don't know the details, I'm not ready to rubber stamp it.

So you was on the right track but don't get laxed. If you don't take this responsibility to steer the ship, I don't want to look down the road six months, a year from now and then everybody done fumbled the ball. We got revenues generating opportunities. I told them we could have taken a million out the Water and Sewer fund, distributed bottled water and generate revenue because you're selling bad water now, you can distribute good water and get another million or two.

So I want you all to continue to take it seriously. I got excited, I said, "They're going to table" and then guess what? You did just like some of my colleagues. So we'll see if you get your written answers. I'm sure you will. But I want to see you really get into this finance, just as I'm trying to do. You all seem to have a little more power. You know, I don't believe in RTABs. So let's see what you do.

God bless you.

THE CHAIRPERSON: Thank you, Councilman. I would just --

MR. MAYS: And that's under the two-minute rule. All of that need to go away.

THE CHAIRPERSON: I appreciate that.

MR. MAYS: Maybe one day we'll really talk.

THE CHAIRPERSON: I just want to correct one thing, which is it's not our responsibility to steer the ship. We're not a legislative body. We're not City Council. That responsibility for day-to-day operations and decision-making for the City rests where it should, with the Mayor, City Council and the City Administrator.

We may be along for the ride, to use your ship analogy, but we don't have responsibility for steering the ship, we basically react to actions that are brought to us by the City Administrator or by the Council.

You won't see us initiating management policy because it's not our responsibility. Contrary to what you may think, our responsibility is really quite limited. Our job is to assist you as Council members, the Mayor and the City Administrator.

But you're not typically going to see us micromanaging and trying to substitute our judgment with your judgment. But we do have certain responsibilities and, as you witnessed this afternoon, we have to get order to charge those responsibilities, to exercise due diligence of our own. But the primary responsibility for steering the ship resides with the elected officials and with the City Administrator.

At least that's my point of view. But other of my colleagues may have a different point of view and they're welcome to express that.

MR. McMAHAN: No, I absolutely am in concurrence. You know, it's distressing for me to see often in the media and other -- other forms an expression of the RTAB as a legislative body. We are not a legislative body. We do not initiate policy. We do not initiate, we react to. And we have oversight function, as I -- as I understand our responsibility, it's not legislative.

MS. WALKER-GRIFFEA: And I'd just like to say, I think that we are a support and we're here support what the Mayor and what the City Manager's trying to accomplish. And so, for me, when I saw what happened, is that we need -- or at least I'm going to speak for me.

I need more information so that I can be a better support system to move the process on and I guess more timely information as well so I can digest it and understand what's being brought forward. So I'm running with you, Mr. Chair, that we will be here to ride.

THE CHAIRPERSON: I guess that's probably the four of us are probably more interested in seeing our jobs made irrelevant than anyone in the City of Flint.

MS. WALKER-GRIFFEA: Exactly.

MR. McMAHAN: But that, having taken on that job, we take it, that oversight obligation, seriously. And, to you, we'd like to have that information so that we can discharge our responsibilities as partners and as collaborators --

MS. WALKER-GRIFFEA: Exactly.

MR. McMAHAN: -- appropriately.

MS. WALKER-GRIFFEA: Exactly.

MR. McGHEE: Yeah. And essentially, as a matter of due diligence, if we have some of that information here, it's to that point to make sure that we offer the proper diligence. And even though we don't initiate policy and are responsible for the delegation of resources, it is our charge as well because due diligence in how we conduct our -- just thinking back, since we were initiated, I truly believe that most things that the Council and the Mayor and our City Administrator agreed upon, we never had a problem with.

I know we tabled an open decision but it wasn't because there was a disagreement I had but it was just to -- actually, to create the space for Council to have conversations with the -- the body requesting those. Because they didn't take that opportunity in first.

So our goal is definitely not to operate in a braided way but, more so, in a lended way until we --

THE CHAIRPERSON: I do want to acknowledge Mr. Larkin who's in the audience who's occupying a chair at this meeting. I want to thank him for his service on the RTAB over these many months and wish him the best in his new position with the City.

MR. LARKIN: Thank you.

MR. MAYS: How did you recognize him with a haircut?

THE CHAIRPERSON: Yes.

MR. McGHEE: Just lastly, I would just like to, once again, welcome in our new mayor.

MAYOR WEAVER: Thank you.

THE CHAIRPERSON: Is there any further business before this Board?

If not, is there a motion that we adjourn?

MR. McMAHAN: So move.

MR. McGHEE: Support.

THE CHAIRPERSON: Without objection, we are adjourning.

(Meeting was concluded at 3:08 p.m.)

* * * *

CERTIFICATE

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, and I do further certify that the foregoing transcript, consisting of (51) pages, is a true and correct transcript of my said stenographic notes.

____
Date

____
Mona Storm
CSR-4460

Pleyte, Beth (Treasury)

From:	Darnell Earley <darnell.earley@detroitk12.org>
Sent:	Wednesday, December 09, 2015 4:00 PM
To:	Saxton, Thomas (Treasury)
Cc:	Jerry Ambrose
Subject:	Re: lawsuit

I have not retained anyone.

Sent from my iPhone

On Dec 9, 2015, at 2:53 PM, Saxton, Thomas (Treasury) <SaxtonT@michigan.gov> wrote:

> I heard from the AG that you guys have retained or are retaining Plunkket Cooney... if that is so let me know & I won't bug the AG. And does the City know & have they agreed to pay ?
>
> **From:** Jerry Ambrose [mailto:gambrose49@gmail.com]
> **Sent:** Friday, December 04, 2015 10:50 AM
> **To:** darnell.earley@detroitk12.org; Saxton, Thomas (Treasury) <SaxtonT@michigan.gov>; Headen, Frederick (Treasury) <HeadenF@michigan.gov>
> **Subject:** lawsuit
>
> Follow up from our conversation -
>
> Service was accepted yesterday by the Flint City Attorney for both Darnell and myself. Response is due February 1. Flint Deputy City Attorney William Kim has been the attorney with whom I have been communicating.
>
> Let me know if you have further questions.
>
> Jerry

Pleyte, Beth (Treasury)

From: Darnell Earley <darnell.earley@detroitk12.org>
Sent: Wednesday, December 09, 2015 4:09 PM
To: Saxton, Thomas (Treasury)
Cc: Jerry Ambrose
Subject: Re: lawsuit

Tom,

Just checked with Bill Wreising at PC. He is my contact there and knows nothing about it. He is going to ask around there to see where that might have come from, meanwhile...

Keep bugging the AG!

Sent from my iPhone

On Dec 9, 2015, at 2:53 PM, Saxton, Thomas (Treasury) <SaxtonT@michigan.gov> wrote:

> I heard from the AG that you guys have retained or are retaining Plunkket Cooney... if that is so let me know & I won't bug the AG. And does the City know & have they agreed to pay ?
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> **From:** Jerry Ambrose [mailto:gambrose49@gmail.com]
> **Sent:** Friday, December 04, 2015 10:50 AM
> **To:** darnell.earley@detroitk12.org; Saxton, Thomas (Treasury) <SaxtonT@michigan.gov>; Headen, Frederick (Treasury) <HeadenF@michigan.gov>
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> Follow up from our conversation -
>
> Service was accepted yesterday by the Flint City Attorney for both Darnell and myself. Response is due February 1. Flint Deputy City Attorney William Kim has been the attorney with whom I have been communicating.
>
> Let me know if you have further questions.
>
> Jerry

Byrne, Randall (Treasury)

From: Schafer, Suzanne K. (Treasury)
Sent: Thursday, December 10, 2015 10:17 AM
To: Byrne, Randall (Treasury)
Subject: RE: Lead crisis in Flint? Here are cities with even higher rates

Yes. I pretty much have a free day.

From: Byrne, Randall (Treasury)
Sent: Thursday, December 10, 2015 10:16 AM
To: Schafer, Suzanne K. (Treasury) <SchaferS7@michigan.gov>
Subject: RE: Lead crisis in Flint? Here are cities with even higher rates

Suzanne:

I am in Flint today, are you available for a call regarding the Flint RTAB meeting?

Randy

From: Schafer, Suzanne K. (Treasury)
Sent: Thursday, December 10, 2015 10:09 AM
To: Byrne, Randall (Treasury) <ByrneR1@michigan.gov>
Subject: RE: Lead crisis in Flint? Here are cities with even higher rates

Are you in today? I would like to hear how Flint RTAB went yesterday.

From: Byrne, Randall (Treasury)
Sent: Thursday, December 10, 2015 10:00 AM
To: Schafer, Suzanne K. (Treasury) <SchaferS7@michigan.gov>
Subject: RE: Lead crisis in Flint? Here are cities with even higher rates

Suzanne:

Thanks for sending me the articles. It is very alarming.

Randy,

From: Schafer, Suzanne K. (Treasury)
Sent: Thursday, December 10, 2015 9:47 AM
To: Cline, Richard (Treasury) <cliner1@michigan.gov>; Byrne, Randall (Treasury) <ByrneR1@michigan.gov>
Subject: FW: Lead crisis in Flint? Here are cities with even higher rates

From: Bridge Magazine [mailto:info@thecenterformichigan.net]
Sent: Thursday, December 10, 2015 9:32 AM
To: Schafer, Suzanne K. (Treasury) <SchaferS7@michigan.gov>
Subject: Lead crisis in Flint? Here are cities with even higher rates

Forward to a friend

Bridge

NEWS AND ANALYSIS FROM THE CENTER FOR MICHIGAN

Far from Flint, lead remains an irreversible scourge

Lead poisoning rates have dropped dramatically in Michigan over the past decade. But in many cities and towns, child exposure rates far exceed those in Flint.

READ FULL STORY

Interactive map: Places with higher lead rates than Flint

Check out cities across Michigan with high lead exposure rates, as well as rates in your neighborhood

READ FULL STORY

Sink or swim: Higher education is key to Michigan's future

A new report by education, business, philanthropic and government leaders says Michigan's rise to an elite state depends on getting far more students to graduate from college or obtain a technical certificate after high school.

READ FULL STORY

Dempkowski, Angela (Treasury)

From:	Sean Kammer <skammer@cityofflint.com>
Sent:	Friday, December 11, 2015 3:07 PM
Cc:	Karen Weaver; Maxine Murray; Natasha Henderson
Subject:	Flint Cost Assistance Request
Attachments:	Assistance Request from Mich Treasury.PDF

To Whom It May Concern:

Please find attached a letter from Mayor Karen Weaver to Michigan Treasurer Nick A. Khouri requesting financial assistance form the State of Michigan with the cost of defending the lawsuit *Larry Shears v. City of Flint*. The financial effects of this lawsuit are devastating for the City while it simultaneously confronts a public health crisis.

We ask that the State of Michigan and our elected officials to please consider the City's request for assistance in order to avoid further harm to the stability of the City government and the people of Flint.

Regards,

--

Sean Kenneth Kammer, MPA
Assistant to the City Administrator
City of Flint, Michigan
1101 S. Saginaw St.
Flint, MI 48502
810-237-2025

CITY OF FLINT

Dr. Karen W. Weaver
Mayor

Natasha L. Henderson
City Administrator

December 10, 2015

Treasurer Nick A. Khouri,
Michigan Department of Treasury
Lansing, Michigan 48922

Re: ***Larry Shears v. City of Flint***

Dear Treasurer Khouri:

We are writing to respectfully request financial assistance from the State of Michigan with the cost of defending the above-reference lawsuit. This is a class action that challenges water/sewer rates set by the City. The rates were established, in part, by Emergency Manager Michael K. Brown in 2011. The plaintiffs seek a 35% reduction in rates, as well as repayment of charges that were allegedly illegal. If successful, the financial impact would be catastrophic.

Due to the gravity of the situation, and at the urging of Treasury officials, the City retained the law firm of Miller Canfield to handle its defense. Miller Canfield has an outstanding reputation and is well-suited to litigate this matter. However, a firm of this caliber is well beyond the financial means of the City of Flint. We are at a crossroads that requires careful consideration. We cannot afford to continue paying Miller Canfield, but equally cannot risk failure in this lawsuit.

The lawsuit has already caused devastating financial harm to the City due to rulings by the court. In August, the court issued a preliminary injunction order that is striking in its breadth. Among other things, it compelled the City to reduce water rates by 35% pending the outcome of litigation, and prevented readiness to serve charges.

Under the injunction, the City has been unable to collect past due water bills, leaving $11.6 million dollars of uncollected revenue. The City is losing over $600,000.00 per month, with many customers taking a wait-and-see approach to paying their bills.

In a Hobbesian choice, the City was forced to abandon desperately needed capital improvements. This will further escalate costs and exacerbate infrastructure needs.

In addition, Genesee County Circuit Court Judge Archie Hayman sue sponte ordered the City to repay $15.7 million dollars from its general fund to the water and sewer fund, on the perception that the money was wrongfully transferred. The court's ruling have consistently been pro-plaintiff. Much of the legal work is focused on appellate review.

These financial pressures are rapidly impacting the City. Despite a hiring/spending freeze, the City will soon confront the difficult question of whether to use the general fund to pay for the water/sewer system. This would necessarily compel cuts in its already short-staffed police force.

It is imperative the claims asserted in this case are confronted and reversed. The City needs a strong legal defense in this matter, as the consequences of not prevailing will be drastic.

In August of 2015, the City retained Miller Canfield at the urging of State officials. At that time, it was suggested the State would provide financial support. Unfortunately, that support has been discussed for months, but not yet provided. Legal fees from Miller Canfield, to date, total more than $80,000. The cost of defending this matter is rapidly exhausting the City's litigation reserves. We need help, or will not be able to continue with this level of defense.

Under Public Act 436, the State does not assume liability for the actions of an emergency manager. However, we believe there are practical considerations that call for financial assistance. By ensuring the City has needed litigation resources, the State can guard against a return to emergency financial crisis in Flint. Without those resources, the risk of a catastrophic judgment substantially increases. Thus, helping Flint now is a prudent investment to avoid a more costly enterprise.

Moreover, a substantial portion of this lawsuit relates to actions taken by an emergency manager under the careful watch of the State of Michigan. The City of Flint should not be left on its own to defend those choices.

Over the past four years, the City has made enormous strides in attempting to rectify its financial crisis. Pain was broadly spread to current employees, retirees and residents. The City was forced to do more with substantially less. Our residents received reduced municipal services, but increased their volunteerism. Contrary to the perception of some, the City and its residents have met the challenge of regaining financial solvency issued by each of the four emergency managers appointed by Governor Snyder. We proudly closed fiscal year 2015 with a balanced budget.

We have come far, but now confront a lawsuit that seriously threatens to undermine the enormous work, hardship and sacrifice of the past four years. We need financial assistance to avert that disaster, and we need it now.

Respectfully submitted,

Karen Weaver

Dr. Karen Weaver
Mayor

Natasha L. Henderson

Natasha L. Henderson
City Administrator

PMB/eem

S:\P. Bade\Miscellaneous Letters\Ltr to N. Khouri re Shears, Kincaid 12.7.15.docx

Sean Kammer
810-237-2025
skammer@cityofflint.com

For Immediate Release

Mayor Karen Weaver Declares State of Emergency

Flint, MI – December 14, 2015 – Mayor Karen Weaver has declared a State of Emergency in response to a man-made disaster caused by the City switching to the Flint River as a water source. This switch has resulted in elevated lead levels in drinking water which prompted both the City and the County Health department to issue a health advisory earlier this year.

Mayor Weaver states that this was one of the things she had promised to do while campaigning for mayor.

Declaring an emergency intends to help raise awareness of the issue that the water is still not safe to drink and activates the City's Emergency Support Plan in order to respond to the crisis.

On October 16 of this year, the City switched back to the Detroit Water and Sewerage Department as the source of water, however lead levels remain well above the federal action level of 15 parts per billion in many homes. Residents are advised to continue using water filters while long term solutions are being developed.

The Mayor will hold a press conference about the State of Emergency on Tuesday, December 15 at 2pm at City Hall.

-END-

Workman, Wayne (TREASURY)

From:	Workman, Wayne (TREASURY)
Sent:	Monday, December 14, 2015 3:49 PM
To:	Tony Minghine
Cc:	Schafer, Suzanne K. (Treasury); Headen, Frederick (Treasury); Saxton, Thomas (Treasury)
Subject:	Re: Flint rate case

The City's legal counsel approached Treasury on Friday. I believe a request is in the works that we can respond to.

Sent from my iPad

On Dec 14, 2015, at 3:39 PM, "Tony Minghine" <aminghine@mml.org> wrote:

> Suzanne, Wayne and I spoke briefly about this today and he asked that I include you in this email as you would like be asked to help answer this question. I am assisting the City of Flint as an expert witness in their rate case. I have not yet testified but I did observe a full day of testimony and one of the key areas that the judge appears stuck is what is operations and maintenance costs under the revenue bond act. As I explained to Wayne, one of the key issues is the payment from the sewer fund to their internal service insurance fund. They had a major sewer back up claim and as a result charged the sewer fund 15.7 million dollars to pay the claim. The City is self-insured, so the liability will be borne by the city one way or the other. It is the city's position, and I concur with it, that this was an appropriate charge to the sewer fund and while large, was still part of O&M. If the city wasn't self-insured, they would most certainly be paying premiums and deductibles from the sewer fund. When they made the decision, forced or otherwise to self-insure, the sewer fund assumed that risk as did every other city fund for claims that may arise related to their normal activities.
> My question is whether or not Treasury could offer some guidance or affidavit that would help the court understand that in Treasury's view, this was accounted for and handled appropriately? We are back in court on Friday, so Wayne and I discussed possibly chatting tomorrow. I will be in Lansing and at your disposal if that works for the two of you.
> Thanks for looking at this.
> Anthony Minghine
> Associate Executive Director & COO
> Ph: 734-669-6360 I Fax: 734-662-8083
> 1675 Green Road, Ann Arbor MI 48105
> www.mml.org

Workman, Wayne (TREASURY)

From: Workman, Wayne (TREASURY)
Sent: Saturday, December 12, 2015 9:09 AM
To: Headen, Frederick (Treasury)
Cc: Saxton, Thomas (Treasury); Pleyte, Beth (Treasury); Dempkowski, Angela (Treasury); Pleyte, Beth (Treasury)
Subject: Re: Flint Letter to Nick

I have a lot of calls set up. But I can make something work

Sent from my iPhone

> On Dec 11, 2015, at 5:05 PM, Headen, Frederick (Treasury) <HeadenF@michigan.gov> wrote:
>
> Tom:
>
> Nick forwarded the attached to me earlier this afternoon. The Flint Mayor and City Administrator are requesting assistance with covering costs associated with defending the two water/sewer rate cases (Shears and Kincaid).
>
> Chris Trebilcock, at Miller Canfield, estimates the total cost would be in the range $245,000 to $385,000. Based on the letter, the City has incurred $80,000 in costs so far. While not every statement in their letter is factual, I believe (as I stated yesterday) that financially assisting the City with this litigation would be money well spent given what is at stake should the City lose.
>
> Hopefully, the three of us can discuss on Monday.
>
> Fred
>
> <Mayor-City Administrator Letter, 12-10-15.pdf>

Connors, Paul (Treasury)

From:	Storberg, Ann Marie (TREASURY)
Sent:	Monday, December 14, 2015 10:29 AM
To:	Dave N Sheeran
Cc:	Connors, Paul (Treasury); Headen, Frederick (Treasury)
Subject:	RE: City of Flint Lawsuit

Dave – any update from the carriers on what they would like to see from Treasury that would allow them to provide coverage for Mr. Earley? I believe you said his coverage would end on 12/18/15, so it would be good to receive an update today.

Thank you.

Ann M. Storberg
Office of School Review and Fiscal Accountability
Michigan Department of Treasury
Office (517) 373-6638
Cell (517) 449-3766
Storberga@michigan.gov

From: Dave N Sheeran [mailto:Dave.Sheeran@Meadowbrook.com]
Sent: Tuesday, November 24, 2015 9:53 AM
To: Connors, Paul (Treasury) <ConnorsP@michigan.gov>
Cc: Storberg, Ann Marie (TREASURY) <StorbergA@michigan.gov>; Steven Smith <Steven.Smith@Meadowbrook.com>
Subject: RE: City of Flint Lawsuit

Paul,

Thanks for the email and information. We are in the market for Darnell for the 12/18/15 renewal. Can we set up a phone call to discuss this further?

David N. Sheeran, CPA | Executive Vice President
[o] 248. 204.8544 [c] 248.361.0084 [f] 248.869.6045
26255 American Drive, Southfield MI 48034
MEADOWBROOK INSURANCE AGENCY
DIVISION OF MEADOWBROOK INSURANCE GROUP
ACA NAHU

From: Connors, Paul (Treasury) [mailto:ConnorsP@michigan.gov]
Sent: Tuesday, November 24, 2015 9:13 AM
To: Dave N Sheeran
Cc: Storberg, Ann Marie (TREASURY)
Subject: FW: City of Flint Lawsuit

Dave

Here is our legal counsel's views. I believe that as an EM the SOM will purchase liability coverage. How much is coverage for the EMs. Do cost vary upon locale?

From: Headen, Frederick (Treasury)
Sent: Friday, November 20, 2015 3:35 PM
To: Connors, Paul (Treasury) <ConnorsP@michigan.gov>
Subject: RE: City of Flint Lawsuit

The conclusion I reached previously was that were litigation to be filed against Darnell for acts taken by him while at the City of Flint, the Attorney General's Office would be obligated to provide legal representation only if such litigation involved either § 20(2)(a) or (c). I have not yet reviewed the complaint to determine the basis for it. See my attached e-mail to you from October 30th for more details.

From: Connors, Paul (Treasury)
Sent: Friday, November 20, 2015 11:40 AM
To: Headen, Frederick (Treasury) <HeadenF@michigan.gov>
Subject: FW: City of Flint Lawsuit

Thoughts?

From: Dave N Sheeran [mailto:Dave.Sheeran@Meadowbrook.com]
Sent: Thursday, November 19, 2015 12:51 PM
To: Connors, Paul (Treasury) <ConnorsP@michigan.gov>
Cc: Steven Smith <Steven.Smith@Meadowbrook.com>
Subject: FW: City of Flint Lawsuit

Dear Paul,

Thanks for your time yesterday. Meanwhile today we received notice of a lawsuit recently filed in regards to the City of Flint water system. As you will note, Darnell Earley is a named defendant.

We have notified the carrier and will follow up with the carrier. Meanwhile, we want to circle back on the State of Michigan defending emergency managers particularly when they are no longer the EM at the public entity. If the SOM agrees to defend a former EM's actions, then the professional liability coverage for a current EM will be more attractive to the markets and cost less. In this case Mr Earley is named in a lawsuit for his actions while at the City of Flint and there is a policy in place. We are working on the renewal for his professional liability coverage while the EM at DPS.

Does the SOM want each EM to purchase individual professional liability and charge the premium to the public entity? What public entity and how would we allocate this premium?

Sorry to bring this up, just looking for clarification.

Please call me to discuss any questions.

David N. Sheeran, CPA | Executive Vice President
[o] 248. 204.8544 [c] 248.361.0084 [f] 248.869.6045
26255 American Drive, Southfield MI 48034

MEADOWBROOK INSURANCE AGENCY
DIVISION OF MEADOWBROOK INSURANCE GROUP

From: John Clark [mailto:jclark@gmhlaw.com]
Sent: Thursday, November 19, 2015 12:00 PM
To: Dave N Sheeran; Steven Smith
Cc: Darnell Earley
Subject: RE: City of Flint Lawsuit

Dave/Steve – Attached is a lawsuit recently filed in regards to the City of Flint water system. As you will note, Darnell Earley is a named defendant. Please take all necessary steps to ensure that the appropriate insurance carrier is notified of this claim.

Please advise

John

John Clark
Giarmarco, Mullins & Horton, P C.
Tenth Floor Columbia Center
101 West Big Beaver Road
Troy, Michigan 48084-5280
Phone: (248) 457-7023
Fax: (248) 404-6323
Email. jclark@gmhlaw.com
www.gmhlaw.com

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Dempkowski, Angela (Treasury)

From:	Koryzno, Edward (Treasury)
Sent:	Monday, December 14, 2015 11:02 AM
To:	Workman, Wayne (TREASURY)
Cc:	Dempkowski, Angela (Treasury)
Subject:	FW: Flint + Professional Liability - Class action Melisa Mays et. al
Attachments:	darnell early denial-mays.pdf

FYI

Edward B. Koryzno, Jr. | Director - Bureau of Local Government Services
State of Michigan | 430 W. Allegan Street, 3rd Floor | Lansing, MI 48922
(517) 373-4415 | (517) 373-0633 (fax)
KoryznoE@michigan.gov

From: Dave N Sheeran [mailto:Dave.Sheeran@Meadowbrook.com]
Sent: Monday, December 14, 2015 10:15 AM
To: Connors, Paul (Treasury) <ConnorsP@michigan.gov>
Cc: Koryzno, Edward (Treasury) <KoryznoE@michigan.gov>; Steven Smith <Steven.Smith@Meadowbrook.com>
Subject: Flint + Professional Liability - Class action Melisa Mays et. al

Good Monday to you,

The carrier has reviewed the complaint from Melisa Mays et. al against the coverage and has prepared this written response. The claim is being denied, Pursuant to the Policy, any Claim alleging, based upon, arising out of, or attributable to the actual, alleged or threatened discharge or release of Pollutants is excluded from coverage. Professional Liability coverage generally does not provide coverage for bodily injury or pollution. Those coverage's are usually provided through the general liability policy of the entity. This denial letter needs to be provided to the City of Flint for notification to the general liability carrier and/or any pollution liability carrier. How do we get this request to the correct person at the City of Flint?

John Clark has been notified of the carrier response. Darnell is not happy about the denial.

As you know, we are working on the renewal for this Friday.

Please let us know who to contact at Flint.

David N. Sheeran, CPA | Executive Vice President

[o] 248. 204.8544 [c] 248.361.0084 [f] 248.869.6045
26255 American Drive, Southfield MI 48034
MEADOWBROOK
INSURANCE AGENCY
DIVISION OF MEADOWBROOK INSURANCE GROUP™
ACA
NAHU

ACE North American
Professional Risk Claims
P.O. Box 5105
Scranton. PA 18505- 0518

201 - 479-6363 telephone
201 - 356-5100 main
201 - 356-5294 fax
brian.lovell@acegroup.com
www.acegroup.com

Brian Lovell
Claims Specialist

December 4, 2015

VIA EMAIL AND CERTIFIED MAIL
Mr. Darnell Early
PO Box 70141
Lansing, MI 48908

CC: Mr. John Clark, Esq.
Jclark@gmhlaw.com

Re:	Insured:	Darnell Early
	ACE Policy No.:	G27158766 002
	Claimant:	Melisa Mays *et. al*
	Claim No.:	JY15J0640574

Dear Mr. Clark:

This letter is to acknowledge receipt of recent correspondence, whereby ACE North American Claims (hereinafter "ACE") on behalf of Westchester Fire Insurance Company (hereinafter "Company"), was advised of the November 13, 2015 purported class action complaint ("Complaint") filed by Melisa Mays; Michael Mays individually and on behalf of three minor; Michael Mays; Jacqueline Pemberton; Keith John Pemberton; Elnora Carthan; and Rhonda Kelso; ("Plaintiffs") seeking damages against Darnell Early ("Insured").

A claim file has been established under the Policy, with the assigned claim number of JY15J0640574 (hereinafter "Claim"). Please refer to this claim number on all future correspondence regarding this matter.

The purpose of this letter is to advise you that based upon a review of the materials provided to ACE, we have determined that the Policy does not provide coverage for this Claim, and thus, the Company has no obligation to either defend or indemnify the Insured. If you have not done so already, we strongly urge you to immediately notify any other insurance carrier of this Claim that may provide the Insured with coverage in this matter.

SUMMARY OF THE CLAIM

Please understand that ACE, on behalf of the Company, has not made any determination as to the validity of the above-referenced matter, nor do we assert that any liability exists. We reference the allegations herein only to describe the matter submitted for coverage.

Based upon the information received to date, it is ACE's understanding that Melissa Mays and her family; the Pemberton Family; Elnora Carthan; and the Kelso family lived in Flint Michigan, and allegedly were unaware of the toxic nature of the tap water supplied by Flint between April 18, 2014 and fall of 2014. Each family and Ms. Carthan allege having sustained high levels of lead and copper in their bloodstreams, brains, bones and other organs; skin lesions and hair loss; chemical induced hypertension; autoimmune disorder; neurological disorders such as "brain fog" and memory loss; and depression, anxiety and post-traumatic stress disorder. Each family and Ms. Carthan also allege property damage as a result of the toxic water supply.

It is alleged by Plaintiffs that the City of Flint decided to use water from the Flint River, which the City was allegedly aware required anti-corrosive treatment to prevent lead, copper and other heavy metals from leaching from lead, copper and iron based water lines. It is also alleged that Flint officials and the Michigan Department of Environmental Quality ("MDEQ") were aware of the presence of elevated levels of Trihalomethanes in the water and above the legal limit.

It is further alleged that Flint City Council members demanded the Insured, Emergency Manager for the City of Flint, to reconnect with Detroit water, but that the Insured refused to do so, and continued to mislead Flint residents to believe that the water was safe. The Insured's tenure as Emergency Manager ended in January of 2015. The Plaintiffs have filed a purposes Class Action Complaint against various Flint City Officials and MDEQ officials, as well as the Insured, for violation of 42 USC Section 1983 of substantive due process for state created danger and bodily integrity.

THE POLICY

ACE issued ACE Miscellaneous Professional Liability Policy No. G27158766-002 to the Insured for the period December 18, 2014 to December 18, 2015 ("Policy"). The Policy has a limit of liability of $1 million per Claim, subject to an Aggregate Limit of $1 million with a per claim retention of $2,500. The Policy provides a Retroactive Date of December 18, 2013 with respect to the limits of liability up to $1 million each Claim and in the aggregate. The Policy requires that ACE defend covered actions. Claims Expenses (including defense costs) are a part of, and not in addition to, the limit of liability.

With respect to this matter, we note the following pertinent policy provisions. Any terms that appear in Bold Face Type have special meaning. Please refer to Section III of the Policy (Definitions) for any terms herein that appear in Bold Face Type and are not defined below.

I. INSURING AGREEMENT AND DEFENSE

a. Insuring Agreement

The **Company** will pay on behalf of the Insured all sums in excess of the Retention that the **Insured** shall become legally obligated to pay as **Damages** and **Claims Expenses** because of a **Claim** first made against the **Insured** and reported to the **Company** during the **Policy Period** or if elected, the **Extended Reporting Period,** by reason of a **Wrongful Act** committed on or subsequent to the **Retroactive Date** and before the end of the **Policy Period**.

I. DEFINITIONS

A. **Claim** means:

i. A written demand against any **Insured** for monetary or non-monetary damages;

ii. A civil proceeding against any **Insured** for monetary damages, non-monetary damages or injunctive relief, commenced by the service of a complaint or similar pleading;

iii. An arbitration proceeding against any **Insured** for monetary damages, non-monetary damages or injunctive relief;

iv. A civil, administrative or regulatory investigation against any **Insured** commenced by the filing of a notice of charges, investigative order or similar document;

v. A **Disciplinary Proceeding;** including any appeal therefrom

B. **Bodily Injury** means

i. any physical injury to the body, physical pain, sickness, disease, and death. **Bodily Injury** also means mental injury, mental anguish, mental tension, emotional distress, pain and suffering, or shock, whether or not resulting from injury to the body, sickness, disease or death of any person.

C. Pollutants means:

i. Any substance exhibiting any hazardous characteristics as defined by, or identified on a list of hazardous substances issued by the United States Environmental Protection Agency or any federal, state, county or municipal or local counterpart thereof or any foreign equivalent. Such substances shall include, without limitation, solids, liquids, gaseous or thermal irritants, contaminants, vapor, soot, fumes, acids, alkalis, chemicals or waste materials. Pollutants shall also mean any other air emission, odor, waste water, oil or oil products, infectious or medical waste, asbestos or asbestos products, silica or noise.

D. **Property Damage** means:

i. Physical injury to, or loss or destruction of, tangible property, including the loss of use thereof; and

ii. Loss of use of tangible property which has not been physically injured, lost, damaged or destroyed

II. EXCLUSIONS

The **Insurer** shall not be liable for **Damages** or **Claims Expenses** on account of any **Claim**

i. For **Bodily Injury** or **Property Damage** *Section III.B. Contingent Bodily Injury, Property Damage ("For" Preamble) with Sub-limit of Liability*

1. Solely with respect to that portion of any **Claim** attributable to **Bodily Injury** or **Property Damage** which is not excluded under Exclusion B (as amended herein) and is otherwise covered under the

Policy, the maximum limit of liability for all such **Claims** in the aggregate shall be $100,000. This limit is a sublimit which shall be part of and not in addition to the otherwise applicable aggregate limit of liability stated in Item 3 of the Declarations, and will in no way serve to increase the Insurer's maximum liability under the **Policy**. *Section V. Contingent Bodily Injury, Property Damage ("For" Preamble) with Sub-limit of Liability*

ii. alleging, based upon, arising out of, or attributable to:
    1. the actual, alleged or threatened discharge, dispersal, release, escape, seepage, migration or disposal of **Pollutants;** or
    2. any direction or request that any Insured test for, monitor, clean up, remove, contain, treat, detoxify or neutralize **Pollutants**, or any voluntary decision to do so.

COVERAGE POSITION

Based upon a review of the claim material received to date in light of the terms, conditions, provisions and exclusions of the above-referenced Policy, and subject to further investigation of all relevant facts and circumstances, **ACE advises that there is no coverage for this Claim.**

Plaintiffs allege that the water supply in the City of Flint is toxic and dangerous to the health and property of the Flint residents. If further alleges that the water includes lead, copper and other heavy metals in it. Pursuant to the Policy, any Claim alleging, based upon, arising out of, or attributable to the actual, alleged or threatened discharge or release of Pollutants is excluded from coverage. *Section III.M.* The Policy defines a Pollutant as any substance exhibiting any hazardous characteristics as defined by, or identified on a list of hazardous substances issued by the United States Environmental Protection Agency or any federal, state, county or municipal or local counterpart thereof or any foreign equivalent. Such substances shall include, without limitation, solids, liquids, gaseous or thermal irritants, contaminants, acids, alkalis, chemicals or waste materials. *Section II.O* Therefore, this Claim is denied in its entirety pursuant to this exclusion of the Policy, and there is no coverage.

Additionally, the Plaintiffs allege that they have sustained Bodily Injury as a result of drinking the water from the Flint River; and Property Damage as a result of using the water for cleaning. Pursuant to the Policy, any Claim for Bodily Injury or Property Damage is excluded from coverage. *Section III.B.* Assuming arguendo coverage was not precluded for this Claim, with respect to that portion of any Claim attributable to Bodily Injury and Property Damage and not excluded, the maximum limit of liability for all such Claims would be $100,000 in the aggregate. *Section III.B. Contingent Bodily Injury, Property Damage ("For" Preamble) with Sub-limit of Liability.*

It does not appear to be necessary to identify additional bases for denial of coverage for this matter. Nonetheless, the Company reserve the right to deny coverage based upon grounds other than those expressly set forth in this letter and to supplement and/or amend this letter to address additional coverage issues as they may arise, based upon all of the provisions, terms, conditions, exclusions, endorsements and definitions found in the Policy and additional facts that may come to the Company's attention.

If you or any Insured believe that any of the information set forth in this letter or the coverage issues identified herein are incorrect, please forward any additional information or documentation which you believe ACE should consider, and it will be reviewed as soon as possible. The Company will take into consideration any additional information that you provide subject to a full reservation of rights. Nothing stated herein and no further action taken by the Company or on its behalf should be construed as a waiver of any of its rights under the Policy. On the contrary, by providing this or any prior correspondence to the Insured, engaging in any prior or future discussion with the Insured, or paying or agreeing to pay any amount on behalf of the Insured, the Company does not waive any rights that it has under the Policy. Please do not hesitate to contact me directly at 201-479-6363 should you have any additional questions or concerns regarding the foregoing.

Respectfully,

Brian Lovell

Brian Lovell
Claims Specialist

CC: Joyce Bonner
jbonner@meadowbrook.com

STATE OF MICHIGAN
DEPARTMENT OF TREASURY

RICK SNYDER
GOVERNOR

NICK A. KHOURI
STATE TREASURER

DATE: December 15, 2015

TO: Rick Snyder, Governor

FROM: Wayne Workman, Deputy State Treasurer

SUBJECT: Status of Financially Distressed Local Governments

	DECEMBER				NOVEMBER			
	Cities	Counties	Schools	**Total**	Cities	Counties	Schools	**Total**
Emergency Manager	1	0	3	**4**	1	0	3	**4**
Financial Review Commission	1	0	0	**1**	1	0	0	**1**
Receivership Transition Advisory Board	6	0	0	**6**	6	0	0	**6**
Consent Agreement	2	1	2	**5**	3	1	2	**6**
Neutral Evaluation	1	0	0	**1**	1	0	0	**1**

EMERGENCY MANAGER

Lincoln Park
Emergency Manager: Brad Coulter
Appointed: July 7, 2014
Exit: December 22, 2015

Recent Developments
- In FY15 the anticipated unassigned general fund balance was $186,901. In FY14 the unassigned general fund balance was a negative $1.0M.
- The police and fire pension millage failed 53% to 47%. The millage would have raised an additional $3M annually.
- MERS recently notified the city that its pension ARC is increasing from last year's amount of $2.2M to a current amount due of $3.9M. EM Coulter believes the city can only pay $3.16M. Treasury and the city are working with MERS to reach a resolution regarding annual contributions to the pension plan.

- The City Council hired a law firm to prepare a complaint against the pension funds' actuary. The city believes that the actuary did not properly advise the city regarding long-term financial sustainability of the pension system. The May 2015 actuarial analysis showed pension funding at 23% for Police and Fire and 20% for MERS. The city paid the required ARC each year, yet the funding levels were reduced to critical levels.

- A collective bargaining agreement with the Technical and Professional Office Workers Association of Michigan was approved by the Treasurer and became effective on November 1, 2015. The city eliminated retiree healthcare and reduced employee paid time off.

Significant Actions/Issues

- On August 10, 2015, the Lincoln Park Retiree Association filed suit against the state. Treasury, and the City of Lincoln Park regarding the reduction of city retiree healthcare.

FINANCIAL REVIEW COMMISSION (FRC)

Detroit

FRC Created: November 12, 2014

FRC Members: Nick Khouri, Bill Martin, Brenda Jones, Darrell Burks, John Roberts, Lorron James, Mike Duggan, Stacy Fox, Tony Saunders

Recent Developments

- The city expects to record a larger than expected surplus for FY15. For FY16, the city currently projects a $35M budget surplus.
- The FRC filed its second statutorily required biannual report on Detroit on November 24, 2015. The report detailed the FRC's activities to date and significant developments in the city's finances.
- The city's three police officers' unions have ratified amendments to their existing labor contracts to implement additional pay increases and other work rule changes. The additional cost is projected to be $41M over 4 years (FY16 - FY19) and will be paid for with savings from lower Exit Financing debt service, reallocating budgeted police capital expenses to old bond proceeds, and the elimination of vacant police assistant positions no longer deemed needed.
- The city's EM Orders are subject to revision or rescission by the City Council beginning on December 10, 2015. The city has informed the FRC that the City Council has decided not to modify these EM Orders at this time.
- On December 3, 2015, the DWSD and the GLWA achieved bondholder consent to transfer DWSD debt to GLWA.
- Moody's issued a report on December 7, 2015 indicating Detroit's economic and fiscal health are stronger a year after bankruptcy. Moody's noted the city's ongoing recovery is necessary to meet the challenge in funding its pension obligations from the General Fund starting in FY24. Moody's current rating on Detroit is "B2".

Significant Action/Issues

- The city has started developing its FY17 - FY20 financial plan. This will be the first budget since the EM's departure that Mayor and City Council will develop.

RECEIVERSHIP TRANSITION ADVISORY BOARD (RTAB)

Allen Park
RTAB Appointed: September 26, 2014
RTAB Members: Suzanne Schafer, Fredrick Frank, Karen Barann, Mark Wollenweber, Scott Lites

Recent Developments

- In FY15 the anticipated unassigned general fund balance was $5.8M. In FY14 the unassigned general fund balance was $2.6M.
- Incumbent Mayor William Matakas defeated challenger Councilman Dennis Hays 62% to 38%.
- The road repair millage passed 52% to 48%. The millage will raise $1.4M in the first year.
- The city closed the bond tender refinancing related to the prior movie studio transaction on November 19, 2015. S&P rated the bonds "BBB."

Significant Actions/Issues

- On September 22, 2015, the Michigan Court of Claims granted the state's motion to dismiss the lawsuit brought by retirees of the City of Allen Park who challenged changes made to their healthcare by the former EM. The retirees may appeal this decision.

Benton Harbor
RTAB Appointed: March 10, 2014
RTAB Members: Larry Steckelberg, Bret Witkowski, Marvin Raglon, Sharon Hunt

Recent Developments

- In FY15 the anticipated unassigned general fund balance was $3.1M. In FY14 the unassigned general fund balance was $2.2M.
- Mayoral challenger Marcus Muhammad defeated incumbent Mayor James Hightower 60% to 40%.
- Treasury has begun planning to reduce the RTAB's role.

Significant Actions/Issues

- The former Public Safety Director brought a lawsuit against the city and the former EM for wrongful termination.
- On August 3, 2015, the City Commission requested financial assistance from the Department of Treasury for legal fees and settlement costs associated with decisions made during the tenure of the EM.

Ecorse
RTAB Appointed: May 1, 2013
RTAB Members: Edward Koryzno, Robert Bovitz, Joan Brophy

Recent Developments

- In FY15 the anticipated unassigned general fund balance was $2.7M. In FY14 the unassigned general fund balance was $2.1M.
- Incumbent Mayor Lamar Tidwell defeated challenger John Miller Jr. 59% to 41%.
- On November 25, 2015, the City Administrator submitted a revised 5-year financial plan. Treasury is in the process of reviewing.

Significant Actions/Issues

- MERS pension contributions are anticipated to increase from $1.8M in FY15 to $2.4M in FY16 due to accelerated funding for closed plans.

Flint

RTAB Appointed: April 29, 2015

RTAB Members: Frederick Headen, David McGhee, Beverly Walker-Griffea, Robert McMahan

Recent Developments

- Mayoral challenger Karen Weaver defeated incumbent Mayor Dayne Walling 56% to 44%.
- The Regional Flint Mass Transportation Authority millage passed 72% to 28%.
- The City Attorney has resigned effective December 31, 2015. A new City Attorney, when appointed, will need to be confirmed by the RTAB.
- On November 13, 2015, a complaint was filed in the U.S. District Court against State officials, City of Flint officials, and the former EM for the decision to utilize the Flint River as a water source for residents.
- On November 16, 2015, a Notice of Intent to Sue was filed in the U.S. District Court against state and City of Flint officials for violating the federal Safe Drinking Water Act requirements.
- On August 7, 2015, a Genesee County Circuit Court lawsuit, Shears vs. Flint, invalidated a previous 35% increase in water and sewer rates, reverting back to 2011 rates. This injunction also requires the city to repay $15.7M from the General Fund to the Water Fund, prevents the city from collecting certain past due water bills, and from disconnecting water service for nonpayment. The city's appellate efforts to date have not been successful. The city has requested financial assistance related to the litigation regarding water issues.
- Kincaid vs. City of Flint litigation was held that the EM had no statutory authority to later ratify water and sewer rate increases from May of 2012. The city filed an appeal to the Michigan Supreme Court, but the Court did not address the appeal because the city missed the filing deadline by one day. The case has been remanded back to Genesee County Circuit Court to resolve outstanding matters.
- As a result of current review, the State Tax Commission notified the city it must maintain adequate assessment records. The city will be issuing an RFP for the reassessment of properties.

Significant Actions/Issues

- On September 11, 2015, Genesee County Circuit Court dismissed the Coalition for Clean Water vs. the City of Flint case to force the city to purchase water from the City of Detroit.
- The KWA pipeline is expected to be completed in June 2016. The pipeline is 80% complete, the two pump houses are 90% complete and the intake is completed.
- If the city loses a lawsuit over retiree healthcare, the EM's two-year budget does not assume an additional $5M to $6M projected annual expense.

Hamtramck
RTAB Appointed: December 18, 2014
RTAB Members: Deborah Roberts, Mark Stema, Karen Young, Albert Bogdan, Peter McInerney

Recent Developments
- In FY15 the anticipated unassigned general fund balance was \$3.3M. In FY14 the unassigned general fund balance was \$2.6M.
- The city has developed a long-term capital improvements plan.

Significant Actions/Issues
- A suit was filed in federal court by Hamtramck retirees over changes to healthcare benefits made in October 2014. The potential exposure to the city is currently unknown.
- The annual pension liability is anticipated to increase from \$3.5M in FY15 to \$4.3M by FY19. This increase is a result of closing certain pension plans and the MERS policy of accelerating the required contribution for closed plans. The increases were included in the EM's two-year budget.

Pontiac
RTAB Appointed: August 19, 2013
RTAB Members: Edward Koryzno, Keith Sawdon, Robert Burgess, (one appointment pending)

Recent Developments
- In FY15 the anticipated unassigned general fund balance was \$9.9M. In FY15 the unassigned general fund balance was \$4.3M.
- The city's former pension advisor Roy Dixon was sentenced to federal prison for bribery involving Pontiac pension board members.
- The Oakland County Circuit Court dismissed the lawsuit filed by the city against Ottawa Towers LLC/ Phoenix Center. Treasury is working with the city to move forward to resolve the litigation and assist with the sale to a private operator, which could free up \$2M in demolition funds.
- Treasury is working with the city on a plan to significantly reduce the role of the RTAB by spring of 2016.

Significant Actions/Issues
- A proposed mediation settlement between the city and the Pontiac Retired Employees Association, if approved, could fund pension and OPEB benefits for the GERS and the Police and Fire VEBA members, and resolve the lawsuit filed by the Association.

CONSENT AGREEMENT

Inkster
Date Executed: February 20, 2012
Consent Agreement Consultant: Mark Stuhldreher

Recent Developments
- In FY15 the audited unassigned general fund balance was \$1.38M. In FY14 the general fund balance was a negative \$837,194.
- Byron Nolen was elected Mayor by defeating Walter Stargill Jr. 87% to 13%.
- The Parks and Recreation millage passed 72% to 28%. It will raise \$400K annually.

- The Senior Services millage passed 73% to 27%. It will raise $200K annually.
- The Inkster Public Schools non-homestead millage passed 64% to 34%. It will raise $750K the first year.
- On October 5, 2015, City Council approved an agreement with Wayne County regarding repayment of the $4.9M sewer charges owed to the county through a millage levy and other resources.

River Rouge
Date Executed: December 15, 2009
Consent Agreement Consultant: N/A (PA 72)
Date Released: December 7, 2015

Recent Developments
- The city ended FY 15 with an operating surplus of $1.77M.
- Standard and Poor's ratings services assigned an investment grade "A" rating for a recent $5M refunding bond issue that the city undertook.

Royal Oak Township
Effective Date: April 21, 2014
Consent Agreement Consultant: Robert Burgess

Recent Developments
- In FY15 the anticipated unassigned general fund balance was $267,405. In FY14 the unassigned general fund balance was $154,092. The fiscal year ends December 31, 2015.
- The Township Board voted to extend the Consent Agreement Consultant's contract through March 31, 2016. A replacement will need to be identified.
- The township is exploring options for police services with neighboring jurisdictions, however the proposed costs are greater than what the township's police millage generates. The Michigan State Police have and continue to provide police services to the township.

Wayne County
Effective Date: August 21, 2015
Consent Agreement Consultant: Warren Evans

Recent Developments
- On November 15, 2015, the county submitted a revised cash flow forecast. The cash flow, excluding the Trust and Agency cash, projects a September 2016 balance of $179M, which is $36M less than the October 2015 projection.
- The quarterly financial report submitted by the county on October 15, 2015 projects an operating surplus of $107M.
- The county indicated it has reached/imposed agreements with all collective bargaining units with the exception of the Circuit Court. The Circuit Court contracts do not expire until September 2016 and includes 77 members.
- Two lawsuits are currently pending a motion to dismiss: 1) AFSCME 3317 (sergeants and lieutenants) is a state case; and 2) AFSCME 25 (hearing and vision techs) is a federal case. Neither case prevents the county from carrying out its requirements under the Consent Agreement.

- On May 29, 2015, the Wayne County Circuit Court rendered a decision in favor of the Retirement System resulting in a $49M judgement levy. The county paid $10M of the judgment from available funds and placed $39M on the tax roll. As of November 9, 2015, the county has collected $29M of the amount levied.

Significant Actions/Issues

- The annual structural General Fund deficit is approximately $53.4M prior to any of the proposed remedial actions. Those remedial actions include $36.2M in changes to retiree healthcare, $5.2M in changes to active employee healthcare, and $12M in a combination of revenue increases and potential expenditure reductions.
- The county submitted documentation regarding the long-term solution for its jail. Reviews and discussion are ongoing with the county.

NEUTRAL EVALUATION

Highland Park

Financial Review Team Appointed: December 2, 2013
Financial Emergency Declared: January 30, 2014
PA 436 Option Selected: Neutral Evaluation

Recent Developments

- Mayoral challenger (and former Mayor) Hubert Yopp defeated incumbent Mayor DeAndre Windom 63% to 37%.
- The Highland Park Schools non-homestead millage passed 54% to 46%. It will raise $1.5M the first year.
- A class action lawsuit dated November 6, 2015 has been filed against the city claiming Headlee Amendment violations for alleged overcharging for water and sewer services.
- The City Administrator reported that annual retiree OPEB costs were reduced from $1.5M to $250K, effective October 1, 2015.
- Hearings are being held in U.S. Federal Court regarding the judgement in favor of DWSD over the city's unpaid water bill.
- The city's water system is experiencing low water pressure. City officials are working with Wade Trim, Treasury, DEQ, and GLWA/DWSD to develop a plan to implement immediate repairs which are anticipated to increase water pressure. Treasury expects funding the project through continued grants and loans.

PURCHASE ORDERS PENDING COUNCIL AND RTAB APPROVAL
MAJOR STREET FUND (202) - NOVEMBER 2015 SUMMARY

Reso #	Council Review Date	Description	Division	Approval Status		202-441.702-801.000
Amended Budget					$	1,276,719.03
Year-to-date Balance					$	217,557.92
Purchase Orders Approved					$	160,565.42
Available Balance					$	898,595.69
CA1072015	10/26/2015	Fleis & Vanderbrink - Fenton Rd Prelim. Engineering	DPW		$	156,748.60
CA1082015	10/26/2015	Wade Trim - Kearsley Street Rehab Project	DPW		$	94,000.00
			Pending RTAB Approval Totals		$	250,748.60
Ending Year to Date Balance Pending Council and RTAB Approval					$	647,847.09

Dempkowski, Angela (Treasury)

From:	Muchmore, Dennis (GOV)
Sent:	Tuesday, December 15, 2015 12:12 PM
To:	Workman, Wayne (TREASURY); Khouri, Nick (TREASURY); Saxton, Thomas (Treasury); Hollins, Harvey (GOV); Clement, Elizabeth (GOV); Stanton, Terry A. (Treasury); Sampson, Jeremy (TREASURY); Agen, Jarrod (GOV); Wurfel, Brad (DEQ)
Subject:	RE: PRESS RELEASE- STATE OF EMERGENCY DECLARED

With the declaration apparently the Mayor is appealing for Fed help to Cong. Kildee. That seems reasonable.

From: Workman, Wayne (TREASURY)
Sent: Tuesday, December 15, 2015 10:32 AM
To: Khouri, Nick (TREASURY) <KhouriN@michigan.gov>; Saxton, Thomas (Treasury) <SaxtonT@michigan.gov>; Muchmore, Dennis (GOV) <muchmored@michigan.gov>; Hollins, Harvey (GOV) <hollinsh@michigan.gov>; Clement, Elizabeth (GOV) <clemente@michigan.gov>; Stanton, Terry A. (Treasury) <StantonT@michigan.gov>; Sampson, Jeremy (TREASURY) <SampsonJ@michigan.gov>; Agen, Jarrod (GOV) <AgenJ@michigan.gov>; Wurfel, Brad (DEQ) <WurfelB@michigan.gov>
Subject: FW: PRESS RELEASE- STATE OF EMERGENCY DECLARED

FYI

Wayne L. Workman
Deputy State Treasurer
Michigan Department of Treasury

From: Byrne, Randall (Treasury)
Sent: Tuesday, December 15, 2015 9:50 AM
To: Workman, Wayne (TREASURY) <WorkmanW@michigan.gov>; Schafer, Suzanne K. (Treasury) <SchaferS7@michigan.gov>
Subject: FW: PRESS RELEASE- STATE OF EMERGENCY DECLARED

Wayne and Suzanne:

Mayor Weaver declared a State of Emergency in Flint last night. I have attached a copy for your review. Natasha tried to discourage her from proceeding on this. FYI, I am going to call the Mayor on the search. It doesn't sound like she wants to use Tom for the search.

Randy,

From: Natasha Henderson [mailto:nhenderson@cityofflint.com]
Sent: Tuesday, December 15, 2015 9:40 AM
To: Byrne, Randall (Treasury) <ByrneR1@michigan.gov>
Subject: Fwd: PRESS RELEASE- STATE OF EMERGENCY DECLARED

Thanks,

Natasha L. Henderson, City Administrator
1101 S. Saginaw St.
Flint, MI
Email: nhenderson@cityofflint.com
Phone: (810) 237-2057
www.cityofflint.com

---------- Forwarded message ----------
From: "Sean Kammer" <skammer@cityofflint.com>
Date: Dec 14, 2015 10:32 PM
Subject: PRESS RELEASE- STATE OF EMERGENCY DECLARED
To:
Cc:

Mayor Karen Weaver Declares State of Emergency

Flint, MI – December 14, 2015 – Mayor Karen Weaver has declared a State of Emergency in response to a man-made disaster caused by the City switching to the Flint River as a water source. This switch has resulted in elevated lead levels in drinking water which prompted both the City and the County Health department to issue a health advisory earlier this year.

Mayor Weaver states that this was one of the things she had promised to do while campaigning for mayor.

Declaring an emergency intends to help raise awareness of the issue that the water is still not safe to drink and activates the City's Emergency Support Plan in order to respond to the crisis.

On October 16 of this year, the City switched back to the Detroit Water and Sewerage Department as the source of water, however lead levels remain well above the federal action level of 15 parts per billion in many homes. Residents are advised to continue using water filters while long term solutions are being developed.

The Mayor will hold a press conference about the State of Emergency on Tuesday, December 15 at 2pm at City Hall.

END

--

Sean Kenneth Kammer, MPA
Assistant to the City Administrator
City of Flint, Michigan
1101 S. Saginaw St.
Flint, MI 48502
810-237-2025

Connors, Paul (Treasury)

From: Koryzno, Edward (Treasury)
Sent: Tuesday, December 15, 2015 3:43 PM
To: Headen, Frederick (Treasury)
Cc: Connors, Paul (Treasury); Storberg, Ann Marie (TREASURY); Saxton, Thomas (Treasury)
Subject: Re: Flint + Professional Liability - Class action Melisa Mays et. al

Fred,

Yes, I will contact Mr. Sheehan.

Ed

Sent from my iPhone

On Dec 15, 2015, at 3:09 PM, Headen, Frederick (Treasury) <HeadenF@michigan.gov> wrote:

> I asked Wayne that yesterday. He suggested they contact the City Administrator, but it was not clear who would let Dave Sheeran know that. I agree this should be handled by Local Government. Ed, can you follow up?
>
> **From:** Connors, Paul (Treasury)
> **Sent:** Tuesday, December 15, 2015 2:43 PM
> **To:** Storberg, Ann Marie (TREASURY) <StorbergA@michigan.gov>
> **Cc:** Koryzno, Edward (Treasury) <KoryznoE@michigan.gov>; Headen, Frederick (Treasury) <HeadenF@michigan.gov>; Saxton, Thomas (Treasury) <SaxtonT@michigan.gov>
> **Subject:** RE: Flint + Professional Liability - Class action Melisa Mays et. al
>
> Sounds like a local government issue?
>
> **From:** Storberg, Ann Marie (TREASURY)
> **Sent:** Tuesday, December 15, 2015 2:39 PM
> **To:** Connors, Paul (Treasury) <ConnorsP@michigan.gov>
> **Cc:** Koryzno, Edward (Treasury) <KoryznoE@michigan.gov>; Headen, Frederick (Treasury) <HeadenF@michigan.gov>; Saxton, Thomas (Treasury) <SaxtonT@michigan.gov>
> **Subject:** RE: Flint + Professional Liability - Class action Melisa Mays et. al
>
> Has anyone responded to Dave and Steve with the information as to who they should contact at the City of Flint regarding this claim denial by the insurance carrier? I just got off the phone with them and they have not heard back from anyone yet. Both Dave and Steve want to be sure that the city is notified and pursues other insurance coverage, if available. Also, they said if we or John Clark can come up with a good reason to go back to the carrier that denied this claim with a solid argument as to why the claim should not be denied, they are more than willing to have this conversation with the carrier. They reiterated that they represent the policyholder not the carrier and would be more than happy to have that conversation. Although, coming up with an argument to use might be a bit difficult as professional liability coverage normally does not cover pollutants, but I know attorneys can be creative.

On another note, they did inform me that they are expecting a carrier to provide them with a quote for extending Darnell's professional liability coverage. They are hoping to have that number by tomorrow and will relay that to us as soon as they receive it.

From: Connors, Paul (Treasury)
Sent: Monday, December 14, 2015 10:23 AM
To: Storberg, Ann Marie (TREASURY) <StorbergA@michigan.gov>
Subject: Fwd: Flint + Professional Liability - Class action Melisa Mays et. al

Sent from my iPhone

Begin forwarded message:

> **From:** Dave N Sheeran <Dave.Sheeran@Meadowbrook.com>
> **Date:** December 14, 2015 at 10:15:05 AM EST
> **To:** "ConnorsP@michigan.gov" <ConnorsP@michigan.gov>
> **Cc:** "'Koryznoe@michigan.gov'" <Koryznoe@michigan.gov>, Steven Smith <Steven.Smith@Meadowbrook.com>
> **Subject: Flint + Professional Liability - Class action Melisa Mays et. al**
>
> Good Monday to you,
>
> The carrier has reviewed the complaint from Melisa Mays et. al against the coverage and has prepared this written response. The claim is being denied, Pursuant to the Policy, any Claim alleging, based upon, arising out of, or attributable to the actual, alleged or threatened discharge or release of Pollutants is excluded from coverage. Professional Liability coverage generally does not provide coverage for bodily injury or pollution. Those coverage's *are usually provided through the general liability* policy of the entity. This denial letter needs to be provided to the City of Flint for notification to the general liability carrier and/or any pollution liability carrier. How do we get this request to the correct person at the City of Flint?
>
> *John Clark has been notified of the carrier response.* Darnell is not happy about the denial.
>
> As you know, we are working on the renewal for this Friday.
>
> *Please let us know who to contact at* Flint.
>
> **David N. Sheeran, CPA** | Executive Vice President
> [o] 248. 204.8544 [c] 248.361.0084 [f] 248.869.6045
> *26255 American Drive, Southfield MI 48034*

Flint Weekly Call
12/16/15

Present:
Mayor Weaver
N. Henderson
Council President Nelson
W. Lamphiery
P. Dostine
F. Headen
A. Heimann

Not Present:
E. Cline

ONGOING ISSUES RELATED TO WATER

Water from KWA Testing

- DEQ/EPA requiring Flint to test water from KWA by installing a temporary pipeline for "one or two months"
- Temporary pipeline will run above the ground, cost about $3-4 Million and will be approximately 3 miles long
- Thinks that they can get KWA to pay for it, because they suggested that this is "their tie to the plant, just because it is not the permanent tie should make no difference in how KWA should approach funding this project".
- N. Henderson also suggested that there is a chance that the County would end up paying for it, but she hasn't explored that option fully yet.

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- City residents still aren't paying their water bills
- The city expects that the judge will have a decision rendered by December 18th
- An unfavorable ruling would be, not only financially disastrous, but an "administrative nightmare" for the City to change the systems and re submit bills

Corrosion Control

- City has begun adding corrosion control treatment into the City's water supply, the amounts of the corrosion control will increase over time
- So far, there have been no complaints about foul tastes or water discoloration

State of Emergency Declaration

- Flint declared a state of emergency in Flint for issues related to the lead in the water on Dec 14th
- The city sent a certified declaration of emergency to the county, who will address this declaration at their meeting on Jan 4th, 2016.
- The City hopes that this will "move this issue up" to the Federal level so that they are able to receive some resources to help deal with their ongoing water issues in the City.

OTHER ISSUES

Public Safety

- City has had more shootings, but N. Henderson and others are confident that the grants that they are receiving from the Mott Foundation positively affect this over time. Mott Foundation grant was discussed in several recent calls, but funds community policing and other initiatives.
- Mayor Weaver expressed that the community is "very excited about the Mott Foundation Grant" and had expressed that this was a good thing, because the City was going to "need their help to make sure this works".

Letter submitted to the Treasury for assistance with Legal costs

- The City had submitted a letter to the Treasury asking for assistance with costs associated with various lawsuits they have against them. This is an issue that has been discussed many times in the past
- The Treasury will be sending the City a certified letter as a response to their request within a week.

Workman, Wayne (TREASURY)

From: Headen, Frederick (Treasury)
Sent: Wednesday, December 16, 2015 11:34 AM
To: Workman, Wayne (TREASURY); Schafer, Suzanne K. (Treasury)
Cc: Saxton, Thomas (Treasury)
Subject: RE: Request for Guidance - City of Flint

Yes.

From: Workman, Wayne (TREASURY)
Sent: Wednesday, December 16, 2015 11:33 AM
To: Headen, Frederick (Treasury) ; Schafer, Suzanne K. (Treasury)
Cc: Saxton, Thomas (Treasury)
Subject: RE: Request for Guidance - City of Flint

I assume you guys will craft to helpful reply. They have a hearing Friday

Wayne L. Workman
Deputy State Treasurer
Michigan Department of Treasury

From: Headen, Frederick (Treasury)
Sent: Wednesday, December 16, 2015 11:30 AM
To: Schafer, Suzanne K. (Treasury) <SchaferS7@michigan.gov>
Cc: Saxton, Thomas (Treasury) <SaxtonT@michigan.gov>; Workman, Wayne (TREASURY) <WorkmanW@michigan.gov>
Subject: FW: Request for Guidance - City of Flint
Importance: High

Suzanne:

Attached is the written request from Miller Canfield about which we spoke. Thanks.

Fred

From: Trebilcock, Christopher M. [mailto:trebilcock@MillerCanfield.com]
Sent: Wednesday, December 16, 2015 11:21 AM
To: Headen, Frederick (Treasury) <HeadenF@michigan.gov>
Cc: Jody Lundquist <jlundquist@cityofflint.com>
Subject: Request for Guidance - City of Flint

Fred:

Thank you for your assistance in this matter. Pursuant to our recent conversation, attached is the City of Flint's request for guidance regarding operating and maintenance expenses related to operation of the City's water and sewer systems.

If you need any additional information, please let me know. As I mentioned on the phone, the hearing is scheduled for September 18 at 10:00 a.m. so we would appreciate receiving a response before that time.

Thanks again,

Chris

Christopher M. Trebilcock | Deputy Practice Group Leader for Employment and Labor
Miller Canfield
150 West Jefferson, Suite 2500
Detroit, Michigan 48226 (USA)
T +1.313.496.7647 | **F** +1.313.496.8453 | **Mobile** +1.313.268.1051
trebilcock@millercanfield.com | View Profile + VCard

Dr. Karen Weaver
Mayor

CITY OF FLINT, MICHIGAN
Department of Finance

Natasha L. Henderson
City Administrator

Jody N. Lundquist
Finance Director

Dawn Steele
Deputy Finance Director

December 16, 2015

Suzanne Schafer, Administrator
Local Audit and Finance Division
State of Michigan Department of Treasury
P.O. Box 30716
Lansing, MI 48909

Dear Ms. Schafer:

The City of Flint (the "City") requests guidance from the State of Michigan Department of Treasury, Local Audit Division as to confirm the appropriateness of charging legal fees and settlements as an operating and maintenance expense to the Water and Sewer Funds of the City where the fees and settlements are related to the operation of the water and sewer system.

Pursuant to GASB Statement 10, the City operates a self-insurance fund for administration of all claims and settlements. It is the City's practice to charge other funds based on historical activity and actual costs in compliance with GASB Statement 10 Paragraph 66. In doing so, the City reported in its Fiscal Year 2007 Audited Comprehensive Annual Financial Report (CAFR) a $15.7 million charge to the Sewer Fund to recognize anticipated settlement claims resulting from litigation directly related to sewer backups. For your reference in responding to our request for administrative guidance. we refer you to the facts and circumstance giving rise to the settlement and judgments arising from the operation of the Flint Sewer System as stated by the Michigan Court of Appeals in *Stevens v City of Flint*, 2005 WL 1683786 (Mich App July 19, 2005), attached to this letter. Specifically the Michigan Court of Appeals found that:

> Defendant owns the water main pipes, storm pipes and sanitary pipes. Every homeowner is mandated by defendant to be connected to its sanitary system, which carries wastewater from each resident's home to defendant's wastewater treatment plant. Defendant approves the "hook-up," controls the sanitary system process, and is solely responsible for maintaining the integrity of the sewer system. Thus, defendant controlled the property from which the nuisance arose.

The Court of Appeals in *Stevens* also ruled "that defendant caused the sewage backups." *Id.* As a result of this and related rulings, the City was liable for judgments and reached settlements in the other related lawsuits. The judgments and settlements were subsequently paid via the self-insurance fund following City Council approval in fiscal years 2008-2010.

During several hearings held in a lawsuit against the City, *Shears et al v. City of Flint et al*, Case No. 14-103476-CZ, Judge Archie Hayman has stated that he believes the $15.7 million charge does not comply with state law. Judge Hayman believes that the charge (sometimes referred to as a "transfer") from the Sewer Fund to the City's Claims and Settlements Fund was, in fact, a general liability NOT an operating and maintenance expense or other direct or indirect cost of operating and maintaining the system. The Court's position is that the City has violated the Revenue Bond Act and must repay $15.7 million from its General Fund to the Sewer Fund. Should the Court make a final ruling to this effect, it will not only have a devastating financial impact on the City of Flint, but will surely impact the practice of charging Water and Sewer Funds for settlement and claims expenses for all municipalities in Michigan. Judge Hayman has requested that the City provide additional testimony and evidence supporting its position that the charge to the Sewer Fund is permissible under the Revenue Bond Act and the Uniform Budgeting and Accounting Act. The next hearing is scheduled for **December 18, 2015** and we, therefore, request guidance on an expedited basis so that we may provide your response to the Court on December 18.

Thank you for your time and attention to this matter. Please feel free to contact me should additional information be necessary to respond to this inquiry.

Sincerely,

Jody N. Lundquist

Jody N. Lundquist
Chief Financial Officer

CC: Fred Headen
Wayne Workman

25651988.1 029624-00033

Workman, Wayne (TREASURY)

From: Tony Minghine <aminghine@mml.org>
Sent: Wednesday, December 16, 2015 12:07 PM
To: Workman, Wayne (TREASURY)
Subject: RE: Request for Guidance - City of Flint

That's great.

Thanks

Anthony Minghine
Associate Executive Director & COO
Ph: 734-669-6360 I Fax: 734-662-8083
1675 Green Road, Ann Arbor MI 48105
www.mml.org

From: Workman, Wayne (TREASURY) [mailto:WorkmanW@michigan.gov]
Sent: Wednesday, December 16, 2015 11:34 AM
To: Tony Minghine
Subject: RE: Request for Guidance - City of Flint

Suzanne and Fred are crafting a response that should be helpful

Wayne L. Workman
Deputy State Treasurer
Michigan Department of Treasury

From: Tony Minghine [mailto:aminghine@mml.org]
Sent: Wednesday, December 16, 2015 11:27 AM
To: Workman, Wayne (TREASURY) <WorkmanW@michigan.gov>
Subject: FW: Request for Guidance - City of Flint

FYI – this is the city's request related to the issue we discussed. Any help appreciated.

Anthony Minghine
Associate Executive Director & COO
Ph: 734-669-6360 I Fax: 734-662-8083
1675 Green Road, Ann Arbor MI 48105
www.mml.org

From: Trebilcock, Christopher M. [mailto:trebilcock@MillerCanfield.com]
Sent: Wednesday, December 16, 2015 11:23 AM
To: Tony Minghine <aminghine@mml.org>

Cc: Jody Lundquist <jlundquist@cityofflint.com>; Joe Heffernan <joe.heffernan@plantemoran.com>
Subject: FW: Request for Guidance - City of Flint

For your reference.

Chris

From: Trebilcock, Christopher M.
Sent: Wednesday, December 16, 2015 11:21 AM
To: 'Headen, Frederick (Treasury)'
Cc: 'Jody Lundquist'
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Christopher M. Trebilcock | Deputy Practice Group Leader for Employment and Labor
Miller Canfield
150 West Jefferson, Suite 2500
Detroit, Michigan 48226 (USA)
T +1.313.496.7647 | F +1.313.496.8453 | **Mobile** +1.313.268.1051
trebilcock@millercanfield.com | View Profile + VCard

Dostine, Patrick (TREASURY)

From: Heimann, Alexandr (TREASURY)
Sent: Wednesday, December 16, 2015 12:25 PM
To: Widigan, Robert (TREASURY); Dostine, Patrick (TREASURY); Hudson, Deanna (TREASURY); Vandegrift, Drew (TREASURY); Cline, Richard (Treasury); Byrne, Randall (Treasury)
Subject: RE: Flint Call Notes - 12-16-15

Sorry,

I am adding one revision to this – F. Headen was also present. See the latest:

Flint Weekly Call
12/16/15

Present:
Mayor Weaver
N. Henderson
Council President Nelson
W. Lamphiery
P. Dostine
F. Headen
A. Heimann

Not Present:
E. Cline

ONGOING ISSUES RELATED TO WATER

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- DEQ/EPA requiring Flint to test water from KWA by installing a temporary pipeline for "one or two months"
- Temporary pipeline will run above the ground, cost about $3-4 Million and will be approximately 3 miles long
- Thinks that they can get KWA to pay for it, because they suggested that this is "their tie to the plant, just because it is not the permanent tie should make no difference in how KWA should approach funding this project".
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- City has had more shootings, but N. Henderson and others are confident that the grants that they are receiving from the Mott Foundation positively affect this over time. Mott Foundation grant was discussed in several recent calls, but funds community policing and other initiatives.
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- The City had submitted a letter to the Treasury asking for assistance with costs associated with various lawsuits they have against them. This is an issue that has been discussed many times in the past
- The Treasury will be sending the City a certified letter as a response to their request within a week.

Alexandr Heimann
Municipal Anlayst
Local Government Financial Services Division
Michigan Department of Treasury
Office (517) 335-2434

From: Heimann, Alexandr (TREASURY)
Sent: Wednesday, December 16, 2015 12:22 PM
To: Widigan, Robert (TREASURY) <WiditganR@michigan.gov>; Dostine, Patrick (TREASURY) <DostineP@michigan.gov>; Hudson, Deanna (TREASURY) <HudsonD4@michigan.gov>; Vandegrift, Drew (TREASURY) <VandegriftD@michigan.gov>; Cline, Richard (Treasury) <cliner1@michigan.gov>; Byrne, Randall (Treasury) <ByrneR1@michigan.gov>
Subject: Flint Call Notes - 12-16-15

Hello all,

Here are the call notes for the Flint weekly call that we had today (12/16/15):

Flint Weekly Call
12/16/15

Present:
Mayor Weaver
N. Henderson
Council President Nelson
W. Lamphiery
P. Dostine
A. Heimann

Not Present:
E. Cline

Meeting with Treasurer Khouri
December 16, 2015
Agenda

Local Government

1. Lincoln Park
    - Brad Coulter's exit 12/22
    - MERS
2. Flint Water
    - MCPC 50:50 match w/$150k cap
3. Highland Park Water
    - $4M – tech solution re: pressure
    - Settlement
4. Pension Task Force
5. Dashboard
    - Poleski
    - JEC – late January award
    - Funding
6. Governor's Memo
7. Larry Transition
    - Governor meeting (date?)

Rakes
$30 mm Judgment
Timeline

- Communication Plan
CEPI / Local Govt

Schools

1. DPS
    - Property transfer
    - Cash
2. Benton Harbor Schools
    - Superintendent search
    - Cash flow
3. Albion
    - Annexation
    - Superintendent
4. Beecher
    - EDEP
    - Superintendent

CAD - DPS

$50 mm

Bond Finance

1. SBLF
2. RFP

Funds

HR

1. Sally

STATE OF MICHIGAN
DEPARTMENT OF TREASURY
LANSING

RICK SNYDER
GOVERNOR

NICK A. KHOURI
STATE TREASURER

December 17, 2015

Jody N. Lundquist, Chief Financial Officer
City of Flint
1101 S. Saginaw Street
Flint, MI 48502

Dear Ms. Lundquist:

Thank you for your letter of December 16, 2015, requesting guidance on charging legal fees and settlements as an operating and maintenance expense to the Water and Sewer Funds of the City. Due to the necessity of our immediate reply and the Department of Treasury's retention schedule of local government documents, I have based my response solely on the information obtained from the City of Flint's audit for fiscal year ending 2007 and the information contained in your letter.

Your first question is regarding the appropriateness of how the charge or transfer from the Sewer Fund to the City's Claims and Settlement Fund is accounted for. Public Act 2 of 1968, the Uniform Budgeting and Accounting Act, specifically Section 8, states in part, "...financial statements in such reports have been prepared in accordance with generally accepted accounting principles and with applicable rules and regulations of any state department or agency." Based upon the Department of Treasury's interpretation of PA 2 and generally accepted accounting principles, it is our position that the City's treatment of the charge or transfer was acceptable and did not violate PA 2.

Your second concern is regarding a violation of Public Act 94 of 1933, the Revenue Bond Act of 1933. My staff's review of the audit report for fiscal year 2007, indicates there is no issuance of revenue bonds or an outstanding balance. Therefore, we are not willing to presume that PA 94 applies. However, were it to be concluded that Act 94 applies, there are three sections, Section 16, Section 21, and Section 22 which we believe would be relevant to the charge or transfer in question. Section 16 limits the use of revenue bond proceeds to the payment of projects and limits the use of excess bond proceeds. As stated, our review shows no reporting of bond proceeds during the fiscal year.

Section 21 governs the establishment of rates for services before the issuance of revenue bonds and dictates that the rates shall be sufficient to provide for the expenses of administration, operation, and maintenance of the public improvement. As there was no apparent bond issuance, this section does not apply.

Finally, Section 22 dictates the priority of the use of revenue and disposition of surplus. It is our interpretation of this Section that a local unit of government is afforded some flexibility of the use funds after it has satisfied current administration, operation, and maintenance expenses as well as principal and interest payable on the bonds. Furthermore, the Sewer Fund is an enterprise fund in that it is operated as a business entity. Lawsuits and settlements are the cost of doing business. Therefore, we do not consider it inappropriate to characterize a settlement payment as an expense of administration or operation of the Sewer Fund.

I trust the above provides you with the answers you seek. If you have additional questions, please do not hesitate to contact me.

Sincerely,

Suzanne Schafer

Suzanne Schafer, Administrator
Local Government Financial Services Division

cc: Fred Headen
Wayne Workman

Schafer, Suzanne K. (Treasury)

From: Byrne, Randall (Treasury)
Sent: Thursday, December 17, 2015 7:55 AM
To: Schafer, Suzanne K. (Treasury)
Subject: meeting this morning
Attachments: Meeting with Suzanne December17.docx

Suzanne:

FYI, for our meeting at 9:00 a.m.

Randy,

Randall Byrne | State Administrative Manager
Local Government Services - Fiscal Responsibility Section
State of Michigan | 430 W. Allegan Street, 3rd Floor | Lansing, MI 48922
(517) 335-2521 | (517) 373-0633 (fax) | ByrneR1@michigan.gov

++++**Weekly Critical Issues —December 17, 2015**

- **Allen Park**—Status of the brownfield issue.
- **Benton Harbor** We need to schedule a meeting with the Mayor- elect and Darwin. What is the status of the RTAB evaluation for Benton Harbor?
- **Ecorse** –Five year financial plan meeting today. I will schedule a meeting with Ecorse officials to discuss the five year plan. The judgement levy issue looms large. They are looking for a new DPW Director.
- **Flint** – I am getting Wayne's approval to perform a Public Works Director Search for $31,500. City has added additional phosphate at water plant and will gradually increase the amount over the next several weeks. City has again requested assistance on lawsuits and will be receiving a letter from Treasury addressing financial support. Issue with testing the KWA raw water and the need for a temporary line to the water plant. We need long term strategy on Flint and a review of their water and sewer funds for sustainability through crisis.
- **Hamtramck-** Pension plan study is underway.
- **Highland Park-**The City has purchased new water meters and will have them installed by April. The FDCVT grant application is being revised. Cathy is installing heat and will be having the roof repaired on the pump house. Cathy is reluctant to move forward on the water fixes until the new mayor takes office. I will have Angela schedule a meeting with the new Mayor and Chief of Staff in Lansing in early January. We need to schedule a meeting to discuss loan issues. School demolition and water-sewer bills. Agreement between the School District and City will be on the City Council agenda on Monday. Johnston Controls Tax Appeal.
- **Lincoln Park-**EM exit will be December 22nd. We have two Treasurer Approval items to be completed. Issues remaining for transition include the review of two and five year budgets.
- **Inkster-** the City Council is likely to move forward on a Charter revision process. An exit from the Consent Agreement in early July?
- **Pontiac-** I will revisit the PEG channel project with the City. We are preparing a road map for the transition.
- **River Rouge**-we will be scheduling quarterly meetings with the City.
- **Royal Oak Township**- Issue with the Clerk's duties. The Township attorney needs to provide guidance on the continued collection of police millage.
- **Miscellaneous Items**— City of Lansing funding request, holiday issues, discussion on the Governor Memo, changes in the CDBG program in Wayne County may impact distressed local unit's revenues.

Robert, Carla M. (Treasury)

From:	Pleyte, Beth (Treasury)
Sent:	Thursday, December 17, 2015 1:11 PM
To:	Snyder, Rick (GOV)
Cc:	Muchmore, Dennis (GOV); Clement, Elizabeth (GOV); Scott, Allison (GOV); Khouri, Nick (TREASURY); Walsh, John (GOV); Roberts, John (DTMB); Baird, Richard (GOV); Redford, James (GOV); Khouri, Claire (GOV); Wisniewski, Wendy (GOV); Saxton, Thomas (Treasury); Durfee, Sally (TREASURY); Agen, Jarrod (GOV); Bedan, Morgan (GOV); Dickinson, Sarah (GOV); Murray, David (GOV)
Subject:	Local Government and Schools Update
Attachments:	Gov Memo Local Units - Schools 12-17-15.pdf; Summary Local Units Schools DEC 2015.docx

Sent on behalf of Wayne Workman:

Governor Snyder,

This memo and associated summary will serve as background for the Local Government briefing scheduled on January 6, 2016 at 3:00. Similar information is provided for the schools as well.

Wayne L. Workman
Deputy State Treasurer
Michigan Department of Treasury

STATE OF MICHIGAN
DEPARTMENT OF TREASURY

RICK SNYDER
GOVERNOR

NICK A. KHOURI
STATE TREASURER

DATE: December 17, 2015

TO: Rick Snyder, Governor

FROM: Wayne Workman, Deputy State Treasurer

SUBJECT: Status of Financially Distressed Local Governments

	DECEMBER				NOVEMBER			
	Cities	Counties	Schools	Total	Cities	Counties	Schools	Total
Emergency Manager	1	0	3	4	1	0	3	4
Financial Review Commission	1	0	0	1	1	0	0	1
Receivership Transition Advisory Board	6	0	0	6	6	0	0	6
Consent Agreement	2	1	2	5	3	1	2	6
Neutral Evaluation	1	0	0	1	1	0	0	1

EMERGENCY MANAGER

Lincoln Park
Emergency Manager: Brad Coulter
Appointed: July 7, 2014
Exit: December 22, 2015

Recent Developments
- In FY15 the anticipated unassigned general fund balance was $186,901. In FY14 the unassigned general fund balance was a negative $1.0M.
- The police and fire pension millage failed 53% to 47%. The millage would have raised an additional $3M annually.
- MERS recently notified the city that its pension ARC is increasing from last year's amount of $2.2M to a current amount due of $3.9M. EM Coulter believes the city can only pay $3.16M. Treasury and the city are working with MERS to reach a resolution regarding annual contributions to the pension plan.

- The City Council hired a law firm to prepare a complaint against the pension funds' actuary. The city believes that the actuary did not properly advise the city regarding long-term financial sustainability of the pension system. The May 2015 actuarial analysis showed pension funding at 23% for Police and Fire and 20% for MERS. The city paid the required ARC each year, yet the funding levels were reduced to critical levels.

- A collective bargaining agreement with the Technical and Professional Office Workers Association of Michigan was approved by the Treasurer and became effective on November 1, 2015. The city eliminated retiree healthcare and reduced employee paid time off.

Significant Actions/Issues

- On August 10, 2015, the Lincoln Park Retiree Association filed suit against the state, Treasury, and the City of Lincoln Park regarding the reduction of city retiree healthcare.

FINANCIAL REVIEW COMMISSION (FRC)

Detroit

FRC Created: November 12, 2014

FRC Members: Nick Khouri, Bill Martin, Brenda Jones, Darrell Burks, John Roberts, Lorron James, Mike Duggan, Stacy Fox, Tony Saunders

Recent Developments

- The city expects to record a larger than expected surplus for FY15. For FY16, the city currently projects a $35M budget surplus.
- The FRC filed its second statutorily required biannual report on Detroit on November 24, 2015. The report detailed the FRC's activities to date and significant developments in the city's finances.
- The city's three police officers' unions have ratified amendments to their existing labor contracts to implement additional pay increases and other work rule changes. The additional cost is projected to be $41M over 4 years (FY16 - FY19) and will be paid for with savings from lower Exit Financing debt service, reallocating budgeted police capital expenses to old bond proceeds, and the elimination of vacant police assistant positions no longer deemed needed.
- The city's EM Orders are subject to revision or rescission by the City Council beginning on December 10, 2015. The city has informed the FRC that the City Council has decided not to modify these EM Orders at this time.
- On December 3, 2015, the DWSD and the GLWA achieved bondholder consent to transfer DWSD debt to GLWA.
- Moody's issued a report on December 7, 2015 indicating Detroit's economic and fiscal health are stronger a year after bankruptcy. Moody's noted the city's ongoing recovery is necessary to meet the challenge in funding its pension obligations from the General Fund starting in FY24. Moody's current rating on Detroit is "B2".

Significant Action/Issues

- The city has started developing its FY17 - FY20 financial plan. This will be the first budget since the EM's departure that Mayor and City Council will develop.

RECEIVERSHIP TRANSITION ADVISORY BOARD (RTAB)

Allen Park
RTAB Appointed: September 26, 2014
RTAB Members: Suzanne Schafer, Fredrick Frank, Karen Barann, Mark Wollenweber, Scott Lites

Recent Developments
- In FY15 the anticipated unassigned general fund balance was $5.8M. In FY14 the unassigned general fund balance was $2.6M.
- Incumbent Mayor William Matakas defeated challenger Councilman Dennis Hays 62% to 38%.
- The road repair millage passed 52% to 48%. The millage will raise $1.4M in the first year.
- The city closed the bond tender refinancing related to the prior movie studio transaction on November 19, 2015. S&P rated the bonds "BBB."

Significant Actions/Issues
- On September 22, 2015, the Michigan Court of Claims granted the state's motion to dismiss the lawsuit brought by retirees of the City of Allen Park who challenged changes made to their healthcare by the former EM. The retirees may appeal this decision.

Benton Harbor
RTAB Appointed: March 10, 2014
RTAB Members: Larry Steckelberg, Bret Witkowski, Marvin Raglon, Sharon Hunt

Recent Developments
- In FY15 the anticipated unassigned general fund balance was $3.1M. In FY14 the unassigned general fund balance was $2.2M.
- Mayoral challenger Marcus Muhammad defeated incumbent Mayor James Hightower 60% to 40%.
- Treasury has begun planning to reduce the RTAB's role.

Significant Actions/Issues
- The former Public Safety Director brought a lawsuit against the city and the former EM for wrongful termination.
- On August 3, 2015, the City Commission requested financial assistance from the Department of Treasury for legal fees and settlement costs associated with decisions made during the tenure of the EM.

Ecorse
RTAB Appointed: May 1, 2013
RTAB Members: Edward Koryzno, Robert Bovitz, Joan Brophy

Recent Developments
- In FY15 the anticipated unassigned general fund balance was $2.7M. In FY14 the unassigned general fund balance was $2.1M.
- Incumbent Mayor Lamar Tidwell defeated challenger John Miller Jr. 59% to 41%.
- On November 25, 2015, the City Administrator submitted a revised 5-year financial plan. Treasury is in the process of reviewing.

Significant Actions/Issues

- MERS pension contributions are anticipated to increase from $1.8M in FY15 to $2.4M in FY16 due to accelerated funding for closed plans.

Flint

RTAB Appointed: April 29, 2015

RTAB Members: Frederick Headen, David McGhee, Beverly Walker-Griffea, Robert McMahan

Recent Developments

- Mayoral challenger Karen Weaver defeated incumbent Mayor Dayne Walling 56% to 44%.
- The Regional Flint Mass Transportation Authority millage passed 72% to 28%.
- The City Attorney has resigned effective December 31, 2015. A new City Attorney, when appointed, will need to be confirmed by the RTAB.
- On November 13, 2015, a complaint was filed in the U.S. District Court against State officials, City of Flint officials, and the former EM for the decision to utilize the Flint River as a water source for residents.
- On November 16, 2015, a Notice of Intent to Sue was filed in the U.S. District Court against state and City of Flint officials for violating the federal Safe Drinking Water Act requirements.
- Mayor Weaver declared State of Emergency on December 14, 2015.
- On August 7, 2015, a Genesee County Circuit Court lawsuit, Shears vs. Flint, invalidated a previous 35% increase in water and sewer rates, reverting back to 2011 rates. This injunction also requires the city to repay $15.7M from the General Fund to the Water Fund, prevents the city from collecting certain past due water bills, and from disconnecting water service for nonpayment. The city's appellate efforts to date have not been successful. The city has requested financial assistance related to the litigation regarding water issues.
- Kincaid vs. City of Flint litigation was held that the EM had no statutory authority to later ratify water and sewer rate increases from May of 2012. The city filed an appeal to the Michigan Supreme Court, but the Court did not address the appeal because the city missed the filing deadline by one day. The case has been remanded back to Genesee County Circuit Court to resolve outstanding matters.
- As a result of current review, the State Tax Commission notified the city it must maintain adequate assessment records. The city will be issuing an RFP for the reassessment of properties.

Significant Actions/Issues

- On September 11, 2015, Genesee County Circuit Court dismissed the Coalition for Clean Water vs. the City of Flint case to force the city to purchase water from the City of Detroit.
- The KWA pipeline is expected to be completed in June 2016. The pipeline is 80% complete, the two pump houses are 90% complete and the intake is completed.
- If the city loses a lawsuit over retiree healthcare, the EM's two-year budget does not assume an additional $5M to $6M projected annual expense.

Hamtramck
RTAB Appointed: December 18, 2014
RTAB Members: Deborah Roberts, Mark Stema, Karen Young, Albert Bogdan, Peter McInerney

Recent Developments

- In FY15 the anticipated unassigned general fund balance was $3.3M. In FY14 the unassigned general fund balance was $2.6M.
- The city has developed a long-term capital improvements plan.

Significant Actions/Issues

- A suit was filed in federal court by Hamtramck retirees over changes to healthcare benefits made in October 2014. The potential exposure to the city is currently unknown.
- The annual pension liability is anticipated to increase from $3.5M in FY15 to $4.3M by FY19. This increase is a result of closing certain pension plans and the MERS policy of accelerating the required contribution for closed plans. The increases were included in the EM's two-year budget.

Pontiac
RTAB Appointed: August 19, 2013
RTAB Members: Edward Koryzno, Keith Sawdon, Robert Burgess, (one appointment pending)

Recent Developments

- In FY15 the anticipated unassigned general fund balance was $9.9M. In FY15 the unassigned general fund balance was $4.3M.
- The city's former pension advisor Roy Dixon was sentenced to federal prison for bribery involving Pontiac pension board members.
- The Oakland County Circuit Court dismissed the lawsuit filed by the city against Ottawa Towers LLC/ Phoenix Center. Treasury is working with the city to move forward to resolve the litigation and assist with the sale to a private operator, which could free up $2M in demolition funds.
- Treasury is working with the city on a plan to significantly reduce the role of the RTAB by spring of 2016.

Significant Actions/Issues

- A proposed mediation settlement between the city and the Pontiac Retired Employees Association, if approved, could fund pension and OPEB benefits for the GERS and the Police and Fire VEBA members, and resolve the lawsuit filed by the Association.

CONSENT AGREEMENT

Inkster
Date Executed: February 20, 2012
Consent Agreement Consultant: Mark Stuhldreher

Recent Developments

- In FY15 the audited unassigned general fund balance was $1.38M. In FY14 the general fund balance was a negative $837,194.
- Byron Nolen was elected Mayor by defeating Walter Stargill Jr. 87% to 13%.
- The Parks and Recreation millage passed 72% to 28%. It will raise $400K annually.

- The Senior Services millage passed 73% to 27%. It will raise $200K annually.
- The Inkster Public Schools non-homestead millage passed 64% to 34%. It will raise $750K the first year.
- On October 5, 2015, City Council approved an agreement with Wayne County regarding repayment of the $4.9M sewer charges owed to the county through a millage levy and other resources.

River Rouge
Date Executed: December 15, 2009
Consent Agreement Consultant: N/A (PA 72)
Date Released: December 7, 2015

Recent Developments
- The city ended FY 15 with an operating surplus of $1.77M.
- Standard and Poor's ratings services assigned an investment grade "A" rating for a recent $5M refunding bond issue that the city undertook.

Royal Oak Township
Effective Date: April 21, 2014
Consent Agreement Consultant: Robert Burgess

Recent Developments
- In FY15 the anticipated unassigned general fund balance was $267,405. In FY14 the unassigned general fund balance was $154,092. The fiscal year ends December 31, 2015.
- The Township Board voted to extend the Consent Agreement Consultant's contract through March 31, 2016. A replacement will need to be identified.
- The township is exploring options for police services with neighboring jurisdictions, however the proposed costs are greater than what the township's police millage generates. The Michigan State Police have and continue to provide police services to the township.

Wayne County
Effective Date: August 21, 2015
Consent Agreement Consultant: Warren Evans

Recent Developments
- On November 15, 2015, the county submitted a revised cash flow forecast. The cash flow, excluding the Trust and Agency cash, projects a September 2016 balance of $179M, which is $36M less than the October 2015 projection.
- The quarterly financial report submitted by the county on October 15, 2015 projects an operating surplus of $107M.
- The county indicated it has reached/imposed agreements with all collective bargaining units with the exception of the Circuit Court. The Circuit Court contracts do not expire until September 2016 and includes 77 members.
- Two lawsuits are currently pending a motion to dismiss: 1) AFSCME 3317 (sergeants and lieutenants) is a state case; and 2) AFSCME 25 (hearing and vision techs) is a federal case. Neither case prevents the county from carrying out its requirements under the Consent Agreement.

- On May 29, 2015, the Wayne County Circuit Court rendered a decision in favor of the Retirement System resulting in a $49M judgement levy. The county paid $10M of the judgment from available funds and placed $39M on the tax roll. As of November 9, 2015, the county has collected $29M of the amount levied.

Significant Actions/Issues

- The annual structural General Fund deficit is approximately $53.4M prior to any of the proposed remedial actions. Those remedial actions include $36.2M in changes to retiree healthcare, $5.2M in changes to active employee healthcare, and $12M in a combination of revenue increases and potential expenditure reductions.
- The county submitted documentation regarding the long-term solution for its jail. Reviews and discussion are ongoing with the county.

NEUTRAL EVALUATION

Highland Park

Financial Review Team Appointed: December 2, 2013
Financial Emergency Declared: January 30, 2014
PA 436 Option Selected: Neutral Evaluation

Recent Developments

- Mayoral challenger (and former Mayor) Hubert Yopp defeated incumbent Mayor DeAndre Windom 63% to 37%.
- The Highland Park Schools non-homestead millage passed 54% to 46%. It will raise $1.5M the first year.
- A class action lawsuit dated November 6, 2015 has been filed against the city claiming Headlee Amendment violations for alleged overcharging for water and sewer services.
- The City Administrator reported that annual retiree OPEB costs were reduced from $1.5M to $250K, effective October 1, 2015.
- Hearings are being held in U.S. Federal Court regarding the judgement in favor of DWSD over the city's unpaid water bill.
- The city's water system is experiencing low water pressure. City officials are working with Wade Trim, Treasury, DEQ, and GLWA/DWSD to develop a plan to implement immediate repairs which are anticipated to increase water pressure. Treasury expects funding the project through continued grants and loans.

Cline, Richard (Treasury)

From: Headen, Frederick (Treasury)
Sent: Friday, December 18, 2015 11:48 AM
To: Natasha Henderson; Cline, Richard (Treasury)
Cc: Karen Weaver
Subject: RE: RTAB Questions from RTAB Meeting
Attachments: Fwd: RTAB Questions from Earlier today

Categories: Yellow Category

Natasha:

See the attached questions from Beverly Walker-Griffea.

Sincerely,

Frederick Headen
Legal Advisor to the State Treasurer

From: Natasha Henderson [mailto:nhenderson@cityofflint.com]
Sent: Wednesday, December 16, 2015 5:56 PM
To: Cline, Richard (Treasury) <cliner1@michigan.gov>; Headen, Frederick (Treasury) <HeadenF@michigan.gov>
Cc: Karen Weaver <kweaver@cityofflint.com>
Subject: RTAB Questions from RTAB Meeting

On August 7, 2015 Genesee County District Court Judge Archie Hayman issued a Preliminary Injunction Order (the "Order") against the City. As a result of the Order, the City anticipated an immediate and devastating impact on the financial stability of the Water and Sewer Funds if a stay was not quickly granted by the Michigan Supreme Court Appellate Court. Indeed, the City's request was denied and the financial impact of the Court order has been reviewed through the fiscal year ending June 30, 2016.

Upon issuance of the Order, the City was immediately enjoined from charging and collecting water and sewer rates that include the September 16, 2011 35% rate increases and disconnecting water service for its delinquent water and sewer customers wherein the delinquency arose between September 16, 2011 and the date of the Order. This immediately resulted in a decrease in cash collections on outstanding and current water bills and a decrease in total billed revenue.

The following budget amendments reflect a decrease in revenue projections as a result of monthly billing activity for the period September 2015-June 2016. September billing reflected the reduced rates as ordered by the Preliminary Injunction and confirmed preliminary estimates with $670,000 less in billed usage from the same period in 2014. The City has assumed and average decrease of $616,148 in monthly billed revenue, or $6,777,624 by fiscal year end (for 11 months of billing).

The City had total accounts receivable due of $13,738,190 for all active and inactive accounts at August 7, 2015. It is highly probable that a large percentage of that balance will have to be written off as uncollectible without the ability to enforce payment. The proposed amendments reflect an estimated uncollectible balance at this time of $8,340,823.

The City is working diligently to review the FY2016 operating budgets for additional sources of savings. Upon issuance of the Order, a spending and hiring freeze for all non-critical items was immediately implemented. The City has worked diligently to redevelop its capital improvement plan and has now canceled or postponed many planned projects and purchases until financial stability can be regained.

Changes to appropriations reflect the carry forward of projects in progress but not completed at June 30, 2015 for the Sewer and Water Funds of $41,796 and $1,456,922, respectively. This carry forward is largely offset by decreases to the City's capital improvement plan.

The City's emphasis at this time continues to be on providing safe, clean water to the City's residents and moving forward with preparations for the KWA pipeline to come online. As a result of this re-prioritization, the budget amendments reflect a reduction to budget capital improvements of $5,564,804.

Sewer Fund

The Sewer Fund budget (590) reflects a decrease in projected revenue of $6,741,475 and increase in Use of Fund balance of $2,883,373. The Sewer Fund was paid in full by the 101 fund at the end of FY2015, therefore the budgeted payment of $800,000 from the Public Improvement Fund must be removed. As noted previously, the decrease in Charges for Services of $5,941,475 is a result of the combined impact of inability to enforce collections on balance prior to August 7 and decrease in billed revenue per Court ordered rate reductions.

The roll forward of incomplete FY2015 projects of $41,796 is reflected by a corresponding decrease in cancelled and postponed capital improvement projects of $3,899,898.

Water Fund

The Water Fund budget (591) reflects a decrease in projected revenue of $8,560,824 and increase in Use of Fund balance of $7,287,125. Again, as noted previously, the decrease in Charges for Services are a result of the combined impact of inability to enforce collections on balance prior to August 7 and decrease in billed revenue per Court ordered rate reductions.

The roll forward of incomplete FY2015 projects of $1,456,922 is reflected by a corresponding decrease in cancelled and postponed capital improvement projects of $1,664,906. The City had just begun its much need meter replacement program at the end of FY2015. A significant portion of the roll forward reflects outstanding purchase orders and invoices related to this project prior to the spending freeze. The reduction in FY2016 budgeted improvements reflects the reprioritization of the KWA project and postponement of other significant projects such as the Dupont Street Pipeline Project and Hamilton Dam Sheet Piling.

Thanks,

Natasha L. Henderson, City Administrator
City of Flint, Michigan
1101 S. Saginaw St.
Flint, MI 48502
Email: nhenderson@cityofflint.com
Phone: (810) 237-2057
www.cityofflint.com

Cline, Richard (Treasury)

From: Beverly Walker-Griffea <b.walkergriffea@mcc.edu>
Sent: Thursday, December 17, 2015 6:12 PM
To: Headen, Frederick (Treasury)
Subject: Fwd: RTAB Questions from Earlier today

Below are my questions for the City Manager. Thank you. Beverly

1. The City Administrator in her email proposes using $7,287,125 of Fund Balance in the water fund to offset the balance projected decrease in the revenue. The latest "budget to actual" report provided shows the Fund Balance in the water fund to be $4,937,210. Will there be an amendment showing where the remaining $2,349,915 will be taken from?

2. The last budget to actual report provided to RTAB (Month Ended October 31, 2015) the 590 Sewer Fund shows a "YTD Balance" at 10/31/15 of $2,480,146 in the "Charges for Services" line item. If I annualize this, the total would be $7,440,438. The budget amendment of a $5,941,475 reduction in that budget line item adjusts the total budgeted amount to be $24,493,240. In what months from November 2015 through June 2015 will there be an acceleration of service for fee revenue that will allow us to achieve the amended budget?

3. The same concern for the Water Fund as well.

--
Lawrence A. Gawthrop, CPA
Chief Financial Officer
Mott Community College
1401 E. Court Street
Flint, MI 48503

(810) 762-0525 (office)
(810) 348-5910 (cellular)
(810) 762-0235 Kim Brown, Executive Assistant

Pleyte, Beth (Treasury)

From:	Connors, Paul (Treasury)
Sent:	Friday, December 18, 2015 3:35 PM
To:	Storberg, Ann Marie (TREASURY); Headen, Frederick (Treasury); Saxton, Thomas (Treasury); Frayer, Shelbi (TREASURY)
Subject:	Fwd: Professional Liability claim
Attachments:	image001.png; ATT00001.htm; ACE - Extended Reporting Period 1 yr.pdf; ATT00002.htm; ERP terms and conditions.pdf; ATT00003.htm; Michigan Emergency Manager Act.pdf; ATT00004.htm

Sounds like Darnell having trouble getting coverage going forward due to Flint water

Sent from my iPhone

Begin forwarded message:

From: "Steven Smith" <Steven.Smith@Meadowbrook.com>
To: "'Darnell Earley'" <darnell.earley@detroitk12.org>
Cc: "John Clark" <jclark@gmhlaw.com>, "Dave N Sheeran" <Dave.Sheeran@Meadowbrook.com>, "Cathy Weil" <Cathy.Weil@Meadowbrook.com>, "Connors, Paul (Treasury)" <ConnorsP@michigan.gov>
Subject: RE: Professional Liability claim

Darnell;

Attached is the policy that was requested. With respects to the renewal here is where we stand.

The current carrier ACE has non-renewed the first layer of coverage (initial $1M) and the market is turning with respects to covering any prior acts before the renewal. The excess carrier Ironshore is also unwilling to renew the second layer ($2M). Both have stated the Flint water situation is making them uncomfortable to continue offering coverage at any price. (You will have the option to purchase extended reporting which I will describe later in a paragraph below)

With the City of Flint making National headlines the marketplace is tightening up and unwilling to offer coverage with any prior acts. This means we cannot purchase a policy at this point that will cover any potential claim (act) that will provide coverage prior to 12/18/2015. We are searching the marketplace for a carrier that will consider writing a new policy going forward only. That will be the most cost effective way to go, albeit you will have potential exposure for a prior act. But remember it is our understanding that PA 436 (attached) affords protection for you if you are unable to procure a policy.

Our marketing was also delayed in this endeavor as during these efforts it came to our attention the current DPS broker, who we believe is AON, was searching for coverage thus blocking certain markets for us to approach. That further delays the process when two brokers are going to the same carriers. We do not know what the outcomes from that research yielded but it is preventing us from accessing those declinations or proposals. On top of this we do not know the parameters discussed with the carriers by the AON? Were they looking for prior acts or a policy just going forward? This could make a significant difference in what carriers will think or be willing to offer.

We would respectfully ask you to consider one broker to obtain the coverage for you as the insurance industry becomes muddled and slow with more than one broker going to the same carrier(s). Only one broker is going to get a proposal or declination and the other will have to ask for a release from you to obtain access to the carrier(s). We are comfortable with any decision you make as the ultimate goal is to get coverage for you.

With respects to the expiring policies they do provide for an extended reporting period of 12 months from the expiration date of 12/18/2015. The cost for the extended period is $1,118 for the first layer ($1 M) and $4,100 for the second layer ($2M). We would advise taking advantage of this option as it will give you another 12 months to present claims incurred prior to 12/18/2015, which would include time spent in Flint and DPS. We have 30 days to decide whether to accept the offer for the extension. Just let us know.

We know this is last minute, but the delay in getting the renewal information, the complexity of the Flint issue and the current DPS broker blocking the markets hindered our ability to have quotes presented on a timely basis. Please let us know how you would like us to proceed as we are blocked at our other markets.

Regards,

Steve

From: Darnell Earley [mailto:darnell.earley@detroitk12.org]
Sent: Friday, December 18, 2015 10:13 AM
To: Steven Smith
Cc: John Clark; Dave N Sheeran
Subject: Re: Professional Liability claim

Thanks for the information Steve. I had asked for an electronic copy of the policy and current status given the recent email traffic regarding not only this issue but the renewal status as well. I continue to await that information. Thank you for your assistance with those matters as expeditiously as possible.

Darnell

Sent from my iPhone

On Dec 18, 2015, at 9:53 AM, Steven Smith <Steven.Smith@Meadowbrook.com> wrote:

> Dear Darnell;
>
> We have reviewed the policy for Professional Liability and the denial on the claim for Melisa Mays et al. The suit involved a number of families who are alleging that due to the toxic nature of the City of Flint water system they have suffered bodily injuries (i.e. high levels of copper and lead causing among other things, neurological and autoimmune disorders). Professional Liability policies are written to protect the insured from decisions that cause financial harm and not bodily injury or pollution arising from the decision. Bodily injury and pollution coverage are generally afforded under separate General Liability policies and/or a Pollution Liability policy.
>
> The coverage under your professional policy has specific exclusions for decisions that cause alleged bodily injury or pollution. There is no alleged monetary loss due to the decision of converting the water system (increased monetary costs to the plaintiff's by switching the systems) from Detroit to Flint only that families have suffered alleged bodily injury or property damage due to pollutants in the system. We have calls into the City of Flint notifying them that they need to have their General Liability or Pollution policies respond to the allegations.

Your professional policy has responded to other claims that have been submitted with respects to decisions that have caused alleged financial harm.

We are available for further conversations on this matter

Regards,
Steve

Steven M. Smith, JD | Executive Vice President
[o] 248.204.8235 [c] 248.943.6315 [f] 248.485.6331
26255 American Drive, Southfield MI 48034

LOCAL FINANCIAL STABILITY AND CHOICE ACT (EXCERPT)
Act 436 of 2012

141.1560 Emergency manager; immunity from liability; responsibilities of attorney general; costs; insurance; litigation expenses after conclusion of date of service; failure of municipal government or school district to honor and remit legal expenses.

Sec. 20. (1) An emergency manager is immune from liability as provided in section 7(5) of 1964 PA 170, MCL 691.1407. A person employed by an emergency manager is immune from liability as provided in section 7(2) of 1964 PA 170, MCL 691.1407.

(2) The attorney general shall defend any civil claim, demand, or lawsuit which challenges any of the following:

(a) The validity of this act.

(b) The authority of a state official or officer acting under this act.

(c) The authority of an emergency manager if the emergency manager is or was acting within the scope of authority for an emergency manager under this act.

(3) With respect to any aspect of a receivership under this act, the costs incurred by the attorney general in carrying out the responsibilities of subsection (2) for attorneys, experts, court filing fees, and other reasonable and necessary expenses shall be at the expense of the local government that is subject to that receivership and shall be reimbursed to the attorney general by the local government. The failure of a municipal government that is or was in receivership to remit to the attorney general the costs incurred by the attorney general within 30 days after written notice to the municipal government from the attorney general of the costs is a debt owed to this state and shall be recovered by the state treasurer as provided in section 17a(5) of the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.917a. The failure of a school district that is or was in receivership to remit to the attorney general the costs incurred by the attorney general within 30 days after written notice to the school district from the attorney general of the costs is a debt owed to this state and shall be recovered by the state treasurer as provided in the state school aid act of 1979, 1979 PA 94, MCL 388.1601 to 388.1896.

(4) An emergency manager may procure and maintain, at the expense of the local government for which the emergency manager is appointed, worker's compensation, general liability, professional liability, and motor vehicle insurance for the emergency manager and any employee, agent, appointee, or contractor of the emergency manager as may be provided to elected officials, appointed officials, or employees of the local government. The insurance procured and maintained by an emergency manager may extend to any claim, demand, or lawsuit asserted or costs recovered against the emergency manager and any employee, agent, appointee, or contractor of the emergency manager from the date of appointment of the emergency manager to the expiration of the applicable statute of limitation if the claim, demand, or lawsuit asserted or costs recovered against the emergency manager or any employee, agent, appointee, or contractor of the emergency manager resulted from conduct of the emergency manager or any employee, agent, appointee, or contractor of the emergency manager taken in accordance with this act during the emergency manager's term of service.

(5) If, after the date that the service of an emergency manager is concluded, the emergency manager or any employee, agent, appointee, or contractor of the emergency manager is subject to a claim, demand, or lawsuit arising from an action taken during the service of that emergency manager, and not covered by a procured worker's compensation, general liability, professional liability, or motor vehicle insurance, litigation expenses of the emergency manager or any employee, agent, appointee, or contractor of the emergency manager, including attorney fees for civil and criminal proceedings and preparation for reasonably anticipated proceedings, and payments made in settlement of civil proceedings both filed and anticipated, shall be paid out of the funds of the local government that is or was subject to the receivership administered by that emergency manager, provided that the litigation expenses are approved by the state treasurer and that the state treasurer determines that the conduct resulting in actual or threatened legal proceedings that is the basis for the payment is based upon both of the following:

(a) The scope of authority of the person or entity seeking the payment.

(b) The conduct occurred on behalf of a local government while it was in receivership under this act.

(6) The failure of a municipal government to honor and remit the legal expenses of a former emergency manager or any employee, agent, appointee, or contractor of the emergency manager as required by this section is a debt owed to this state and shall be recovered by the state treasurer as provided in section 17a(5) of the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.917a. The failure of a school district to honor and remit the legal expenses of a former emergency manager or any employee, agent, appointee, or contractor of the emergency manager as required by this section is a debt owed to this state and shall be recovered by the state treasurer as provided in the state school aid act of 1979, 1979 PA 94, MCL

388.1601 to 388.1896.

History: 2012, Act 436, Eff. Mar. 28, 2013.

Compiler's note: Enacting section 2 of Act 436 of 2012 provides:

"Enacting section 2. It is the intent of the legislature that this act function and be interpreted as a successor statute to former 1988 PA 101, former 1990 PA 72, and former 2011 PA 4, and that whenever possible a reference to former 1988 PA 101, former 1990 PA 72, or former 2011 PA 4, under other laws of this state or to a function or responsibility of an emergency financial manager or emergency manager under former 1988 PA 101, former 1990 PA 72, or former 2011 PA 4, under other laws of this state shall function and be interpreted to reference to this act, with the other laws of this state referencing former 1988 PA 101, former 1990 PA 72, or former 2011 PA 4, including, but not limited to, all of the following:

(a) The charter township act, 1947 PA 359, MCL 42.1 to 42.34.

(b) 1966 PA 293, MCL 45.501 to 45.521.

(c) 1851 PA 156, MCL 46.1 to 46.32.

(d) The general law village act, 1895 PA 3, MCL 61.1 to 74.25.

(e) The home rule village act, 1909 PA 278, MCL 78.1 to 78.28.

(f) The fourth class city act, 1895 PA 215, MCL 81.1 to 113.20.

(g) The home rule city act, 1909 PA 279, MCL 117.1 to 117.38.

(h) The metropolitan transportation authorities act of 1967, 1967 PA 204, MCL 124.401 to 124.426.

(i) 1947 PA 336, MCL 423.201 to 423.217."

2 any other **Wrongful Act** whenever occurring which, together with a **Wrongful Act** which has been the subject of such notice, would constitute **Interrelated Wrongful Acts**,

M alleging, based upon, arising out of, or attributable to:
1. the actual, alleged or threatened discharge, dispersal, release, escape, seepage, migration or disposal of **Pollutants**, or
2 any direction or request that any **Insured** test for, monitor, clean up, remove, contain, treat, detoxify or neutralize **Pollutants**, or any voluntary decision to do so;

N alleging, based upon, arising out of, or attributable to any validity, invalidity, infringement, violation or misappropriation of any patent, copyright, service mark, trademark, trade name, trade secret or any other intellectual property right;

IV. EXTENDED REPORTING PERIOD

If the **Company** terminates or does not renew this **Policy** (other than for failure to pay a premium when due), or if the **Named Insured** terminates or does not renew this **Policy** and does not obtain replacement coverage as of the effective date of such termination or nonrenewal, the **Named Insured** shall have the right, upon payment of the additional premium described below, to a continuation of the coverage granted by this **Policy** for at least one **Extended Reporting Period** as follows:

A. Automatic **Extended Reporting Period**

The **Named Insured** shall have continued coverage granted by this **Policy** for a period of 60 days following the effective date of such termination or nonrenewal, but only for **Claims** first made during such 60 days and arising from **Wrongful Acts** taking place prior to the effective date of such termination or nonrenewal. This Automatic **Extended Reporting Period** shall immediately expire upon the purchase of replacement coverage by the **Named Insured**

B. Optional **Extended Reporting Period**

1. The **Named Insured** shall have the right, upon payment of the additional premium set forth in Item 9 of the Declarations, to an Optional **Extended Reporting Period**, for the period set forth in Item 9 of the Declarations following the effective date of such termination or nonrenewal, but only for **Claims** first made during such Optional **Extended Reporting Period** and arising from **Wrongful Acts** taking place prior to the effective date of such termination or nonrenewal.

2. This right to continue coverage shall lapse unless written notice of such election is given by the **Named Insured** to the **Company**, and the **Company** receives payment of the additional premium, within 60 days following the effective date of termination or nonrenewal

3. The 60 days of the Optional **Extended Reporting Period**, if it becomes effective, shall run concurrently with the Automatic **Extended Reporting Period**

C. The **Company** shall give the **Named Insured** notice of the premium due for the Optional **Extended Reporting Period** as soon as practicable following the date the **Named Insured** gives such notice of such election, and such premium shall be paid by the **Named Insured** to the **Company** within 10 days following the date of such notice by the **Company** of the premium due. The Optional **Extended Reporting Period** is not cancelable and the entire premium for the Optional **Extended Reporting Period** shall be deemed fully earned and non-refundable upon payment.

D The Automatic and Optional **Extended Reporting Periods** shall be part of and not in addition to the Limit of Liability for the immediately preceding **Policy Period** The Automatic and Optional **Extended Reporting Periods** shall not increase or reinstate the Limit of Liability, which shall be the maximum liability of the **Company** for the **Policy Period** and the Automatic and Optional **Extended Reporting Period**, combined.

E. A change in **Policy** terms, conditions, exclusions and/or premiums shall not be considered a nonrenewal for purposes of triggering the rights to the Automatic or Optional **Extended Reporting Period**

V LIMITS OF LIABILITY AND RETENTION

A Limits

	Professional Liability Claims PO Box 5119 Scranton, PA 18505-0549 First Notices Fax: 215.640 5040 or 1.877.746.4671 General Correspondence Fax· 1 866 635 5688 First Notices Email: ACEClaimsFirstNotice@acegroup com B. All other notices· Professional Risk Division ACE Westchester Specialty Group 11575 Great Oaks Way, Suite 200 Alpharetta, GA 30022
Item 9.	Optional **Extended Reporting Period**: Additional Premium: 100.00% of last annual premium. Additional Period: 12 months
Item 10.	Endorsements attached upon **Policy** effective date PF-18874 (02/06) - ACE Advantage Miscellaneous Professional Liability Policy CC-1K11h (03/14) - Signatures PF-19061 (10/05) - Spousal Coverage Extension PF-19236 (12/05) - Insured Definition Amended-Leased, Part Time, Seasonal Employees PF-19249 (12/05) - Misuse of Confidential Information Exclusion PF-19806 (02/06) - Additional Insured (Automatic Pursuant to Contract) PF-19944 (02/06) - Turnaround Consultant Endorsement PF-19981a (05/07) - Amendatory Endorsement - Michigan PF-23293 (12/07) - MPL Amendatory Endorsement Definition of Professional Services Amended PF-23294c (03/10) - Network Security or Privacy Liability Exclusion PF-23296a (07/08) - Contingent Bodily Injury, Property Damage ("For" Preamble) with Sub-Limit of Liability PF-28253 (02/10) - MPL Enhancement Endorsement PF-28389 (02/11) - Financial Consultants and Management Consultants Endorsement PF-35199 (03/12) - Exclusion D Amended - Interim Officer ALL-20887 (10/06) - ACE Producer Compensation Practices & Policies ALL-21101 (11/06) - Trade or Economic Sanctions Endorsement IL P 001 01 04 - U.S Treasury Departments' Office of Foreign Assets Control ("OFAC") Advisory Notice to Policyholders

IN WITNESS WHEREOF, the **Company** has caused this **Policy** to be countersigned by a duly authorized representative of the **Company**.

DATE· 12/18/2014

JOHN J. LUPICA, President
Authorized Representative

Weekly Conference Call Notes – Dec. 21, 2015

Allen Park –Dec. 18 –Mayor Matakas, M. Kibby, B. Cady, E. Cline, A. Heimann

- **Position & Classification Study** – Study is progressing. Development of comparable data is underway. Draft presentation is targeted for February 2016.

- **City Hall Flooding Insurance Issue** – Discussion with Time Equities has not gone well. The City noted that they are not easy to deal with and that Mr. Recny threatened to sue the City unless another payment of $200K was made. MML is to respond on this issue.

- **Weekly Calls** – Calls on December 25 and January 1 will be cancelled.

- **January RTAB** – Discussion of a possible movement of the RTAB meeting to the week of January 11. M. Kibby stated that the City has a conflicting Pension Board meeting on the 13th at 1 p.m.

- **Other Issues** – 1) Audit is nearing finalization. City Council approval is pending. 2) Mediation on the health care issue for the Gaydos case has been resolved. 3) Annual Disclosure Training for staff has been completed. 4) 5 of 7 City Council members have been enrolled for MML training.

    - City wishes to get guidance on Order 55-a regarding the sale of City Hall.
        - The City has not sent out proposals, as required by the EM Order but they have received an unsolicited offer for the front 2.5 acres. The offer is for $800K.
        - The City's appraisal was $250K for this piece of the property.
        - The City wishes to know if they have authority to Counter Offer or must they strictly follow the EM Order. The City wants to counter that the buyer must remove the old City Hall.
        - Eric indicated that he would follow-up on this issue.

    - The Mayor inquired if there were any specific Orders that prohibited him from delivering a State of the City Address.
        - He stated that Joyce prohibited him from doing so.
        - Eric stated that he was not aware of any Order on-point but that the City should consider how it wished to proceed.
        - Eric also stated that if he became aware of any orders on this issue, he would inform the City.

Benton Harbor –Dec. 3 – D. Watson, R. Widigan, D. Hudson

- **Weekly Priorities:**
  - CVTRS has been submitted to Treasury
  - Audit: finishing up the comment portion, will present to Commission on the 14 of December, if everything is finalized.
    - If it is finished in time it will be presented to the RTAB in December.
  - Two individuals have graduated from the police academy and have started working.
  - City has hired an additional three public safety officers, close to full staffing levels in FD and PD
  - Union Park improvements should be completed this spring

- **Lawsuits**: O'Brien, Unruh, and Lange
  - Insurance carrier is looking for a commitment from the City of $300K – settlement was last discussed at $1.7M.
  - Looking to settle with Lange, he is looking for $595K, attorney's think it's only worth $300-$400K.
  - Worst case scenario is it goes to court, policy coverage limits will kick in.
  - Will likely have another

- **Federal Building**:
  - The deed to the building was transferred to the City in 2000, but the deed wasn't recorded.
  - Tony's final order states that the city shall *Take any steps necessary, subject to Board approval, to support and facilitate*
  - *the disposal of the Benton Harbor Federal Building property [Tax Parcel Numbers 11-54-0340-0060-00-3 11-54-0340-0059-00-5, 155 Sixth Street and 109 Park Street, Benton Harbor, MI].*
    - Order 14-27, signed by Tony Saunders, issued an *agreement for sale of real estate* with Prairie Real Estate.
    - Does Darwin have to go back to the Commission to approve a sale that was already approved by EM Saunders.

- **Update on Vacant Positions:**
  - **Finance Director:** MML search was approved, needs RTAB approval.

  - **Water Department Superintendent:** Still being advertised on the AWWA, MI Rule Water, and City's website.

  - **Assistant City Manager/Community Development Director:** Darwin is currently filling this roll.
    - The City will likely use MML for this search.

        - Darwin has talked with Cornerstone Alliance and the Chamber of Commerce.

    - **Assessor** is on board, has been at city hall every day of the week, even though he's just part time (two-days a week).
        - City will likely not pass the AMAR (Audit of Minimum Assessing Requirements) – will have to identify way to fix the situation.

- **HUD pay back for an ineligible costs:** Potential pay back of $60K.
    - HUD will reduce future money to pack back $60K, likely over 5 years.
    - HUD wants the city to work on doing more home repair, city doesn't have the funding in that allocation.

- **City Manager Evaluation Discussion**: No word.

- **Commissioner Muhammad**: will have to resign his seat when he takes the Mayor's seat.
    - He has set up a meeting with Darwin the week of Christmas.

Ecorse – Dec. 1 – W. O'Neal, T. Sadowski, R. Byrne, D. Van de Grift, P. Dostine, A. Heimann, D. Hudson

Priorities

- Town Hall meeting is scheduled. Will be held in council chambers. Wayne will brief council on state of the city.
- Ecorse re-paving the boat ramp, and repairing light poles that were damaged by a trailer.
- Ecorse is looking for a location for the food pantry.
- Ecorse still looking to hire a DPW director. Have 3 applications for the position. Leaning toward a S1-certified, non-PE candidate who currently works for Ecorse's contracted engineering firm. Wayne states the candidate's S1 certification will save Ecorse $15K per year.
- Ecorse in process of bidding out a Water Meter Change-Out Program. Very much needed, Wayne said. City loses between $845K and $1M annually in water. The meters will cost approximately $225 per meter.
- Ecorse is going to bring back McKenna on a contractual basis.
- Wayne is also focusing on old bills / invoices from Great Lakes, looking for fraud.
- Wayne is looking to request quotes from insurance companies. Ecorse striving for a regular insurance carrier and coverage. Currently paying way too much in insurance costs.
- Wayne fired police lieutenant Blade and demoted (took his stripes) a fire sergeant.
- Wayne has directed the city to issue tickets for violating Certificate of Occupancy requirements.
- Wayne heard that Ecorse assessments will decrease another 25 percent next year. That will cost the city $275K.

- Preliminary audit of FY '15 shows a -$34K. Wayne said the city had to book some expenditures which took the operating balance from a positive $500K to a -$34K.

CDBG

- Ecorse is unaware that the county's CDBG program is changing from a formula program to a competitive one.
- Ecorse receives approximately $200K annually. Money is used for: $50K annual payment on fire truck purchase; code enforcement officer, demolition. Wayne said a change in the program would be a big hit to the city.

Annual ARC payment

- If Ecorse does not get the $2M FDCVT grant it has requested, Wayne maintains that he can add any increases from MERS to an existing judgement levy.
- Wayne maintains that the annual ARC is in the 5-year budget.
- MERS Ecorse account is funded at 47 percent. City losing 3 percent annually in assets.
- Ecorse is short $29M with MERS.

Flint – Dec. 16 – Mayor Weaver, N. Henderson, Nelson, W. Lamphiery, F. Headen, P. Dostine, A. Heimann

Water from KWA Testing

- DEQ/EPA requiring Flint to test water from KWA by installing a temporary pipeline for "one or two months"
- Temporary pipeline will run above the ground, cost about $3-4 Million and will be approximately 3 miles long
- Thinks that they can get KWA to pay for it, because they suggested that this is "their tie to the plant, just because it is not the permanent tie should make no difference in how KWA should approach funding this project".
- N. Henderson also suggested that there is a chance that the County would end up paying for it, but she hasn't explored that option fully yet.

Water Billing

- City residents still aren't paying their water bills
- The city expects that the judge will have a decision rendered by December 18th
- An unfavorable ruling would be, not only financially disastrous, but an "administrative nightmare" for the City to change the systems and re submit bills

Corrosion Control

- City has begun adding corrosion control treatment into the City's water supply, the amounts of the corrosion control will increase over time
- So far, there have been no complaints about foul tastes or water discoloration

State of Emergency Declaration

- Flint declared a state of emergency in Flint for issues related to the lead in the water on Dec 14th
- The city sent a certified declaration of emergency to the county, who will address this declaration at their meeting on Jan 4th, 2016.
- The City hopes that this will "move this issue up" to the Federal level so that they are able to receive some resources to help deal with their ongoing water issues in the City.

<u>OTHER ISSUES</u>

Public Safety

- City has had more shootings, but N. Henderson and others are confident that the grants that they are receiving from the Mott Foundation positively affect this over time. Mott Foundation grant was discussed in several recent calls, but funds community policing and other initiatives.
- Mayor Weaver expressed that the community is "very excited about the Mott Foundation Grant" and had expressed that this was a good thing, because the City was going to "need their help to make sure this works".

Letter submitted to the Treasury for assistance with Legal costs

- The City had submitted a letter to the Treasury asking for assistance with costs associated with various lawsuits they have against them. This is an issue that has been discussed many times in the past
- The Treasury will be sending the City a certified letter as a response to their request within a week.

<u>Hamtramck – Dec. 17 – K. Powell, P. Dostine, D. Hudson</u>

Miscellaneous

- Evaluation of Katrina. Council went into closed session Dec. 15 to discussed Katrina's evaluation. She received high scores from the Mayor, Karpinski and Ian gave Katrina high scores. Hassan, Miah, Musa and Zwolak gave low scores. The Mayor is compiling the scores and will present the outcome to Katrina and the council in the near future. Katrina said the closed session turned into a shouting match.

Human Resources

- BS&A. A company came in for $2,100 to clean up files and train staff in BS&A. Finance dept person – "Gia" -- received BS&A training to start doing payroll electronically rather than paper and pencil. Katrina said first payroll under new system went out without a "glitch".
- Katrina still looking for HR director.

CPI

- Hamtramck is cancelling CPI's contract. It will be on the Dec. 22 RTAB. The city wants a list of temporary vendors approved while an RFP is put together to replace CPI.

'15 Budget

- Audit discovered Detroit owes $500K to Hamtramck. Hamtramck must book Detroit's payment in FY '16, therefore Hamtramck's FY '15 GF fund balance will drop from $1M to $500K.
- Katrina expects the audit to be completed 2nd week in January.

Police overtime

- This month police overtime is up $7K over last month. Katrina sent all the officers, at one time. to get recertified on the gun range. Which hiked overtime.

Election fraud

- No update.

<u>Highland Park– Oct. 14 – C. Square, R. Byrne</u>

- The collection firm has approximately $7M in past due accounts to collect. However, many of these accounts are no longer active.

- Meadowbrook will be providing an updated report on OPEB costs which show a substantial reduction of the annual costs. The new estimated annual costs will be between $200K and $300K.

- New water bills with the new water and sewer rates have been sent out to the customers.

- o Wade-Trim has opened its customer service center on Woodward Avenue.

- o BSA software installation has been completed.

- o The City will be submitting several FDCVT grant applications including master water meters, LED streetlights, and building improvements.

- o Wade-Trim has received several shipments of residential water meters that will be installed soon.

<u>Inkster – Nov. 19 – M. Stuhldreher, R. Byrne, A. Heimann, D. Hudson, P. Dostine</u>

Election results commentary

- Mayor. Mark said he's new to politics, the attorney that represented the residents in the water rates lawsuit which prevailed in the lower court but was overturned in the Circuit Court.
- Council and Mayor. Mark reported that the new members want to return to a strong mayor form of government. They would do this by changing the city charter. There has also been some talk, Mark reported, that they want the mayor to also assume city manager responsibilities. Or, they want to hire a city manager and not do a national search.
- The three incumbents whom are no longer on council (which includes Mayor Hampton) take with them 50 years of combined experience.
- Mark reported that the new council and mayor are less inclined to support the consent agreement. Treasury should not be surprised if it receives a letter from the new mayor requesting that the consent agreement come to an end.
- Perhaps Mark and the new mayor will come up to Lansing to meet with Treasury officials.
- Mark has planned an orientation for the new members on council. Five of the seven have already been scheduled for a MML training class. The two that are not going are incumbents. Mark requested grant dollars to cover the expense for sending council to the forthcoming February MML conference in Frankenmuth to get both Level One and Two training.

Parks and Recreation millage commentary

- This was a renewal millage (raises $400K annually for 10 years) that voters approved. It basically means that the status quo is maintained; the millage keeps the doors open. Parks and Rec is still stressed. Mark noted that 25% of the millage goes for heat and electricity bills.

Senior Services millage commentary

- Millage will raise $200K annually for 10 years. This is a new millage.

RRC (Redevelopment Ready Certification) designation

- The city is in the process of updating its Master Plan. In the process, those working on the plan are mindful to incorporate MEDC requirements and criteria necessary to be awarded RRC certification.

Lincoln Park – Dec. 16 – B Coulter, M. Coppler R Byrne, D. Van de Grift, E. Cline, A. Heimann, P Dostine

- **Priorities / updates**
  - Fire contract is close to be extended through 2017, set to expire June 2016.
  - Police dept. The city will be hiring 3 officers. Will be applying next year for a COPS grant which pays 75 percent of the salaries and benefits for 2 offices.

- **MSHDA**
  - A meeting is planned with MSHDA in January. The city has reached out to Talmer Bank and Fifth-Third Bank regarding homeownership programs.
  - Matt said the city is going to reach out to Jim Tischler from MSHDA next.
  - Treasury will be scheduling a meeting in early January, the latest, to talk about Lincoln Park's Consolidated Plan and Action Plan.
- **MERS**
  - No updates to report.

- **Final Order**
  - Brad was informed about the AG's comments on the Final Order: AG did not want Matt Coppler's job description included.
  - Treasury informed Brad to be very careful when to release info to the council about the Final Order. All agreed it will morning of Dec. 22.

- **2-year and 5-year**
  - 2-year budget arrived in Treasury this morning.
  - Treasury told Brad that the 2-year budget should contain as many of the "little" funds as possible, be as complete as possible. This prevents any future "tampering" by electeds when Brad exits.

Pontiac – Dec. 18 - R. Widigan, Mayor Waterman, Deputy Mayor Jane Bais-DiSessa, J. Sobota, N. Narzarko, R Byrne, R. Widigan

- **Weekly priorities:**

- HB 4462 passed the Senate by two votes, House went on holiday recess before it was taken up.
    - Joe and the Mayor stated this bill will have a strong negative financial impact on Pontiac and other cities. Senate fiscal analysis of HB 4462 is attached.

- **Hardest Hit Funds:** $753K possible loss, will have to be returned to Treasury Department.
  - Half of the homes in the city's historic district (20) are owned by the county and could be condemned.
    - They will need historic districts approval prior to demo.

- **PEG:** City will be meeting with the school district on January 20 to go over the project.
  - The project is $100K over what originally planned, after the city meets with the school district they will begin the project.
  - The City will be handling the funds and RFPs.

- **$6M with Gray Financial Group:** No update on the assessment from the legal department.

- **OPEB mediation:** City is working with the attorney to finalize a counterproposal

- **Phoenix Center:** Attorneys are working on the legal side
  - Working with council to get their input

- **Budget process:**
  - Audit was released and posted to the website, sent to council, etc..
    - Best audit the city has seen in years.

- **Council training:** Last week the city stated they were working on internal training – this week they said they weren't.
  - Dept. Mayor will discuss attending MML training.

<u>Royal Oak Township – Dec. 14 – Supervisor Squall, R. Burgess, P. Dostine, D. Hudson</u>

- **Priorities**

- Burgess and Fedewa are working to complete reports that are owed to Treasury per the Consent Agreement and F & O plan.
- Burgess said with police service agreement still uncertain the township has only produced a '16 budget. Can't project without the police agreement in place. The 5-year is on hold.
- Burgess put <u>two</u> Capital Improvement Projects into the '16 budget. He is not currently working on the 6-year CIP.
    - The <u>two</u> projects are 1) Widening of Wyoming Road, and 2) Updating of the accounting system.
- Burgess said for years the township has paid $20K annually for use of Grant School.

- **MERS**

- Burgess did not want to discuss this issue. He said he would like to bring it up during the next call. (Note: Because the supervisor was on the line I think Burgess was reluctant to talk about the MERS money.)

- **Police Update**

    - The Supervisor said she had recently talked to the city of Southfield. The city told her it was interested in providing police services, but currently was under-staffed. Southfield said it was a year away from being at full capacity. Until then, it couldn't talk agreements with the township.
    - Supervisor said Treasury told the township it could continue to collect the special assessment while it looked for an agreement with a local unit.
    - Supervisor pledged to continue to work hard at finding a solution to the issue of no police service.

    - **Clerk**
        - Supervisor expressed great frustration at the Clerk's unwillingness to perform her statutory responsibilities.
        - Supervisor said this happens every year around Christmas time.
        - Supervisor will be sending a letter to Treasury requesting advice on handling the situation.

Cline, Richard (Treasury)

From:	Jody Lundquist <jlundquist@cityofflint.com>
Sent:	Tuesday, December 22, 2015 6:18 PM
To:	Cline, Richard (Treasury)
Cc:	Natasha Henderson
Subject:	RTAB Report for the period ending 11/30/2015
Attachments:	RTAB Financial Report Transmittal 11-30-2015.pdf; City of Flint Cash and Investment Summary 11-30-15.pdf; City of Flint Budget to Actual Report 11-30-2015.pdf

Good evening, Mr. Cline.

Please find attached the City's RTAB report for the period ending November 30, 2015.

Please feel free to contact me with any questions and should any additional information be necessary.

Best regards and happy holidays,

Jody N. Lundquist
Chief Financial Officer
City of Flint
1101 S. Saginaw Street, 2nd Floor
Flint, MI 48502
jlundquist@cityofflint.com
(810) 237-2441

CITY OF FLINT, MICHIGAN
Department of Finance

Dr. Karen Weaver
Mayor

Natasha L. Henderson
City Administrator

Jody N. Lundquist
Finance Director

Dawn Steele
Deputy Finance Director

DATE: December 22, 2015

TO: Natasha Henderson, City Administrator

FROM: Jody Lundquist, Finance Director

RE: Budget to Actual Revenue and Expenditure Report

Please find attached the Budget to Actual Revenue and Expenditure Report and Cash and Investment Summary for the period ending November 30, 2015 for your review and submission to the RTAB per Emergency Manager Order 20.

The City's Fiscal Year 2014-2015 audit has been completed. As required by Public Act 2: Uniform Budget and Accounting Act and City Ordinance #3855, audited financial statements for the fiscal year ending June 30, 2015 will be filed with the state and provided to Council no later than December 31, 2015. The column "YTD Balance 06/30/2015" reflects audited activity and ending fund balances. Fiscal Year 2015-16 Amended Budget amounts reflect all amendments adopted by City Council and confirmed by the RTAB as of December 9, 2015.

Please let me know if any additional information is necessary or if you have any questions.

CITY OF FLINT
CASH AND INVESTMENT ACCOUNT SUMMARY
FOR THE PERIOD ENDING NOVEMBER 30, 2015

Fund Account	Description	Beginning Balance 11/01/2015	Ending Balance 11/30/2015
Fund 101 General Fund			
001.000	Commercial Pooled Cash Account	7,574,780	7,113,609
001.450	Citizens - P/R Direct Deposit - 906-9766	-48,015	-48,231
004.000	Imprest Cash	9,300	9,300
004.100	Imprest Cash - Register	5,325	5,325
	General Fund	7,541,390	7,080,003
Fund 202 Major Street Fund			
001.000	Commercial Pooled Cash Account	5,622,529	5,111,538
004.000	Imprest Cash	60	60
	Major Street Fund	5,622,589	5,111,598
Fund 203 Local Street Fund			
001.000	Commercial Pooled Cash Account	1,271,093	1,068,322
Fund 205 Public Safety			
001.000	Commercial Pooled Cash Account	6,788,952	6,507,328
Fund 207 Police Fund			
001.000	Commercial Pooled Cash Account	574,476	543,770
Fund 208 Park/Recreation Fund			
001.000	Commercial Pooled Cash Account	237,399	227,512

Fund 219 Street Light

001.000	Commercial Pooled Cash Account	1,571,754	1,470,210

Fund 226 Rubbish Collection Fund

001.000	Commercial Pooled Cash Account	1,815,254	1,953,319

Fund 265 Drug Law Enforcement Fund

001.000	Commercial Pooled Cash Account	1,121,022	1,108,190

Fund 274 HUD CDBG, ESG, & HOME GRANTS

001.000	Commercial Pooled Cash Account	-1,030,002	-1,224,462
001.100	Bank - Urban Renewal - 230006018089	7,708	7,708
	HUD CDBG, ESG, & HOME GRANTS	-1,022,294	-1,216,754

Fund 296 Other Grants Fund

001.000	Commercial Pooled Cash Account	1,132,782	503,624

Fund 402 Public Improvement Fund

001.000	Commercial Pooled Cash Account	1,806,860	1,808,873

Fund 542 Building Inspection Fund

001.000	Commercial Pooled Cash Account	1,856,560	1,877,903
004.000	Imprest Cash	50	50
	Building Inspection Fund	1,856,610	1,877,953

Fund 590 Sewer Fund

001.000	Commercial Pooled Cash Account	14,283,157	13,163,893
003.000	Certificate Of Deposit	15,321,749	16,522,253
	Sewer Fund	29,604,906	29,686,146

Fund 591 Water Fund

001.000	Commercial Pooled Cash Account	647,714	-439,987
001.001	Cash Reserve	5,848,116	5,848,116
003.000	Certificate Of Deposit	9,793,633	10,593,969
	Water Fund	16,289,462	16,002,098

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	AVAILABLE BALANCE	% BDGT USED
Fund 101 - General Fund						
Property Taxes	4,970,000	4,699,113	4,900,000	4,532,388	367,612	92.50
Special assessment taxes	16,656	20,973	17,000	8,383	8,617	49 31
Income taxes	13,131,100	14,314,826	13,766,000	4,663,067	9,102,933	33.87
Interest and dividend income	235,000	266,167	245,000	30,252	214,748	12 35
State revenues	17,834,960	17,861,513	18,168,013	4,192,037	13,975,976	23.07
Charges for service rendered	7,732,415	7,923,206	8,118,942	3,393,962	4,724,980	41.80
Other revenues	517,153	868,582	541,667	246,174	295,493	45.45
Drawings from fund balance	-1,000,000	-	-1,000,000	-	-1,000,000	-
Fines and forfeitures	1,612,245	1,562,201	1,805,731	452,940	1,352,791	25 08
License and Permits	1,200,300	1,144,949	1,225,000	307,886	917,114	25.13
Proceeds from sale of capital assets	500	500	-	-	-	-
Transfers in	4,577,998	4,577,998	3,777,998	1,574,166	2,203,832	41.67
Proceeds from loan	7,000,000	7,000,000	-	-	-	-
TOTAL REVENUES	57,828,326	60,240,028	51,565,350	19,401,255	32,164,096	37.62
General government	20,292,595.32	20,530,023 26	21,967,042	8,608,794	13,358,248	39.19
Legislative	429,775 00	414,085 15	667,602	255,030	412,572	38 20
Judicial	3,964,720.57	3,929,781 71	4,031,207	1,506,923	2,524,284	37.38
Police	13,132,958 81	12,961,412 35	16,043,555	5,652,467	10,391,088	35.23
Emergency dispatch	2,424,446.72	2,413,532 04	202,919	161,375	41,544	79.53
Fire	5,707,529 32	5,558,909 54	6,434,419	2,284,732	4,149,688	35.51
Community development	868,761.14	742,880 50	854,828	229,448	625,380	26 84
Facilities and Maintenance	1,453,321.68	1,332,444 99	1,462,452	430,917	1,031,535	29 47
Transfers out	99,140 00	149,206 41	-	-	-	-
TOTAL EXPENDITURES	48,373,249	48,032,276	51,664,024	19,129,685	32,534,340	37.03
NET OF REVENUES/EXPENDITURES	9,455,078	12,207,752	(98,674)	271,570	(370,244)	
BEG FUND BALANCE	(8,961,424)	(8,961,424)	3,246,328	3,246,328		
END FUND BALANCE	493,654	3,246,328	3,147,654	3,517,898		
FUND BALANCE AS % OF EXPENDITURES -	1%	7%	6%			
FUND BALANCE AS % OF EXPENDITURES -	15%	15%	15%			
DESIGNATED RESERVE PER POLICY (15%)	7,255,987	7,255,987	7,749,604			
VARIANCE ACTUAL TO POLICY	(6,762,333)	(4,009,659)	(4,601,950)			

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	AVAILABLE BALANCE	% BDGT USED
Fund 202 - Major Street Fund						
State revenues	7,381,806	7,624,369	6,930,520	3,128,846	3,801,674	45 15
Charges for service rendered	23,887	13,461	31,886	70,528	-38,642	221 19
Other revenues	209,229	290,320	183,974	56,677	127,297	30 81
Drawings from fund balance	1,181,572	-	1,476,334	-	1,476,334	-
Interest and Dividend Income	-	29,010	-	-	-	-
Federal revenues	87,680	87,680	-	-	-	-
TOTAL REVENUES	8,884,174	8,044,841	8,622,714	3,256,051	5,366,663	37 76
General government	1,442,892	1,444,565	1,638,378	683,636	954,742	41 73
Transportation	6,478,149	4,960,037	6,297,011	1,937,157	4,359,853	30 76
Debt services - interest	8,551	8,550	8,000	17,101	(9,101)	213 76
Debt services - principal	110,072	110,070	110,622	220,140	(109,518)	199 00
Transfers out	-	-	568,703	236,960	331,743	41.67
TOTAL EXPENDITURES	8,039,664	6,523,221	8,622,714	3,094,993	5,527,721	35.89
NET OF REVENUES/EXPENDITURES	844,510	1,521,619	-	161,057	(161,057)	
BEG. FUND BALANCE	4,926,787	4,926,787	6,448,406	6,448,406		
END FUND BALANCE	4,589,725	6,448,406	4,972,073	6,609,464		
FUND BALANCE AS % OF REVENUES - ACTI	60%	84%	70%			
FUND BALANCE AS % OF REVENUES - POLI	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	3,900,116			

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	AVAILABLE BALANCE	% BDGT USED
Fund 203 - Local Street Fund						
State revenues	1,941,703	1,942,017	2,016,514	736,715	1,279,799	36.53
Other revenues	618,343	117,135	630,677	338,761	291,916	53 71
Interest and dividend income	-	5,993	-	-	-	-
Transfers in	-	-	568,703	236,960	331,743	41 67
Drawings from fund balance	288,513	-	421,863	-	421,863	-
TOTAL REVENUES	2,848,559	2,065,146	3,637,757	1,312,436	2,325,321	36 08
Fund 203 - Local Street Fund						
General government	314,770	314,770	402,087	167,536	234,551	41 67
Transportation	2,476,948	1,993,800	3,235,670	1,090,086	2,145,584	33 69
TOTAL EXPENDITURES	2,791,717	2,308,570	3,637,757	1,257,622	2,380,135	34.57
NET OF REVENUES/EXPENDITURES	56,842	(243,424)	(0)	54,813	(54,814)	
BEG. FUND BALANCE	1,610,712	1,610,712	1,367,288	1,367,288		
END FUND BALANCE	1,379,041	1,367,288	945,425	1,422,101		
FUND BALANCE AS % OF REVENUES - ACTI	54%	53%	29%			
FUND BALANCE AS % OF REVENUES - POLI	15%	15%	15%			
DESIGNATED RESERVE PER POLICY (15%)	384,007	384,007	482,384			
VARIANCE ACTUAL TO POLICY	995,034	983,281	463,041			

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	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
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	6,181,948	3,776,292	2,405,656	61 09
Police	2,705,773	2,684,119	1,902,722	814,400	1,088,322	42 80
Fire	3,675,510	3,633,122	4,279,226	1,691,224	2,588,002	39 52
TOTAL EXPENDITURES	6,381,283	6,317,241	6,181,948	2,505,624	3,676,324	40 53
NET OF REVENUES/EXPENDITURES	1,997,310	(2,438,128)	-	1,270,668	(1,270,668)	
BEG FUND BALANCE	8,457,278	8,457,278	6,019,150	6,019,150		
END FUND BALANCE	5,764,270	6,019,150	3,537,202	7,289,818		
FUND BALANCE AS % OF REVENUES - ACTI	156%	163%	96%			
FUND BALANCE AS % OF REVENUES - POLI	10%	10%	10%			
DESIGNATED RESERVE PER POLICY (10%)	368,827	368,827	370,000			
VARIANCE ACTUAL TO POLICY	5,395,442	5,650,322	3,167,202			
Fund 207 - Police Fund						
Property Taxes	1,250,306	1,293,783	1,255,000	1,260,588	(5,588)	100 45
Interest and dividend income	-	445	-	-	-	-
Other revenues	93,180	1,740	-	-	-	-
Drawings from fund balance	42,502	-	68,944	-	68,944	-
TOTAL REVENUES	1,385,988	1,295,968	1,323,944	1,260,588	63,356	95 21
Fund 207 - Police Fund						
Police	1,358,912	1,311,361	1,323,944	459,061	864,883	34 67
TOTAL EXPENDITURES	1,358,912	1,311,361	1,323,944	459,061	864,883	34 67
NET OF REVENUES/EXPENDITURES	27,076	(15,392)	-	801,527	(801,527)	
BEG FUND BALANCE	19,656	19,656	4,264	4,264		
END FUND BALANCE	4,230	4,264	(64,680)	805,791		
FUND BALANCE AS % OF REVENUES - ACTI	0%	0%	-5%			
FUND BALANCE AS % OF REVENUES - POLI	10%	10%	10%			
DESIGNATED RESERVE PER POLICY (10%)	134,349	134,349	125,500			
VARIANCE ACTUAL TO POLICY	(130,118)	(130,085)	(190,180)			

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	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	1,060	3,765	21 97
Drawings from fund balance	97,000	-	87,146	-	87,146	-
Transfers in	99,413	99,140	-	-	-	-
TOTAL REVENUES	513,889	440,762	406,971	316,114	90,856	77 67
Fund 208 - Park/Recreation Fund						
Community development	513,889	459,475	406,971	137,275	269,695	33 73
TOTAL EXPENDITURES	513,889	459,475	406,971	137,275	269,695	33 73
NET OF REVENUES/EXPENDITURES	-	(18,712)	-	178,839	(178,839)	
BEG. FUND BALANCE	99,941	99,941	81,229	81,229		
END FUND BALANCE	2,941	81,229	(5,917)	260,068		
FUND BALANCE AS % OF REVENUES - ACTI	1%	19%	-2%			
FUND BALANCE AS % OF REVENUES - POLI	10%	10%	10%			
DESIGNATED RESERVE PER POLICY (10%)	41,689	41,689	31,983			
VARIANCE ACTUAL TO POLICY	(38,748)	39,540	(37,899)			
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 divident 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	53,706	75,189	41 67
Transportation	2,463,195	2,381,159	2,695,308	795,257	1,900,051	29 51
TOTAL EXPENDITURES	2,554,405	2,472,369	2,824,203	848,963	1,975,240	30 06
NET OF REVENUES/EXPENDITURES	184,581	(51,729)	1	1,767,263	(1,767,262)	
BEG FUND BALANCE	709,204	709,204	657,475	657,475		
END FUND BALANCE	893,785	657,475	552,258	2,424,738		
FUND BALANCE AS % OF REVENUES - ACTI	33%	24%	20%			
FUND BALANCE AS % OF REVENUES - POLI	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
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ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	AVAILABLE BALANCE	% BDGT 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	-	12,055	-12,055	-
Other revenues	-	6,958	-	-	-	-
Drawings from fund balance	-	-	1	-	1	-
License and Permits	1,660	1,840	500	1,000	-500	200 00
TOTAL REVENUES	5,530,566	4,928,803	4,829,503	4,637,360	192,143	96 02
General government	173,143	182,710	250,958	104,566	146,392	41 67
Transportation	49,755	52,546	100,000	1,812	98,188	1 81
Public works	4,551,320	4,380,260	4,478,544	1,791,901	2,686,643	40 01
TOTAL EXPENDITURES	4,774,218	4,615,516	4,829,502	1,898,279	2,931,223	39.31
NET OF REVENUES/EXPENDITURES	756,348	313,287	1	2,739,081	(2,739,080)	
BEG. FUND BALANCE	277,049	277,049	590,336	590,336		
END FUND BALANCE	1,033,397	590,336	590,337	3,329,417		
FUND BALANCE AS % OF REVENUES - ACTI	19%	11%	12%			
FUND BALANCE AS % OF REVENUES - POLI	15%	15%	15%			
DESIGNATED RESERVE PER POLICY (15%)	829,585	829,585	724,425			
VARIANCE ACTUAL TO POLICY	203,812	(239,249)	(134,088)			

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	AVAILABLE BALANCE	% BDGT USED
Fund 265 - Drug Law Enforcement Fund						
Charges for Services Rendered	6,000	4,110				
Other revenues	16,500	3,818	-	3,044	-3,044	-
Interest and dividend income	-	5,170	-	-	-	-
Drawings from fund balance	374,063	-	211,947	-	211,947	-
Fines and forfeitures	95,000	46,189	2,500	28,499	-25,999	1,139 95
TOTAL REVENUES	491,563	59,287	214,447	31,543	182,904	14 71
Police	477,563	298,452	214,447	31,639	182,808	14 75
TOTAL EXPENDITURES	477,563	298,452	214,447	31,639	182,808	14 75
NET OF REVENUES/EXPENDITURES	14,000	(239,165)	-	(96)	96	
BEG FUND BALANCE	768,972	768,972	529,807	529,807		
END FUND BALANCE	408,909	529,807	317,860	529,711		
FUND BALANCE AS % OF EXPENDITURES -	86%	178%	148%			
FUND BALANCE AS % OF EXPENDITURES -	100%	100%	100%			
DESIGNATED RESERVE PER POLICY (100%)	477,563	477,563	214,447			
VARIANCE ACTUAL TO POLICY	(68,654)	52,244	103,413			

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	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	13,139,463	389,382	12,750,082	2 96
TOTAL REVENUES	11,834,239	4,399,163	13,139,463	389,382	12,750,082	2 96
General government	215,350	165,972	75,668	36,740	38,928	48 55
Fire	14,766	11,847	2,918	-	2,918	-
Community development	812,485	204,349	11,333,247	955,424	10,377,823	8 43
Transportation	10,551,674	3,814,619	204,952	-	204,952	-
Facilities and Maintenance	204,964	-	35,000	-	35,000	
Public works	-	-	30,000	-	30,000	
Building inspections	35,000	-	1,017,195	169,343	847,852	16.65
TOTAL EXPENDITURES	11,834,239	4,196,787	12,698,981	1,161,507	11,537,474	9 15
NET OF REVENUES/EXPENDITURES	-	202,376	440,483	(772,125)	1,212,608	
Fund 296 - Other Grants Fund						
Federal revenues	2,227,809	784,366	1,477,199	193,172	1,284,027	13 08
State revenues	4,350,528	1,108,595	3,671,050	1,570,883	2,100,167	-
Other revenues	354	483	-	-	-	
Local grants	1,082,063	663,225	110,996	561,203	-450,207	505 60
Fines and forfeitures	4,214	4,214	-	-	-	-
Drawings from fund balance	-	-	-16,300	-	-16,300	-
Interest and dividend income	-	-	-	-	-	-
TOTAL REVENUES	7,664,968	2,560,883	5,242,945	2,325,258	2,917,687	44 35
Fund 296 - Other Grants Fund						
General government	19,662	7,506	12,192	-	12,192	-
Police	3,249,069	2,172,819	1,098,602	451,521	647,082	41.10
Community development	1,930,784	456,370	1,742,484	183,319	1,559,165	10 52
Facilities and Maintenance	773,310	165,748	710,973	100,498	610,474	14 14
Transportation	1,642,144	73,603	1,568,541	1,553	1,566,989	0 10
Public works	50,000	49,730	270	-	270	-
Utilities	-	332,919	2,000,000	503,737	1,496,263	-
TOTAL EXPENDITURES	7,664,968	3,258,696	7,133,061	1,240,627	5,892,434	17.39
NET OF REVENUES/EXPENDITURES	(0)	(697,813)	(1,890,116)	1,084,631	(2,974,747)	

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	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	-	50,000	-
Interest and dividend income	-	7,613	-	-	-	-
Drawings from fund balance	767,957	-	775,967	-	775,967	-
TOTAL REVENUES	2,850,957	1,655,042	2,528,967	1,575,778	953,189	62 31
Facilities and Maintenance	721,900	688,774	700,000	-	700,000	-
Transfers out	407,104	400,191	726,213	302,897	423,316	41.71
Debt services - Interest	195,000	200,000	392,754	198,346	194,408	50 50
Debt services - principal	1,526,953	1,526,953	210,000	210,000	-	100.00
TOTAL EXPENDITURES	2,850,957	2,815,918	2,028,967	711,243	1,317,724	192.21
NET OF REVENUES/EXPENDITURES	-	(1,160,875)	500,000	864,536	(364,536)	
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	9,038,999		
FUND BALANCE AS % OF EXPENDITURES -	N/A	N/A	N/A			
FUND BALANCE AS % OF EXPENDITURES -	N/A	N/A	N/A			
DESIGNATED RESERVE PER POLICY			2,928,267			
VARIANCE ACTUAL TO POLICY			5,746,197			
Fund 542 - Building Inspection Fund						
Charges for service rendered	50,579	45,592	-	25,685	-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	-	1,120	-1,120	-
License and Permits	2,561,814	2,608,591	1,625,000	764,984	860,016	47.08
TOTAL REVENUES	2,850,506	2,664,457	1,966,717	791,789	1,174,928	40.26
General government	504,425	504,209	619,180	257,901.13	361,278 87	41.65
Building Inspections	1,361,108	1,069,570	1,347,536	457,414.88	890,121 12	33.94
TOTAL EXPENDITURES	1,865,533	1,573,779	1,966,716	715,316	1,251,400	36.37
NET OF REVENUES/EXPENDITURES	984,973	1,090,678	1	76,473	(76,472)	
BEG FUND BALANCE	643,476	643,476	1,734,154	1,734,154		
END FUND BALANCE	1,391,686	1,734,154	1,392,438	1,810,627		
FUND BALANCE AS % OF REVENUES - ACTI	53%	66%	86%			
FUND BALANCE AS % OF REVENUES - POLI	15%	15%	15%			
DESIGNATED RESERVE PER POLICY (15%)	391,859	391,859	243,750			
VARIANCE ACTUAL TO POLICY	999,827	1,342,295	1,148,688			

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	AVAILABLE BALANCE	% BDGT USED
Fund 590 - Sewer Fund						
Interest and dividend income	-	147,488	-	-	-	
Charges for service rendered	30,390,407	30,415,546	24,478,420	5,469,558	19,008,862	22 34
Other revenues	83,646	83,646	1,000	225	775	22.52
License and Permits	27,755	28,580	25,000	8,361	16,639	33.44
Drawings from fund balance	5,189,855	-	1,091,873	-	1,091,873	-
Transfers In	800,000	800,000	-	-	-	-
TOTAL REVENUES	36,491,663	31,475,259	25,596,293	5,478,145	20,118,149	21 40
General government	3,765,455	3,744,850	4,786,371	1,994,321	2,792,050	41.67
Debt services - interest	695	90	695	514	181	73 99
Debt services - principal	6,571	6,571	6,016	1,706	4,310	28.36
Transfers out	2,660,000	2,660,000	1,860,000	775,000	1,085,000	41.67
Public works	1,990,000	309,310	789,095	660,667	128,428	83.72
Utilities	22,971,502	19,055,265	21,047,489	6,664,492	14,382,997	31.66
TOTAL EXPENDITURES	31,394,224	25,776,087	28,489,666	10,096,701	18,392,965	35.44
NET OF REVENUES/EXPENDITURES	5,097,439	5,699,173	(2,893,373)	(4,618,556)	1,725,183	
BEG UNRESTRICTED NET POSITION	12,790,945	12,790,945	(14,158,340)	(14,158,340)		
Adjustments		(32,648,458)				
ENDING UNRESTRICTED NET POSITION	12,698,530	(14,158,340)	(18,143,586)	(18,776,896)		
FUND BALANCE AS % OF EXPENDITURES -	40%	-45%	-64%			
FUND BALANCE AS % OF EXPENDITURES -	25%	25%	25%			
DESIGNATED RESERVE PER POLICY (25%)	7,848,556	7,848,556	7,122,417			
VARIANCE ACTUAL TO POLICY	4,849,974	(22,006,896)	(25,266,003)			

CITY OF FLINT
BUDGET TO ACTUAL REVENUE AND EXPENDITURE REPORT
FOR THE PERIOD ENDING NOVEMBER 30, 2015

ACCOUNT DESCRIPTION	2014-15 AMENDED BUDGET	YTD BALANCE 06/30/2015	2015-16 AMENDED BUDGET	YTD BALANCE 11/30/15	AVAILABLE BALANCE	% BDGT USED
Fund 591 - Water Fund						
Charges for service rendered	33,136,041	33,777,659	28,394,978	4,983,532	3,062,414	17 55
Other revenues	-	-	-	12,676	-	-
Interest and dividend income	-	100,232	-	-	-	-
State Revenues	-	-	6,000,000	6,000,000	-	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	-	-	-	416	-	-
Gain on sale of fixed assets	252,337	225,465	100,000	-48,605	14,422	(48 60)
TOTAL REVENUES	38,288,623	34,134,507	38,494,978	12,948,019	25,546,959	33 64
General government	4,255,508	4,290,107	5,319,386	2,217,302	3,102,084	41 68
Transfers out	1,660,571	5,960,469	3,224,259	1,343,441	1,880,818	41.67
Public works	2,760,000	341,630	2,690,000	1,457,594	1,232,406	54.19
Utilities	26,810,605	16,143,856	36,538,458	7,678,924	28,859,534	21 02
TOTAL EXPENDITURES	35,486,684	26,736,062	47,772,103	12,697,262	35,074,841	26 58
NET OF REVENUES/EXPENDITURES	2,801,940	7,398,445	(9,277,125)	250,757	(9,527,882)	
BEG. UNRESTRICTED NET POSITION	760,745	760,745	(20,358,465)	(20,358,465)		
Adjustments		(28,517,655)				
ENDING UNRESTRICTED NET POSITION	(1,302,560)	(20,358,465)	(29,635,590)	(20,107,707)		
FUND BALANCE AS % OF EXPENDITURES -	-4%	-57%	-62%			
FUND BALANCE AS % OF EXPENDITURES -	25%	25%	25%			
DESIGNATED RESERVE PER POLICY (25%)	8,871,671	8,871,671	11,943,026			
VARIANCE ACTUAL TO POLICY	(10,174,231)	(29,230,136)	(41,578,615)			

OAG
Office of the Auditor General
201 N Washington Square, Sixth Floor • Lansing, Michigan 48913 • Phone (517) 334-8050 • www.audgen.michigan.gov

Doug A. Ringler, CPA, CIA
Auditor General

December 23, 2015

The Honorable Jim Ananich
Senate Minority Leader
State Capitol, Room S-105
Lansing, Michigan

Dear Senator Ananich:

Enclosed are answers to the questions you posed in your October 20, 2015 letter to our office regarding the audit we are conducting of the Office of Drinking Water and Municipal Assistance (ODWMA), Department of Environmental Quality (DEQ), specific to lead contamination in the City of Flint's drinking water. Also enclosed are additional questions we developed that are relevant to these issues, along with five exhibits:

- A map showing Flint water samples by zip code.
- A map showing lead counts of 5 parts per billion or higher.
- Two charts showing the number of samples by time period and zip code.
- A time line of the Flint water review.

We appreciate the opportunity to assist you in answering questions regarding this topic. If you have further questions or a request for other services, please do not hesitate to contact our office.

Sincerely,

Doug Ringler

Doug Ringler
Auditor General

Enclosures

Q1: How does ODWMA ensure the data it receives is accurate?

A: With regard to the United States Environmental Protection Agency (EPA) Lead and Copper Rule (LCR) monitoring requirements, DEQ relies on the following key controls to ensure the accuracy of test results:

- State-owned laboratories test water samples.
- State-owned laboratories send test results directly to DEQ.
- The City of Flint Water Treatment Plant (Flint WTP) certifies whether sample sites are classified as tier 1[*].

The current Flint WTP LCR sampling process includes:

1. DEQ informs the Flint WTP of the required water lead and copper sample size.
2. The Flint WTP determines the pool of tier 1 sites for sampling.
3. The Flint WTP selects the sample.
4. The Flint WTP sends out sample kits and instructions to residents for collecting water samples.
5. Residents leave samples and signed sampling forms outside their front doors.
6. The Flint WTP employee picks up samples and forms from residents.
7. The Flint WTP employee reviews sample forms for completeness.
8. The Flint WTP employee sends samples to the State-owned laboratories.
9. State-owned laboratories test samples and provide results directly to DEQ.
10. DEQ receives water lead and copper sample results, which include the following information: date collected, date received, address where collected, type of residence (e.g., single family or apartment), and sample point (e.g., kitchen sink or bathroom sink).
11. DEQ tracks, and follows up if necessary, the number of samples collected by the Flint WTP to help ensure that the required minimum number of samples are collected by the monitoring period deadline.

[*] Single-family or multiple-family residence with lead service line, lead solder copper piping constructed after 1982, or lead plumbing.

12. The Flint WTP submits lead and copper report to DEQ that certifies whether sample sites meet tier 1 criteria.

13. DEQ prepares the LCR 90th percentile calculation report.

During our review, we noted two potential improvements for the Flint WTP sampling process (see Question 5 of the additional questions answered by the OAG regarding tier 1 sample validity):

- DEQ could verify that the sampling pool was limited to only tier 1 sample sites to ensure that the Flint WTP is in compliance with the LCR (Title 40, Part 141, section 86(a)(3) of the *Code of Federal Regulations* [*CFR*]).

- DEQ could independently verify the validity of sample site certifications.

Q2: What accountability measures are in place for ODWMA staff who fail to follow data verification protocols?

A: DEQ does not provide any direct oversight over the Flint WTP and, therefore, does not have any accountability measures over the Flint WTP's LCR data verification protocols. DEQ's data verification protocol for lead and copper water sampling is limited to verification that the WTP certifies samples submitted to the State-owned laboratories for analysis (see steps 7 and 12 in the Flint WTP LCR sampling process noted in Question 1 above). We did not identify any instances in which ODWMA staff failed to verify that submitted samples were certified by the Flint WTP.

Q3: What accountability measures are in place for ODWMA staff who lie or misrepresent information to the EPA?

A: As with all classified employees, ODWMA staff must adhere to the rules and regulations established by the Michigan Civil Service Commission. If any ODWMA staff were determined to misrepresent information to the EPA, they would be subject to Civil Service Rule 2-6, Discipline, which allows an appointing authority to discipline an employee for just cause up to and including dismissal. We are not aware of any DEQ-established measures that are in addition to the Civil Service Rules.

We gained access to the e-mail accounts of key DEQ management (DEQ Director, Deputy Director, ODWMA Chief, and other key ODWMA staff) extending back to January 1, 2013. We did so to identify the key decision points and conversations that occurred leading up to and through the situation in Flint. Our review was also intended to determine whether State, Flint, or other officials attempted to conceal key test results or other information.

We noted one e-mail exchange between DEQ and the EPA that appears to be a significant contributor to the concern that DEQ misrepresented information to the EPA. The EPA requested clarification on February 26, 2015 regarding the type of optimized corrosion control **treatment** the Flint WTP was using. DEQ responded on February 27, 2015 that the city had an optimized corrosion control **program** in place, but DEQ did not provide any program details. DEQ informed us that the Flint WTP corrosion control **program** included performing lead and copper monitoring for two consecutive six-month periods to determine whether corrosion control **treatment** would be necessary in the future. However, it appears the EPA interpreted corrosion control **program** to mean that corrosion control **treatment** was being performed.

On April 23, 2015, the EPA again inquired as to what the Flint WTP was doing for corrosion control **treatment**. DEQ responded on April 24, 2015 that the Flint WTP was not practicing corrosion control **treatment**.

Based on our review of this and other e-mails, we have no specific reason to believe that DEQ willfully misrepresented the information to the EPA.

Q4: What policies do DEQ and ODWMA have in place to escalate major infractions up the chain of command?

A: We did not note any instances of major infractions (i.e., intentional disregard of policies, laws, regulations or specific directions) committed by DEQ staff during the course of our review. DEQ does not have a formal policy or procedure in place to escalate major infractions performed by ODWMA employees; however, our review of DEQ correspondence confirmed the escalation of key issues up the chain of command related to the Flint situation. DEQ stated that its informal policy is for staff to notify the proper level of management of infractions to determine necessary action.

Application of the LCR

Q1: How did the Flint WTP become the primary water supplier for the City of Flint?

A: Upon notification of the City of Flint's plans to switch to the Karegnondi Water Authority (KWA) in April 2013, the Detroit Water and Sewerage Department (DWSD) submitted a letter to the City of Flint stating that it would terminate its agreement to provide water services on April 17, 2014.

According to DEQ management, the Flint WTP attempted to negotiate with the DWSD to maintain it as the City of Flint water supplier; however, after negotiations were unsuccessful, the City of Flint notified DEQ through a permit request of its intent to operate the Flint WTP full time using the Flint River. Although the Flint City Council voted in March 2013 in support of moving to the KWA pipeline, the vote was silent on the use of the Flint River as a temporary drinking water source.

DEQ informed us that in the 1990s, the City of Flint upgraded the Flint WTP to serve as a backup source of water for emergencies. In 2006, the Flint WTP began quarterly testing of the treated Flint River water at the Flint WTP to ensure water quality standards were met; however, the Flint WTP did not test the water's effect on the distribution system at consumer tap locations.

Q2. Did DEQ consult with the EPA prior to determining how to apply the LCR?

A: DEQ did not consult with the EPA on how to apply the LCR prior to implementing two consecutive six-month monitoring periods of the Flint WTP beginning July 1, 2014. Based on past experiences applying the LCR monitoring requirements, DEQ believed that it had appropriately applied the LCR requirements of a large water system.

Q3: When Flint switched to the Flint River water source, should corrosion control treatment have been maintained?

A: We believe that corrosion control treatment should have been maintained.

According to the LCR, a water system can achieve optimized corrosion control if it submits results of tap water monitoring for two consecutive six-month monitoring periods with acceptable lead levels. However, a water system that has optimized corrosion control, and which has treatment in place, should continue to operate and maintain optimal corrosion control treatment.

DEQ staff explained that they did not treat the switch to Flint River water as a new system, but as a new source. DEQ further stated that because the Flint River was a new water source and there was a change in chemicals needed to treat the new source, a corrosion control study was needed to determine the impact on the water distribution system. Therefore, it was DEQ's interpretation that two rounds of six-month monitoring were still needed to evaluate the water quality and determine optimal corrosion control treatment.

The Flint water system had optimal corrosion control treatment when the DWSD WTP was the water supplier. Based on our review of notes from a July 21, 2015 EPA and DEQ conference call on DEQ's implementation of the LCR regarding whether the Flint WTP should have continued to maintain corrosion control treatment, it appeared that the EPA did not agree with DEQ's interpretation of the LCR. Region 5 EPA staff explained that they would talk to the EPA headquarters about the interpretation of regulations and believes that systems that have been deemed optimized need to "maintain" corrosion control. The Region agreed to provide supporting regulatory citations for the language about maintaining corrosion control.

On November 3, 2015, the EPA issued a memorandum stating that the LCR had differing possible interpretations; however, the EPA concluded that it is important for large water systems to take the steps necessary to ensure that appropriate corrosion control treatment is maintained at all times, thus ensuring that public health is protected. Based on this clarification, it appears that corrosion control treatment should have been maintained.

Q4: Should DEQ have required the Flint WTP to start pursuing optimized corrosion control treatment after the first round of six-month sampling results were above the lead action level of 5 parts per billion (ppb)?

A: Yes. According to DEQ's application of the LCR, within six months after the end of the monitoring period in which the water sample results exceeded the acceptable lead level, DEQ should have required the Flint WTP to start pursuing optimized corrosion control treatment.

The LCR states that the lead action level is exceeded if the lead level, as determined by the 90th percentile calculation, is greater than 15 ppb. If the lead action level is exceeded, water systems are required to take additional actions including educating the public about lead in drinking water as well as commencing lead service line replacement if the water system has already installed corrosion control and/or source water treatment. However, for water systems that have not yet implemented corrosion control treatment, they can be deemed to have optimized corrosion control without installing treatment if they can demonstrate lead levels below 5 ppb for two consecutive six-month periods.

The first round of six-month sampling results was received in late March 2015. Because the results were 1 ppb over the lead action level of 5 ppb, DEQ would not be able to achieve two consecutive six-month periods below 5 ppb. Therefore, DEQ should have notified the Flint WTP to start pursuing optimized corrosion control treatment. However, DEQ waited until the second round of sampling was completed (June 30, 2015) to assess whether water sample results improved.

<u>Water Samples</u>

Q5: Did DEQ verify that only tier 1 sample sites were selected by the Flint WTP in the two rounds of six-month samples?

A: DEQ did not verify that only tier 1 sample sites were selected. DEQ relies on the Flint WTP's certification of sample sites and does not perform any independent verification of those certifications.

In a November 19, 2015 *Flint Journal* article, the Flint WTP indicated that it did not have the ability to ensure that all sites were tier 1. In fact, water samples came from the random distribution of 175 testing bottles without regard for whether the homes were at risk for high lead levels. DEQ issued a formal memorandum on November 9, 2015 requesting that the Flint WTP verify the classification of all prior sample items. The results are due back from the Flint WTP on December 30, 2015.

Q6: DEQ dropped two water sampling sites from its second six-month sample (January 1, 2015 through June 30, 2015). Was this appropriate?

A: Yes, it was appropriate for DEQ to drop these two water sampling sites. Federal regulation 40 *CFR* 141.86(a) states:

> ". . . each water system shall complete a materials evaluation of its distribution system in order to identify a pool of targeted sampling sites that meets the requirements of this section . . . All sites from which first draw samples are collected shall be selected from this pool . . . Sampling sites may not include faucets that have point-of-use or point-of-entry treatment devices designed to remove inorganic contaminants."

This regulation also requires that a water system's targeted sampling pool consist of only tier 1 sampling sites if an adequate number is available to meet monitoring requirements.

According to federal regulation 40 *CFR* 141.86(f), the State may invalidate a water sample if it determines that the sample was taken from a site that did not meet the site selection criteria. A sample invalidated per this regulation does not count toward determining lead or copper 90th percentile levels or toward meeting the minimum monitoring requirements.

DEQ dropped one water sample site from its 90th percentile calculations because the site was from a business that does not meet the tier 1 requirements of being a single-family or multiple-family residence. The second sample site was dropped because the home had a point-of-entry treatment device to filter contaminants. Based on the criteria specified above, it appears that DEQ's rationale for dropping the samples from these two sites appropriately met the requirements for invalidating samples per federal regulation 40 *CFR* 141.86.

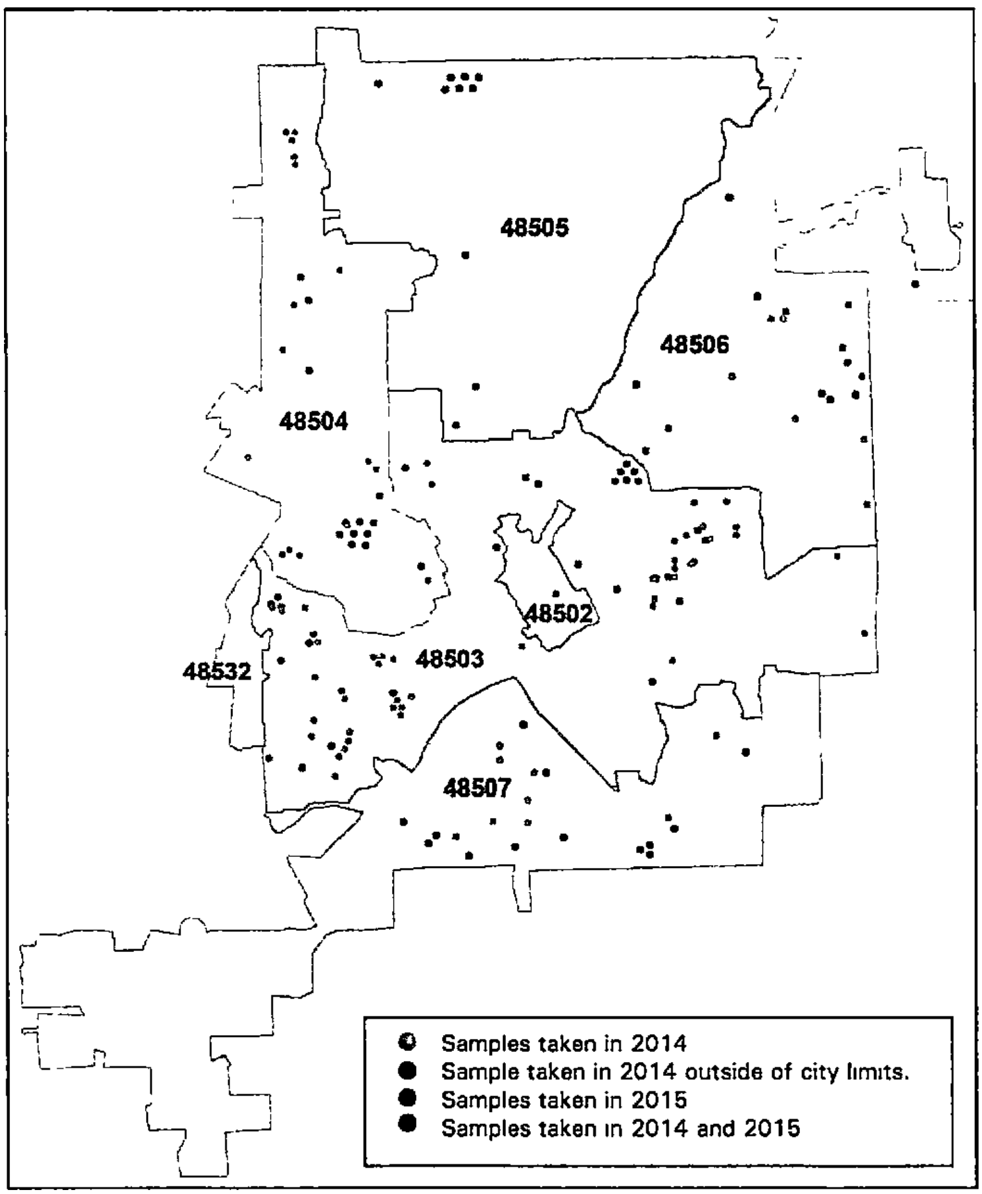
Q7: Was flushing of the taps the night before drawing a sample an appropriate sample methodology?

A: Yes. The LCR requires that samples be a first draw of water after six hours of stagnation. The LCR does not indicate whether or not the water line should be flushed prior to collecting the sample. In the sample instructions, DEQ required preflushing to ensure that sampled faucets were not stagnant for an excessive period of time beyond the targeted six hours (e.g., rarely used faucets or when a homeowner has been gone for an extended period of time.)

The LCR requires six hours of stagnation; however, it does not preclude DEQ from instructing residents to flush prior to stagnation.

In calendar year 1992, the Flint WTP established a tier 1 sample site pool for LCR monitoring. With the change to the Flint River water, the Flint WTP needed to increase the pool of sample locations because of additional sampling requirements. The following exhibit documents the 2014 and 2015 sample locations for LCR monitoring. Based on the data obtained during our review, we could not determine how the locations were selected or whether they were properly classified as tier 1 sample sites.

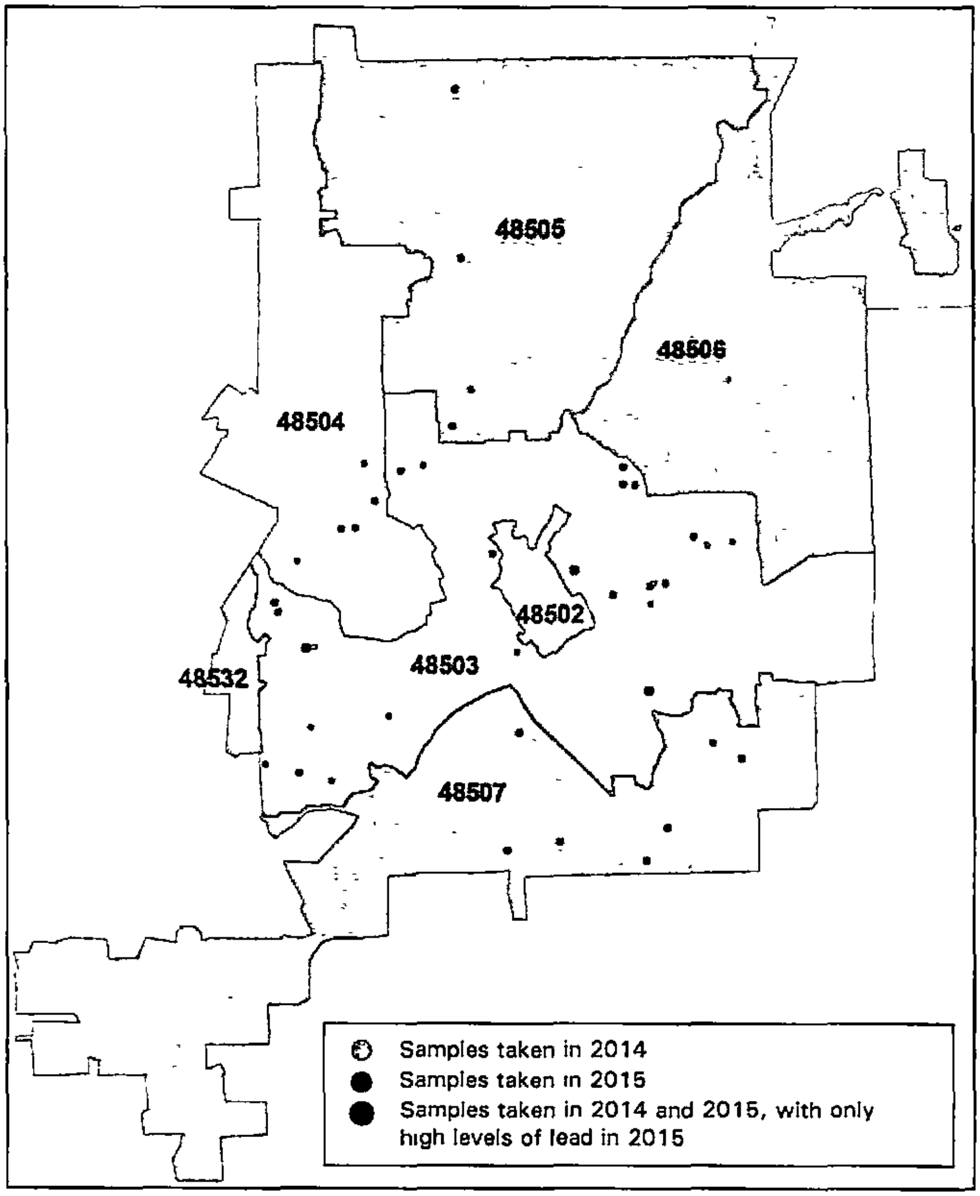
As noted in Question 5 of the additional questions answered by the OAG, DEQ has requested the Flint WTP to verify the tier 1 classification of all prior sample items.



Source: The OAG prepared this map using data obtained from DEQ and ©OpenStreetMap contributors (opendatacommons.org). The sample locations are approximate.

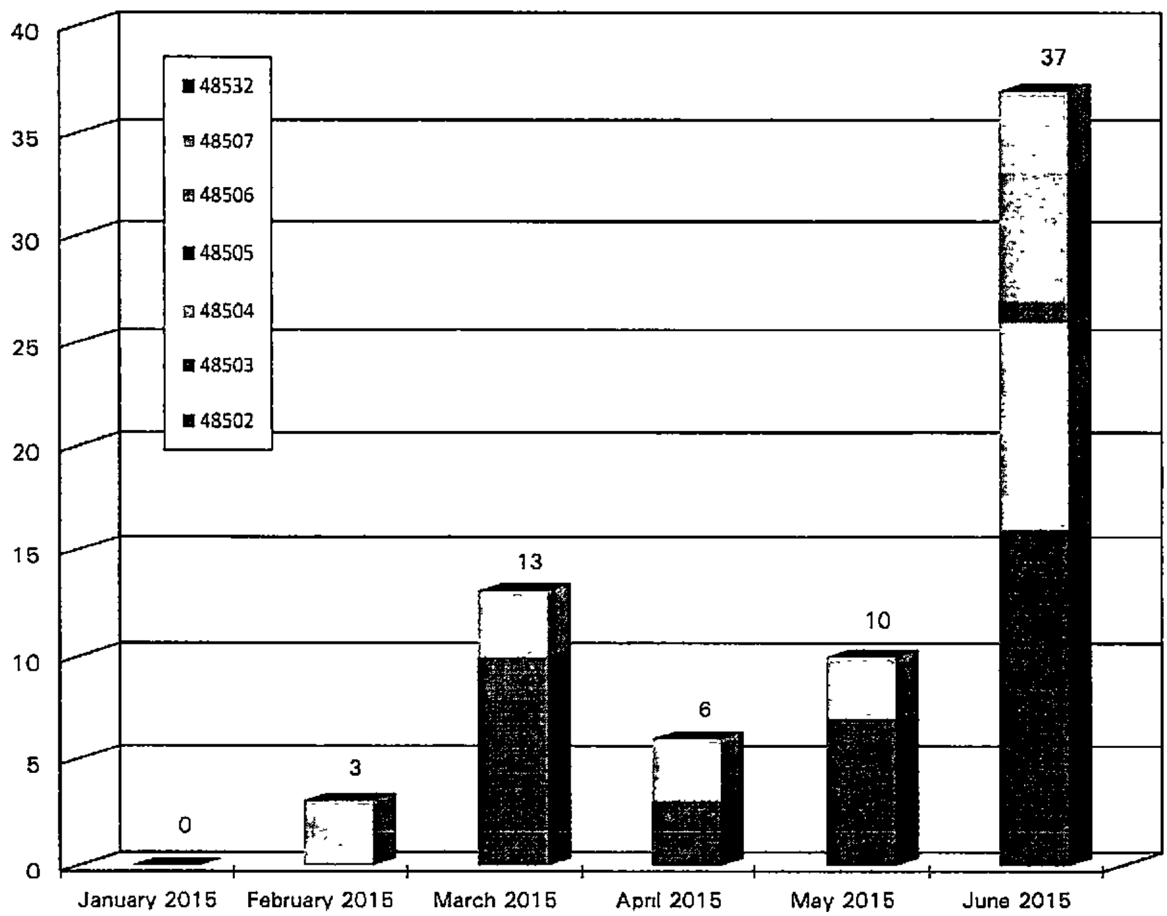
Flint WTP 2014 and 2015 Sample Locations With Lead Counts of 5 Parts Per Billion or Higher (Exhibit #2)

This exhibit documents the 2014 and 2015 sample locations with lead counts of 5 ppb or higher. This information is used in aggregate by DEQ to determine if the city has optimized lead levels.



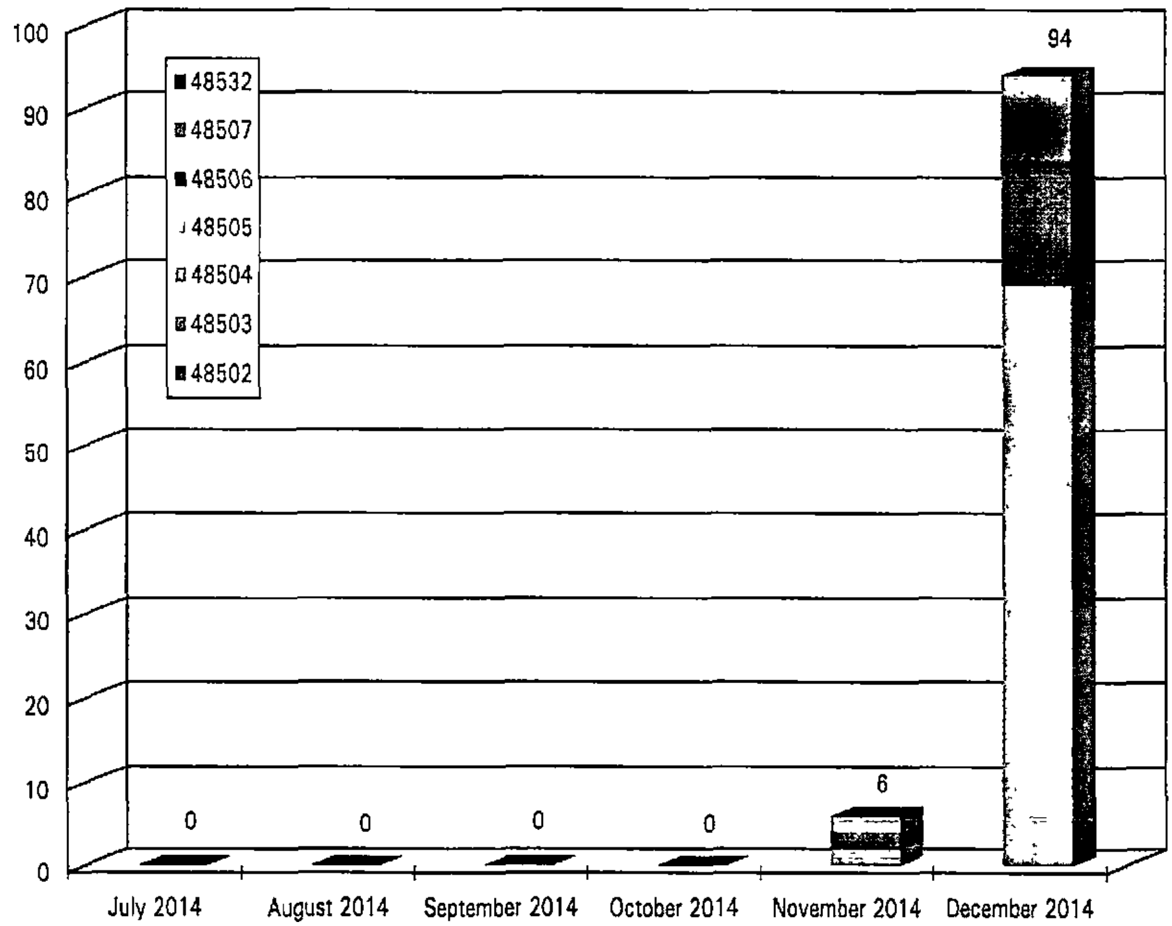
Source: The OAG prepared this map using data obtained from DEQ and ©OpenStreetMap contributors (opendatacommons.org). The sample locations are approximate

This chart expands on Exhibit #1 to show a summary by zip code and time of selection within the sampling period. Based on the data obtained during our review, we could not determine if the lateness of selection within the monitoring period affected the appropriateness of the sample items.



Source: The OAG prepared this chart using data obtained from DEQ

This chart expands on Exhibit #1 to show a summary by zip code and time of selection within the sampling period. Based on the data obtained during our review, we could not determine if the lateness of selection within the monitoring period affected the appropriateness of the sample items.



Source: The OAG prepared this chart using data obtained from DEQ.

2013

March 2013
Flint City Council voted 7-1 to join Karegnondi Water Authority (KWA)

April 16, 2013
City of Flint emergency manager Ed Kurtz signs agreement to switch from Detroit Water and Sewerage Department (DWSD) water source to KWA.

April 17, 2013
DWSD said it will stop selling water to the City of Flint in April 2014.

2014

Mid-March 2014
City of Flint decides to use the Flint River as a water source.

April 25, 2014
City of Flint switches to Flint River water.

July 2014
DEQ begins the first six-month Flint lead/copper monitoring period.

2015

January 1, 2015
DEQ begins the second six-month Flint lead/copper monitoring period.

January 12, 2015
DWSD offers the City of Flint a waiver of the $4 million reconnection fee to switch back to Detroit water

January 29, 2015
City of Flint emergency manager Jerry Ambrose declines DWSD water source reconnection.

February 3, 2015
Governor Snyder awards the City of Flint $2 million to find leaks and replace wastewater incinerator

February 26, 2015
The EPA discusses a resident's water sample testing results with DEQ (high levels of lead found in water).

February 27, 2015
DEQ responded to the EPA saying that the Flint WTP has an optimized corrosion control program.

March 30, 2015
DEQ notifies the Flint WTP of the first six-month lead/copper monitoring period.

April 24, 2015
DEQ indicates no corrosion control (orthophosphate) chemical in place (treatment)

May 28, 2015
Sample results from the residence noted with high levels on February 26, 2015 show lead levels look good after a new copper service line installation.

July 21, 2015
The EPA and DEQ hold conference call on DEQ's implementation of the Lead and Copper Rule (LCR) and Flint issues.

August 17, 2015
DEQ notifies the Flint WTP of the second six-month lead/copper monitoring results.

August 23, 2015
Virginia Tech researcher notifies DEQ that he will begin a study of the City of Flint water quality.

September 2, 2015
Virginia Tech researcher claims that the corrosiveness of the Flint water is causing lead to leach into residents' water.

September 24, 2015
Hurley Medical Center study issued showing high blood lead levels in City of Flint children.

October 1, 2015
- Michigan Department of Health and Human Services confirms results of Hurley Medical Center study.
- City of Flint urges residents to not drink water.

October 8, 2015
City of Flint develops plan to reconnect to DWSD

October 16, 2015
City of Flint reconnects to DWSD

October 19, 2015
DEQ Director Dan Wyant states: ". . . staff made a mistake while working with the city of Flint. Simply stated, staff employed a federal [corrosion control] protocol they believed was appropriate, and it was not."

November 3, 2015
The EPA indicates differing possible interpretations of the LCR with respect to how the LCR's optimal corrosion control treatment procedures apply to this situation (new water source/new water treatment).

Source: The OAG prepared this time line using data (e-mails, meeting notes, and letters) obtained from DEQ, newspaper and press release articles, the Flintwaterstudy.org, and the Hurley Medical Center survey results.

Dostine, Patrick (TREASURY)

From: Heimann, Alexandr (TREASURY)
Sent: Wednesday, December 23, 2015 9:40 AM
To: Widigan, Robert (TREASURY); Dostine, Patrick (TREASURY); Hudson, Deanna (TREASURY); Vandegrift, Drew (TREASURY); Cline, Richard (Treasury); Byrne, Randall (Treasury)
Cc: Schafer, Suzanne K. (Treasury)
Subject: Flint Call Notes - 12-23-15

Hello all,

Here are the call notes from this week's conversation with Flint.

Flint Weekly Call
12/23/15

Present:
E. Cline
P. Dostine
A. Heimann
R. Byrne
Mayor Weaver
Councilor Nelson

Not present:
F. Headen
W. Lamphier
N. Henderson

Water Update:
- Mayor Weaver had a meeting with the EPA who suggested that "everything was going well" in regards to treating the water.
- Mayor has not received any calls from citizens complaining about cloudy/foul tasting water to date
- People are bringing their water in to be tested for lead per the EPA's request

Water billing injunction:
- City received a favorable ruling on newest injunction, will allow the City to start shutting off water to residents for non-payment starting in January.
- Mayor Weaver suggested that there is significant confusion from residents and that many people think that the courts ruled that they did not have to pay their bills at all. She suggested that the City needs to do a significant public awareness campaign to notify people that they have to start paying their bills.
- Mayor needs to develop a strategy for public outreach, some conversation was had about press releases, postings on the City's website and Public Service messages on the radio/Local Television.

DPW Executive Search
- No significant updates about the Executive Search. Weaver has not had a chance to call Tom Adams, and may get in touch with Joyce Parker from the MML in the meantime as well

There will be no call next week on 12/30

Weekly Conference Call Notes – Dec. 28, 2015

Allen Park –Dec. 18 –Mayor Matakas, M. Kibby, B. Cady, E. Cline, P Dostine

- **Position & Classification Study** – Study is progressing. Development of comparable data is underway. Draft presentation is targeted for February 2016.

- **City Hall Flooding Insurance Issue** – Discussion with Time Equities has not gone well. The City noted that they are not easy to deal with and that Mr. Recny threatened to sue the City unless another payment of $200K was made. MML is to respond on this issue.

- **Weekly Calls** – Calls on December 25 and January 1 will be cancelled.

- **January RTAB** – Discussion of a possible movement of the RTAB meeting to the week of January 11. M. Kibby stated that the City has a conflicting Pension Board meeting on the 13th at 1 p.m.

- **Other Issues** – 1) Audit is nearing finalization. City Council approval is pending. 2) Mediation on the health care issue for the Gaydos case has been resolved. 3) Annual Disclosure Training for staff has been completed. 4) 5 of 7 City Council members have been enrolled for MML training.

    - City wishes to get guidance on Order 55-a regarding the sale of City Hall.
        - The City has not sent out proposals, as required by the EM Order but they have received an unsolicited offer for the front 2.5 acres. The offer is for $800K.
        - The City's appraisal was $250K for this piece of the property.
        - The City wishes to know if they have authority to Counter Offer or must they strictly follow the EM Order. The City wants to counter that the buyer must remove the old City Hall.
        - Eric indicated that he would follow-up on this issue.

    - The Mayor inquired if there were any specific Orders that prohibited him from delivering a State of the City Address.
        - He stated that Joyce prohibited him from doing so.
        - Eric stated that he was not aware of any Order on-point but that the City should consider how it wished to proceed.
        - Eric also stated that if he became aware of any orders on this issue, he would inform the City.

Benton Harbor –Dec. 3 – D. Watson, R. Widigan, D. Hudson

- **Weekly Priorities:**
  - CVTRS has been submitted to Treasury
  - Audit: finishing up the comment portion, will present to Commission on the 14 of December, if everything is finalized.
    - If it is finished in time it will be presented to the RTAB in December.
  - Two individuals have graduated from the police academy and have started working.
  - City has hired an additional three public safety officers, close to full staffing levels in FD and PD
  - Union Park improvements should be completed this spring

- **Lawsuits**: O'Brien, Unruh, and Lange
  - Insurance carrier is looking for a commitment from the City of $300K – settlement was last discussed at $1.7M.
  - Looking to settle with Lange, he is looking for $595K, attorney's think it's only worth $300-$400K.
  - Worst case scenario is it goes to court, policy coverage limits will kick in.
  - Will likely have another

- **Federal Building**:
  - The deed to the building was transferred to the City in 2000, but the deed wasn't recorded.
  - Tony's final order states that the city shall *Take any steps necessary, subject to Board approval, to support and facilitate*
  - *the disposal of the Benton Harbor Federal Building property [Tax Parcel Numbers 11-54-0340-0060-00-3 11-54-0340-0059-00-5, 155 Sixth Street and 109 Park Street, Benton Harbor, MI].*
    - Order 14-27, signed by Tony Saunders, issued an *agreement for sale of real estate* with Prairie Real Estate.
    - Does Darwin have to go back to the Commission to approve a sale that was already approved by EM Saunders.

- **Update on Vacant Positions:**
  - **Finance Director:** MML search was approved, needs RTAB approval.

  - **Water Department Superintendent:** Still being advertised on the AWWA, MI Rule Water, and City's website.

  - **Assistant City Manager/Community Development Director:** Darwin is currently filling this roll.
    - The City will likely use MML for this search.

        - Darwin has talked with Cornerstone Alliance and the Chamber of Commerce.

    - **Assessor** is on board, has been at city hall every day of the week, even though he's just part time (two days a week).
        - City will likely not pass the AMAR (Audit of Minimum Assessing Requirements) – will have to identify way to fix the situation.

- **HUD pay back for an ineligible costs:** Potential pay back of $60K.
    - HUD will reduce future money to pack back $60K, likely over 5 years.
    - HUD wants the city to work on doing more home repair, city doesn't have the funding in that allocation.

- **City Manager Evaluation Discussion**: No word.

- **Commissioner Muhammad**: will have to resign his seat when he takes the Mayor's seat.
    - He has set up a meeting with Darwin the week of Christmas.

Ecorse – Dec. 22 – W. O'Neal, R. Byrne, D. Van de Grift, P. Dostine, A. Heimann, R. Widigan

- **Priorities:**
    - Council will receive and file the audit tonight – shows a decrease in fund balance, had to "book liabilities for lawsuits and pensions"
        - Ended with an overall debt of $34K
    - Council will be approving a $1.9M payment on the E-Loan
        - City would like a DEP schedule
    - 47% cash fund balance – the restriction on the U.S. Steel payment has ended.
        - However, this will drop after the $1.9M payment for debt service
    - 5-year budget is being reviewed by treasury
        - Wayne said to fund police and fire it is coming from PA 33 assessment
        - Wayne said if the arc payment goes up, the city has a judgment levy (Order) against it, the city can then levy it.
            - Drew said that the city attorney needs to review the Order before the next RTAB meeting.
            - Wayne said he will read it and talk to the attorney about it
    - City will do training every two months with employees – will have an employee book everyone will sign.
    - Wayne will be meeting with city council on an individual basis to discuss where he would like to head in regards to city attorney and DPW.
        - Wayne thinks he can bring a full time attorney on board for current cost or less.

- **SEV. Assessments:**
    - Decrease of 10% on residential tax base
        - Roughly $250K

- **Miscellaneous:** Wayne stated the City is headed in the right direction, needs to do various capital improvement projects, etc…

<u>Flint – Dec. 23 – Mayor Weaver, Council President Nelson, R. Byrne, P. Dostine, E. Cline, A. Heimann</u>

Water Update:

- Mayor Weaver had a meeting with the EPA who suggested that "everything was going well" in regards to treating the water.
- Mayor has not received any calls from citizens complaining about cloudy/foul tasting water to date
- People are bringing their water in to be tested for lead per the EPA's request

Water billing injunction:

- City received a favorable ruling on newest injunction, will allow the City to start shutting off water to residents for non-payment starting in January.
- Mayor Weaver suggested that there is significant confusion from residents and that many people think that the courts ruled that they did not have to pay their bills at all. She suggested that the City needs to do a significant public awareness campaign to notify people that they have to start paying their bills.
- Mayor needs to develop a strategy for public outreach, some conversation was had about press releases, postings on the City's website and Public Service messages on the radio/Local Television.

DPW Executive Search

- No significant updates about the Executive Search. Weaver has not had a chance to call Tom Adams, and may get in touch with Joyce Parker from the MML in the meantime as well

There will be no call next week on 12/30

Hamtramck – Dec. 17 – K. Powell, P. Dostine, D. Hudson

Miscellaneous

- Evaluation of Katrina. Council went into closed session Dec. 15 to discussed Katrina's evaluation. She received high scores from the Mayor, Karpinski and Ian gave Katrina high scores. Hassan, Miah, Musa and Zwolak gave low scores. The Mayor is compiling the scores and will present the outcome to Katrina and the council in the near future. Katrina said the closed session turned into a shouting match.

Human Resources

- BS&A. A company came in for $2,100 to clean up files and train staff in BS&A. Finance dept person – "Gia" -- received BS&A training to start doing payroll electronically rather than paper and pencil. Katrina said first payroll under new system went out without a "glitch".
- Katrina still looking for HR director.

CPI

- Hamtramck is cancelling CPI's contract. It will be on the Dec. 22 RTAB. The city wants a list of temporary vendors approved while an RFP is put together to replace CPI.

'15 Budget

- Audit discovered Detroit owes $500K to Hamtramck. Hamtramck must book Detroit's payment in FY '16, therefore Hamtramck's FY '15 GF fund balance will drop from $1M to $500K.
- Katrina expects the audit to be completed 2nd week in January.

Police overtime

- This month police overtime is up $7K over last month. Katrina sent all the officers, at one time, to get recertified on the gun range. Which hiked overtime.

Election fraud

- No update.

Highland Park– Oct. 14 – C. Square, R. Byrne

- The collection firm has approximately $7M in past due accounts to collect. However, many of these accounts are no longer active.

- Meadowbrook will be providing an updated report on OPEB costs which show a substantial reduction of the annual costs. The new estimated annual costs will be between $200K and $300K.

- New water bills with the new water and sewer rates have been sent out to the customers.

- Wade-Trim has opened its customer service center on Woodward Avenue.

- BSA software installation has been completed.

- The City will be submitting several FDCVT grant applications including master water meters, LED streetlights, and building improvements.

- Wade-Trim has received several shipments of residential water meters that will be installed soon.

Inkster – Nov. 19 – M. Stuhldreher, R. Byrne, A. Heimann, D. Hudson, P. Dostine

Election results commentary

- Mayor. Mark said he's new to politics, the attorney that represented the residents in the water rates lawsuit which prevailed in the lower court but was overturned in the Circuit Court.
- Council and Mayor. Mark reported that the new members want to return to a strong mayor form of government. They would do this by changing the city charter. There has also been some talk, Mark reported, that they want the mayor to also assume city manager responsibilities. Or, they want to hire a city manager and not do a national search.
- The three incumbents whom are no longer on council (which includes Mayor Hampton) take with them 50 years of combined experience.
- Mark reported that the new council and mayor are less inclined to support the consent agreement. Treasury should not be surprised if it receives a letter from the new mayor requesting that the consent agreement come to an end.
- Perhaps Mark and the new mayor will come up to Lansing to meet with Treasury officials.
- Mark has planned an orientation for the new members on council. Five of the seven have already been scheduled for a MML training class. The two that are not going are incumbents. Mark requested grant dollars to cover the expense for sending council to the forthcoming February MML conference in Frankenmuth to get both Level One and Two training.

Parks and Recreation millage commentary

- This was a renewal millage (raises $400K annually for 10 years) that voters approved. It basically means that the status quo is maintained; the millage keeps the doors open. Parks and Rec is still stressed. Mark noted that 25% of the millage goes for heat and electricity bills.

Senior Services millage commentary

- Millage will raise $200K annually for 10 years. This is a new millage.

RRC (Redevelopment Ready Certification) designation

- The city is in the process of updating its Master Plan. In the process, those working on the plan are mindful to incorporate MEDC requirements and criteria necessary to be awarded RRC certification.

Lincoln Park – Dec. 16 – B Coulter, M. Coppler R Byrne, D. Van de Grift, E. Cline, A. Heimann, P Dostine

- **Priorities / updates**
  - Fire contract is close to be extended through 2017, set to expire June 2016.
  - Police dept. The city will be hiring 3 officers. Will be applying next year for a COPS grant which pays 75 percent of the salaries and benefits for 2 offices.

- **MSHDA**
  - A meetıng is planned with MSHDA in January. The city has reached out to Talmer Bank and Fifth-Third Bank regarding homeownership programs.
  - Matt said the city is going to reach out to Jim Tischler from MSHDA next.
  - Treasury will be scheduling a meeting in early January, the latest, to talk about Lincoln Park's Consolidated Plan and Action Plan.
- **MERS**
  - No updates to report.

- **Final Order**
  - Brad was informed about the AG's comments on the Final Order: AG did not want Matt Coppler's job description included.
  - Treasury informed Brad to be very careful when to release info to the council about the Final Order. All agreed it will morning of Dec. 22.

- **2-year and 5-year**
  - 2-year budget arrived in Treasury this morning.

- Treasury told Brad that the 2-year budget should contain as many of the "little" funds as possible, be as complete as possible. This prevents any future "tampering" by electeds when Brad exits.

Pontiac – Dec. 11 - R. Widigan, Mayor Waterman, Deputy Mayor Jane Bais-DiSessa, J. Sobota, N. Narzarko,

- **Weekly priorities:**
  - HB 4462 passed the Senate by two votes, House went on holiday recess before it was taken up.
    - Joe and the Mayor stated this bill will have a strong negative financial impact on Pontiac and other cities. Senate fiscal analysis of HB 4462 is attached.

- **Hardest Hit Funds:** $753K possible loss, will have to be returned to Treasury Department.
  - Half of the homes in the city's historic district (20) are owned by the county and could be condemned.
    - They will need historic districts approval prior to demo.

- **PEG:** City will be meeting with the school district on January 20 to go over the project.
  - The project is $100K over what originally planned, after the city meets with the school district they will begin the project.
  - The City will be handling the funds and RFPs.

- ***$6M with Gray Financial Group:*** No update on the assessment from the legal department.

- **OPEB mediation:** City is working with the attorney to finalize a counterproposal

- **Phoenix Center:** Attorneys are working on the legal side
  - Working with council to get their input

- **Budget process:**
  - Audit was released and posted to the website, sent to council, etc..
    - Best audit the city has seen in years.

- **Council training:** Last week the city stated they were working on internal training – this week they said they weren't.
    - o Dept. Mayor will discuss attending MML training.

Royal Oak Township – Dec. 14 – Supervisor Squall, R. Burgess, P. Dostine, D. Hudson

- **Priorities**

- o Burgess and Fedewa are working to complete reports that are owed to Treasury per the Consent Agreement and F & O plan.
- o Burgess said with police service agreement still uncertain the township has only produced a '16 budget. Can't project without the police agreement in place. The 5-year is on hold.
- o Burgess put two Capital Improvement Projects into the '16 budget. He is not currently working on the 6-year CIP.
    - The two projects are 1) Widening of Wyoming Road, and 2) Updating of the accounting system.
- o Burgess said for years the township has paid $20K annually for use of Grant School.

- o **MERS**

- o Burgess did not want to discuss this issue. He said he would like to bring it up during the next call. (Note: Because the supervisor was on the line I think Burgess was reluctant to talk about the MERS money.)

- **Police Update**

- o The Supervisor said she had recently talked to the city of Southfield. The city told her it was interested in providing police services, but currently was under-staffed. Southfield said it was a year away from being at full capacity. Until then, it couldn't talk agreements with the township.
- o Supervisor said Treasury told the township it could continue to collect the special assessment while it looked for an agreement with a local unit.
- o Supervisor pledged to continue to work hard at finding a solution to the issue of no police service.

- **Clerk**
    - o Supervisor expressed great frustration at the Clerk's unwillingness to perform her statutory responsibilities.
    - o Supervisor said this happens every year around Christmas time.
    - o Supervisor will be sending a letter to Treasury requesting advice on handling the situation.

December 29, 2015

Dear Governor Snyder:

The Flint Water Advisory Task Force, which you appointed on October 21, 2015, has devoted considerable effort and countless hours to our review of the contamination of the Flint water supply: what happened, why it occurred, and what is needed to prevent a recurrence in Flint or elsewhere in the state. We have also been assessing ongoing mitigation efforts to help assure that short- and long-term public health issues and water management concerns will be properly addressed to safeguard the health and well being of the Flint community.

Shortly after we began our work, we recognized the immediate need for better coordination of the state's response to the ongoing public health issues in Flint, and for assignment of a single person to provide this coordination. We addressed these concerns in a letter to you on December 7, 2015, and you responded with immediate adoption of these recommendations. We thank you for the commitment your response demonstrates.

In our continuing efforts, we have now interviewed numerous individuals at state and local levels; reviewed many documents, articles, and emails; and deliberated repeatedly as a group. Both individually and as a group, we have visited Flint several times during the past several weeks to meet with citizens, public health officials and healthcare providers, individuals who have water management responsibilities at the city and county levels, and other public officials.

It is clear to us, particularly as we listen to the people of Flint, that it is both critical and urgent to establish responsibility for what happened in their community and to ensure accountability. This is a first step in a long process to re-establish the trust they no longer have in their government and the agencies whose responsibility it is to protect their health. It is urgent because this deep distrust of government continues to compromise the effective delivery of protective services designed to address ongoing public health issues. It is for these reasons that we are sending this letter at this time.

We believe the primary responsibility for what happened in Flint rests with the Michigan Department of Environmental Quality (MDEQ). Although many individuals and entities at state and local levels contributed to creating and prolonging the problem, MDEQ is the government agency that has responsibility to ensure safe drinking water in Michigan. It failed in that responsibility and must be held accountable for that failure.

The Safe Drinking Water Act (SDWA) places responsibility for compliance with its requirements on the public water system. In this instance, the City of Flint had the responsibility to operate its water system within SDWA requirements, under the jurisdiction of the MDEQ. The role of the MDEQ is to ensure compliance with the SDWA through its regulatory oversight as the primary agency having enforcement responsibility for the Flint water system.

The MDEQ failed in three fundamental ways.

<u>Regulatory Failure</u>

We believe that in the Office of Drinking Water and Municipal Assistance (ODWMA) at MDEQ, a culture exists in which "technical compliance" is considered sufficient to ensure safe drinking water in Michigan.

This minimalist approach to regulatory and oversight responsibility is unacceptable and simply insufficient to the task of public protection. It led to MDEQ's failure to recognize a number of indications that switching the water source in Flint would—and did—compromise both water safety and water quality. The MDEQ made a number of decisions that were, and continue to be, justified on the basis that federal rules "allowed" those decisions to be made. ODWMA must adopt a posture that is driven not by this minimalist technical compliance approach, but rather by one that is founded on *what needs to be done to assure drinking water safety.*

A culture change must occur within ODWMA. It must be driven by a mission that is aspirational regarding the role of the MDEQ in ensuring the safety and the quality of Michigan's drinking water. We believe, and have expressed to MDEQ Director Dan Wyant, that as a Great Lakes State, Michigan should aspire to have the safest drinking water in the nation, rather than merely aiming for technical compliance with regulatory requirements.

Failure in Substance and Tone of MDEQ Response to the Public

Throughout 2015, as the public raised concerns and as independent studies and testing were conducted and brought to the attention of MDEQ, the agency's response was often one of aggressive dismissal, belittlement, and attempts to discredit these efforts and the individuals involved. We find both the tone and substance of many MDEQ public statements to be completely unacceptable. In a real way, the MDEQ represents the public, including the very individuals it treated dismissively and disrespectfully in public statements. We recognize that the agency might disagree with the opinions of others on a variety of issues, including testing protocol, interpretation of testing results, the requirements of federal law and rules, and other matters. What is disturbing about MDEQ's responses, however, is their persistent tone of scorn and derision. In fact, the MDEQ seems to have been more determined to discredit the work of others—who ultimately proved to be right—than to pursue its own oversight responsibility.

Failure in MDEQ Interpretation of the Lead and Copper Rule

The federal Lead and Copper Rule (LCR) is central to what happened in Flint, because that rule, at least theoretically, is designed to prevent lead and copper contamination of drinking water. The federal LCR calls for "optimized corrosion control treatment," which the MDEQ did not require in the switch to the Flint River. Prior to the switch, MDEQ staff instructed City of Flint water treatment staff that corrosion control treatment (CCT) was not necessary until two six-month monitoring periods had been conducted. The need for CCT would be evaluated after the results from those two monitoring periods were reviewed. The decision not to require CCT, made at the direction of the MDEQ, led directly to the contamination of the Flint water system.

The MDEQ seems to have taken different positions on whether it faithfully followed the LCR in the Flint situation. It first maintained that it followed the LCR, then stated that it did not follow the rule properly, and most recently claimed that a federal memorandum issued by the US EPA in early November 2015 suggests that the original MDEQ interpretation was possibly correct.

We are not convinced. Even the MDEQ's latest interpretation of the US EPA's November memorandum is overly legalistic and misunderstands the intent of the LCR, which is to minimize risks of lead and copper exposure for human health.

We believe ODWMA's single-minded legalistic focus is the heart of the problem, and it is part of the "technical compliance" culture described above. ODWMA should not be basing its actions solely on a legally possible interpretation of the LCR. It should be focusing on how to protect Michigan's citizens from lead in drinking water.

We met with MDEQ Director Wyant on December 16, 2015, to discuss these issues, as well as many others. We note his substantial agreement with many of our conclusions, particularly as it relates to the regulatory failure and the abysmal public response of his agency. It is our understanding that he has drawn similar conclusions in his own evaluation of the MDEQ's role in the Flint water crisis. At the same time, it was disappointing to hear his weak defense of the CCT decision based on the EPA's November 2015 memorandum.

We are not finished with our work. Other individuals and entities made poor decisions, contributing to and prolonging the contamination of the drinking water supply in Flint. As an example, we are particularly concerned by recent revelations of MDHHS's apparent early knowledge of, yet silence about, elevated blood lead levels detected among Flint's children. We also feel it important to further review local government decision processes under emergency management Our final report will highlight and discuss those concerns, among many others, to provide some context to a comprehensive series of recommendations. **As stated earlier in this letter, however, we believe that establishing responsibility is a critical and urgent need, and one that should not wait for our final report in 2016. Individuals and agencies responsible must be held accountable in a timely fashion.**

It is our hope that the heightened awareness of the dangers of lead poisoning can be an opportunity to make Michigan safer, particularly for its children. Drinking water must be recognized as a potential source of health risk exposure when water lines and fixtures containing lead are disturbed or compromised. Proper testing, not only in high-risk areas but also in facilities serving children (e.g., schools), must be considered. Facilitating long-term financing of a model public health program, and also replacement of lead-containing water service lines and fixtures, would enable Michigan to realize a positive lasting legacy from the tragedy of the Flint water crisis. Our final report will address some of these issues

The City of Flint's water customers—fellow Michigan citizens—were needlessly and tragically exposed to toxic levels of lead through their drinking water supply. They deserve a commitment to properly assess responsibility and ensure accountability. They also deserve a commitment to needed mitigation in both the short and long term. The Flint water crisis never should have happened. Having failed to prevent it, state government should coordinate a sustained, public-health-focused response to remedy, to the fullest extent possible, the impacts on the Flint community.

Respectfully yours,

Flint Water Advisory Task Force:

Matt Davis
Chris Kolb
Larry Reynolds
Eric Rothstein
Ken Sikkema

Robert, Carla M. (Treasury)

From: Hollins, Harvey (GOV) <hollinsh@michigan.gov>
Sent: Monday, December 28, 2015 3:52 PM
To: Baird, Richard (GOV); Wyant, Dan (DEQ); Lyon, Nick (DHHS); Holland, Meegan (GOV); Agen, Jarrod (GOV)
Cc: Krisztian, George (DEQ); Brownfield, Michael (GOV); Thelen, Mary Beth (DEQ); Khouri, Nick (TREASURY); Etue, Kriste (MSP); Whiston, Brian (MDE)
Subject: RE: Comments on SoS
Attachments: 20151228_SoS Draft DEQ.docx

Dan,
Thanks for putting this draft together. I agree with Rich's edits, and the attached document has my recommendations. Also, I suggest we add the following departments to comment on this document as the issue in Flint now goes beyond water quality: Treasury, MSP and Dept. of Education. I've taken the liberty to solicit comments from the added directors through this reply.

Best,
Harvey

-----Original Message-----
From: Baird, Richard (GOV)
Sent: Monday, December 28, 2015 12:36 PM
To: Wyant, Dan (DEQ) <WyantD@michigan.gov>; Lyon, Nick (DHHS) <LyonN2@michigan.gov>; Hollins, Harvey (GOV) <hollinsh@michigan.gov>; Holland, Meegan (GOV) <HollandM2@michigan.gov>; Agen, Jarrod (GOV) <AgenJ@michigan.gov>
Cc: Krisztian, George (DEQ) <krisztiang@michigan.gov>; Brownfield, Michael (GOV) <BrownfieldM2@michigan.gov>; Thelen, Mary Beth (DEQ) <THELENM2@michigan.gov>
Subject: Comments on SoS

Dan:

I added Jarrod and Meegan since we were engaged with Harvey and with Governor Thursday morning last week. I may be advocating a higher degree of "aggression" than others deem proper and I will defer to Jarrod after having had my say.

My key points on the attached (with suggested language and which have been highlighted) are:

1). Apologize. It happened on our watch and it shouldn't have happened, no matter what the law says.

2). Invite those who were the biggest burrs under the saddle to come work with us. In fact, we should be articulating how they have already been invited to our labs to collaborate on the findings and conclusions.

3). Start framing the infrastructure problem. We have huge problems throughout the state with aged piping and plumbing. Ignoring it will be at the peril of future generations. We should put a number out there on what it is going to take to fix it or conclude it is safe for generations to come.

Thanks for taking the lead.

Regards,

I have put Comments/Questions/Suggestions in [ ]...

Draft –Not for Distribution 12/28/15

TAKING ACTION ON FLINT WATER

[I would start off with an apology..."Among the things our citizens have a right to expect from their government is clean, safe water. In Flint's case, government failed them on many levels. As the Chief Executive of the state, I apologize for these failures and am absolutely committed to making things right. I would ask that all of our leaders at the local, state and federal level, work with me to solve the immediate problems and put in place long term measures to monitor and address the consequences from exposure. I also want to thank Dr. Mona Attisha Hannah **and Dr. Marc Edwards for their diligence in making sure** I understood the severity of the **problem before us.]**

• ~~Flint~~ Every municipality in Michigan deserves safe drinking water~~.~~

• ~~The issues around Flint's drinking water represent the challenges of aging infrastructure~~

Commented [HH1]: The issue in Flint is the failure of Government to ensure safe drinking water. The aging infrastructure exacerbated that failure, and serves as the canary in the coal mine re the need for the legislature to address water and sewage infrastructure statewide.

• As Governor, I am committed to addressing the issue.

• Lead exposure is a serious issue.

• I appreciate those who have brought attention to this issue.

• We are committed to safe drinking water and to working in partnership with the city of Flint, Genesee County, and the U.S. EPA.

• We must learn from what happened in Flint.

• In October, I announced a ten point action plan to address lead exposure in Flint.

• Today, I am outlining additional actions to make sure the public health is protected in Flint and elsewhere in the State of Michigan.

• I am asking for changes in order to see that the Michigan Drinking Water Program becomes a national leader in public health protection.

On October 2, 2015 the Flint Water Action Plan was announced. With the help of the Michigan Legislature and the Mott Foundation, we have taken significant action to address the issue. Actions include:

• Switching back to the Great Lakes Water Authority/DWSD water supply (October 16, 2015)

Commented [HH2]: It is important to note that this switch is temporary until KWA is online.

• Provided water filters to residents of Flint. (DHHS to provide update) [Distribution has been a problem--are we addressing it?]

• Testing all Flint schools, preschools and day cares. Summary of results to date.(George to provide)

• Expanded health exposure testing of individual residences. Summary of results to date. (Nick to provide)

• Offer water testing at no cost to Flint residents to assure safe water. Summary of results to date. (George to provide)

• Expedite optimizing corrosion control in the Flint drinking water system. Summary of date completed. (George to summarize)

• Utilize the "Safe Drinking Water Technical Advisory Committee." To ensure the best technology, practices and science are being utilized; national experts have been assembled to provide technical advice. [Will you include Dr. Mona? Larry Reynolds? Mark Edwards?]

• Accelerate water system improvement to address replacement of lead service lines. We are working with the city of Flint and our Congressional delegation on a lead service line replacement plan.

• Working to expedite the completion of the Karegnondi Water Authority. And to provide the expertise to upgrade the water treatment facility in Flint to ensure that the drinking water from KWA is at least the same quality as the water from GLWA/DWSD

• Expand a lead education program.
(DHHS to provide update)

• Dr. Eden Wells was named as the Flint Drinking Water Public Health Advisor to ensure safe drinking water.

[Flint's Head of Mott Children's Hospital, Dr. Larry Reynolds was named to the Flint After Action Task Force].

In addition to the announced Flint Action plan, I am calling for additional actions to be taken.

• Recently appointed Harvey Hollins to serve as my administration's point person to coordinate ongoing activities and partner with the city of Flint. [Harvey will be supported by senior members of my executive team to remove impediments and ensure efficient coordination at all levels.]

• Asking the DEQ to develop a statewide drinking water school testing program.

• Asking for changes in the Michigan Drinking Water Program in order for it to be recognized as a national leader in public health including:
o New administrative leadership.
o Creation of corrosion control expertise.
o Expanded statewide testing.
o Improved testing protocols.

• The creation of a health fund for children affected by lead exposure.

• Calling on the Legislature to work with my administration and stakeholders to develop a Strategic Water Fund to address Michigan's long term safe water and water quality infrastructure needs. [This can't get lost. Need more to educate people that our infrastructure is old, that the average city of 50,000 or more likely requires $$$ in remediation. At some point the anti corrosive treatment is not likely to be sufficient.]

• I will look to implement additional recommendations of the Flint Water Advisory Task Force, and I appreciate their leadership on this issue. [I would say more here—the TF was bi-partisan, independent, and staffed by incredible talent. It has done an incredible job].

• Ensure transparency for the public regarding actions taken in Flint to resolve this crisis

Sent from my iPad

On Dec 28, 2015, at 10:14 AM, Wyant, Dan (DEQ) <WyantD@michigan.gov> wrote:

Please edit, correct, and expand summaries as indicated in the attached document called Taking Action on Flint Water Draft 12-28-15. This document is intended to serve as a basis for the Governor to address the Flint drinking water issue in the State of the State and budget announcement.

I have also attached a pdf of a document called Drinking Water Program Budget Request for your information.

Please send your response back to me and also copy all by Monday, January 4, 2016, Close of Business.

Thank you.

Dan Wyant
Director
517-284-6700
<TAKING ACTION ON FLINT WATER DRAFT 12-28-15.docx>

<Drinking Water Program Budget Request.pdf>

Cline, Richard (Treasury)

From:	Maxine Murray <mmurray@cityofflint.com>
Sent:	Tuesday, December 29, 2015 5:26 PM
To:	Cline, Richard (Treasury); Dempkowski, Angela (Treasury)
Cc:	Natasha Henderson; Sean Kammer
Subject:	RTAB Materials
Attachments:	AP-City Council (December 14, 2015) FINAL.pdf; Summary Minutes - December 14, 2015 (FINAL) RTAB.pdf; RTAB Financial Report Transmittal 11-30-2015.pdf

Good afternoon,

Please find attached materials for the January 13th RTAB meeting. I have also attached the City Council 2016 meeting schedule. Also, the next meeting of the Flint City Council is scheduled for Wednesday, December 30, 2015 at 5:30 pm. I will send those materials after the meeting tomorrow.

Thank you.

--

Maxine Murray
Executive Assistant to
Dr. Karen W. Weaver, Mayor
City of Flint
1101 S. Saginaw Street
Flint, MI 48502
810.237.2035 Telephone
810.766.7218 Fax

City of Flint, Michigan

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

Meeting Agenda - Final

Monday, December 14, 2015

6:00 PM

Council Chambers

CITY COUNCIL

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

Eric Mays, Ward 1
Jacqueline Poplar, Ward 2
Joshua M. Freeman, 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

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

PRESENTATION OF COMMITTEE/COUNCIL MINUTES

150949 Summary Minutes/Flint City Council/Regular Meeting/November 23, 2015

Summary Minutes of the Flint City Council regular meeting held Wednesday, November 23, 2015, at 6:06 p.m., in the City Council Chambers, 3rd Floor, City Hall.

PUBLIC HEARINGS

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.

PETITIONS AND UNOFFICIAL COMMUNICATIONS

150950 2015 Tax Rate Request/Michigan Department of Treasury/Flint Public Library District

Form L-4029 dated November 5, 2015, re: Millage Request Report to the County Board of Commissioners for a Flint Public Library property tax levy.

150951 Notice of Public Hearing/Michigan Public Service Commission [MPSC]

Notice of Public Hearing received November 23, 2015, re: Michigan Public Service Commission notice of hearing for the electrical customers of Consumers Energy Company, Case No. U-17918, to be held December 4, 2015, at 10:00 a.m., MPSC, Lansing.

150952 Proof of Service and Entire Tribunal Stipulation for Entry of Consent Judgment/Michigan Tax Tribunal/CPH Properties v. City of Flint/MTT Docket No. 15-002821

Communication December 2, 2015, 2015, re: Proof of Service and Entire Tribunal Stipulation for Entry of Consent Judgment filed with the Michigan Tax Tribunal by CPH Properties regarding Parcel No. 41-18-154-043 as it relates to its true cash, assessed and taxable values.

150953 Proof of Service and Small Claims Stipulation for Entry of Consent Judgment/Michigan Tax Tribunal/John N. and Patricia Pavlis v. City of

Flint/MTT Docket No. 15-005021

Communication December 2, 2015, 2015, re: Proof of Service and Small Claims Stipulation for Entry of Consent Judgment filed with the Michigan Tax Tribunal by John N. and Patricia Pavlis regarding Parcels No. 41-18-160-009 and 41-18-159-008 as it relates to their true cash, assessed and taxable values.

COMMUNICATIONS FROM CITY OFFICIALS

150954 Traffic Engineering/Closure Permits

Street and Lane Closures (5) dated November and December, 2015, re: (1) Stevens, Harrison, Boulevard, Kearsley, Wallenberg, Chavez, First and Third Streets (YMCA Family Santa Run/Walk 5K and 1 Mile-Dec. 5th); (2) Harrison and Second Streets (pulling electrical cable-Dec. 9th); (3) Maplewood Avenue (Sunday Fun Day-Nov. 22nd); (4) Dupont Street (renewing gas services-Nov. 30th); and (5) Kearsley and Forest Streets (Holiday Walk-Dec. 1st).

ADDITIONAL COMMUNICATION

APPOINTMENTS

APPOINTMENTS - MAY BE REFERRED FROM COTW

150956 Appointment/[Hurley] Board of Hospital Managers/Ada C. Washington

Resolution approving the appointment of Ada C. Washington (1505 Arrow Lane, Apt. 302, Flint, Michigan, 48502) to the [Hurley] Board of Hospital Managers for the remainder of a five-year term, commencing immediately upon adoption of this resolution and expiring April 30, 2017, as requested by Mayor Karen Weaver. [NOTE: By way of background, Ms. Washington will serve the remainder of Mayor Karen Weaver's term.] [City Administrator Submission No. CA1222015]

150957 Re-Appointment/Flint District Library Board/Matthew Schlinker

Resolution approving the reappointment of Mr. Matthew Schlinker (919 Kensington Avenue, Flint, Michigan, 48503) to the Flint District Library Board for an additional three-year term commencing October 1, 2015, and expiring September 30, 2018, as requested by Mayor Karen Weaver. [City Administrator Submission No. CA1232015]

LICENSES

RESOLUTIONS

RESOLUTIONS - MAY BE REFERRED FROM COTW

150958 Office Depot/Office Supplies/Additional Spending Amount

Resolution resolving that the Finance Department is authorized to issue purchase orders to Office Depot for office supplies, as requested by Development, in an amount NOT-TO-EXCEED $4,000.00, for an aggregate spend amount of $103,925.00, AND, resolving that the Finance Department has the discretion for the remainder of FY2016 to spend an additional amount of not more than 5% of the aforementioned aggregate spend amount to Office Depot for unanticipated requests that may be submitted. [City Administrator Submission No. CA1242015]

150959 CO[#1]/Pricing Proposal/McNaughton McKay Electric/Electrical Supplies

Resolution resolving that the Finance Department is authorized to issue a change order for the second year of a three-year renewable pricing proposal [with McNaughton McKay Electric] for electrical supplies for the FY2015, FY2016 and FY2017 fiscal years, as requested by Utilities, in the amount of $20,000.00, for an aggregate spend amount of $229,500.00 over the first and second years of the three-year pricing proposal, AND, resolving that the Finance Department has the discretion for the remainder of the term of this three-year renewable pricing proposal to spend an additional amount of not more than 5% of the annual requested spend amount to McNaughton McKay Electric for unanticipated requests that may be submitted during the remainder of the agreement.

150960 Budget Amendment/Planning Division/Imagine Flint Neighborhood Planning Grant/Ruth Mott Foundation

Resolution resolving that the appropriate City Officials are authorized to process a budget amendment recognizing grant revenue and the corresponding appropriation of funds under Grant Code LRM-16-NPLAN, in the amount of $320,000.00, as requested by the Planning Division for the implementation of the Imagine Flint Neighborhood Planning Initiative. [City Administrator Submission No. CA1252015]

150961 Budget Amendment/Police Department/FY15 National Sexual Assault Kit Initiative [SAKI]/U.S. Department of Justice Grant

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to appropriate revenue and expenditure amounts in Fund-Dept No. 296-301.732, under Grant Code FDOJ-15-SAKI, in compliance with U.S. Department of Justice Grant Award No. 2015-AK-BX-K016, in the amount of $1,166,409.00, as requested by the Police Department to address the issue of unsubmitted sexual assault kits. [City Administrator Submission No. CA1262015]

150962 Budget Amendment/Police Department/DANY Sexual Assault Kit Backlog Elimination Program/District Attorney's Office of New York [DANY]

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to appropriate revenue and expenditure amounts in Fund-Dept No. 296-301.733, under Grant Code ODANY-15-SAK, in compliance with New York County District Attorney's Office Sexual Assault Kit Backlog Elimination Grant Program guidelines, in the amount of $163,590.00, as requested by the Police Department to address the issue of unsubmitted sexual assault kits. [City Administrator Submission No. CA1272015]

150963 Budget Amendment/Planning & Development/Professional Services in City of Flint Parks/Ruth Mott Foundation

Resolution resolving that the appropriate City Officials are authorized to process a budget amendment recognizing grant revenue and corresponding appropriation of funds under Grant Code LRM-16-PKMOW [in the amount of $68,400.00], as requested by Planning & Development for the mowing and maintenance of City parks between November 2015 and October 2016. [City Administrator Submission No. CA1282015]

150964 Budget Amendment/5th Division/Consolidation of 67th and 68th District Courts

Resolution resolving that the amended 5th Division budget amendment for the consolidation of the Sixty-Seventh [67th] and Sixty-Eighth [68th] District Courts, as approved by the Genesee County Board of Commissioners, is hereby authorized as requested by the Finance Department. [City Administrator Submission No. CA1302015]

SPECIAL ORDER

150955 Special Order/Mayor Karen Weaver

A special order to allow for remarks by Mayor Karen Weaver.

LIQUOR LICENSES

ORDINANCES - First Reading

ORDINANCES - Second Reading

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

150949

City of Flint, Michigan
Summary Meeting Minutes For
CITY COUNCIL

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

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

Eric Mays, Ward 1 | *Jacqueline Poplar, Ward 2*
Joshua M. Freeman, 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

Monday, November 23, 2015 **6:06 PM** **Council Chambers**

SUMMARY FOR 12-14-2015 CITY COUNCIL AGENDA

150941 Special Order/Flint City Council

A special order to allow for a presentation by Council President Kerry L. Nelson.

Presented

150938 Summary Minutes/Flint City Council/Regular Meeting/November 9, 2015

Summary Minutes of the Flint City Council regular meeting held Monday, November 9, 2015, at 6:07 p.m., in the City Council Chambers, 3rd Floor, City Hall.

A motion was made by Councilperson Freeman, seconded by Councilperson Galloway, that this matter be Placed on File. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Davis, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Winfrey

150939 Summary Minutes/Flint City Council/Special Meeting/November 18, 2015

Summary Minutes of the Flint City Council special meeting held Wednesday, November 18, 2015, at 6:02 p.m., in the City Council Chambers, 3rd Floor, City Hall.

A motion was made by Councilperson Freeman, seconded by Councilperson Galloway, that this matter be Placed on File. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Davis, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Winfrey

150940 Traffic Engineering/Closure Permits

Lane Closures (2) dated November, 2015, re: (1) SB Chavez Drive (repairing utility cuts-Nov. 9th); and (2) Dort Highway (repairing utility cuts-Nov. 9th).

A motion was made by Councilperson Freeman, seconded by Councilperson Kincaid, that this matter be Placed on File. The motion carried by the following vote:

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Davis, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Winfrey

150929 CO#5/Contract/Lockwood, Andrews & Newnam/Implementation of Water Plant Operations

Resolution authorizing the appropriate City Officials to do all things necessary to enter into change order #5 [to the contract with Lockwood, Andrews & Newnam for the implementation of Water Plant operations], as requested by the Department of Public Works (DPW), in an amount NOT-TO-EXCEED $907,650.00, for a revised contract amount of $3,888,090.00 [Acct. No. 591-536.100-801.000]. [City Administrator Submission No. CA1142015]

SEPARATED FROM MASTER RESOLUTION

150932 Budget Amendment/Uncommitted Community Development Block Grant (CDBG) Funds/CO#2/Contract/Hi Tech Protection/Smith Village Security Patrolling

Resolution authorizing the appropriate City Officials to do all things necessary to process a budget amendment moving funds from CDBG Uncommitted Accounts to Smith Village Project Accounts, and [enter into] change order #2 to the contract with Hi Tech Protection for Smith Village Security Patrolling, as requested by Community and Economic Development (CED), in an amount NOT-TO-EXCEED $89,653.00, for a revised contract amount of $181,688.00, and extend the contract term until March 2016. [City Administrator Submission No. CA1182015]

SEPARATED FROM MASTER RESOLUTION

150936 CO#4/Contract/Complete Towing/Towing and Storing of Vehicles

Resolution authorizing the Mayor and City Administrator to do all things necessary to enter into change order #4 to the contract with Complete Towing for the towing and storage of vehicles until June 30, 2017, as requested by the Police Department, in an aggregate amount of $425,000.00 ($125,000.00 for FY2016 and $300,000.00 for FY2017) [General Fund Acct. No. 101-305.206-801.000]. [City Administrator Submission No. CA1162015]

SEPARATED FROM MASTER RESOLUTION

150937 CO#1/Contract/Michigan Department of Transportation (MDOT)/Dupont Street Project/Priority Roads Investment Program (PRIP) Grant/Extension of Completion Deadline

Resolution authorizing the appropriate City Officials to enter into change order #1 to Michigan Department of Transportation (MDOT) Contract No. 15-0097 to extend the completion date for the Dupont Street Project (Stewart Avenue to Carpenter Road) until December 31, 2016, as requested by Transportation. [City Administrator Submission No. CA1212015]

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

150929 CO#5/Contract/Lockwood, Andrews & Newnam/Implementation of Water Plant Operations

Resolution authorizing the appropriate City Officials to do all things necessary to enter into change order #5 [to the contract with Lockwood, Andrews & Newnam for the implementation of Water Plant operations], as requested by the Department of Public Works (DPW), in an amount NOT-TO-EXCEED $907,650.00, for a revised contract amount of $3,888,090.00 [Acct. No. 591-536.100-801.000]. [City Administrator Submission No. CA1142015]

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

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

No: 2 - Councilperson Mays and Councilperson Galloway

Absent: 1 - Councilperson Winfrey

150932 Budget Amendment/Uncommitted Community Development Block Grant (CDBG) Funds/CO#2/Contract/Hi Tech Protection/Smith Village Security Patrolling

Resolution authorizing the appropriate City Officials to do all things necessary to process a budget amendment moving funds from CDBG Uncommitted Accounts to Smith Village Project Accounts, and [enter into] change order #2 to the contract with Hi Tech Protection for Smith Village Security Patrolling, as requested by Community and Economic Development (CED), in an amount NOT-TO-EXCEED $89,653.00, for a revised contract amount of $181,688.00, and extend the contract term until March 2016. [City Administrator Submission No. CA1182015]

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

Aye: 7 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Davis, Vice President VanBuren and Councilperson Kincaid

No: 1 - Councilperson Galloway

Absent: 1 - Councilperson Winfrey

150936 CO#4/Contract/Complete Towing/Towing and Storing of Vehicles

Resolution authorizing the Mayor and City Administrator to do all things necessary to enter into change order #4 to the contract with Complete Towing for the towing and storage of vehicles until June 30, 2017, as requested by the Police Department, in an aggregate amount of $425,000.00 ($125,000.00 for FY2016 and $300,000.00 for FY2017) [General Fund Acct. No. 101-305.206-801.000]. [City Administrator Submission No. CA1162015]

Adopted

Substituted

Amended

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

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

No: 2 - Councilperson Mays and Councilperson Galloway

Absent: 1 - Councilperson Winfrey

150956

RESOLUTION NO.: CA1222015

PRESENTED: 12-3-15

ADOPTED: ______________

RESOLUTION APPROVING THE APPOINTMENT OF ADA C. WASHINGTON TO THE BOARD OF HOSPITAL MANAGERS FOR THE REMAINDER OF DR. KAREN W. WEAVER'S TERM

BY THE MAYOR:

Dr. Karen W. Weaver, Mayor, desires to appoint Ada C. Washington to the Board of Hospital Managers for the remainder of her term that shall expire April 30, 2017; and,

Mayor Weaver recommends the appointment of Ada C. Washington (1505 Arrow Lane, Apartment 302, Flint, MI 48502) to serve out the remainder of her five-year term on the Board of Hospital Managers, commencing immediately upon adoption of this resolution, and expiring April 30, 2017.

IT IS RESOLVED that the Flint City Council approves the appointment of Ada C. Washington (1505 Arrow Lane, Apartment 302, Flint, MI 48502) to serve out the remainder of Dr. Karen W. Weaver's five-year term on the Board of Hospital Managers, commencing immediately upon the adoption of this resolution, and expiring April 30, 2017.

APPROVED AS TO FORM:

Peter M. Bade, City Attorney

FOR THE CITY:

Karen W. Weaver

Dr. Karen W. Weaver, Mayor

APPROVED BY THE FLINT CITY COUNCIL:

Kerry L. Nelson

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

Memorandum

To: Mayor Dr. Karen Weaver

From: Ada C. Washington

Re: Consideration for Appointment to the Hurley Medical Center Board of Managers

Date: November 30, 2015

Our community faces challenges that cross all social backgrounds, social strata, and community demographics. Hurley Medical Center has been a stalwart in the ongoing battle to save lives and help people. As we move through these challenges in our quest for quality care, it would be an honor to be affiliated with an organization that makes a positive impact in the lives of so many people.

Although my background has focused on creativity and education, having served as a member of the Citizen's Banking Corporate Board of Directors, as well as a member of various community boards and organizations, and on a lighter, but very significant note, being the only lawyer in my household without a law license, I am well prepared to be a valued member of the Hurley Medical Center Board of Managers.

ADA C. WASHINGTON

1505 Arrow Lane, Flint MI 48507
Home 810-742-2441
Cell 810-691-2003
Email: akay0919@aol.com

EDUCATION:

Bachelor of Science, Secondary Education Music Grambling College, Grambling, LA	1972
Masters of Arts Eastern Michigan University, Ypsilanti, MI	1982
Writing for Children and Teenagers Institute of Children's Literature, W. Redding, CT	2005 – Present

PROFESSIONAL EXPERIENCE:

Flint Community Schools Music Education	1973-1985
Full Time Mom and Home Administrator	1985 – 2005
President, Vada, Inc.	2005 – Present
Top-Shelf Lacrosse Director/Manager	2012 - 2014

BOARDS OF DIRECTORS:

Genesee County Bar Auxiliary President	1987 - 1995 1991 - 1992
Center Stage Productions	1988
Michigan Lawyers Auxiliary	1991 – 1993

McLaren Health Care Corporation	
Foundation Board	1993 – 1995
401 Children's Fund	
Citizens Banking Corporation	
Community Director	
Michigan Director	
Corporate Director	1993 – 2005
American Bar Association Auxiliary	
Michigan State Representative	1993 – 1996
Flint Institute of Music	
Organized Children's Choir from FCS to Perform with the Flint Symphony	1991 - 1993
The Valley School	2001

ARTISTIC ENDEAVORS:

Original Works and Performances:

Founded – Miller's Kids	
Flint Students' Performing Arts Group	1980 – 1985
McCree Theater Production of the "Wiz"	
Role as Glenda the Good Witch	1982
Producer – Trial of Alice in Wonderland – Musical	
Doyle Ryder School	1995
Writer and Producer – The Three Little pigs – Musical	
Doyle Ryder School	1996
Writer and Producer – The Three Little Pigs – Musical	
The Valley School	2001
Writer and Producer – The Apple Fuddggie Festival	
The Valley School	2002

Writer and Producer – The Three Little Pigs – Musical Stewart Community School	2004
Writer and Producer – Pigsburgh™ Musical "Know Place Like Home"	2005
Writer and Producer – "Aunty K n'em™ in Pigsburgh™ Compact Disc	2005
McCree Theatre Production – "Fame Director	2009

Art Exhibition Organization:

Luther Washington – "Transitions"	January 1995
Students of Doyle Ryder School	June 1995

VOLUNTEER ORGANIZATIONS:

Genesee County March of Dimes Honorary Chairperson	1986 - 1988
Junior League of Flint Visually Impaired Center	1987
Urban Community Youth Outreach Metropolitan Baptist Church & Urban Coalition Fundraising Dinner Multicultural Arts Exhibit	1989
Pierians, Inc. Flint Chapter – Arts Organization Founding Member and First President	1990 – 1993
Flint Cultural Center Organizational Committee Representing Flint Community Schools	1991

Pierians Inc. National Organization Corresponding Secretary	1993 – 1994
Flint Institute of Arts Docent	1995
Learning Communities Network, Inc. The Rockefeller Study Flint Community Schools Parent Representative	1997 – 1999
Director of Children's Choir St. Paul's Episcopal Church	2001 – 2003

SOCIAL MEMBERSHIPS:

Delta Sigma Theta – Life Member
Flint Alumni Chapter

Society of Children's Book Writers & Illustrators
Member

AWARDS:

Ike Award Distinguished Service to Eisenhower School	1980
Doyle – Ryder School Appreciation Award Trial of Alice in Wonderland	1995

150957

RESOLUTION NO.: CA 129 2015

PRESENTED: 12-11-15

ADOPTED: ______________________

RESOLUTION APPROVING THE REAPPOINTMENT OF MATTHEW SCHLINKER TO THE FLINT DISTRICT LIBRARY BOARD

BY THE MAYOR:

Matthew Schlinker's term on the Flint District Library Board expired September 30, 2015; and

Mr. Schlinker, 919 Kensington Avenue, Flint, Michigan, 48503, has expressed a sincere interest in continuing to serve on the Flint District Library Board; and

Mayor Weaver recommends and supports the reappointment of Matthew Schlinker to the Flint District Library Board.

IT IS RESOLVED that the Flint City Council approves the reappointment of Matthew Schlinker (919 Kensington Avenue, Flint, Michigan, 48503) to serve an additional three-year term on the Flint District Library Board, commencing October 1, 2015, and expiring September 30, 2018.

APPROVED AS TO FORM:

Peter M. Bade, City Attorney

FOR THE CITY:

Karen W. Weaver

Dr. Karen W. Weaver, Mayor

Natasha L. Henderson

Natasha L. Henderson, City Administrator

APPROVED BY THE FLINT CITY COUNCIL:

Kerry Nelson

Kerry Nelson, President

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

150958

(Proposal #380)

SUBMISSION NO.: CA 1232015

PRESENTED: 12-11-15

ADOPTED: ______________________

RESOLUTION TO OFFICE DEPOT FOR OFFICE SUPPLIES

BY THE CITY ADMINISTRATOR

RESOLUTION

On August 13, 2015 the Receivership Transition Advisory Board (RTAB) authorized the Finance Department, Purchasing and Supplies Division, to issue purchase orders to Office Depot, 2200 Old Germantown Rd., Delray Beach, FL for office supplies in an amount not to exceed $99,925.00 as requested by various departments, and

The Development Department has submitted a request to procure said supplies in an amount not to exceed $4,000.00 as a result of receiving additional funding from a grant. The funding for this purchase will come from the following account: 296-691,400-726.000 FHUD14CHOICE; and

IT IS RESOLVED, that the Finance Department is authorized to issue a purchase order to Office Depot for office supplies in an amount not to exceed $4,000.00 which results in an aggregate spend amount of $103,925.00 to said vendor. (Other Grants Fund)

BE IT FURTHER RESOLVED, that the Finance Department has the discretion for the remainder of the FY16 fiscal year to spend an additional amount of not more than 5% of the aforementioned aggregate spend amount to Office Depot for unanticipated requests that may be submitted.

APPROVED PURCHASING DEPT.:

Derrick Jones, Purchasing Manager

APPROVED AS TO FINANCE:

Jody N. Lundquist, Chief Financial Officer

APPROVED AS TO FORM:

Peter M. Bade, Chief Legal Officer

Natasha L. Henderson, City Administrator

RECEIVERSHIP TRANSITION ADVISORY BOARD:

CITY COUNCIL:

Kerry Nelson, Council President

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

RESOLUTION STAFF REVIEW FORM

DATE: **December 10, 2015**

Agenda Item Title: RESOLUTION TO ISSUE A PURCHASE ORDER TO OFFICE DEPOT FOR MISCELLANEOUS OFFICE SUPPLIES FOR FOR THE CHOICE NEIGHBORHOODS PLANNING GRANT.

Prepared By: Mary Jarvis, Senior Accountant

Background/Summary of Proposed Action:

In accordance with the Master Plan, the City applied for a Choice Neighborhoods Planning Grant, from the U.S. Department of Housing and Urban Development, along with a co-applicant, the Flint Housing Commission (FHC). The resolution accepting the grant was not adopted until April 20, 2015. The budget was not entered until July 24, 2015, therefore the request for an Office Depot purchase order was not entered at the same time as other annual requests. This resolution authorizes the City issue a purchase order to Office Depot in the amount of $4,000 to provide office supplies as authorized by the Choice Neighborhoods Planning Grant.

Financial Implications:
$4,000 to be encumbered by a purchase order issued to Office Depot to provide office supplies for the Choice Neighborhoods Planning Grant.

Budgeted Expenditure: Yes _X_ No ___ **Please explain, if no:** ______________

Account Number: 296-691.400-726.000 **Grant Code: FHUD14CHOICE**

Pre-encumbered: Yes _X_ No ___ **Requisition # 150000987**

Staff Recommendation:
The Director of Department of Planning and Development/Chief Planning Officer recommends approval of this resolution.

Staff Person: ______________________
Brian Larkin, Director of Planning and Development

PURCHASE ORDERS PENDING COUNCIL AND RTAB APPROVAL
GRANTS (296) - JANUARY 2016 SUMMARY

Reso #	Council Review Date	Description	Division	Approval Status		296-691.400-726.000
Amended Budget					$	4,510.42
Year-to-date Balance					$	61.04
Purchase Orders Approved					$	-
Available Balance					$	4,449.38
CA1232015	12/14/2015	Office Depot - Choice Neighborhoods Grant Office Supplies	Planning & Develop.		$	4,000.00
				Pending RTAB Approval Totals	$	4,000.00
Ending Year to Date Balance Pending Council and RTAB Approval					$	449.38

150959

(Proposal #15000510)

SUBMISSION NO.: CA1242015

PRESENTED: 12-11-15

ADOPTED: ______________

RESOLUTION TO MCNAUGHTON MCKAY ELECTRIC FOR ELECTRICAL SUPPLIES

BY THE CITY ADMINISTRATOR

RESOLUTION

On September 9, 2015 the Receivership Transition Advisory Board (RTAB) adopted resolution #CA0672015 in the amount of $97,000.00 with McNaughton McKay Electric, 1011 E. Fifth Ave., Flint, MI 48501 for approval of the second year of a three year renewable pricing proposal for electrical supplies for the FY15, FY16, and FY17 fiscal years as requested by various departments, and

The DPW Utilities Water Treatment Plant has submitted a change order request for an additional $20,000.00 needed for electrical supplies due to multiple upgrades and repairs underway in preparation for the KWA raw water connection. The funding for this purchase will come from the following account: 591-545.201-726.000 and

IT IS RESOLVED, that the Finance Department is authorized to issue a change order for the second year of a three year renewable pricing proposal for electrical supplies for the FY15, FY16, and FY17 fiscal years as requested by the DPW Utilities Water Treatment Plant in an amount of $20,000.00 (Water Fund) which results in an aggregate spend amount of $229,500.00 over the first and second years of the three year pricing proposal.

BE IT FURTHER RESOLVED, that the Finance Department has the discretion for the remainder of the term of this three year renewable pricing proposal to spend an additional amount of not more than 5% of the annual requested spend amount to McNaughton McKay Electric for unanticipated requests that may be submitted during the remainder of the agreement.

APPROVED PURCHASING DEPT.:

Derrick Jones, Purchasing Manager

APPROVED AS TO FINANCE:

Jody N. Lundquist, Chief Financial Officer

APPROVED AS TO FORM:

Peter M. Bade, Chief Legal Officer

Natasha L. Henderson, City Administrator

RECEIVERSHIP TRANSITION ADVISORY BOARD:

CITY COUNCIL:

Kerry Nelson, Council President

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

RESOLUTION STAFF REVIEW

December 7, 2015

Agenda Item Title: Water Plant – Electrical Supplies and Parts

Background/Summary of Proposed Action:
The Flint Water Plant is requesting a change order to P.O. 15-000703 with McNaughton McKay in the amount of $20,000.00. The change order is needed due to the multiple upgrades and repairs currently in progress so the plant is ready when the KWA raw water arrives.

Financial Implications:
Please approve the change order to P.O. 16-000703 with McNaughton McKay for the Water Plant in the FY 2016 amended budget amount of $20,000.00 using account 591-545.201-726.000.

Budgeted Expenditure? Yes X No Please explain if no:

Account No.: 591-545.201-726.000, Parts and supplies

Pre-encumbered? Yes X No Requisition: 150001062

Other Implications (i.e., collective bargaining): None

Staff Recommendation: Approve

Department Approval: ______________

PURCHASE ORDERS PENDING COUNCIL AND RTAB APPROVAL
WATER FUND (591) - JANUARY 2016 SUMMARY

Reso #	Council Review Date	Description	Division	Approval Status		591-545.201-726.000
Amended Budget					**$**	**230,000.00**
Year-to-date Balance					**$**	**39,199.71**
Purchase Orders Approved					**$**	**131,669.01**
Available Balance					**$**	**59,131.28**
CA1242015	12/14/2015	McNaughton McKay Electric - Electrical Supplies	Water Plant		$	20,000.00
				Pending RTAB Approval Totals	**$**	**20,000.00**
Ending Year to Date Balance Pending Council and RTAB Approval					$	39,131.28

150960

RESOLUTION NO.: CA12520 15

PRESENTED: 12-11-15

ADOPTED: ____________

RESOLUTION APPROVING A BUDGET AMENDMENT FOR IMAGINE FLINT NEIGHBORHOOD PLANNING GRANT FROM RUTH MOTT FOUNDATION

BY THE CITY ADMINISTRATOR:

The City was awarded grant funding from the Ruth Mott Foundation in the amount of $320,000.00; and

This grant is for the implementation of the *Imagine Flint* Neighborhood Planning Initiative; and

This program is an effort, led by the City of Flint Planning Division, to work with residents of Flint to develop neighborhood specific plans and strategies over the next two years.

IT IS RESOLVED that appropriate City officials are authorized to process a budget amendment recognizing grant revenue and corresponding appropriation of funds under grant code LRM-16-NPLAN in the amount of $320,000.00.

APPROVED AS TO FORM:

Peter M. Bade, City Attorney

Jody N. Lundquist, Chief Financial Officer

FOR THE CITY OF FLINT:

Natasha L. Henderson, City Administrator

APPROVED BY CITY COUNCIL:

Kerry Nelson, City Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

BUDGET AMENDMENT STAFF REVIEW FORM

DATE: December 10, 2015

Agenda Item Title: RESOLUTION APPROVING A BUDGET AMENDMENT FOR IMAGINE FLINT NEIGHBORHOOD PLANNING GRANT FROM RUTH MOTT FOUNDATION

Prepared By: Kevin Schronce, Planner III

Background/Summary of Proposed Action:

In November 2015, the City received grant funding from the Ruth Mott Foundation (RMF) for a two-year, neighborhood planning initiative. The program will be led by the Planning Division and afford the City the ability to work with residents of Flint to develop neighborhood specific plans and strategies across the City.

The grant is for two years and will allow the Division to hire a Neighborhood Planner and solicit professional services from consultants for plan development. The grant will also enable groups to implement strategies identified in their plan, through funding directly tied to plan execution.

The neighborhood planning initiative will allow the City to further implement its master plan, through the "creation of at least two neighborhood plans annually".

Financial Implications:

This grant leverages existing funds throughout the community, and delivers no impact to the City's General Fund accounts.

Budgeted Expenditure: Yes _X_ No _____ **Please explain, if no:**

Pre-encumbered: Yes __ No _X_

Account No.: To be appropriated by Finance under grant code LRM-16-NPLAN.

Reviewed and approved by M. Jarvis Mary Jarvis

Staff Recommendations:

The Director of Department of Planning and Development recommends approval of this budget amendment.

Brian Larkin, Director of Planning and Development

Ruth Mott Foundation
APPLEWOOD

November 6, 2015

Ms. Natasha Henderson
City Administrator
City of Flint
City Hall
1101 South Saginaw Street
Flint, MI 48502

Dear Ms. Henderson:

I am pleased to inform you the Ruth Mott Foundation has granted $320,000 to the City of Flint for the period 12/1/2015 through 11/30/2017.

Use of Grant
This grant is to be expended solely for the *Imagine Flint* - **Neighborhood Planning Initiative (Grant ID: 2060)** as outlined in your proposal dated 8/7/2015. Upon receipt of your acceptance, the grant will be paid to City of Flint.

The City of Flint confirms it will act as the fiscal sponsor for this project and this project will be under its complete control. The City of Flint further confirms it will exercise control over the process of selecting any secondary grantee or consultant, that the decision made or that will be made on any such selection is completely independent of the Ruth Mott Foundation, and there does not exist an agreement, written or oral, under which the Ruth Mott Foundation has created or may cause the selection of a secondary grantee or consultant.

The Foundation rarely commits significant grant funds for extended periods of time, and receiving a grant now does not guarantee renewal in the future. Unless this grant is for a one-time activity, grantees should cultivate other sources of support to ensure the sustainability of their program beyond the life of this grant.

We want to alert you to the fact that the Ruth Mott Foundation board is currently engaged in a strategic planning process and the Foundation's grantmaking priorities may change.

Grant Contingencies
The grant is contingent upon the following:
1) Payment in the amount of $144,750 for Year 1:
   - Receipt of signed commitment letter.
2) Payment in the amount of $175,250 for Year 2:
   - Receipt and approval of the Year 1 interim report due 12/29/2016.

Grant Accounting
- You may charge this grant only for services performed or equipment and material received during the grant period specified in this letter.
- You may charge this grant only for line item expenditures that were included in the approved budget in this letter.
- You are required to maintain financial records and receipts for expenditures relating to this project.

- You are required to retain all records and supporting documentation relating to this grant for five years after the grant's termination date. You are also required to permit the Ruth Mott Foundation to have reasonable access to your files, records and personnel during the term of this grant and for five years thereafter for the purpose of making financial audits, verifications, or program evaluations.
- You will notify the Foundation immediately in writing of any significant changes in the organization, program or activity supported by the grant including, but not limited to, its budget, expenditures, objectives, key personnel, schedule, or other circumstances that could affect its purpose or intended outcomes.
    1. The Ruth Mott Foundation must approve variances that exceed both $1,000 and 20% over the budget line item amount 30 days in advance of the expenditure.
    2. The Ruth Mott Foundation must approve any variance that changes the grant period or reporting dates, 30 days in advance of the grant end date.
    3. Expenses related to any variances not approved will be the responsibility of the grantee.

Ruth Mott Foundation Contact Person

Foundation program staff may contact you from time to time to arrange for visits to project sites. The purpose of such calls is to review developments, discuss any problems which may have arisen and assess progress. Please direct all correspondence or questions relating to this grant to Raquel Thueme, Program Director.

Public Information

The Foundation encourages grantees to make announcements of grants upon return of the signed commitment letter and to make mention of the Ruth Mott Foundation. However, we require the opportunity to read and approve in advance all publications, press releases, on-line communications, or other public announcements that make mention of the Ruth Mott Foundation and/or this grant award.

Reports

To assist us in monitoring this grant, we ask you submit reports to the Foundation. Although we do not have a standard reporting format, we do have a few guidelines. We would prefer to receive a concise and precise document (four to five pages). The report, which can take the form of a letter, should provide the Foundation with a candid assessment of the progress of the project including any challenges or difficulties, and what has been learned so far. The report should list the results achieved to date and state what is planned for the next period. In addition to the narrative report, we require a signed financial statement detailing how the Foundation's grant funds have been spent.

The Foundation requires the following report(s):
(To expedite the review process, the cover page of your report should include the grant ID number, project name, grant dates, and the name of the report.)

Grant Dates: 12/1/2016 to 11/30/2017

Interim Report Due Date: 12/29/2016

Final Report Due Date: 12/29/2017

Please report on the following:

1. A narrative summary of the *Imagine Flint* - **Neighborhood Planning Initiative** to include the following:
   a. Description of planning and implementation activities including number of neighborhood plans developed in year 1 and year 2 (e.g. BNCP project area, Wards 1 and 3 in year 1).
   b. Description of the staffing model in place, including any new positions that have been created, and the effect on the City of Flint's ability to implement neighborhood strategies outlined in the Master Plan.
   c. Results from technical assistance provided to north Flint residents, block clubs and neighborhood groups and a description of the evaluation methods used to assess progress.
   d. Description of attraction efforts for other private and public funding to re-build and reinvest in Flint's hardest hit neighborhoods by leveraging RMF, Community Foundation of Greater Flint and CDBG grants and CDBG neighborhood enhancement funds.
   e. Results from cross-partner resident meetings for Choice Neighborhood and north Flint planning participants.
   f. Provide a copy of the neighborhood planning tool kit and completed neighborhood plans developed by north Flint residents and the City of Flint, and approved by the Flint Planning Commission.

2. Provide photographs (digital) of your project, including parental waivers for all minors featured in photographs.

3. Evaluation or lessons learned which might result in changes in the future.

4. Financial report summarizing the grant expenses and/or balances remaining at the end of the grant reporting period. Once the project is completed, the Foundation requires a final accounting of grant expenditures for the grant total, $320,000.
   a. Accounting: Budget vs. Actual:
      Report should include the actual expenditures against the approved budget by line item for the reporting period.
   b. Approved variance explanations: Summary of all approved variances that occurred during the course of the grant.
   c. All Funding Sources: Summary of funding sources (listing by source, amount and grant period) received for this program during the reporting period including cash and in-kind services.
   d. Unspent Funds: Please explain the variance between the total funding received and the total approved budget.
   e. Signature of the appropriate financial officer of your organization.

We would be happy to assist you or answer any questions you may have regarding this reporting requirement.

Undisbursed Funds

You are required to return any undisbursed funds to the Ruth Mott Foundation within three months after the end of this grant or at the time you are unable to fulfill this grant agreement. Any refund of less than $100 will be waived.

Compliance with Laws

You may not use any portion of the grant funds to undertake any activity for any purpose other than one specified in section 170(c)(2)(B) of the Internal Revenue Code for charitable purposes. Further, the Ruth Mott Foundation reserves the right to discontinue, modify, or withhold any payments that might otherwise be due under this grant or to require a refund of any unexpended grant funds if, in the Ruth Mott Foundation's judgment, such action is necessary to comply with the requirements of any law or regulation.

Acceptance

This letter contains the entire agreement between your organization and the Ruth Mott Foundation, and there are no conditions or stipulations, oral or written, governing the use of the grant funds other than those contained in this letter.

If you agree to the grant conditions as stated, please return **one complete copy of this grant agreement in its entirety, with all the original signatures including the president and the board chair** in the space provided. This grant may be withdrawn if the Ruth Mott Foundation has not received your acceptance within one month from the date of this letter. By countersigning this grant letter, your organization also confirms that there has been no change in its qualification as an organization exempt from income taxation under Section 501 (c)(3) of the Internal Revenue Code. Should any change occur, please notify the Ruth Mott Foundation immediately.

It has been a pleasure to work with you in developing this grant commitment, and we are confident that this project will have a positive impact on the community.

Very truly yours,

Handy L. Lindsey, Jr.
President

We acknowledge that appropriate personnel have read and understand this letter, that its terms and conditions are acceptable to us and that we will comply with those terms and conditions. The two signers below are authorized by the organization to enter into this agreement

PROPOSAL NUMBER: 2060

Name of Grantee:	City of Flint
Name of President/Chief Executive Officer:	Natasha Henderson, City Administrator
Signature President/CEO:	Natasha L. Henderson
Date Signed:	11-6-2015
Name of Board Chairperson:	Dayne Walling, Mayor of City of Flint
Signature of Board Chair:	D. W.
Date Signed:	11/6/15

Ruth Mott Foundation Approved Project Budget
City of Flint
Imagine Flint - Neighborhood Planning Initiative
12/1/2015 - 11/30/2017

See attached approved budget.

150961

SUBMISSION NO.: CA 12262015

PRESENTED: 12-11-15

ADOPTED: ______________

RESOLUTION AUTHORIZING AMENDMENT OF THE 2016 BUDGET FOR A POLICE DEPARTMENT GRANT FROM THE DOJ FOR $1,166,409.00

BY THE CITY ADMINISTRATOR:

The City of Flint has applied for and accepted a US Department of Justice (DOJ) grant under the FY15 National Sexual Assault Kit Initiative (SAKI) in the amount of $1,166,409.00.

This funding was created to address the issue of unsubmitted sexual assault kits (SAKs) at law enforcement agencies. This program is also meant to further the Department of Justice's mission by improving state and local jurisdictions' response to violent crime and improving the functioning of the criminal justice system.

The funds will be used over a three year period from October 2015 through September 2018 and must be utilized in compliance with the grant agreement and approved grant budget.

The proposed amendment has been reviewed and approved by the Mayor and City Administrator.

IT IS RESOLVED that the appropriate City officials are authorized to do all things necessary to appropriate revenue and expenditure amounts in fund-dept #296-301.732 under grant code #FDOJ-15-SAKI in compliance with US Department of Justice Grant Award #2015-AK-BX-K016 for the amount of $1,166,409.00.

Peter M. Bade, Chief Legal Officer

Jody N. Lundquist, Chief Financial Officer

Natasha L. Henderson, City Administrator

CITY COUNCIL:

Kerry Nelson, Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

RESOLUTION STAFF REVIEW FORM

DATE: December 3, 2015

Agenda Item Title: Resolution authorizing City of Flint Officials to do all things necessary to approve a budget amendment that adds revenue and expenditure appropriations for a grant from the US Dept Of Justice to process sexual assault kits.

Prepared By: Tamar Lewis, Budget and Grants Administrator

Background/Summary of Proposed Action: This funding was created to address the issue of unsubmitted sexual assault kits (SAKs) at law enforcement agencies. This program is also meant to further the Department of Justice's mission by improving state and local jurisdictions' response to violent crime and improving the functioning of the criminal justice system. The grant is for a three year period and totals $1,166,409.00

It will be used in conjunction with a grant from the New York County District Attorneys Office in the amount of $163,590.00.

The Grant code in the BS&A system is FDOJ-15-SAK1.

Financial Implications: There is no required match, however any ineligible expenditures would need to be paid from the City's General Fund.

Budgeted Expenditure: Yes ____ No__X___ **Please explain, if no:**

Account #: 296 – 301.732
296 = Other Grants Fund
301.732 = DOJ Grant

Pre-encumbered: Yes______ No__X__ **Requisition #**______________

Other Implications (i.e., collective bargaining:

Staff Recommendation: The Police Department recommends approval of this resolution, and recommend that multi-year projects funded with restricted funds not be accounted for like regular governmental funding items.

Approval: ____________________
James Tolbert, Chief of Police

CITY OF FLINT
POLICE DEPARTMENT
Natasha L. Henderson, City Administrator

Dr. Karen Weaver
Mayor

James W. Tolbert
Chief of Police

November 24, 2015

Natasha L. Henderson
City Administrator
1101 S. Saginaw St.
Flint, MI. 48502

Re: Grant Acceptance

Ms. Henderson,

The City of Flint Police Department has received the three grant awards listed below:

- Department of Justice FY15 Sexual Assault Kit Initiative (SAKI) grant - $1,166,409.00. No required match. This grant is to investigate sexual assault cases, prosecute Offenders and give assistance to the victims. The grant period is from 10/01/15 to 09/30/18.

- 2015 Sexual Assault Kit Background Elimination Grant from the District Attorney, County of New York, also known as the "DANY" grant. Grant amount is $163,590.00. No required match. This grant works alongside the "SAKI" grant. It collects and sends sexual assault kits out to be tested. This grant period is from 10/10/15 to 09/30/17.

- Auto Theft Prevention Authority (ATPA) Grant, refer to as G.A.I.N. - $56,313.00 with a $56,313.00 match, already budgeted in the Police Operating Budget. This grant period is from 10/01/15 to 09/30/16.

The City of Flint Police Department is requesting the City of Flint accept these grant awards.

- Department of Justice "SAKI" Grant ✓ Accept ____ Deny
- District Attorney, New York "DANY" Grant ✓ Accept ____ Deny
- Auto Theft Grant "G.A.I.N." ✓ Accept ____ Deny

Additional grant information has been attached.

Natasha L. Henderson, City Administrator

Police Department
210 E. Fifth Street - Flint, Michigan 48502
(810) 237-6868 FAX: (810) 237-6960 www.JTolbert@cityofflint.com

GRANT INFORMATION

Grant Name	FY15 National Sexual Assault Kit Initiative (SAKI)
Funded By:	Department of Justice
Awarding Agency:	Office of Justice Programs
Department Receiving grant:	Police
BS&A Account Numbers	296-301.XXX (To be assigned by Finance upon approval)
CFDA #	16.833
Grant ID	2015-AK-BX-K015
Grant Period:	10/01/15 to 09/30/18
Grant Amount:	$1,166,409.00
Grant Financial Monitor	Rick Johnson - Police Financial Coordinator
Grant Programmatic Monitor	Sgt. Patrick Brady
Reporting Requirements:	Quarterly
Reporting Due Dates:	30 days after the last day of the Quarter.

Grant Name	2015 Sexual Assault Kit Backlog Elimination Grant
Funded By:	Bureau of Justice Assistance
Awarding Agency:	New York County District Attorney's Office (DANY)
Department Receiving grant:	Police
BS&A Account Numbers	296-301.XXX (To be assigned by Finance upon approval)
CFDA #	N/A
Grant ID	DANY Grant
Grant Period:	10/01/15 to 09/30/17
Grant Amount:	$163,590.00
Grant Financial Monitor	Rick Johnson - Police Financial Coordinator
Grant Programmatic Monitor	Sgt. Patrick Brady
Reporting Requirements:	Quarterly
Reporting Due Dates:	30 days after the last day of the Quarter.

Grant Name	G.A.I.N.
Funded By:	State of Michigan - Automobile Theft Prevention Authority (ATPA)
Awarding Agency:	Genesee County
Department Receiving grant:	Police
BS&A Account Numbers	296-301.XXX and 101-301.XXX (To be assigned by Finance upon approval)
CFDA #	N/A
Grant ID	G.A.I.N. G-2-16
Grant Period:	10/01/15 to 09/30/16
Grant Amount:	$56,313.00 Match Amt: $56,313.00
Grant Financial Monitor	Rick Johnson - Police Financial Coordinator
Grant Programmatic Monitor	Sgt. Patrick Brady
Reporting Requirements:	Monthly
Reporting Due Dates:	15 Days after the last day of the month

City of Flint Account Number	Approved Budget	2015-AK-BX-K016 FDOJ-15-SAKI
Wages	389,803.00	296 - 301 732 - 702 000
Direct Fringe	20,432.00	296 - 301 732 - 719 100
Pension	33,000.00	296 - 301 732 - 719 155
Other Fringe	121,946.00	296 - 301 732 - 719 200
Supplies	9,090.00	296 - 301 732 - 726 000
Shipping/Postage	7,038.00	296 - 301 732 - 729 000
Consultants/Contracts	574,060.00	296 - 301 732 - 801 000
Travel	11,040.00	296 - 301 732 - 958 000

$ 1,166,409.00

Department of Justice

Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

September 10, 2015

Chief James W. Tolbert
City of Flint Police Department
210 E. Fifth Street
Flint, MI 48502-1636

Dear Chief Tolbert:

On behalf of Attorney General Loretta Lynch, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 15 National Sexual Assault Kit Initiative (SAKI) in the amount of $1,166,409 for City of Flint Police Department.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Tamaro T. White, Program Manager at (202) 353-3303; and

- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

Karol V. Mason

Karol Virginia Mason
Assistant Attorney General

Enclosures

OFFICE FOR CIVIL RIGHTS

Office of Justice Programs
Department of Justice
810 7th Street, NW
Washington, DC 20531

Tel: (202) 307-0690
TTY: (202) 307-2027
E-mail: askOCR@usdoj.gov
Website: www.ojp.usdoj.gov/ocr

September 10, 2015

Chief James W. Tolbert
City of Flint Police Department
210 E. Fifth Street
Flint, MI 48502-1636

Dear Chief Tolbert:

Congratulations on your recent award. In establishing financial assistance programs, Congress linked the receipt of federal funding to compliance with federal civil rights laws. The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice (DOJ) is responsible for ensuring that recipients of financial assistance from the OJP, the Office of Community Oriented Policing Services (COPS), and the Office on Violence Against Women (OVW) comply with the applicable federal civil rights laws. We at the OCR are available to help you and your organization meet the civil rights requirements that come with DOJ funding.

Ensuring Access to Federally Assisted Programs

Federal laws that apply to recipients of financial assistance from the DOJ prohibit discrimination on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in employment but also in the delivery of services or benefits. A federal law also prohibits recipients from discriminating on the basis of age in the delivery of services or benefits.

In March of 2013, President Obama signed the Violence Against Women Reauthorization Act of 2013. The statute amends the Violence Against Women Act of 1994 (VAWA) by including a nondiscrimination grant condition that prohibits discrimination based on actual or perceived race, color, national origin, religion, sex, disability, sexual orientation, or gender identity. The new nondiscrimination grant condition applies to certain programs funded after October 1, 2013. The OCR and the OVW have developed answers to some frequently asked questions about this provision to assist recipients of VAWA funds to understand their obligations. The Frequently Asked Questions are available at http://ojp.gov/about/ocr/vawafaqs.htm.

Enforcing Civil Rights Laws

All recipients of federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to prohibitions against unlawful discrimination. Accordingly, the OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, the OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal opportunity standards.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with DOJ guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). See U.S. Department of Justice, Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons, 67 Fed. Reg. 41,455 (2002). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website http://www.lep.gov.

Ensuring Equal Treatment for Faith-Based Organizations

The DOJ regulation, Equal Treatment for Faith-Based Organizations, 28 C.F.R. pt. 38, requires State Administering Agencies (SAAs) to treat faith-based organizations the same as any other applicant or recipient. The regulation prohibits SAAs from making award or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the DOJ to fund inherently (or explicitly) religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must hold them separately from the program funded by the DOJ, and recipients cannot compel beneficiaries to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the DOJ are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see the OCR's website at http://www.ojp.usdoj.gov/about/ocr/equal_fbo.htm.

SAAs and faith-based organizations should also note that the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, as amended, 42 U.S.C. § 3789d(c); the Victims of Crime Act of 1984, as amended, 42 U.S.C. § 10604(e); the Juvenile Justice and Delinquency Prevention Act of 1974, as amended, 42 U.S.C. § 5672(b); and VAWA, Pub. L. No. 113-4, sec. 3(b)(4), 127 Stat. 54, 61-62 (to be codified at 42 U.S.C. § 13925(b)(13)) contain prohibitions against discrimination on the basis of religion in employment. Despite these nondiscrimination provisions, the DOJ has concluded that it may construe the Religious Freedom Restoration Act (RFRA) on a case-by-case basis to permit some faith-based organizations to receive DOJ funds while taking into account religion when hiring staff, even if the statute that authorizes the funding program generally forbids recipients from considering religion in employment decisions. Please consult with the OCR if you have any questions about the regulation or the application of RFRA to the statutes that prohibit discrimination in employment.

Using Arrest and Conviction Records in Making Employment Decisions

The OCR issued an advisory document for recipients on the proper use of arrest and conviction records in making hiring decisions. See Advisory for Recipients of Financial Assistance from the U.S. Department of Justice on the U.S. Equal Employment Opportunity Commission's Enforcement Guidance: Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964 (June 2013), available at http://www.ojp.usdoj.gov/about/ocr/pdfs/UseofConviction_Advisory.pdf. Recipients should be mindful that the misuse of arrest or conviction records to screen either applicants for employment or employees for retention or promotion may have a disparate impact based on race or national origin, resulting in unlawful employment discrimination. In light of the Advisory, recipients should consult local counsel in reviewing their employment practices. If warranted, recipients should also incorporate an analysis of the use of arrest and conviction records in their Equal Employment Opportunity Plans (EEOPs) (see below).

Complying with the Safe Streets Act

An organization that is a recipient of financial assistance subject to the nondiscrimination provisions of the Safe Streets Act, must meet two obligations: (1) complying with the federal regulation pertaining to the development of an EEOP (see 28 C.F.R. pt. 42, subpt. E) and (2) submitting to the OCR findings of discrimination (see 28 C.F.R. §§ 42.204(c), .205(c)(5)).

Meeting the EEOP Requirement

If your organization has less than fifty employees or receives an award of less than $25,000 or is a nonprofit organization, a medical institution, an educational institution, or an Indian tribe, then it is exempt from the EEOP requirement. To claim the exemption, your organization must complete and submit Section A of the Certification Form, which is available online at: http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf.

If your organization is a government agency or private business and receives an award of $25,000 or more, but less than $500,000, and has fifty or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare a Utilization Report (formerly called an EEOP Short Form), but it does not have to submit the report to the OCR for review. Instead, your organization has to maintain the Utilization Report on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to the OCR. The Certification Form is available at http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf.

If your organization is a government agency or private business and has received an award for $500,000 or more and has fifty or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare a Utilization Report (formerly called an EEOP Short Form) and submit it to the OCR for review within sixty days from the date of this letter. For assistance in developing a Utilization Report, please consult the OCR's website at http://www.ojp.usdoj.gov/about/ocr/eeop.htm. In addition, your organization has to complete Section C of the Certification Form and return it to the OCR. The Certification Form is available at http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf.

To comply with the EEOP requirements, you may request technical assistance from an EEOP specialist at the OCR by telephone at (202) 307-0690, by TTY at (202) 307-2027, or by e-mail at EEOsubmission@usdoj.gov.

Meeting the Requirement to Submit Findings of Discrimination

If in the three years prior to the date of the grant award, your organization has received an adverse finding of discrimination based on race, color, national origin, religion, or sex, after a due-process hearing, from a state or federal court or from a state or federal administrative agency, your organization must send a copy of the finding to the OCR.

Ensuring the Compliance of Subrecipients

SAAs must have standard assurances to notify subrecipients of their civil rights obligations, written procedures to address discrimination complaints filed against subrecipients, methods to monitor subrecipients' compliance with civil rights requirements, and a program to train subrecipients on applicable civil rights laws. In addition, SAAs must submit to the OCR every three years written Methods of Administration (MOA) that summarize the policies and procedures that they have implemented to ensure the civil rights compliance of subrecipients. For more information on the MOA requirement, see http://www.ojp.usdoj.gov/funding/other_requirements.htm.

If the OCR can assist you in any way in fulfilling your organization's civil rights responsibilities as a recipient of federal financial assistance, please contact us.

Sincerely,

Michael L. Alston

Michael L. Alston
Director

cc: Omni Metziger
Financial Analyst

Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Cooperative Agreement

1. RECIPIENT NAME AND ADDRESS (Including Zip Code) City of Flint Police Department 210 E. Fifth Street Flint, MI 48502-1616	4. AWARD NUMBER: 2015-AK-BX-K010
	5. PROJECT PERIOD: FROM 10/01/2015 TO 09/30/2018 BUDGET PERIOD: FROM 10/01/2015 TO 09/30/2018
	6. AWARD DATE 09/10/2015 7. ACTION Initial
2a. GRANTEE IRS/VENDOR NO. 386004211	8. SUPPLEMENT NUMBER 00
2b. GRANTEE DUNS NO. 071746967	9. PREVIOUS AWARD AMOUNT $0
3. PROJECT TITLE The City of Flint Police Department Sexual Assault Kit Initiative	10. AMOUNT OF THIS AWARD $1,166,409
	11. TOTAL AWARD $1,166,409

12. SPECIAL CONDITIONS

THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).

13. STATUTORY AUTHORITY FOR GRANT

This project is supported under FY15 BJA - Sexual Assault Kit Initiative - Pub. L. No. 113-235, 128 Stat 2130, 2193

14. CATALOG OF DOMESTIC FEDERAL ASSISTANCE (CFDA Number)

16.833 - National Sexual Assault Kit Initiative

15. METHOD OF PAYMENT

GPRS

AGENCY APPROVAL	GRANTEE ACCEPTANCE
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Karol Virginia Mason Assistant Attorney General	18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL James W. Tolbert Chief of Police
17. SIGNATURE OF APPROVING OFFICIAL Karol V. Mason	19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 19A. DATE JW Tolbert

AGENCY USE ONLY

20. ACCOUNTING CLASSIFICATION CODES

FISCAL YEAR	FUND CODE	BUD. ACT.	OFC.	DIV. REG.	SUB.	POMS	AMOUNT
X	B	AK	80	00	00		1166409

21. PAKUGT1374

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Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

AWARD CONTINUATION SHEET

Cooperative Agreement

PROJECT NUMBER 2015-AP-BX-K010 AWARD DATE [illegible]

SPECIAL CONDITIONS

1. Applicability of Part 200 Uniform Requirements

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted, and supplemented by the Department of Justice (DOJ) in 2 C.F.R. Part 2800 (the "Part 200 Uniform Requirements") apply to this 2015 award from the Office of Justice Programs (OJP). For this 2015 award, the Part 200 Uniform Requirements, which were first adopted by DOJ on December 26, 2014, supersede, among other things, the provisions of 28 C.F.R. Parts 66 and 70, as well as those of 2 C.F.R. Parts 215, 220, 225, and 230.

If this 2015 award supplements funds previously awarded by OJP under the same award number, the Part 200 Uniform Requirements apply with respect to all award funds (whether derived from the initial award or a supplemental award) that are obligated on or after the acceptance date of this 2015 award.

Potential availability of grace period for procurement standards: Under the Part 200 Uniform Requirements, a time-limited grace period may be available under certain circumstances to allow for transition from policies and procedures that complied with previous standards for procurements under federal awards to policies and procedures that comply with the new standards (that is, to those at 2 C.F.R. 200.317 through 200.326).

For more information on the Part 200 Uniform Requirements, including information regarding the potentially-available grace period described above, see the Office of Justice Programs (OJP) website at http://ojp.gov/funding/Part200UniformRequirements.htm.

In the event that an award-related question arises from documents or other materials prepared or distributed by OJP that may appear to conflict with, or differ in some way from, the provisions of the Part 200 Uniform Requirements, the recipient is to contact OJP promptly for clarification.

2. The recipient agrees to comply with the Department of Justice Grants Financial Guide as posted on the OJP website (currently, the "2015 DOJ Grants Financial Guide").

3. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302) that is approved by the Office for Civil Rights is a violation of the Standard Assurances executed by the recipient, and may result in suspension of funding until such time as the recipient is in compliance, or termination of the award.

4. The recipient understands and agrees that OJP may withhold award funds, or may impose other related requirements, if the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.

5. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OJP.

6. The recipient and any subrecipients must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has -- (1) submitted a claim for award funds that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving award funds. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by - mail: Office of the Inspector General U.S. Department of Justice Investigations Division 950 Pennsylvania Avenue, N.W. Room 4706 Washington, DC 20530 e-mail: oig.hotline@usdoj.gov hotline: (contact information in English and Spanish): (800) 869-4499 or hotline fax: (202) 616-9881 Additional information is available from the DOJ OIG website at www.usdoj.gov/oig

PROJECT NUMBER 2015-AR-BX-K016 AWARD DATE 02/10/2015

SPECIAL CONDITIONS

7. Restrictions and certifications regarding non-disclosure agreements and related matters

No recipient or subrecipient under this award, or entity that receives a contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient --

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized to make subawards or contracts under this award --

a. it represents that --

(1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward, contract, or subcontract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any subrecipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

8. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OJP.

9. The recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the agency determines that the recipient is a high-risk grantee. Cf. 28 C.F.R. parts 66, 70.

Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

AWARD CONTINUATION SHEET

Cooperative Agreement

PROJECT NUMBER 2015-AK-BX-K016 AWARD DATE 09/10/2015

SPECIAL CONDITIONS

10. The recipient agrees to comply with applicable requirements regarding registration with the System for Award Management (SAM) (or with a successor government-wide system officially designated by OMB and OJP). The recipient also agrees to comply with applicable restrictions on subawards to first-tier subrecipients that do not acquire and provide a Data Universal Numbering System (DUNS) number. The details of recipient obligations are posted on the Office of Justice Programs web site at http://www.ojp.gov/funding/sam.htm (Award condition: Registration with the System for Award Management and Universal Identifier Requirements), and are incorporated by reference here. This special condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

11. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and sub-recipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

12. The recipient agrees to comply with all applicable laws, regulations, policies, and guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences, meetings, trainings, and other events, including the provision of food and/or beverages at such events, and costs of attendance at such events. Information on rules applicable to this award appears in the DOJ Grants Financial Guide (currently, as section 3.10 of "Postaward Requirements" in the "2015 DOJ Grants Financial Guide").

13. The recipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the OJP Training Guiding Principles for Grantees and Subgrantees, available at http://www.ojp.usdoj.gov/funding/ojptrainingguidingprinciples.htm.

14. The recipient agrees that if it currently has an open award of federal funds or if it receives an award of federal funds other than this OJP award, and those award funds have been, are being, or are to be used, in whole or in part, for one or more of the identical cost items for which funds are being provided under this OJP award, the recipient will promptly notify, in writing, the grant manager for this OJP award, and, if so requested by OJP, seek a budget-modification or change-of-project-scope grant adjustment notice (GAN) to eliminate any inappropriate duplication of funding.

15. The recipient understands and agrees that award funds may not be used to discriminate against or denigrate the religious or moral beliefs of students who participate in programs for which financial assistance is provided from those funds, or of the parents or legal guardians of such students.

16. The recipient understands and agrees that - (a) No award funds may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography, and (b) Nothing in subsection (a) limits the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

17. A recipient that is eligible under the Part 200 Uniform Requirements to use the "de minimis" indirect cost rate described in 2 C.F.R. 200.414(f), and that elects to use the "de minimis" indirect cost rate, must advise OJP in writing of both its eligibility and its election, and must comply with all associated requirements in the Part 200 Uniform Requirements. The "de minimis" rate may be applied only to modified total direct costs (MTDC).

18. The recipient must collect, maintain, and provide to OJP, data that measure the performance and effectiveness of activities under this award, in the manner, and within the timeframes, specified in the program solicitation, or as otherwise specified by OJP. Data collection supports compliance with the Government Performance and Results Act (GPRA) and the GPRA Modernization Act, and other applicable laws.

PROJECT NUMBER 2015-AC-BX-K016 AWARD DATE 09/16/2015

SPECIAL CONDITIONS

19. The award recipient agrees to participate in a data collection process measuring program outputs and outcomes. The data elements for this process will be outlined by the Office of Justice Programs.

20. Grantee agrees to comply with the requirements of 28 C.F.R. Part 46 and all Office of Justice Programs policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

21. Grantee agrees to comply with all confidentiality requirements of 42 U.S.C. section 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. Grantee further agrees, as a condition of grant approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.

22. Grantee agrees that assistance funds awarded under this grant will not be used to support any inherently religious activities, such as worship, religious instruction, or proselytization. If the grantee refers participants to, or provides, a non-Federally funded program or service that incorporates such religious activities, (1) any such activities must be voluntary for program participants; and (2) program participants may not be excluded from participation in a program or otherwise penalized or disadvantaged for any failure to accept a referral or services. If participation in a non-Federally funded program or service that incorporates inherently religious activities is deemed a critical treatment or support service for program participants, the grantee agrees to identify and refer participants who object to the inherently religious activities of such program or service to, or provide, a comparable secular alternative program or service.

23. The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.

24. Recipient agrees that funds provided under this award may not be used to operate a "pay-to-stay" program in any local jail. Recipient further agrees not to subaward funds to local jails which operate "pay-to-stay" programs.

25. The recipient agrees to comply with applicable requirements to report first-tier subawards of $25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office of Justice Programs web site at http://ojp.gov/funding/Explore/FFATA.htm (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirement, does not apply to grant awards made to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

26. Award recipients must verify Point of Contact (POC), Financial Point of Contact (FPOC), and Authorized Representative contact information in GMS, including telephone number and e-mail address. If any information is incorrect or has changed, a Grant Adjustment Notice (GAN) must be submitted via the Grants Management System (GMS) to document changes.

PROJECT NUMBER 2015-AK-BX-K016 AWARD DATE 09/10/2015

SPECIAL CONDITIONS

27. The recipient acknowledges that the Office of Justice Programs (OJP) reserves a royalty-free, non-exclusive, and irrevocable license to reproduce, publish, or otherwise use, and authorize others to use (in whole or in part, including in connection with derivative works), for Federal purposes: (1) any work subject to copyright developed under an award or subaward; and (2) any rights of copyright to which a recipient or subrecipient purchases ownership with Federal support.

 The recipient acknowledges that OJP has the right to (1) obtain, reproduce, publish, or otherwise use the data first produced under an award or subaward; and (2) authorize others to receive, reproduce, publish, or otherwise use such data for Federal purposes. "Data" includes data as defined in Federal Acquisition Regulation (FAR) provision 52.227-14 (Rights in Data - General).

 It is the responsibility of the recipient (and of each subrecipient, if applicable) to ensure that this condition is included in any subaward under this award.

 The recipient has the responsibility to obtain from subrecipients, contractors, and subcontractors (if any) all rights and data necessary to fulfill the recipient's obligations to the Government under this award. If a proposed subrecipient, contractor, or subcontractor refuses to accept terms affording the Government such rights, the recipient shall promptly bring such refusal to the attention of the OJP program manager for the award and not proceed with the agreement in question without further authorization from the OJP program office.

28. Any Web site that is funded in whole or in part under this award must include the following statement on the home page, on all major entry pages (i.e., pages (exclusive of documents) whose primary purpose is to navigate the user to interior content), and on any pages from which a visitor may access or use a Web-based service, including any pages that provide results or outputs from the service: "This Web site is funded in whole or in part through a grant from the Bureau of Justice Assistance, Office of Justice Programs, U.S. Department of Justice. Neither the U.S. Department of Justice nor any of its components operate, control, are responsible for, or necessarily endorse, this Web site (including, without limitation, its content, technical infrastructure, and policies, and any services or tools provided)." The full text of the foregoing statement must be clearly visible on the home page. On other pages, the statement may be included through a link, entitled "Notice of Federal Funding and Federal Disclaimer," to the full text of the statement.

29. The recipient agrees to submit to BJA for review and approval any curricula, training materials, proposed publications, reports, or any other written materials that will be published, including web-based materials and web site content, through funds from this grant at least thirty (30) working days prior to the targeted dissemination date. Any written, visual, or audio publications, with the exception of press releases, whether published at the grantee's or government's expense, shall contain the following statements: "This project was supported by Grant No. 2015-AK-BX-K016 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Department of Justice's Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, and the SMART Office. Points of view or opinions in this document are those of the author and do not necessarily represent the official position or policies of the U.S. Department of Justice." The current edition of the OJP Financial Guide provides guidance on allowable printing and publication activities.

30. All program authority and responsibility inherent in the Federal stewardship role shall remain with the Bureau of Justice Assistance (BJA). BJA will work in conjunction with the recipient to routinely review and refine the work plan so that the program's goals and objectives can be effectively accomplished. BJA will monitor the project on a continual basis by maintaining ongoing contact with the recipient and will provide input to the program's direction, in consultation with the recipient, as needed.

Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

AWARD CONTINUATION SHEET

Cooperative Agreement

PROJECT NUMBER 2015-AK-BX-K[illegible] AWARD DATE 09/16/2015

SPECIAL CONDITIONS

31. Within 45 calendar days after the end of any conference, meeting, retreat, seminar, symposium, training activity, or similar event funded under this award, and the total cost of which exceeds $20,000 in award funds, the recipient must provide the program manager with the following information and itemized costs:

1) name of event;

2) event dates;

3) location of event;

4) number of federal attendees;

5) number of non-federal attendees;

6) costs of event space, including rooms for break-out sessions;

7) costs of audio visual services;

8) other equipment costs (e.g., computer fees, telephone fees);

9) costs of printing and distribution;

10) costs of meals provided during the event;

11) costs of refreshments provided during the event;

12) costs of event planner;

13) costs of event facilitators; and

14) any other costs associated with the event.

The recipient must also itemize and report any of the following attendee (including participants, presenters, speakers) costs that are paid or reimbursed with cooperative agreement funds:

1) meals and incidental expenses (M&IE portion of per diem);

2) lodging;

3) transportation to/from event location (e.g., common carrier, Privately Owned Vehicle (POV)); and,

4) local transportation (e.g., rental car, POV) at event location.

Note that if any item is paid for with registration fees, or any other non-award funding, then that portion of the expense does not need to be reported.

Further instructions regarding the submission of this data, and how to determine costs, are available in the OJP Financial Guide Conference Cost Chapter.

PROJECT NUMBER 2015-AK-BX-K016 AWARD DATE 09/[illegible]/2015

SPECIAL CONDITIONS

32. With respect to this award, federal funds may not be used to pay cash compensation (salary plus bonuses) to any employee of the award recipient at a rate that exceeds 110% of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System for that year. (An award recipient may compensate an employee at a higher rate, provided the amount in excess of this compensation limitation is paid with non-federal funds.)

    This limitation on compensation rates allowable under this award may be waived on an individual basis at the discretion of the OJP official indicated in the program announcement under which this award is made.

33. The recipient agrees to participate in BJA-sponsored training events, technical assistance events, or conferences held by BJA or its designees, upon BJA's request.

34. The recipient agrees to comply with OJP grant monitoring guidelines, protocols, and procedures, and to cooperate with OJP (including the grant manager for this award and the Office of Chief Financial Officer (OCFO)) on all grant monitoring requests, including requests related to desk reviews, enhanced programmatic desk reviews, and/or site visits. The recipient agrees to provide to OJP all documentation necessary to complete monitoring tasks, including documentation related to any subawards made under this award. Further, the recipient agrees to abide by reasonable deadlines set by OJP for providing the requested documents. Failure to cooperate with OJP's grant monitoring activities may result in sanctions affecting the recipient's DOJ awards, including, but not limited to: withholdings and/or other restrictions on the recipient's access to grant funds; referral to the Office of the Inspector General for audit review; designation of the recipient as a DOJ High Risk grantee; or termination of an award(s).

35. Approval of this award does not indicate approval of any consultant rate in excess of $650 per day. A detailed justification must be submitted to and approved by the Office of Justice Programs (OJP) program office prior to obligation or expenditure of such funds.

36. All procurement (contract) transactions under this award must be conducted in a manner that is consistent with applicable Federal and State law, and with Federal procurement standards specified in regulations governing Federal awards to non-Federal entities. Procurement (contract) transactions should be competitively awarded unless circumstances preclude competition. Noncompetitive (e.g., sole source) procurements by the award recipient in excess of the Simplified Acquisition Threshold (currently $150,000) set out in the Federal Acquisition Regulation must receive prior approval from the awarding agency, and must otherwise comply with rules governing such procurements found in the current edition of the OJP Financial Guide.

37. The recipient agrees not to obligate, expend, or draw down any funds until the program office has verified that the recipient has submitted all necessary documentation required to comply with the Department of Justice Procedures for Implementing the National Environmental Policy Act found at 28 CFR Part 61 and a Grant Adjustment Notice has been issued removing this condition.

38. The recipient may not obligate, expend or draw-down more than 25% of the total eligible award amount until a completed inventory and/or certification of a completed inventory has been provided to BJA. BJA will review the inventory documentation to ensure that it contains a detailed and descriptive list of Sexual Assault Kits (SAKs), containing information such as, but not limited to: item identifiers; quantity, and location of the item. Once BJA has reviewed and approved the grant recipient's certification or certificate thereof, a Grant Adjustment Notice (GAN) will be issued removing this special condition.

39. Recipient may not obligate, expend, or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has reviewed and approved the Budget Narrative portion of the application and has issued a Grant Adjustment Notice (GAN) informing the recipient of the approval.

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Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

AWARD CONTINUATION SHEET

Cooperative Agreement

PROJECT NUMBER 2015-AK-BX-K016 AWARD DATE 09/10/2015

SPECIAL CONDITIONS

40. Recipient may not obligate, expend or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has reviewed and approved the Program Narrative portion of the application and has issued a Grant Adjustment Notice (GAN) informing the recipient of the approval.

41. The recipient may not obligate, expend or draw down funds until the Office of the Chief Financial Officer (OCFO) has approved the budget and budget narrative and a Grant Adjustment Notice (GAN) has been issued to remove this special condition.

Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

GRANT MANAGER'S MEMORANDUM, PT. I: PROJECT SUMMARY

Cooperative Agreement

PROJECT NUMBER

2015-AK-BX-K016

This project is supported under FY15 BJA - Sexual Assault Kit Initiative - Pub. L. No. 113-235, 128 Stat 2130, 2190

1. STAFF CONTACT (Name & telephone number)

Tamara T. Wilia
(202) 353-1593

2. PROJECT DIRECTOR (Name, address & telephone number)

Patrick Brady
Sergeant
210 E. Fifth Street
Flint, MI 48502
(810) 237-6855

3a. TITLE OF THE PROGRAM

BJA FY 15 National Sexual Assault Kit Initiative (SAKI)

3b. POMS CODE (SEE INSTRUCTIONS ON REVERSE)

4. TITLE OF PROJECT

The City of Flint Police Department Sexual Assault Kit Initiative

5. NAME & ADDRESS OF GRANTEE

City of Flint Police Department
210 E. Fifth Street
Flint, MI 48502-1616

6. NAME & ADDRESS OF SUBGRANTEE

7. PROGRAM PERIOD

FROM: 10/01/2015 TO: 09/30/2018

8. BUDGET PERIOD

FROM: 10/01/2015 TO: 09/30/2018

9. AMOUNT OF AWARD

$1,166,309

10. DATE OF AWARD

09/10/2015

11. SECOND YEAR'S BUDGET

12. SECOND YEAR'S BUDGET AMOUNT

13. THIRD YEAR'S BUDGET PERIOD

14. THIRD YEAR'S BUDGET AMOUNT

15. SUMMARY DESCRIPTION OF PROJECT (See instruction on reverse)

The National Sexual Assault Kit Initiative (SAKI) provides funding to state, local, and tribal law enforcement agencies, and prosecutor's offices to support multidisciplinary community response teams engaged in the comprehensive reform of jurisdictions' approaches to sexual assault cases resulting from evidence found in previously unsubmitted sexual assault kits (SAKs) - i.e. those SAKs that have never been submitted to a crime laboratory.

The goal of the SAKI is the creation of a coordinated community response that ensures just resolution to these cases whenever possible through a victim-centered approach, as well as to build jurisdictions' capacity to prevent the development of conditions that lead to high numbers of unsubmitted SAKs in the future. The funding program provides jurisdictions with resources to address their unsubmitted SAK issue, including support to inventory, test, and track SAKs; create and staff multidisciplinary working groups; access necessary training to increase effectiveness in addressing the complex issues associated with these cases and engage in multidisciplinary policy development, implementation, and coordination; and improve practices related to investigation, prosecution, and victim engagement and

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support in connection with evidence and cases resulting from the testing process.

The City of Flint Police Department will use the 2015 SAKI funds to provide a holistic approach to solving the problem of unsubmitted/untested SAKs and to ensure that backlogs don't occur in the future. BJA SAKI funds will be used to inventory untested SAKs; fund two police investigators to handle the additional investigations for each kit based on SAKI analysis, a dedicated prosecutor for the Genesee County Prosecutor's Office to prosecute sexual assault cases; fund a victim advocate through YWCA of Flint to serve victims of sexual assault; and a property clerk to work with investigators and prosecutors on the inventory of SAKs; fund travel and training expenses; fund expenses associated with expert witnesses; purchase supplies; and fund other expenses necessary for project implementation.

GA/NCF

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150962

SUBMISSION NO.: CA 1272015

PRESENTED: 12-11-15

ADOPTED: ____________

RESOLUTION AUTHORIZING AMENDMENT OF THE 2016 BUDGET FOR A POLICE DEPARTMENT GRANT FROM THE DISTRICT ATTORNEYS OFFICE OF NEW YORK (DANY) FOR $163,590.00

BY THE CITY ADMINISTRATOR:

The City of Flint has applied for and accepted a District Attorney of New York grant funded by the DANY Sexual Assault Kit Backlog Elimination Program in the amount of $163,590.00.

This funding was created to address the issue of un-submitted sexual assault kits (SAKs) at law enforcement agencies. The City has also accepted funds from the US Department of Justice (DOJ) for processing sexual assault kits, however DANY and DOJ will share information and coordinate to ensure that there is no duplication of funding awarded to jurisdictions. Jurisdictions may apply to both programs as long as they meet the grant requirements from each program. The funds will be used for a one year period in compliance with the grant agreement and approved grant budget.

The proposed amendment has been reviewed and approved by the Mayor and City Administrator.

IT IS RESOLVED that the appropriate City officials are authorized to do all things necessary to appropriate revenue and expenditure amounts in fund-dept #296-301.733 under grant code #ODANY-15-SAK in compliance with the New York County District Attorney's Office Sexual Assault Kit Backlog Elimination Grant Program guidelines for the amount of $163,590.00.

Peter M. Bade, Chief Legal Officer

Jody N. Lundquist, Chief Financial Officer

Natasha L. Henderson, City Administrator

CITY COUNCIL:

Kerry Nelson, Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

RESOLUTION STAFF REVIEW FORM

DATE: December 3, 2015

Agenda Item Title: Resolution authorizing City of Flint Officials to do all things necessary to approve a budget amendment that adds revenue and expenditure appropriations for a grant from the US Dept Of Justice to process sexual assault kits.

Prepared By: Tamar Lewis, Budget and Grants Administrator

Background/Summary of Proposed Action: This funding was created to address the issue of unsubmitted sexual assault kits (SAKs) at law enforcement agencies. This program is also meant to further the Department of Justice's mission by improving state and local jurisdictions' response to violent crime and improving the functioning of the criminal justice system. The grant is for a three year period and totals $1,166,409.00

It will be used in conjunction with a grant from the New York County District Attorneys Office in the amount of $163,590.00.

The Grant code in the BS&A system is FDOJ-15-SAKI.

Financial Implications: There is no required match, however any ineligible expenditures would need to be paid from the City's General Fund.

Budgeted Expenditure: Yes ____ No__X__ Please explain, if no:

Account #: 296 – 301.732
296 = Other Grants Fund
301.732 = DOJ Grant

Pre-encumbered: Yes______ No__X__ Requisition #____________

Other Implications (i.e., collective bargaining:

Staff Recommendation: The Police Department recommends approval of this resolution, and recommend that multi-year projects funded with restricted funds not be accounted for like regular governmental funding items.

Approval: ____________________
James Tolbert, Chief of Police

CITY OF FLINT
POLICE DEPARTMENT
Natasha L. Henderson, City Administrator

Dr. Karen Weaver
Mayor

James W. Tolbert
Chief of Police

November 24, 2015

Natasha L. Henderson
City Administrator
1101 S. Saginaw St.
Flint, MI. 48502

Re: Grant Acceptance

Ms. Henderson,

The City of Flint Police Department has received the three grant awards listed below:

- Department of Justice FY15 Sexual Assault Kit Initiative (SAKI) grant - $1,166,409.00. No required match. This grant is to investigate sexual assault cases, prosecute Offenders and give assistance to the victims. The grant period is from 10/01/15 to 09/30/18.

- 2015 Sexual Assault Kit Background Elimination Grant from the District Attorney, County of New York, also known as the "DANY" grant. Grant amount is $163,590.00. No required match. This grant works alongside the "SAKI" grant. It collects and sends sexual assault kits out to be tested. This grant period is from 10/10/15 to 09/30/17.

- Auto Theft Prevention Authority (ATPA) Grant, refer to as G.A.I.N. - $56,313.00 with a $56,313.00 match, already budgeted in the Police Operating Budget. This grant period is from 10/01/15 to 09/30/16.

The City of Flint Police Department is requesting the City of Flint accept these grant awards.

- Department of Justice "SAKI" Grant ✓ Accept ____ Deny
- District Attorney, New York "DANY" Grant ✓ Accept ____ Deny
- Auto Theft Grant "G.A.I.N." ✓ Accept ____ Deny

Additional grant information has been attached.

Natasha L. Henderson, City Administrator

Police Department
210 E. Fifth Street - Flint, Michigan 48502
(810) 237-6868 FAX: (810) 237-6960 www.JTolbert@cityofflint.com

GRANT INFORMATION

Grant Name	FY15 National Sexual Assault Kit Initiative (SAKI)
Funded By:	Department of Justice
Awarding Agency:	Office of Justice Programs
Department Receiving grant:	Police
BS&A Account Numbers	296-301.XXX (To be assigned by Finance upon approval)
CFDA #	16.833
Grant ID	2015-AK-BX-K015
Grant Period:	10/01/15 to 09/30/18
Grant Amount:	$1,166,409.00
Grant Financial Monitor	Rick Johnson - Police Financial Coordinator
Grant Programmatic Monitor	Sgt. Patrick Brady
Reporting Requirements:	Quarterly
Reporting Due Dates:	30 days after the last day of the Quarter.

Grant Name	2015 Sexual Assault Kit Backlog Elimination Grant
Funded By:	Bureau of Justice Assistance
Awarding Agency:	New York County District Attorney's Office (DANY)
Department Receiving grant:	Police
BS&A Account Numbers	296-301.XXX (To be assigned by Finance upon approval)
CFDA #	N/A
Grant ID	DANY Grant
Grant Period:	10/01/15 to 09/30/17
Grant Amount:	$163,590.00
Grant Financial Monitor	Rick Johnson – Police Financial Coordinator
Grant Programmatic Monitor	Sgt. Patrick Brady
Reporting Requirements:	Quarterly
Reporting Due Dates:	30 days after the last day of the Quarter.

Grant Name	G.A.I.N.
Funded By:	State of Michigan - Automobile Theft Prevention Authority (ATPA)
Awarding Agency:	Genesee County
Department Receiving grant:	Police
BS&A Account Numbers	296-301.XXX and 101-301.XXX (To be assigned by Finance upon approval)
CFDA #	N/A
Grant ID	G.A.I.N. G-2-16
Grant Period:	10/01/15 to 09/30/16
Grant Amount:	$56,313.00 Match Amt: $56,313.00
Grant Financial Monitor	Rick Johnson - Police Financial Coordinator
Grant Programmatic Monitor	Sgt. Patrick Brady
Reporting Requirements:	Monthly
Reporting Due Dates:	15 Days after the last day of the month

DISTRICT ATTORNEY
COUNTY OF NEW YORK
ONE HOGAN PLACE
New York, N.Y. 10013
(212) 335-9000

CYRUS R. VANCE, JR.
DISTRICT ATTORNEY

September 10, 2015

Patrick Brady
The City of Flint Police Department
210 E. 5th Street
Flint, MI 48502

Dear Mr. Brady:

Congratulations!

The New York County District Attorney's Office (DANY) is pleased to inform you that The City of Flint Police Department has been selected as an awardee of the 2015 Sexual Assault Kit Backlog Elimination Grant Program to begin on October 1, 2015. Your agency will receive $163,590 over two years to test previously untested sexual assault kits, which will be distributed to your agency on a reimbursement basis. Please note that if the amount of your award is different from the budget you submitted with your proposal, your budget may have included expenditures that were outside the scope of the grant program. You will receive all pertinent grant program information and a formal contract for your review later this week.

We have provided you with a sample press release attached to this email, which you may adapt and disseminate to local media outlets. However, please note that DANY, in collaboration with the Bureau of Justice Assistance, will officially announce awards during a news conference at 11:30 a.m. ET on September 10, 2015. All information about the award, including the information contained in this letter, and the enclosed press release, must be kept strictly embargoed until then.

Thank you for your commitment to addressing the sexual assault kit backlog. We look forward to working together over the next two years to bring justice to victims and make all of our communities safer.

Sincerely,

Cyrus Vance

Cyrus R. Vance, Jr.

New York County District Attorney's Office Sexual Assault Kit Backlog Elimination Grant Program

Frequently Asked Questions

April 24, 2015

PROGRAM OVERVIEW AND ELIGIBILITY

1. How much funding is available to support the New York County District Attorney's (DANY) Sexual Assault Kit Backlog Elimination Grant Program?

Up to $35 million is available for this grant program. Each applicant may request up to $2,000,000 for a two-year period. As resources allow, additional funding may be available through subsequent solicitations to support additional sexual assault kit (SAK) testing efforts. DANY also recognizes that applicants with smaller backlogs will require significantly lesser amounts of funding. All jurisdictions with backlogged kits that meet the minimum requirements of this solicitation, regardless of the size of their backlog, are encouraged to apply.

2. Who is eligible to apply for the New York County District Attorney's Office grant program?

States (including territories), units of local governments (including federally-recognized Indian Tribal governments as determined by the Secretary of the Interior), law enforcement agencies, and public forensic labs. Multi-jurisdictional entities such as states and counties may also apply.

3. What is the application process?

All applications must be submitted through DANY's online grant administration portal https://app.wizehive.com/appform/login/whnycda by June 1, 2015 at 5:00 p.m. EST. Applications may not be submitted in any other way, and no late applications will be accepted. In the event of technical difficulties with the application process, please contact dnabacklog@dany.nyc.gov.

4. How does this solicitation define "backlogged or untested kit?"

A "backlogged" or "untested kit" is one that has not been analyzed by a forensic lab within 365 days of being booked into evidence. Kits from cases in which identity of the offender is not an issue, the statute of limitations has expired, or the offender was convicted without DNA evidence would still fall under this category and should not be excluded.

5. When will grant funds become available?

Applications are due on June 1, 2015 and grantees will be selected by late summer 2015. The contract period will commence by September 1, 2015.

6. Will DANY award partial funding for a proposal?

Yes, DANY may decide to grant a jurisdiction a portion of the total funds requested in its proposal.

New York County District Attorney's Office
1 Hogan Place, New York, NY 10013
www.manhattanda.org

PERMISSIBLE USES OF FUNDS

7. **Can my jurisdiction use this funding to address backlogged SAKs currently awaiting testing in my jurisdiction's crime laboratory?**

   Yes. Sexual assault kits that have remained untested for at least 365 days and are currently located in police storage, crime labs or other facilities are eligible for testing under this grant program.

8. **What can we use the funding for?**

   Funding must be used only for testing of untested or backlogged SAKs. This includes costs associated with transporting kits to a lab, DNA testing, consumables and supplies associated with kit testing, technical review and uploading profiles into CODIS. You may pay overtime costs for existing lab staff or to contract temporary staff in order to enhance capacity for the period of this grant. Please see the Budget Narrative and Worksheet Instructions available at: https://app.wizehive.com/appform/login/whnycda for additional information about allowable Personnel and OTPS costs.

9. **Can we use these funds to hire and train new staff, including DNA analysts, data analysts, or an administrator for the project?**

   No. DANY will not provide funding for training or for hiring new permanent staff. You may use funds to pay for lab staff overtime or to hire contracted lab staff for the duration of this project.

10. **Will DANY provide funding for to support the data collection and reporting required under this grant program?**

    No. DANY will not provide additional funding to support data collection and reporting. However, DANY and its partners will provide assistance to jurisdictions with reporting on an as-need basis.

11. **Can I use this funding to start a new public DNA lab in my jurisdiction or add DNA capabilities to an existing public lab?**

    No.

12. **Can I use funding to test SAKs that have undergone other types of testing but not DNA testing?**

    Yes, any kit that has *not* undergone DNA testing is considered untested under this grant program.

PROGRAM REQUIREMENTS

13. **Do we need to know the exact extent of our backlog in order to apply?**

    No. DANY recognizes that many jurisdictions may not fully know the scope of their backlog at this time. Qualified jurisdictions are encouraged to apply even if they have not completed a full inventory or audit.

14. **What kind of reporting will be required under this grant?**

    All grantees will be expected to report to DANY on a quarterly basis. Grantees must agree to provide follow-up information to DANY for two years after the grant period ends.

15. **Does my jurisdiction need to form a multidisciplinary team?**

While your jurisdiction does not need to create a formal team, this grant program requires that your jurisdiction employ a *multi-disciplinary strategy*. A multi-disciplinary strategy incorporates all critical stakeholders, including law enforcement, prosecutors, system and community-based victim advocates, forensic medical personnel and laboratories, and formalizes the process for coordinating local SAK testing efforts. In some jurisdictions, a working group or task force may be established. Others may consider a less formalized approach.

16. Who should write letters of commitment and what should they include?

Your application should include a letter of commitment from each key stakeholder within your multidisciplinary strategy. These letters should describe, using specifics, how that agency or organization will participate in the initiative, should the jurisdiction receive funding. Letters should also include a commitment from key stakeholders to share relevant data with the lead applicant for reporting purposes.

If you are a multi-jurisdictional entity, such as a state or a county, you are not required to submit a letter of commitment from every stakeholder agency included in your proposal. In such cases, please submit letters of commitment from the key statewide agencies within your jurisdiction, such as the state police department, the state prosecutor's office and the state forensic lab.

17. What is the "forklift" approach, and is my jurisdiction required to adhere to that model?

The "forklift" approach requires testing all SAKs in the backlog regardless of the status or facts of the case. SAKs should not be excluded from the sample of kits to be tested for reasons including, but not limited to: expired statute of limitations, perceived weaknesses in the case, the nature of the victim/defendant relationship, victim cooperation at the time the crime was reported, previous adjudication of the case, including post-conviction cases, or prior partial forensic testing.

All jurisdictions that receive funding through DANY's grant program must adhere to the forklift approach. Successful backlog elimination efforts in New York City, Houston, Detroit, Cleveland and others have proven the value of testing every kit.

18. Will DANY make my jurisdiction's reported data public?

Data collected from jurisdictions through this grant may also be used for evaluation purposes and DANY will only report aggregate, anonymized outcomes. In the case that DANY wishes to report jurisdiction-specific information, prior approval will be sought from the grantee.

19. Is there a maximum age for SAKs that can be tested under this program?

No.

20. Does DANY require applicants to propose testing a minimum number of kits in order to qualify for this grant?

No, there is no minimum number of SAKS required to participate in DANY's grant program. All jurisdictions that meet the grant requirements of this solicitation are encouraged to apply.

21. If I represent a multi-jurisdictional entity such as a state or county, does DANY require a minimum number of law enforcement agencies within my jurisdiction to participate?

No. If a multi-jurisdictional entity applies as the lead applicant to this grant program, there is no limit or minimum number of sub-jurisdictions that the multi-jurisdictional applicant may include in the proposal. However, the lead applicant must explain the scope of the funding request and describe the multi-disciplinary strategy that includes the participating agencies within the jurisdiction. For example, if a state bureau of investigation is the lead applicant on behalf of six participating counties statewide, the application should include a description of the six counties, and the bureau's strategy for collecting kits and information from each.

22. Does this grant program require that jurisdictions test kits that involve non-reporting or anonymous victims?

No. If a victim chooses not to report a crime, the DNA profile is no longer eligible for upload into the FBI's CODIS database, and therefore not required for testing under this grant program Jurisdictions should not test kits related to non-reported cases, sometimes called "anonymous," "unreported," or "Jane Doe" kits unless a victim has changed his/her mind and decided to make a police report at a later time.

23. Will we be able to outsource the kits to private labs?

Yes. Applicants may use any accredited lab of their choice for testing under this grant program, whether that lab is public or private. Applicants may also divide their kits between more than one accredited lab for testing.

Please be advised that DANY has established agreements with two private forensic labs: Bode Cellmark Forensics and Sorenson Forensics. Jurisdictions are under no obligation to use these services and must follow any applicable procurement rules when contracting with any private lab if selected for funding under the SAK Program. Through these established agreements, grantees of the SAK Program will be eligible to receive a competitive rate of $550-650 per kit for initial DNA testing.[1]

24. If my jurisdiction contracts with a private lab, does DANY require a letter of commitment from that lab?

No. You only need to provide a letter of commitment from the public lab(s) that will upload your eligible DNA profiles to CODIS.

25. If my jurisdiction receives DANY funding, how many representatives can we send to U.S. Department of Justice's Bureau of Justice Assistance conference in Washington D.C.?

Applicants should budget for delegations of approximately 2-3 representatives to attend the BJA conference.

26. Can my jurisdiction apply to both the Bureau of Justice Assistance and DANY for funding?

Yes. DANY and BJA will share information and coordinate to ensure that there is no duplication of funding awarded to jurisdictions. Jurisdictions may apply to both programs as long as they meet the grant requirements from each program.

For more information, contact: dnabacklog@dany.nyc.gov or visit: http://manhattanda.org/ending-rape-kit-backlog-nationwide

A copy of the SAK Backlog Elimination Program RFP can be found at: http://tinyurl.com/DANYSAKRFP

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[1] ents with Bode Cellmark Forensics and Sorenson Forensics, please contact those labs directly. For Bode, direct inquiries to Andrew Singer at Andrew.Singer@bodetech.com and for Sorenson, direct inquiries to Camilla Green at CGreen@sorensonforensics.com.

New York County District Attorney's Office
1 Hogan Place, New York, NY 10013
www.manhattanda.org

New York County District Attorney's Office SAK Backlog Elimination Budget Detail Worksheet

Agency		Fiscal Contact			
Agency Name:	City of Flint Police Department	Name:	Chief James Tolbert	Phone:	810-237-6856

Personnel Overtime — Year 1

Position Title	Description	Overtime Rate (Hourly)	Total Hours	Total Cost
				$ -
				$ -
				$ -
				$ -
				$ -
Total	$0			

Personnel Overtime — Year 2

Position Title	Description	Overtime Rate (Hourly)	Total Hours	Total Cost	Year 1 & 2 Total Cost
				$ -	$0
				$ -	$0
				$ -	$0
				$ -	$0
				$ -	$0
Total	$0				$0

Contracts — Year 1

Cost Name	Description	Total Cost
Laboratory Costs	Testing costs for sexual assault kits 246 x $650	$159,900
Total	$159,900	

Contracts — Year 2

Cost Name	Description	Total Cost	Year 1 & 2 Total Cost
			$159,900
			$0
			$0
			$0
			$0
			$0
			$0
			$0
			$0
			$0
			$0
Total	$0		$159,900

Other Costs — Year 1

Cost/Category Name	Description	Total Cost
Shipping costs	Costs to ship kits 246 x 15	$3,690
Total	$3,690	

Other Costs — Year 2

Cost/Category Name	Description	Total Cost	Year 1 & 2 Total Cost
			$3,690
			$0
			$0
			$0
			$0
			$0
			$0
			$0
			$0
			$0
			$0
Total	$0		$3,690

Total Project Costs	$163,590	$0	$163,590

Two Agency Signatures Required:

(Program Representative Signature) (Date)

Chief of Police
(Title)

Rick Johnson 9/30/15
(Fiscal Representative Signature) (Date)

Financial Coordinator
(Title)

DANY Use Only		
Name:	Signature:	Approved:

150963

RESOLUTION NO.: CA 128 2015

PRESENTED: 12-11-15

ADOPTED: ______________________

RESOLUTION APPROVING A BUDGET AMENDMENT FOR CITY OF FLINT PARKS PROFESSIONAL SERVICES: MOWING & MAINTENANCE

BY THE CITY ADMINISTRATOR:

The City was awarded grant funding from the Ruth Mott Foundation in the amount of $68,400; and

This grant is for professional services in City of Flint parks, specifically mowing and maintenance.

This grant will ensure that parks are mowed in accordance with the City of Flint Strategic plan between November 2015 and October 2016.

IT IS RESOLVED that appropriate City officials are authorized to process a budget amendment recognizing grant revenue and corresponding appropriation of funds under grant code LRM-16-PKMOW.

APPROVED AS TO FORM:

Peter M. Bade, City Attorney

Jody N. Lundquist, Chief Financial Officer

FOR THE CITY OF FLINT:

Natasha L. Henderson, City Administrator

APPROVED BY CITY COUNCIL:

Kerry Nelson, City Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

BUDGET AMENDMENT STAFF REVIEW FORM

DATE: **December 10, 2015**

Agenda Item Title: **RESOLUTION APPROVING A BUDGET AMENDMENT FOR CITY OF FLINT PARK MOWING & MAINTENANCE**

Prepared By: Adam Moore, Planner I

Background/Summary of Proposed Action:

In November 2015, the City received grant funding from the Ruth Mott Foundation (RMF) for professional services in City of Flint parks, specifically mowing and maintenance in the City parks.

The grant is for one year and will allow the Division to continue to mow and maintain City parks in accordance with the City's Strategic plan between November 2015 and October 2016.

This grant was necessary after construction overages at Riverbank Park, which were paid for out the parks professional services budget using parks millage funds, jeopardized regular mowing in parks in the last season of the parks millage.

Financial Implications:

This grant leverages existing funds throughout the community, and delivers no impact to the City's General Fund accounts.

Budgeted Expenditure: Yes _X_ No _____ **Please explain, if no:**

Pre-encumbered: Yes __ No _X_

Account No.: To be appropriated by Finance under grant code LRM-16-PKMOW

Reviewed and approved by M. Jarvis Mary Jarvis

Staff Recommendations:

The Director of Department of Planning and Development recommends approval of this budget amendment.

Brian Larkin, Director of Planning and Development

Ruth Mott Foundation

November 3, 2015

Ms. Natasha Henderson
City Administrator
City of Flint
1101 South Saginaw Street
Flint, MI 48502

Dear Ms. Henderson:

I am pleased to inform you the Ruth Mott Foundation has granted $68,400 to the City of Flint for the period 11/1/2015 through 10/31/2016.

Use of Grant
This grant is to be expended solely for **City of Flint Park Mowing and Maintenance (Grant ID: 1551.01)**. Upon receipt of your acceptance, the grant will be paid to the City of Flint.

The City of Flint confirms it will act as the fiscal sponsor for this project and this project will be under its complete control. The City of Flint further confirms it will exercise control over the process of selecting any secondary grantee or consultant, that the decision made or that will be made on any such selection is completely independent of the Ruth Mott Foundation, and there does not exist an agreement, written or oral, under which the Ruth Mott Foundation has created or may cause the selection of a secondary grantee or consultant.

The Foundation rarely commits significant grant funds for extended periods of time, and receiving a grant now does not guarantee renewal in the future. Unless this grant is for a one-time activity, grantees should cultivate other sources of support to ensure the sustainability of their program beyond the life of this grant.

We want to alert you to the fact that the Ruth Mott Foundation board is currently engaged in a strategic planning process and the Foundation's grantmaking priorities may change.

Grant Contingencies
There are no contingencies.

Grant Accounting
- You may charge this grant only for services performed or equipment and material received during the grant period specified in this letter.
- You may charge this grant only for line item expenditures that were included in the approved budget in this letter.
- You are required to maintain financial records and receipts for expenditures relating to this project.
- You are required to retain all records and supporting documentation relating to this grant for five years after the grant's termination date. You are also required to permit the Ruth Mott Foundation to have reasonable access to your files, records and personnel during the term of this grant and for five years thereafter for the purpose of making financial audits, verifications, or program evaluations.

Plaza One Financial Center
111 E. Court St., Suite 3C • Flint, MI 48502-1649 • Phone: (810) 233-0170 • Fax: (810) 233-7022
E-Mail: rmf@ruthmott.org • www.ruthmott.org

- You will notify the Foundation immediately in writing of any significant changes in the organization, program or activity supported by the grant including, but not limited to, its budget, expenditures, objectives, key personnel, schedule, or other circumstances that could affect its purpose or intended outcomes.
    1. The Ruth Mott Foundation must approve variances that exceed both $1,000 and 20% over the budget line item amount 30 days in advance of the expenditure.
    2. The Ruth Mott Foundation must approve any variance that changes the grant period or reporting dates, 30 days in advance of the grant end date.
    3. Expenses related to any variances not approved will be the responsibility of the grantee.

Ruth Mott Foundation Contact Person
Foundation program staff may contact you from time to time to arrange for visits to project sites. The purpose of such calls is to review developments, discuss any problems which may have arisen and assess progress. Please direct all correspondence or questions relating to this grant to Elizabeth Jordan, Program Officer.

Public Information
The Foundation encourages grantees to make announcements of grants upon return of the signed commitment letter and to make mention of the Ruth Mott Foundation. However, we require the opportunity to read and approve in advance all publications, press releases, on-line communications, or other public announcements that make mention of the Ruth Mott Foundation and/or this grant award.

Reports
To assist us in monitoring this grant, we ask you submit reports to the Foundation. Although we do not have a standard reporting format, we do have a few guidelines. We would prefer to receive a concise and precise document (four to five pages). The report, which can take the form of a letter, should provide the Foundation with a candid assessment of the progress of the project including any challenges or difficulties, and what has been learned so far. The report should list the results achieved to date and state what is planned for the next period. In addition to the narrative report, we require a signed financial statement detailing how the Foundation's grant funds have been spent.

The Foundation requires the following report(s):
(To expedite the review process, the cover page of your report should include the grant ID number, project name, grant dates, and the name of the report.)

Grant Dates: **11/1/2015 to 10/31/2016**

Final Report Due Date: **11/30/2016**

Please report on the following:

1. A narrative summary of **City of Flint Park Mowing and Maintenance** to include the following:
    a. Summary of the approach to providing mowing and basic maintenance of City of Flint parks, including the use of mowing contracts and the frequency of mowing during the growing season.
    b. Discussion of the effect of this grant on the city's parks and recreation millage funds and resources available for park mowing and maintenance in 2015-16.

c. Description of efforts to educate the public about the importance of the City of Flint Parks and Recreation millage renewal and a discussion of how park mowing and maintenance may affect the result of the millage ballot.

2. Provide photographs (digital) of your project, including parental waivers for all minors featured in photographs.

3. Evaluation or lessons learned which might result in changes in the future.

4. Financial report summarizing the grant expenses and/or balances remaining at the end of the grant reporting period. Once the project is completed, the Foundation requires a final accounting of grant expenditures for the grant total, $68,400.
   a. Accounting: Budget vs. Actual:
      Report should include the actual expenditures against the approved budget by line item for the reporting period.
   b. Approved variance explanations: Summary of all approved variances that occurred during the course of the grant.
   c. All Funding Sources: Summary of funding sources (listing by source, amount and grant period) received for this program during the reporting period including cash and in-kind services.
   d. Unspent Funds: Please explain the variance between the total funding received and the total approved budget.
   e. Signature of the appropriate financial officer of your organization.

We would be happy to assist you or answer any questions you may have regarding this reporting requirement.

Undisbursed Funds
You are required to return any undisbursed funds to the Ruth Mott Foundation within three months after the end of this grant or at the time you are unable to fulfill this grant agreement. Any refund of less than $100 will be waived.

Compliance with Laws
You may not use any portion of the grant funds to undertake any activity for any purpose other than one specified in section 170(c)(2)(B) of the Internal Revenue Code for charitable purposes. Further, the Ruth Mott Foundation reserves the right to discontinue, modify, or withhold any payments that might otherwise be due under this grant or to require a refund of any unexpended grant funds if, in the Ruth Mott Foundation's judgment, such action is necessary to comply with the requirements of any law or regulation.

Acceptance
This letter contains the entire agreement between your organization and the Ruth Mott Foundation, and there are no conditions or stipulations, oral or written, governing the use of the grant funds other than those contained in this letter.

If you agree to the grant conditions as stated, please return **one complete copy of this grant agreement in its entirety, with all the original signatures including the president and the board chair** in the space provided. This grant may be withdrawn if the Ruth Mott Foundation has not received your acceptance within one month from the date of this letter. By countersigning this grant letter, your organization also confirms that there has been no change in its qualification as an organization exempt from income taxation under Section 501 (c)(3) of the Internal Revenue Code. Should any change occur, please notify the Ruth Mott Foundation immediately.

It has been a pleasure to work with you in developing this grant commitment, and we are confident that this project will have a positive impact on the community.

Very truly yours,

Handy L. Lindsey, Jr.
President

We acknowledge that appropriate personnel have read and understand this letter, that its terms and conditions are acceptable to us and that we will comply with those terms and conditions. The two signers below are authorized by the organization to enter into this agreement

PROPOSAL NUMBER: 1551.01

Name of Grantee: City of Flint

Name of City Administrator: Natasha Henderson

Signature City Administrator: Natasha L Henderson

Date Signed: 11-6-2015

Name of Mayor: Dayne Walling

Signature of Mayor:

Date Signed: 11/6/15

Ruth Mott Foundation Approved Project Budget
City of Flint
Riverbank Park Improvements Phase II
11/1/2015 - 10/31/2016

Line Item	Approved Amount
Mowing and maintenance for City of Flint parks	$68,400

150964

SUBMISSION NO.: CA1302015

PRESENTED: 12-11-15

ADOPTED: ____________________

RESOLUTION TO AUTHORIZE 5th DIVISION BUDGET AMENDMENT

BY THE CITY ADMINISTRATOR:

On April 28, 2015, the Emergency Manager approved consolidation of the Sixty-Seventh and Sixty-Eighth Districts of Michigan's District Court (resolution EMA2422015); and

The Genesee County Board of Commissioners approved the amended 5th Division budget request at the meeting of its Finance Committee on November 23, 2015;

IT IS RESOLVED that the amended 5th Division budget amendment for the consolidation of the Sixty-Seventh and Sixty-Eighth District Courts, authorized by the Genesee County Board of Commissioners, is hereby authorized.

Peter M. Bade, Chief Legal Officer

Jody N. Lundquist, Chief Financial Officer

Natasha L. Henderson, City Administrator

CITY COUNCIL:

Kerry Nelson, Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL: 12/14/2015
ADOPTED BY CITY COUNCIL: 12/14/2015

RESOLUTION STAFF REVIEW

DATE: December 11, 2015

Agenda Item Title: Resolution to Authorize 5th Division Budget Amendment

Prepared By: V. Foster

Background/Summary of Proposed Action:

On 4/28/15, the Emergency Manager approved consolidation of the 67th and 68th District Courts (see attached resolution #EMA2422015).

On November 16, 2015, the Genesee County Board of Commissioners gave final approval to the amended 5th Division budget (see attached). The 67th and 68th District Court judges leading the consolidation worked together to identify reorganization of a few positions, which resulted in cost savings. This savings is proposed to offset additional costs necessary to complete the transition such that the City's financial obligation and the bottom line of the budget remains the same.

Financial Implications
None

Budgeted Expenditure? x Yes No **Please explain if no:**

Account No.:

Pre-encumbered? n/a

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

Staff Recommendation:
Recommended.

Staff Person: V. Foster **Approval:** J. Lundquist

15-498

TO THE HONORABLE CHAIRPERSON AND MEMBERS OF THE GENESEE COUNTY BOARD OF COMMISSIONERS, GENESEE COUNTY, MICHIGAN

LADIES AND GENTLEMEN:

BE IT RESOLVED, by this Board of Commissioners of Genesee County, Michigan, that the request by the Director of Court Operations for the 67th District Court to authorize the amended budget for the 5th division of the 67th District Court, changes in staffing positions, and computer upgrades, all as described in the memorandum presented to this Board, is approved (a copy of the memorandum request dated November 17, 2015, and supporting documentation being on file with the official records of the November 23, 2015, meeting of the Finance Committee).

FINANCE COMMITTEE

F112315VIIA
CDB/cdb
12-02-15
12-07-F01

F01

GENESEE COUNTY - 67th District Court - 5th ELECTION DIVISON - Budget
Revision Date: 11/16/2015

Table of Contents

BUDGET SCHEDULES

GENESEE COUNTY - 67th District Court - 5th ELECTION DIVISON - Net Cost Summary - 11 Periods

	Period 1 1/2/2016 - 9/30/2016	Period 2 10/1/2016 - 9/30/2017	Period 3 10/1/2017 - 9/30/2018	Period 4 10/1/2018 - 9/30/2019	Period 5 10/1/2019 - 9/30/2020	Period 6 10/1/2020 - 9/30/2021	Period 7 10/1/2021 - 9/30/2022	Period 8 10/1/2022 - 9/30/2023	Period 9 10/1/2023 - 9/30/2024	Period 10 10/1/2024 - 9/30/2025	Period 11 10/1/2025 - 12/31/2025	Total
Total Revenue	$ 1,521,465	$ 2,181,620	$ 2,274,335	$ 2,368,706	$ 2,439,784	$ 2,618,869	$ 2,687,284	$ 2,651,273	$ 2,735,953	$ 2,810,110	$ 706,803	$ 24,766,183
Total Expenditures	2,164,900	3,001,891	3,146,185	3,301,763	3,432,099	3,647,102	3,757,851	3,757,968	3,854,437	3,937,950	989,440	34,761,585
Net Cost	$ (643,435)	$ (820,271)	$ (871,850)	$ (933,056)	$ (992,315)	$(1,028,233)	$(1,070,587)	$(1,106,694)	$(1,118,484)	$(1,127,840)	$ (282,637)	$ (9,995,402)

GENESEE COUNTY - 67th District Court - 5th ELECTION DIVISON - Net Cost Summary - 10 Periods

	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Total
Total Revenue	$ 2,028,620	$ 2,232,620	$ 2,288,240	$ 2,395,529	$ 2,454,536	$ 2,540,313	$ 2,602,914	$ 2,667,393	$ 2,758,806	$ 2,827,212	$ 24,796,183
Total Expenditures	2,886,533	3,040,344	3,181,465	3,341,862	3,462,178	3,575,410	3,685,331	3,782,180	3,878,523	3,957,759	$ 34,791,585
Net Cost	$ (857,913)	$ (807,724)	$ (893,225)	$ (946,333)	$(1,007,642)	$(1,035,097)	$(1,082,417)	$(1,114,787)	$(1,119,716)	$(1,130,548)	$ (9,995,402)

GENESEE COUNTY - 67th District Court - 4th ELECTION DIVISION - Budget

	Footnotes	Inflation Factor	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Total
Revenue													
Fines & Costs - Traffic/Criminal	(1)	1.00	1,800,000	1,854,000	1,909,620	1,966,909	2,025,916	2,086,693	2,149,294	2,213,773	2,280,186	2,348,592	20,634,983
Judges Standardization Pay - State of MI			228,520	228,520	228,520	228,520	228,520	228,520	228,520	228,520	228,520	228,520	2,285,200
Probation Services			-	150,000	150,000	280,000	280,000	225,000	225,000	225,000	250,000	250,000	1,835,000
Total Revenue			2,028,520	2,232,520	2,288,140	2,335,429	2,434,436	2,540,213	2,602,814	2,667,293	2,758,706	2,827,112	24,755,183
Personnel Expenditures:													
Wages and Salaries	(3)		900,426	976,181	1,044,312	1,102,536	1,137,520	1,187,216	1,225,345	1,243,179	1,252,051	1,259,051	11,327,717
Overtime	(3)		33,230	36,657	40,114	44,025	46,274	47,784	49,065	60,037	60,845	60,848	448,860
Fringes	(3)		478,355	711,030	747,020	784,847	818,131	850,045	882,638	915,541	949,135	981,627	8,017,268
Total Personnel Expenditures			1,419,934	1,723,768	1,831,449	1,931,408	2,031,925	2,085,125	2,157,048	2,208,777	2,258,092	2,301,424	20,183,880
Non-Personnel Expenditures													
Supplies	(2)	1.03	17,500	18,025	18,500	19,123	19,696	20,287	20,896	21,523	22,168	22,834	200,612
Postage	(2)	1.03	17,500	18,025	18,566	19,123	19,696	20,287	20,896	21,523	22,168	22,834	200,623
Newspapers, Prof. Dues & Pubs.	(2)	1.03	3,000	3,183	3,228	3,277	3,477	3,582	3,690	3,800	3,914	4,032	33,423
Subscriptions & Publications	(2)	1.03	8,000	8,240	8,487	8,742	9,004	9,274	9,552	9,839	10,134	10,438	91,761
Professional Service	(7)	1.03	64,000	65,920	67,898	69,935	72,033	74,194	76,419	78,712	81,073	83,505	733,688
EDP Service	(3)	1.03	47,000	48,410	49,862	51,358	52,899	54,486	56,120	57,804	59,538	61,324	538,802
Contractual Payments	(2)	1.03	98,000	100,940	103,968	107,087	110,300	113,609	117,017	120,528	124,143	127,868	1,122,460
Printing & Publishing	(2)	1.03	25,750	26,523	27,318	28,138	28,982	29,851	30,747	31,669	32,619	33,598	295,195
Repairs & Maintenance	(2)	1.03	33,000	33,990	35,010	36,060	37,142	38,256	39,404	40,586	41,803	43,058	378,308
Court Room Security Officers	(5)	1.03	539,955	556,154	572,838	590,023	607,724	625,956	644,735	664,077	683,999	704,519	6,189,970
Rentals - McCree	(4)		-	-	-	-	-	-	-	-	-	-	-
Rentals - Other	(2)	1.03	43,004	43,921	45,238	47,075	48,414	50,837	52,424	53,996	55,616	57,285	500,846
Miscellaneous Expense	(7)	1.03	515	530	546	563	580	597	615	633	652	672	5,904
Education, Training & Conferences	(7)	1.03	2,060	2,122	2,185	2,251	2,319	2,388	2,460	2,534	2,610	2,688	23,616
Tuition Reimbursement	(7)	1.03	1,030	1,061	1,093	1,126	1,159	1,194	1,230	1,267	1,305	1,344	11,808
Indirect Cost Allocation	(5)	1.03	281,090	289,532	298,218	307,164	316,379	325,871	335,647	345,716	356,088	366,770	3,222,465
Capital Outlay - Equipment	(8)	1.03	5,000	5,150	5,305	5,464	5,628	5,796	5,970	6,149	6,334	6,524	57,049
Computers, Signs, Forms, Programming	(11)		73,196	-	-	-	-	-	-	-	-	-	73,196
Capital Outlay - Court Room Renovations	(7)		-	-	-	-	-	-	-	-	-	-	-
Other	(6)	1.03	10,000	10,300	10,609	10,927	11,255	11,593	11,941	12,299	12,668	13,048	114,639
Contingencies	(12)		-	83,251	79,835	82,020	82,563	92,164	100,521	100,748	102,697	103,906	827,637
Total Non-Personnel Expenditures			1,270,590	1,318,676	1,350,019	1,390,484	1,430,293	1,490,292	1,530,583	1,573,433	1,619,531	1,669,338	14,627,738
Total Expenditures			2,691,653	3,040,044	3,181,455	3,281,892	3,462,178	3,575,410	3,685,631	3,782,180	3,878,573	3,957,780	34,731,685
Net Cost Current Version	(9)		(357,913)	(807,724)	(893,225)	(946,533)	(1,007,642)	(1,035,097)	(1,082,617)	(1,114,787)	(1,119,745)	(1,130,646)	(9,995,402)
Net Cost Prior Version			(357,913)	(807,724)	(893,225)	(946,533)	(1,007,642)	(1,035,097)	(1,082,617)	(1,114,787)	(1,119,745)	(1,130,646)	(9,995,402)
Current Version - Better or (Worse)			-	-	-	-	-	-	-	-	-	-	-
Reconciliation:													
Added Non-Recurring Costs	(11)		(73,196)	-	-	-	-	-	-	-	-	-	(73,196)
Added Provision for Contingencies Costs	(12)		-	(83,251)	(79,835)	(82,020)	(82,563)	(92,164)	(100,521)	(100,748)	(102,697)	(103,906)	(827,637)
Reduced Personnel Expenditures	(10)		73,196	83,251	79,835	82,020	82,563	92,164	100,521	100,748	102,697	103,906	900,833
Current Version - Better or (Worse)			-	-	-	-	-	-	-	-	-	-	-

Footnotes
(1) Year 1 amount is from City's budget
(2) Year 1 amount is from City's budget
(3) Based on the same number of FTEs (4.583) as in the current lease agreement with the City
(4) Lease with the City will end on consolidation; revenue lost from security portion of lease is replaced with (2) above
(5) Based on information provided by Maximus, the County's consultant retained to perform the annual indirect cost allocation study
(6) Estimated
(7) Deferred based on plan to build new plaza
(8) Funding to be provided by City to achieve "revenue neutral"
(9) See schedules attached
(10)

	Current	Prior
Judges	5.0	5.0
Secretary/Recorder	5.0	5.0
Deputy Clerks - Full Time	11.0	10.0
Administrative Specialists	1.0	2.0
Magistrate/Deputy Clerk	1.0	0.0
Deputy Clerk - Part Time	0.5	0.0
Probation Officers	2.0	4.0
	25.5	26.0

(11) Non-recurring costs in year 1 only to properly equip staff with new computers, create new signage and forms, and program software changes for compatibility with JIS
(12) Provision for unanticipated costs

67th District Court - 5th ELECTION DIVISON - CITY OF FLINT - Personnel Expenditures - Summary

	Headcount	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Total
Salary:												
Judges	5	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 2,286,200
Secretary/Recorder	5	$ 180,848	$ 193,993	$ 216,325	$ 220,885	$ 226,709	$ 230,625	$ 235,849	$ 241,165	$ 241,165	$ 241,165	$ 2,227,630
Deputy Clerks - Full Time	11	$ 306,833	$ 344,927	$ 382,932	$ 446,016	$ 477,676	$ 489,357	$ 501,699	$ 514,503	$ 528,428	$ 528,429	$ 4,519,801
Administrative Specialists	1	$ 36,100	$ 39,595	$ 43,010	$ 49,223	$ 50,742	$ 52,326	$ 53,977	$ 55,691	$ 57,637	$ 57,637	$ 495,938
Magistrate/Deputy Clerk	1	$ 53,258	$ 54,608	$ 56,617	$ 58,462	$ 60,373	$ 62,350	$ 62,350	$ 62,350	$ 62,350	$ 62,350	$ 595,368
Deputy Clerk - Part Time	0.5	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 134,200
Probation Officers	2	$ 87,245	$ 89,760	$ 103,388	$ 106,910	$ 111,080	$ 120,718	$ 127,430	$ 127,430	$ 127,430	$ 127,430	$ 1,139,822
Total Salary	25.5	$ 906,426	$ 976,181	$ 1,044,312	$ 1,122,538	$ 1,167,620	$ 1,187,316	$ 1,223,346	$ 1,243,179	$ 1,258,951	$ 1,258,951	$ 11,397,717
		$ 679,820										
Overtime:												
Judges		$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Secretary/Recorder		$ 9,042	$ 9,700	$ 10,816	$ 11,044	$ 11,285	$ 11,626	$ 11,792	$ 12,058	$ 12,058	$ 12,059	$ 111,392
Deputy Clerks - Full Time		$ 15,347	$ 17,246	$ 19,147	$ 22,251	$ 23,878	$ 24,469	$ 25,085	$ 25,726	$ 26,421	$ 26,421	$ 225,990
Administrative Specialists		$ 1,805	$ 1,978	$ 2,161	$ 2,461	$ 2,537	$ 2,616	$ 2,699	$ 2,785	$ 2,877	$ 2,877	$ 24,785
Magistrate/Deputy Clerk		$ 2,663	$ 2,745	$ 2,831	$ 2,923	$ 3,019	$ 3,118	$ 3,118	$ 3,118	$ 3,118	$ 3,118	$ 29,768
Deputy Clerk - Part Time		$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Probation Officers		$ 4,362	$ 4,988	$ 5,169	$ 5,346	$ 5,554	$ 6,036	$ 6,372	$ 6,372	$ 6,372	$ 6,372	$ 56,941
Total Overtime		$ 33,219	$ 35,657	$ 40,114	$ 44,025	$ 46,274	$ 47,764	$ 49,066	$ 50,057	$ 50,846	$ 50,846	$ 448,868
Total Salaries and Wages		$ 939,645	$ 1,011,838	$ 1,084,426	$ 1,166,561	$ 1,213,794	$ 1,245,080	$ 1,272,410	$ 1,293,236	$ 1,309,797	$ 1,309,797	$ 11,846,583
		$ 704,734										
Fringes:												
Judges		$ 173,288	$ 177,671	$ 182,301	$ 187,168	$ 192,253	$ 197,600	$ 203,210	$ 209,095	$ 215,271	$ 221,761	$ 1,959,668
Secretary/Recorder		$ 128,022	$ 134,701	$ 143,191	$ 148,838	$ 154,771	$ 160,958	$ 167,492	$ 174,309	$ 180,487	$ 186,972	$ 1,579,736
Deputy Clerks - Full Time		$ 266,842	$ 292,180	$ 308,929	$ 320,353	$ 337,204	$ 351,011	$ 365,499	$ 380,680	$ 396,669	$ 410,968	$ 3,409,474
Administrative Specialists		$ 25,892	$ 27,071	$ 28,594	$ 30,842	$ 31,925	$ 33,271	$ 34,681	$ 36,169	$ 37,718	$ 39,017	$ 324,670
Magistrate/Deputy Clerk		$ 28,568	$ 29,725	$ 30,949	$ 32,242	$ 33,598	$ 35,011	$ 36,137	$ 37,317	$ 38,658	$ 38,658	$ 341,945
Deputy Clerk - Part Time		$ 1,134	$ 2,660	$ 2,662	$ 2,664	$ 2,666	$ 2,669	$ 2,671	$ 2,674	$ 2,676	$ 2,679	$ 25,654
Probation Officers		$ 53,784	$ 57,712	$ 60,184	$ 62,750	$ 65,615	$ 69,331	$ 72,748	$ 75,110	$ 77,588	$ 80,189	$ 674,918
Total Fringes		$ 676,288	$ 711,930	$ 747,020	$ 784,847	$ 818,131	$ 850,048	$ 882,638	$ 916,541	$ 949,186	$ 981,627	$ 8,317,256
Total Personnel Costs		$ 1,615,934	$ 1,723,768	$ 1,831,446	$ 1,951,408	$ 2,031,925	$ 2,095,128	$ 2,155,048	$ 2,209,777	$ 2,258,932	$ 2,291,424	$ 20,163,849
Prior Version		1,689,130	1,807,019	1,911,140	2,033,427	2,114,490	2,187,292	2,255,569	2,309,526	2,361,638	2,395,420	21,064,702
Increase		$ (73,196)	$ (83,251)	$ (79,695)	$ (82,020)	$ (82,565)	$ (92,164)	$ (100,521)	$ (100,749)	$ (102,697)	$ (103,996)	$ (900,853)

67th District Court - 5th ELECTION DIVISON - CITY OF FLINT - Personnel Expenditures - Judges

	Inflation Factor	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10
Salary:											
Per Judge		$ 45,724	$ 45,724	$ 45,724	$ 45,724	$ 45,724	$ 45,724	$ 45,724	$ 45,724	$ 45,724	$ 45,724
Headcount:											
Crawford		1	1	1	1	1	1	1	1	1	1
Collier-Nix		1	1	1	1	1	1	1	1	1	1
Dowd		1	1	1	1	1	1	1	1	1	1
Marabla, Jr.		1	1	1	1	1	1	1	1	1	1
Perry		1	1	1	1	1	1	1	1	1	1
		5	5	5	5	5	5	5	5	5	5
Total Salary		$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620
FICA		7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%
Worker Comp	1.02	0.70%	0.71%	0.73%	0.74%	0.76%	0.77%	0.79%	0.80%	0.82%	0.84%
Unemployment	1.02	0.10%	0.10%	0.10%	0.11%	0.11%	0.11%	0.11%	0.11%	0.12%	0.12%
Health Insurance - Judges	1.05	$ 15,976	$ 16,774	$ 17,612	$ 18,493	$ 19,418	$ 20,389	$ 21,408	$ 22,478	$ 23,602	$ 24,782
Optical Insurance	1.05	$ 109	$ 114	$ 120	$ 126	$ 132	$ 139	$ 146	$ 153	$ 161	$ 169
Dental Insurance	1.05	$ 1,052	$ 1,105	$ 1,160	$ 1,218	$ 1,279	$ 1,343	$ 1,410	$ 1,480	$ 1,554	$ 1,632
Life Insurance	1.02	$ 921	$ 939	$ 958	$ 977	$ 997	$ 1,017	$ 1,037	$ 1,058	$ 1,079	$ 1,101
Defined Benefit Pension		0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Defined Contribution Retirement		25.00%	25.00%	25.00%	25.00%	25.00%	25.00%	25.00%	25.00%	25.00%	25.00%
Retiree Health Care		$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Overtime:											
Judges	0.00%	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Total Overtime		$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Total Salaries and Wages		$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620
FICA		$ 17,489	$ 17,489	$ 17,489	$ 17,489	$ 17,489	$ 17,489	$ 17,489	$ 17,489	$ 17,489	$ 17,489
Worker Comp		$ 1,600	$ 1,632	$ 1,665	$ 1,698	$ 1,732	$ 1,767	$ 1,802	$ 1,838	$ 1,875	$ 1,913
Unemployment		$ 229	$ 233	$ 238	$ 243	$ 247	$ 252	$ 257	$ 263	$ 268	$ 273
Health Insurance		$ 79,878	$ 83,869	$ 88,062	$ 92,465	$ 97,089	$ 101,943	$ 107,040	$ 112,392	$ 118,012	$ 123,912
Optical Insurance		$ 545	$ 572	$ 601	$ 631	$ 662	$ 695	$ 730	$ 767	$ 805	$ 846
Dental Insurance		$ 5,260	$ 5,523	$ 5,799	$ 6,089	$ 6,394	$ 6,713	$ 7,049	$ 7,401	$ 7,771	$ 8,160
Life Insurance		$ 4,605	$ 4,697	$ 4,791	$ 4,887	$ 4,985	$ 5,084	$ 5,186	$ 5,290	$ 5,395	$ 5,503
Defined Benefit Pension		$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Defined Contribution Retirement		$ 57,155	$ 57,155	$ 57,155	$ 57,155	$ 57,155	$ 57,155	$ 57,155	$ 57,155	$ 57,155	$ 57,155
Retiree Health Care		$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500
Total Fringes		$ 173,258	$ 177,671	$ 182,301	$ 187,158	$ 192,263	$ 197,600	$ 203,210	$ 209,095	$ 215,271	$ 221,751
Total Salaries and Wages		$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620	$ 228,620
Total Overtime		$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Total Fringes		$ 173,258	$ 177,671	$ 182,301	$ 187,158	$ 192,263	$ 197,600	$ 203,210	$ 209,095	$ 215,271	$ 221,751
Total Personnel Costs		$ 401,878	$ 406,291	$ 410,921	$ 415,778	$ 420,873	$ 426,220	$ 431,830	$ 437,715	$ 443,891	$ 450,371

67th District Court - 5th ELECTION DIVISON - CITY OF FLINT - Personnel Expenditures - Secretary/Recorders

	Yrs Exp. as City S/R at 1/1/2016	Starting Step at 1/2/2016 per County scale	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10
Salary:					Applicable Step from County Wage Scale for Appointed Officials - Secretary Recorders							
Crawford - Jeanine Franklin	10 yrs. 9 mos.	After 8 yrs	48,233	48,233	48,233	48,233	48,233	48,233	48,233	48,233	48,233	48,233
Collier-Nix - Suzette Hawkins	1 yr 8 mos.	After 1 yr	33,184	,38,440	42,023	43,163	44,369	45,573	46,904	48,233	48,233	48,233
Dowd - Veronica Simon	7 yrs. 4 mos.	After 7 yrs	46,904	48,233	48,233	48,233	48,233	48,233	48,233	48,233	48,233	48,233
Dowd - Veronica Simon	6 yrs. 4 mos.	After 7 yrs	(46,904)	(48,233)	(48,233)	(48,233)	(48,233)	(48,233)	(48,233)	(48,233)	(48,233)	(48,233)
Dowd - Replacement for Veronica Simon		After 1 yr	33,184	38,440	42,023	43,163	44,369	45,573	46,904	48,233	48,233	48,233
Marable, Jr.- Sandra Quiel	1 yrs. 9 mos.	After 1 yr	33,184	38,440	42,023	43,163	44,369	45,573	46,904	48,233	48,233	48,233
Perry - Brandy Graham	1 yr 10 mos.	After 1 yr	33,184	38,440	42,023	43,163	44,369	45,573	46,904	48,233	48,233	48,233
Total Salary			180,849	193,693	216,325	220,865	225,709	230,525	235,849	241,165	241,165	241,165
Number of positions			6	6	6	5	6	6	6	6	6	6
FICA			7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%
Worker Comp	1.02		0.70%	0.71%	0.73%	0.74%	0.76%	0.77%	0.79%	0.80%	0.82%	0.84%
Unemployment	1.02		0.10%	0.10%	0.10%	0.11%	0.11%	0.11%	0.11%	0.11%	0.12%	0.12%
Health Insurance - Judges	1.05		$ 16,878	$ 16,774	$ 17,612	$ 18,493	$ 19,418	$ 20,389	$ 21,408	$ 22,479	$ 23,602	$ 24,782
Optical Insurance	1.05		$ 109	$ 114	$ 120	$ 126	$ 132	$ 139	$ 146	$ 153	$ 161	$ 169
Dental Insurance	1.05		$ 1,052	$ 1,105	$ 1,160	$ 1,218	$ 1,279	$ 1,343	$ 1,410	$ 1,480	$ 1,554	$ 1,632
Life Insurance	1.02		$ 921	$ 939	$ 958	$ 977	$ 997	$ 1,017	$ 1,037	$ 1,058	$ 1,079	$ 1,101
Defined Benefit Pension			0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Defined Contribution Retirement			8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%
Retiree Health Care			$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Overtime:												
Secretary Recorders	8.00%		$ 9,042	$ 9,700	$ 10,616	$ 11,044	$ 11,285	$ 11,526	$ 11,792	$ 12,058	$ 12,058	$ 12,058
Total Overtime			$ 9,042	$ 9,700	$ 10,616	$ 11,044	$ 11,285	$ 11,526	$ 11,792	$ 12,058	$ 12,058	$ 12,058
Total Salaries and Wages			$ 189,891	$ 203,693	$ 227,141	$ 231,929	$ 236,994	$ 242,051	$ 247,641	$ 253,223	$ 253,223	$ 253,223
FICA			$ 14,627	$ 15,682	$ 17,376	$ 17,743	$ 18,130	$ 18,517	$ 18,945	$ 19,372	$ 19,372	$ 19,372
Worker Comp			$ 1,329	$ 1,484	$ 1,654	$ 1,723	$ 1,795	$ 1,871	$ 1,952	$ 2,038	$ 2,077	$ 2,118
Unemployment			$ 190	$ 208	$ 236	$ 248	$ 257	$ 267	$ 279	$ 291	$ 287	$ 303
Health Insurance			$ 78,675	$ 83,859	$ 88,052	$ 92,455	$ 97,083	$ 101,943	$ 107,040	$ 112,392	$ 118,012	$ 123,912
Optical Insurance			$ 545	$ 572	$ 601	$ 631	$ 662	$ 695	$ 730	$ 767	$ 805	$ 845
Dental Insurance			$ 5,260	$ 5,523	$ 5,799	$ 6,089	$ 6,394	$ 6,713	$ 7,049	$ 7,401	$ 7,771	$ 8,160
Life Insurance			$ 4,609	$ 4,697	$ 4,791	$ 4,887	$ 4,985	$ 5,084	$ 5,186	$ 5,290	$ 5,395	$ 5,503
Defined Benefit Pension			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Defined Contribution Retirement			$ 15,191	$ 16,295	$ 18,171	$ 18,554	$ 19,060	$ 19,364	$ 19,811	$ 20,258	$ 20,258	$ 20,258
Retiree Health Care			$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500	$ 6,500
Total Fringes			$ 128,022	$ 134,701	$ 143,191	$ 148,638	$ 154,771	$ 160,955	$ 167,492	$ 174,306	$ 180,497	$ 186,972
Total Salaries and Wages			$ 180,849	$ 193,993	$ 216,325	$ 220,885	$ 225,709	$ 230,525	$ 235,849	$ 241,165	$ 241,165	$ 241,165
Total Overtime			$ 9,042	$ 9,700	$ 10,616	$ 11,044	$ 11,285	$ 11,526	$ 11,792	$ 12,058	$ 12,058	$ 12,058
Total Fringes			$ 128,022	$ 134,701	$ 143,191	$ 148,638	$ 154,771	$ 160,955	$ 167,492	$ 174,306	$ 180,497	$ 186,972
Total Personnel Costs			$ 317,914	$ 338,394	$ 370,333	$ 380,767	$ 391,765	$ 403,008	$ 416,134	$ 427,530	$ 433,710	$ 440,195

67th District Court - 5th ELECTION DIVISON - CITY OF FLINT - Personnel Expenditures - Deputy Clerks

	Union	Inflation Factor	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10
Salary:												
Per Clerk	488-00		$ 27,903	$ 31,357	$ 34,812	$ 40,456	$ 43,416	$ 44,487	$ 45,609	$ 46,773	$ 48,039	$ 48,039
Headcount:												
Total			11	11	11	11	11	11	11	11	11	11
			11	11	11	11	11	11	11	11	11	11
Total Salary			$ 306,933	$ 344,927	$ 382,932	$ 445,016	$ 477,576	$ 489,357	$ 501,699	$ 514,503	$ 528,429	$ 528,429
FICA			7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%
Worker Comp		1.02	0.70%	0.71%	0.73%	0.74%	0.76%	0.77%	0.79%	0.80%	0.82%	0.84%
Unemployment		1.02	0.10%	0.10%	0.10%	0.11%	0.11%	0.11%	0.11%	0.11%	0.12%	0.12%
Health Insurance - Judges		1.05	$ 15,975	$ 16,774	$ 17,612	$ 18,493	$ 19,418	$ 20,389	$ 21,408	$ 22,478	$ 23,602	$ 24,782
Optical Insurance		1.05	$ 109	$ 114	$ 120	$ 126	$ 132	$ 139	$ 146	$ 153	$ 161	$ 169
Dental Insurance		1.05	$ 1,052	$ 1,105	$ 1,160	$ 1,218	$ 1,279	$ 1,343	$ 1,410	$ 1,480	$ 1,554	$ 1,632
Life Insurance		1.02	$ 921	$ 939	$ 959	$ 977	$ 997	$ 1,017	$ 1,037	$ 1,058	$ 1,079	$ 1,101
Defined Benefit Pension			0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Defined Contribution Retirement			8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%
Retiree Health Care			$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Overtime:												
Clerks		5.00%	$ 15,347	$ 17,246	$ 19,147	$ 22,251	$ 23,879	$ 24,468	$ 25,085	$ 25,725	$ 26,421	$ 26,421
Total Overtime			$ 15,347	$ 17,246	$ 19,147	$ 22,251	$ 23,879	$ 24,468	$ 25,085	$ 25,725	$ 26,421	$ 26,421
Total Salaries and Wages			$ 322,280	$ 362,173	$ 402,079	$ 467,267	$ 501,455	$ 513,825	$ 526,784	$ 540,228	$ 554,850	$ 554,850
FICA			$ 24,654	$ 27,706	$ 30,759	$ 35,746	$ 38,361	$ 39,308	$ 40,299	$ 41,327	$ 42,446	$ 42,446
Worker Comp			$ 2,256	$ 2,576	$ 2,928	$ 3,471	$ 3,800	$ 3,971	$ 4,153	$ 4,344	$ 4,561	$ 4,642
Unemployment			$ 322	$ 369	$ 410	$ 498	$ 543	$ 567	$ 593	$ 621	$ 650	$ 663
Health Insurance			$ 175,726	$ 184,511	$ 193,737	$ 203,424	$ 213,895	$ 224,276	$ 235,488	$ 247,283	$ 259,626	$ 272,607
Optical Insurance			$ 1,199	$ 1,259	$ 1,322	$ 1,398	$ 1,457	$ 1,530	$ 1,607	$ 1,687	$ 1,771	$ 1,860
Dental Insurance			$ 11,572	$ 12,161	$ 12,758	$ 13,398	$ 14,086	$ 14,769	$ 15,508	$ 16,283	$ 17,097	$ 17,952
Life Insurance			$ 10,131	$ 10,334	$ 10,549	$ 10,761	$ 10,966	$ 11,185	$ 11,409	$ 11,637	$ 11,870	$ 12,107
Defined Benefit Pension			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Defined Contribution Retirement			$ 25,782	$ 28,974	$ 32,166	$ 37,381	$ 40,116	$ 41,106	$ 42,143	$ 43,218	$ 44,388	$ 44,388
Retiree Health Care			$ 14,300	$ 14,300	$ 14,300	$ 14,300	$ 14,300	$ 14,300	$ 14,300	$ 14,300	$ 14,300	$ 14,300
Total Fringes			$ 265,942	$ 282,190	$ 298,929	$ 320,353	$ 337,204	$ 351,011	$ 365,499	$ 380,680	$ 396,699	$ 410,966
Total Salaries and Wages			$ 306,933	$ 344,927	$ 382,932	$ 445,016	$ 477,576	$ 489,357	$ 501,699	$ 514,503	$ 528,429	$ 528,429
Total Overtime			$ 15,347	$ 17,246	$ 19,147	$ 22,251	$ 23,879	$ 24,468	$ 25,085	$ 25,725	$ 26,421	$ 26,421
Total Fringes			$ 265,942	$ 282,190	$ 298,929	$ 320,353	$ 337,204	$ 351,011	$ 365,499	$ 380,680	$ 396,699	$ 410,966
Total Personnel Costs			$ 588,222	$ 644,363	$ 701,008	$ 787,620	$ 838,659	$ 864,836	$ 892,283	$ 920,908	$ 951,550	$ 965,816

67th District Court - 5th ELECTION DIVISON - CITY OF FLINT - Personnel Expenditures - Administrative Specialists

	Union	Inflation Factor	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10
Salary:												
Per Admin. Specialist	498-01		$ 38,100	$ 39,555	$ 43,010	$ 49,223	$ 50,742	$ 52,326	$ 53,977	$ 55,691	$ 57,637	$ 57,637
Headcount:												
Total			1	1	1	1	1	1	1	1	1	1
			1	1	1	1	1	1	1	1	1	1
Total Salary			$ 38,100	$ 39,555	$ 43,010	$ 49,223	$ 50,742	$ 52,326	$ 53,977	$ 55,691	$ 57,637	$ 57,637
FICA			7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%
Worker Comp		1.02	0.70%	0.71%	0.73%	0.74%	0.76%	0.77%	0.78%	0.80%	0.82%	0.84%
Unemployment		1.02	0.10%	0.10%	0.10%	0.11%	0.11%	0.11%	0.11%	0.11%	0.12%	0.12%
Health Insurance - Judges		1.05	$ 15,975	$ 16,774	$ 17,612	$ 18,493	$ 19,418	$ 20,389	$ 21,408	$ 22,478	$ 23,602	$ 24,782
Optical Insurance		1.05	$ 109	$ 114	$ 120	$ 126	$ 132	$ 139	$ 146	$ 153	$ 161	$ 169
Dental Insurance		1.05	$ 1,052	$ 1,105	$ 1,160	$ 1,218	$ 1,279	$ 1,343	$ 1,410	$ 1,480	$ 1,554	$ 1,632
Life Insurance		1.02	$ 921	$ 939	$ 958	$ 977	$ 997	$ 1,017	$ 1,037	$ 1,058	$ 1,079	$ 1,101
Defined Benefit Pension			0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Defined Contribution Retirement			8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%
Retiree Health Care			$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Overtime:												
Admin Specialists		5.00%	$ 1,805	$ 1,978	$ 2,151	$ 2,461	$ 2,537	$ 2,616	$ 2,699	$ 2,785	$ 2,877	$ 2,877
Total Overtime			$ 1,805	$ 1,978	$ 2,151	$ 2,461	$ 2,537	$ 2,616	$ 2,699	$ 2,785	$ 2,877	$ 2,877
Total Salaries and Wages			$ 37,905	$ 41,533	$ 45,161	$ 51,684	$ 53,279	$ 54,942	$ 56,676	$ 58,476	$ 60,414	$ 60,414
FICA			$ 2,900	$ 3,177	$ 3,455	$ 3,954	$ 4,076	$ 4,203	$ 4,338	$ 4,473	$ 4,622	$ 4,622
Worker Comp			$ 265	$ 287	$ 329	$ 384	$ 404	$ 425	$ 447	$ 470	$ 495	$ 505
Unemployment			$ 38	$ 42	$ 47	$ 55	$ 58	$ 61	$ 64	$ 67	$ 71	$ 72
Health Insurance			$ 15,975	$ 16,774	$ 17,612	$ 18,493	$ 19,418	$ 20,389	$ 21,408	$ 22,478	$ 23,602	$ 24,782
Optical Insurance			$ 109	$ 114	$ 120	$ 126	$ 132	$ 139	$ 146	$ 153	$ 161	$ 169
Dental Insurance			$ 1,052	$ 1,105	$ 1,160	$ 1,218	$ 1,279	$ 1,343	$ 1,410	$ 1,480	$ 1,554	$ 1,632
Life Insurance			$ 921	$ 939	$ 958	$ 977	$ 997	$ 1,017	$ 1,037	$ 1,058	$ 1,079	$ 1,101
Defined Benefit Pension			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Defined Contribution Retirement			$ 3,032	$ 3,323	$ 3,613	$ 4,135	$ 4,262	$ 4,395	$ 4,534	$ 4,678	$ 4,833	$ 4,833
Retiree Health Care			$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Total Fringes			$ 25,592	$ 27,071	$ 28,694	$ 30,642	$ 31,925	$ 33,271	$ 34,691	$ 36,159	$ 37,718	$ 39,017
Total Salaries and Wages			$ 38,100	$ 39,555	$ 43,010	$ 49,223	$ 50,742	$ 52,326	$ 53,977	$ 55,691	$ 57,637	$ 57,637
Total Overtime			$ 1,805	$ 1,978	$ 2,151	$ 2,461	$ 2,537	$ 2,616	$ 2,699	$ 2,785	$ 2,877	$ 2,877
Total Fringes			$ 25,592	$ 27,071	$ 28,694	$ 30,642	$ 31,925	$ 33,271	$ 34,691	$ 36,159	$ 37,718	$ 39,017
Total Personnel Costs			$ 63,497	$ 68,604	$ 73,755	$ 82,326	$ 85,204	$ 88,213	$ 91,357	$ 94,634	$ 98,132	$ 99,430

67th District Court - 5th ELECTION DIVISON - CITY OF FLINT - Personnel Expenditures - Magistrate/Deputy Clerk

	Union	Inflation Factor	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10
Salary:												
Helen Davis	496-00		$ 53,258	$ 54,908	$ 56,617	$ 58,462	$ 60,373	$ 62,350	$ 62,350	$ 62,350	$ 62,350	$ 62,350
Headcount:												
Total			1	1	1	1	1	1	1	1	1	1
			1	1	1	1	1	1	1	1	1	1
Total Salary			$ 53,258	$ 54,908	$ 56,617	$ 58,462	$ 60,373	$ 62,350	$ 62,350	$ 62,350	$ 62,350	$ 62,350
FICA			7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%
Worker Comp		1.02	0.70%	0.71%	0.73%	0.74%	0.76%	0.77%	0.79%	0.80%	0.82%	0.84%
Unemployment		1.02	0.10%	0.10%	0.10%	0.11%	0.11%	0.11%	0.11%	0.11%	0.12%	0.12%
Health Insurance - Judges		1.05	$ 15,976	$ 16,774	$ 17,612	$ 18,493	$ 19,418	$ 20,389	$ 21,408	$ 22,478	$ 23,602	$ 24,782
Optical Insurance		1.05	$ 109	$ 114	$ 120	$ 126	$ 132	$ 139	$ 146	$ 153	$ 161	$ 169
Dental Insurance		1.05	$ 1,052	$ 1,105	$ 1,160	$ 1,218	$ 1,279	$ 1,343	$ 1,410	$ 1,480	$ 1,554	$ 1,632
Life Insurance		1.02	$ 921	$ 939	$ 958	$ 977	$ 997	$ 1,017	$ 1,037	$ 1,058	$ 1,079	$ 1,101
Defined Benefit Pension			0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Defined Contribution Retirement			8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%
Retiree Health Care			$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Overtime:												
Magistrate		5.00%	$ 2,663	$ 2,745	$ 2,831	$ 2,923	$ 3,019	$ 3,118	$ 3,118	$ 3,118	$ 3,118	$ 3,118
Total Overtime			$ 2,663	$ 2,745	$ 2,831	$ 2,923	$ 3,019	$ 3,118	$ 3,118	$ 3,118	$ 3,118	$ 3,118
Total Salaries and Wages			$ 55,921	$ 57,651	$ 59,448	$ 61,385	$ 63,392	$ 65,468	$ 65,468	$ 65,468	$ 65,468	$ 65,468
FICA			$ 4,278	$ 4,410	$ 4,548	$ 4,696	$ 4,849	$ 5,008	$ 5,008	$ 5,008	$ 5,008	$ 5,008
Worker Comp			$ 391	$ 412	$ 433	$ 458	$ 480	$ 506	$ 519	$ 528	$ 537	$ 548
Unemployment			$ 58	$ 59	$ 62	$ 65	$ 68	$ 72	$ 74	$ 75	$ 77	$ 78
Health Insurance			$ 15,976	$ 16,774	$ 17,612	$ 18,493	$ 19,418	$ 20,389	$ 21,408	$ 22,478	$ 23,602	$ 24,782
Optical Insurance			$ 109	$ 114	$ 120	$ 126	$ 132	$ 139	$ 146	$ 153	$ 161	$ 169
Dental Insurance			$ 1,052	$ 1,105	$ 1,160	$ 1,218	$ 1,279	$ 1,343	$ 1,410	$ 1,480	$ 1,554	$ 1,632
Life Insurance			$ 921	$ 939	$ 958	$ 977	$ 997	$ 1,017	$ 1,037	$ 1,058	$ 1,079	$ 1,101
Defined Benefit Pension			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Defined Contribution Retirement			$ 4,474	$ 4,612	$ 4,756	$ 4,911	$ 5,071	$ 5,237	$ 5,237	$ 5,237	$ 5,237	$ 5,237
Retiree Health Care			$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Total Fringes			$ 28,556	$ 29,725	$ 30,949	$ 32,242	$ 33,595	$ 35,011	$ 36,137	$ 37,317	$ 38,556	$ 39,855
Total Salaries and Wages			$ 53,258	$ 54,908	$ 56,617	$ 58,462	$ 60,373	$ 62,350	$ 62,350	$ 62,350	$ 62,350	$ 62,350
Total Overtime			$ 2,663	$ 2,745	$ 2,831	$ 2,923	$ 3,019	$ 3,118	$ 3,118	$ 3,118	$ 3,118	$ 3,118
Total Fringes			$ 28,556	$ 29,725	$ 30,949	$ 32,242	$ 33,595	$ 35,011	$ 36,137	$ 37,317	$ 38,556	$ 39,855
Total Personnel Costs			$ 84,477	$ 87,378	$ 90,397	$ 93,627	$ 96,987	$ 100,479	$ 101,604	$ 102,785	$ 104,024	$ 105,323

67th District Court - 5th ELECTION DIVISON - CITY OF FLINT - Personnel Expenditures - Court Clerk - Part Time

	Union	Inflation Factor	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10
Salary:												
Part Time (1,000 hrs/yr) no benefits			$ 28,840	$ 28,840	$ 28,840	$ 28,840	$ 28,840	$ 28,840	$ 28,840	$ 28,840	$ 28,840	$ 28,840
Headcount:												
Total			0.5	0.5	0.5	0.5	0.5	0.5	0.5	0.5	0.5	0.5
			0.5	0.5	0.5	0.5	0.5	0.5	0.5	0.5	0.5	0.5
Total Salary			$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420
FICA			7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%
Worker Comp		1.02	0.70%	0.71%	0.73%	0.74%	0.76%	0.77%	0.79%	0.80%	0.82%	0.84%
Unemployment		1.02	0.10%	0.10%	0.10%	0.11%	0.11%	0.11%	0.11%	0.11%	0.12%	0.12%
Health Insurance - Judges		1.05	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Optical Insurance		1.05	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Dental Insurance		1.05	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Life Insurance		1.02	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Defined Benefit Pension			0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Defined Contribution Retirement			0.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%
Retiree Health Care			$ -	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Overtime:												
Admin Specialists		0.00%	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Total Overtime			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Total Salaries and Wages			$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420
FICA			$ 1,027	$ 1,027	$ 1,027	$ 1,027	$ 1,027	$ 1,027	$ 1,027	$ 1,027	$ 1,027	$ 1,027
Worker Comp			$ 94	$ 96	$ 98	$ 100	$ 102	$ 104	$ 106	$ 108	$ 110	$ 112
Unemployment			$ 13	$ 14	$ 14	$ 14	$ 16	$ 16	$ 16	$ 16	$ 16	$ 16
Health Insurance			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Optical Insurance			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Dental Insurance			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Life Insurance			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Defined Benefit Pension			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Defined Contribution Retirement			$ -	$ 1,074	$ 1,074	$ 1,074	$ 1,074	$ 1,074	$ 1,074	$ 1,074	$ 1,074	$ 1,074
Retiree Health Care			$ -	$ 650	$ 650	$ 650	$ 650	$ 650	$ 650	$ 650	$ 650	$ 650
Total Fringes			$ 1,134	$ 2,860	$ 2,862	$ 2,864	$ 2,866	$ 2,869	$ 2,871	$ 2,874	$ 2,876	$ 2,879
Total Salaries and Wages			$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420	$ 13,420
Total Overtime			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Total Fringes			$ 1,134	$ 2,860	$ 2,862	$ 2,864	$ 2,866	$ 2,869	$ 2,871	$ 2,874	$ 2,876	$ 2,879
Total Personnel Costs			$ 14,554	$ 16,280	$ 16,282	$ 16,284	$ 16,286	$ 16,289	$ 16,291	$ 16,294	$ 16,296	$ 16,299

67th District Court - 5th ELECTION DIVISON - CITY OF FLINT - Personnel Expenditures - Probation Officers

	Union	Inflation Factor	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10
Salary:												
Per Probation Officer	PCOA		$ 43,623	$ 49,880	$ 51,694	$ 53,455	$ 55,540	$ 60,359	$ 63,715	$ 63,715	$ 63,715	$ 63,715
Headcount:												
Total			2	2	2	2	2	2	2	2	2	2
			2	2	2	2	2	2	2	2	2	2
Total Salary			$ 87,246	$ 99,760	$ 103,388	$ 106,910	$ 111,080	$ 120,718	$ 127,430	$ 127,430	$ 127,430	$ 127,430
FICA			7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%	7.65%
Worker Comp		1.02	0.70%	0.71%	0.73%	0.74%	0.76%	0.77%	0.78%	0.80%	0.82%	0.84%
Unemployment		1.02	0.10%	0.10%	0.10%	0.11%	0.11%	0.11%	0.11%	0.11%	0.12%	0.12%
Health Insurance - Judges		1.05	$ 15,975	$ 16,774	$ 17,612	$ 18,493	$ 19,418	$ 20,389	$ 21,409	$ 22,478	$ 23,602	$ 24,782
Optical Insurance		1.05	$ 108	$ 114	$ 120	$ 126	$ 132	$ 139	$ 146	$ 153	$ 161	$ 169
Dental Insurance		1.05	$ 1,052	$ 1,105	$ 1,160	$ 1,218	$ 1,279	$ 1,343	$ 1,410	$ 1,480	$ 1,554	$ 1,632
Life Insurance		1.02	$ 921	$ 939	$ 958	$ 977	$ 997	$ 1,017	$ 1,037	$ 1,058	$ 1,079	$ 1,101
Defined Benefit Pension			0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Defined Contribution Retirement			8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%
Retiree Health Care			$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300	$ 1,300
Overtime:												
Probation Officers		5.00%	$ 4,362	$ 4,988	$ 5,169	$ 5,346	$ 5,554	$ 6,036	$ 6,372	$ 6,372	$ 6,372	$ 6,372
Total Overtime			$ 4,362	$ 4,988	$ 5,169	$ 5,346	$ 5,554	$ 6,036	$ 6,372	$ 6,372	$ 6,372	$ 6,372
Total Salaries and Wages			$ 91,608	$ 104,748	$ 108,557	$ 112,256	$ 116,634	$ 126,754	$ 133,802	$ 133,802	$ 133,802	$ 133,802
FICA			$ 7,008	$ 8,013	$ 8,305	$ 8,588	$ 8,923	$ 9,697	$ 10,236	$ 10,236	$ 10,236	$ 10,236
Worker Comp			$ 641	$ 746	$ 791	$ 834	$ 884	$ 980	$ 1,055	$ 1,076	$ 1,097	$ 1,119
Unemployment			$ 92	$ 107	$ 113	$ 118	$ 128	$ 140	$ 151	$ 154	$ 157	$ 160
Health Insurance			$ 31,950	$ 33,548	$ 35,225	$ 36,986	$ 38,835	$ 40,777	$ 42,818	$ 44,957	$ 47,205	$ 49,565
Optical Insurance			$ 216	$ 228	$ 240	$ 252	$ 265	$ 278	$ 292	$ 307	$ 322	$ 338
Dental Insurance			$ 2,104	$ 2,209	$ 2,320	$ 2,436	$ 2,557	$ 2,686	$ 2,820	$ 2,961	$ 3,109	$ 3,264
Life Insurance			$ 1,842	$ 1,878	$ 1,916	$ 1,955	$ 1,994	$ 2,034	$ 2,074	$ 2,116	$ 2,158	$ 2,201
Defined Benefit Pension			$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -	-
Defined Contribution Retirement			$ 7,329	$ 8,380	$ 8,685	$ 8,980	$ 9,331	$ 10,140	$ 10,704	$ 10,704	$ 10,704	$ 10,704
Retiree Health Care			$ 2,600	$ 2,600	$ 2,600	$ 2,600	$ 2,600	$ 2,600	$ 2,600	$ 2,600	$ 2,600	$ 2,600
Total Fringes			$ 53,784	$ 57,712	$ 60,194	$ 62,760	$ 65,518	$ 69,331	$ 72,748	$ 75,110	$ 77,588	$ 80,188
Total Salaries and Wages			$ 87,246	$ 99,760	$ 103,388	$ 106,910	$ 111,080	$ 120,718	$ 127,430	$ 127,430	$ 127,430	$ 127,430
Total Overtime			$ 4,362	$ 4,988	$ 5,169	$ 5,346	$ 5,554	$ 6,036	$ 6,372	$ 6,372	$ 6,372	$ 6,372
Total Fringes			$ 53,784	$ 57,712	$ 60,194	$ 62,760	$ 65,518	$ 69,331	$ 72,748	$ 75,110	$ 77,588	$ 80,188
Total Personnel Costs			$ 145,392	$ 162,460	$ 168,751	$ 175,005	$ 182,149	$ 196,085	$ 206,549	$ 208,911	$ 211,389	$ 213,989

150965.1

SUBMISSION NO.: ______

PRESENTED: 12-14-15

ADOPTED: ______

RESOLUTION AUTHORIZING CITY OFFICIALS TO ADOPT THE SUPPORT EMERGENCY OPERATIONS PLAN OF THE CITY OF FLINT

BY THE CITY ADMINISTRATOR:

The City of Flint has elected to be incorporated into the Genesee County Emergency Management Program and has developed a Support Emergency Operations Plan, dated September 24, 2014. This is a support plan to the Genesee County Emergency Action Guidelines.

By becoming part of the county emergency management program, the City of Flint and Genesee County have certain responsibilities to each other. This Support Emergency Operations Plan has been developed to identify the responsibilities between the City of Flint and Genesee County in regards to pre-disaster emergency management activities. It also provides for the City of Flint government agencies to respond to various types of emergencies or disasters that affect the community.

IT IS RESOLVED that the appropriate City officials to all things necessary to adopt the City of Flint's Support Emergency Operations Plan.

Peter M. Bade, Chief Legal Officer

Jody N. Lundquist, Chief Financial Officer

Natasha L. Henderson, City Administrator

Dr. Karen W. Weaver, Mayor

CITY COUNCIL:

Kerry Nelson, Council President

RECEIVERSHIP TRANSITION ADVISORY BOARD:

PRESENTED TO CITY COUNCIL: 12/14/2015

ADOPTED BY CITY COUNCIL: 12/14/2015

RESOLUTION STAFF REVIEW FORM

DATE: December 14, 2015

Agenda Item Title: **Resolution authorizing City Officials to adopt the Support Emergency Operations Plan of the City of Flint.**

Prepared By: City of Flint Fire Department

Background/Summary of Proposed Action: The City of Flint has developed a Support Emergency Operations Plan, which provides a framework for the City of Flint to use in performing emergency functions before, during, and after various types of emergencies or disasters that affect the community. It is a support plan to the Genesee County Emergency Action Guidelines. Through this plan, the City of Flint continues to implement the National Incident Management System, participating in efforts to provide an effective and efficient incident management operation.

Budgeted Expenditure: Yes___ No___ Please explain, if no:

Account #: **N/A**

Pre-encumbered: **Yes__ No____** **Requisition #**

Other Implications (i.e., collective bargaining): **None**

Staff Recommendation: Recommend Approval

Staff Person: ______________________
(Dept. Head/Authorized Staff)

Office of Mayor Karen W. Weaver, Ph.D.
City of Flint, Michigan, County of Genesee

Declaration of State of Emergency

Authority Emergency Management Act: Michigan Emergency Management Act 390 of 1976

BY THE MAYOR:

Whereas; in accordance with the Michigan Emergency Management Act, I am declaring a State of Emergency for the incorporated boundaries of the City of Flint, Michigan; and

Whereas; the City of Flint has experienced a Manmade disaster by switching to the use of the Flint River before connecting to KWA; and

Whereas; the City of Flint children have experienced increased blood lead levels since the switch to the Flint River; and

Whereas; this damage to children is irreversible and can cause effects to a child's IQ, which will result in learning disabilities and the need for special education and mental health services and an increase in the juvenile justice system; and

Whereas; this will increase the need for foster and adoptive parents as a result of social services needed due to the detrimental effects of the high blood lead levels; and

Whereas; I am requesting that all things be done necessary to address this State of Emergency Declaration, effective immediately; and

Whereas; this action is being taken to protect the health, safety, and welfare of the citizens of Flint; and

Whereas; I request that the Genesee County Board of Commissioners call a Special Meeting no later than the end of December 2015 to take action supporting this State of Emergency; and

Now, Therefore, I, Mayor Karen W. Weaver declare a State of Emergency in the City of Flint, effective, December 14, 2015;

Karen W. Weaver

Dr. Karen W. Weaver, Mayor

City of Flint, Michigan

Support Emergency Operations Plan

September 24, 2014

A support Plan to the Genesee County Emergency Action Guidelines

TABLE OF CONTENTS

SIGNATURE PAGE

To all Recipients:

Transmitted herewith is the Support Emergency Operations Plan for the City of Flint in support to the Genesee County Emergency Action Guidelines (EAG). The plan provides a framework for the City of Flint to use in performing emergency functions before, during, and after a natural disaster, technological incident or a hostile attack.

The policies contained herein do not discriminate on the basis of race, color, national origin, religion, sex, age, disability or political beliefs.

This plan was adopted by Flint City under Resolution No. 150965.1 Dated 12/14/15. It supersedes all previous plans.

Karen W. Weaver	12-14-15
Signature of Chief Executive Official (Mayor)	Date

Dr. Karen Weaver

CITY OF FLINT, MICHIGAN

INTRODUCTION TO THE PLAN

I. Purpose

The City of Flint has elected to be incorporated into the Genesee County Emergency Management Program. By becoming part of the county emergency management program, the City of Flint and Genesee County have certain responsibilities to each other. This Support Emergency Operations Plan has been developed to identify the responsibilities between the City of Flint and Genesee County in regards to pre-disaster emergency management activities. It also provides for City of Flint government agencies to respond to various types of emergencies or disasters that affect the community. This support plan is to be used in concurrence with the Genesee County Emergency Action Guideline, as it is a supporting document. The support plan will be maintained in accordance with the most current standards of the Genesee County Emergency Action Guidelines. Review of this support plan shall be accomplished concurrently with the county plan.

II. Scope

This plan is a flexible document in which changes from the content of the plan may occur due to unique nature of emergencies. Each agency that has a supported role in this plan or its elements has developed Standard Operating Procedures (SOP) which provides systematic instructions for accomplishing assigned functions. In addition, to support emergency preparedness and response efforts, the local government also conducts other activities such as personnel training, participating in exercises, encouraging chronic disease prevention techniques; educate the public on awareness activities, and use of appropriate land use planning decisions for mitigation and prevention purposes as well. Through this plan, the City of Flint continues to implement the National Incident Management System, participating in efforts to provide an effective and efficient incident management operation.

III. Plan Maintenance and Implementation

The plan has been developed together with local community, and county officials to ensure consistency within the county emergency management program documents. The plan is required to be approved by the City of Flint's Chief Executive Official every four years, or whenever the CEO changes and is to be forwarded to the County Emergency Management Office. Upon approval, it will be implemented, tested through exercises in concurrence with County officials, and review/updated to maintain currentness with the Genesee County Emergency Action Guidelines.

This plan has been provided to all municipal agencies, elected officials, the county emergency management office and the MSP/EMHSD district coordinator.

IV. Emergency Management Program Oversight

The City of Flint has appointed the Chief of Fire to serve as the city's emergency management liaision responsible for working with the County Emergency Management Coordinator in matters pertaining to emergency management for the municipality. Pursuant the requirements in P.A. 390, of 1976, as amended, Section 19, Genesee County has adopted a resolution that incorporates the City of Flint into its emergency management program, necessary for diaster assistance.

CITY OF FLINT, MICHIGAN

BASIC INFORMATION

I. Community Profile

The City of Flint is situated in the center of Genesee County. At 33.42 square miles, it is the county's largest city. According to the United States Census Bureau, Flint's estimated population is 99,763.

Flint has an average number of people identified as individuals with special/functional needs for a city of its size. Many of these individuals reside in congregate care centers, but others reside in non-group homes where help is provided as needed or on-call.

According to the Genesee County Hazard Mitigation Plan, the three situations the community is most vulnerable to is: inclement weather (e.g. thunderstorms, hail, lightning and severe wind storms, snow, tornadoes), structure fires and hazardous material incidents. All of these incidents can happen anywhere within the community, but hazardous material incidents are more likely to occur on the major expressways and highways. I-475, I-69, M-21 & M-54 all pass through Flint while I-75/US 23 is very close to its western border. More information regarding hazard vulnerability can be found in the County's Hazard Mitigation Plan/Analysis.

Within the community, there are 19 sites that contain extremely hazardous materials. Pursuant to SARA Title III, off-site emergency response plans have been developed by the LEPC to prepare the fire department(s) to respond to the specific hazardous materials on the sites. In addition, the owners of the site(s) have reported the types of hazardous material that is housed on-site, as required by the Emergency Planning and Community Right-To-Know Act.

II. Emergency Management Authority

Pursuant to P.A. 390 of 1976, as amended, the municipal CEO may declare a local state of emergency for the City of Flint. Also, Sections 1-801and 3-306 of the Flint City Charter describe procedures regarding emergency rules and ordinances. Upon a declaration, PA 390 also authorizes the CEO to issue directives, such as restrictions to travel on local roads. The local declaration activates this emergency plan as well as the emergency operations center to conduct activities to ensure the safety of people, property, and the environment.

Since the City of Flint has been a recipient of federal preparedness assistance, a resolution has been adopted by the local government for establishing the National Incident Management System as the standard for incident management for all-hazards. Through the adoption, the City continues to implement the concepts of the NIMS through training, planning, and exercising activities.

III. Response Resources

The City of Flint maintains fulltime departments of both Police and Fire. They are responsible for providing public safety and welfare to the community. Each department is comprised of qualified emergency personnel, and maintains equipment capable of responding to emergencies. A list of resources that the departments use for emergency situations can be requested through the municipal emergency management liaison. Under certain circumstances, if the incident requires additional resources beyond the capability of the City of Flint, the CEO may enact mutual aid. This is a familiar practice within both departments.

IV. Emergency Management Organization

The City of Flint emergency management organization consists of a number of departments responsible for conducting activities in response to emergencies within the community. These departments have been assigned to specific emergency functions for which the municipality has identified necessary in order to provide an effective response to secure the safety of people, property, and the environment. Each agency is responsible for implementing pre-disaster activities to help prevent and/or prepare for various hazards that the community is vulnerable to such as: chronic diseases, flooding, hazardous material spills, inclement weather, tornadoes, and public disturbance to name a few; a more profound list can be found in the County's Hazard Mitigation Plan/Analysis. Prevention and preparedness activities include: awareness training, exercising, hygienic practices to prevent spreading of infectious diseases, stockpiling equipment, and educating people on how to care for themselves during an emergency.

The CEO serves as the incident manager for municipal coordination. At his/her side includes the Finance Director and the Emergency Management Liaison (EML). The EML's duties include planning, operations, and logistics.

The table lists the functions, assigned agencies, primary point of contact of municipal EOC representatives.

Function	Agency	Primary Contact
Direction and Control	City Hall	Dr. Karen Weaver, Mayor
	City Hall	City Administrator Natasha L. Henderson
Fire Services	Fire Department	Fire Chief David Cox Jr.
Law Enforcement	Police Department	Police Chief James Tolbert
Warning & Communications	Genesee County 911 (GCCD)	Dave Ackley
Public Information	City PIO	Sean Kammer
Public Information	City Council	President Kerry Nelson
Damage Assessment	Assesments	Assessor William E. Fowler
Public Works	DPW - Utilities -Transportation	Kay Muhammad
Emergency Medical Services	Fire Department	Fire Chief David Cox Jr.
Human Services	Fire Department	Emergency Management Liaison Fire Chief David Cox Jr.
Finance	Finance Department	Dawn Steele

Line of Succession

The following is a list of the 2nd and 3rd alternates for each agency/function identified in the plan to maintain the emergency tasks assigned.

Agency	2nd Alternate	3rd Alternate
City Hall	City Administrator	Finance Director
Fire Department	Safety/Training Officer	On Duty District Commander
Police Department	Captain Collin Birnie	Captain Leigh Golden
Genesee County 911 (GCCD)	911 Supervisor Tabit	On Duty Shift Supervisor
Public Information Official	Sean Kammer	Maxine Murray
Assesments	Deputy Assesor Jacquetta Overton	Support Supervisor Tracy Weiss
DPW - Utilities Department - Transportation Dept.	Kay Muhammad	Rob Bincsik Betty Wideman
Emergency Medical Services	On Duty District Commander	On Duty Ranking Officer
Finance Department	Dawn Steele	Patrick Jones

CITY OF FLINT, MICHIGAN
GENERAL EMERGENCY MANAGEMENT GUIDELINES

The following guidelines are general to the municipality, all agencies, and individuals who have a role in responding to an emergency within the community and coordinated by the City of Flint. Being that emergency planning is a work in progress guidelines are continuously reviewed and modified due to the situation and complexity of incidents.

a) Report to the local emergency operations center when activated for scheduled exercises or disasters, or delegate another individual to staff the EOC and implement the plan.

b) Implement mutual aid agreements or contracts with other organizations to supplement local resources that have been exhausted.

c) Ensure compliance with this plan and the County Emergency Plan, and any pertinent procedures and documents issued, which impact the provision of emergency services in the municipality.

d) Train department emergency personnel in emergency management functions and NIMS/ICS concepts.

e) Assists in the development, review and maintenance of the plan and of the County EOP.

f) Develop and maintain standard operating procedures for specific functions or actions identified in the plan.

g) Maintain a list of resources available by the departments/agencies.

h) Protect records and other resources deemed essential for continuing government functions and each agency's emergency operations in accordance to procedures and policies.

i) Establish mutual aid agreements and/or contracts with other jurisdictions/entities to supplement municipal resources.

j) Establish a system of coordination, such as the incident command system, within the EOC. Field operations, however, are required to use the incident command system.

k) Participate in the review and update of this emergency operations plan, in accordance to a schedule identified by the municipal emergency management liaison and the county emergency management coordinator.

l) Adapt and provide printed emergency management materials and verbal messages to those who are vision impaired, non-English speaking, or deaf/hard of hearing.

m) Conduct pre-disaster public awareness activities including education classes, self-care guidelines, communications plans, and protocols.

n) Make recommendations to the CEO regarding protective actions.

o) Record and log significant events throughout the duration of the emergency, as well as the decisions made by the incident commander and municipal CEO.

p) Continuously conduct emergency planning activities as it is a work-in-progress, periodically being reviewed and updated.

q) Understand your department's collective bargaining agreement as it pertains to emergencies (e.g. employee callbacks, pay rate changes.

CITY OF FLINT

EMERGENCY RESPONSE PROCEDURES

The following are procedures that the City of Flint conducts and coordinates with the county in response to a local state of emergency.

a) Information about a potential emergency should be directed to the Emergency Management Liaison (EML).

b) Assure that the municipal emergency response agencies, elected officials, and the county emergency management coordinator are notified of the situation.

c) Municipal agencies assess the nature and scope of the emergency or disaster.

d) If the situation can be handled locally, do so, using the following sequenced guidelines.

   a. The EML advises the CEO and coordinates all emergency response actions.

   b. The CEO declares a local state of emergency and notifies the county emergency management coordinator of this action.

   c. A local state of emergency declaration is forwarded to the county office.

   d. The emergency management liaison activates the emergency operations center (EOC). The EOC is located within Flint Fire Station #1 located at 310 E. Fifth St. If this location is unavailable an alternate locations is at the Genesee County Sheriff's Department.

   e. The EOC shall establish an incident tracking system such as the FBI's *Virtual Command Center.*

   f. Emergency Operations Center representatives are notified, through Genesee County 911, by the municipal Emergency Management Liaison to report to the EOC.

   g. The EML directs departments/agencies to respond to the emergency situation in accordance to each agency's functional guidelines indicated in the attachments to this plan. These departments/agencies shall report out their progress to the EOC on the hour.

   h. The CEO issues directives as to travel restrictions on local roads and recommends protective actions from the commanding agency. Protective action recommendations will be based on weather forecasting and if the incident complexity increases due to inability to respond rapidly and with a "ready" supply of resources to mitigate the incident.

   i. Notify the public officials, as well as the public, of the situation, through the Public Information Official, and take appropriate actions.

   j. Keep the county emergency management coordinator informed of the situation and actions taken.

e) If municipal resources become exhausted or if special resources are needed, request county assistance through the county emergency management coordinator.

f) If assistance is requested, the county emergency management coordinator assesses the situation and makes recommendations on the type/level of assistance. The County will also take the following steps:

1. Activate the County Emergency Operations Center
2. Activate the County Emergency Operations Plan/Emergency Action Guidelines
3. Respond with county resources as requested
4. Activate mutual aid agreements
5. Coordinate county resources with municipal resources
6. Notify Michigan State Police/ Emergency Management and Homeland Security (MSP/EMHSD) District Coordinator.
7. Develop a jurisdiction situation report and a damage and injury assessment report via and submit to the MSP/EMHSD.
8. Assist the municipality with prioritizing and allocating resources.

g) If county resources are exhausted, the county makes a request to the Governor to declare a state of emergency or state of disaster in accordance with procedures set forth in PA 390, as amended. The county shall not request state assistance or a declaration of a state of disaster or a state of emergency unless requested to do so by the CEO of City of Flint if the situation occurs solely within the confines of the municipality.

h) If state assistance is requested, the MSP/EMHSD District Coordinator, in conjunction with the county emergency management coordinator and municipal emergency management liaison, assess the disaster or emergency situation and recommends the necessary resources that are required for its prevention, mitigation, or relief efforts.

i) After completing the assessment the MSP/EMHSD District Coordinator immediately notifies the State Director of Emergency Management and Homeland Security of the situation.

j) The State Director of Emergency Management and Homeland Security notifies the Governor and makes recommendations.

k) If state assistance is granted, procedures are followed in accordance to the Michigan Emergency Management Plan and the County Emergency Operations Plan.

ADDENDA

CITY OF FLINT

EMERGENCY ACTION GUIDELINES

The following attachments provide guidelines for each function that has been assigned to the agencies in response to an emergency or disaster situation.

Attachment A: Direction and Control
Attachment B: Fire Services
Attachment C: Law Enforcement
Attachment D: Warning and Communications
Attachment E: Public Information
Attachment F: Damage Assessment
Attachment G: Public Works
Attachment H: Emergency Medical Services
Attachment I: Human Services

Each agency assigned is responsible for maintaing the guidelines, as well as approving any changes to the guidelines or changes to the official responsible for implementation.

ATTACHMENT A

DIRECTION AND CONTROL

The Chief Executive Official, with support from the Emergency Management Liaison, is responsible for directing and controlling emergency management operations. The following guidelines represent a checklist of actions that the CEO and liaison must consider for providing an effective response to an emergency or disaster situation.

a) Declare a local state of emergency or disaster and notify the county emergency management office.

b) Issue orders and directives, i.e., travel restrictions, and recommend protective actions to be taken by the general public.

c) Activates and maintains the local emergency operations center.

d) Provide for continuity of operations.

e) Generate and disseminate information to the public via Public Information Official.

f) Seek federal post-disaster funds, as available, as well as pre-disaster assistance.

g) Maintain record of activity regarding decisions on emergency actions.

h) Review and evaluate assessment data.

i) Maintain liaison with state and federal officials.

j) Coordinate with County officials in response and recovery efforts.

k) Coordinate and conduct information sharing activities to identify potential and enacted WMD or terrorism activities, and mobilize and direct resources in response to such incidents.

l) Prepares and maintains an emergency plan for the municipality subject to the direction of the elected officials; reviews and updates as required.

m) Develops and maintains a trained staff and current emergency response checklists appropriate for the emergency needs and resources of the community.

n) Coordinate with State and federal officials in collecting and sharing terrorism related information.

The executive official(s) has reviewed and approves the assigned guidelines. These will be maintained in accordance to the most current standards of the county's emergency plan.

Natasha S. Munderson 12-11-2015

Signature of City Administrator Date

Karen W. Weaver 12-14-15

Signature of Mayor Date

ATTACHMENT B

FIRE SERVICES

The Fire Department, is responsible for fire service actitivites. The following guidelines represent a checklist of actions that department officials must consider for providing an effective response to an emergency or disaster situation. In addition, the Chief of Fire, or his designee, is to serve as the Citys Emergency Management Liason.

a) Provide command level representatives to the EOC and Unified Incident Command Post, when activated.

b) Coordinates fire, and search and rescue services with appropriate personnel at the County Emergency Management Agency; including assistance to regional specialty teams such as, but not limited to, the Regional Response Team, MUSAR, and the Bomb Squad.

c) Coordinates with County EMC and the State of Michigan in the decontamination and monitoring of affected citizens and emergency workers after exposure to CBRNE hazards.

d) Assists with emergency alerting and notification of threatened population.

e) Assists with evacuation of affected citizens, especially those who are institutionalized, immobilized or injured.

f) Provides resources for fire services response and rescue operations.

g) Assists in salvage operations and debris clearance.

h) Advises elected officials about fire and rescue activities.

i) Conduct safety analysis of the emergency , inform and recommend corrections to the CEO.

j) Respond to hazardous materials spills in accordance to the procedures in Appendix 1.

k) Assist in search and rescue operations.

l) Assist in searching for bombs and/or explosive devices in connection with WMD events.

a) Maintain a daily log of expenditures for possible reimbursement from state or federal agencies.

Chief of Fire, David Cox Jr., has reviewed and approves the assigned guidelines. These will be maintained in accordance to the most current standards of the county's emergency plan.

9-23-14

Signature | Date

ATTACHMENT B:
APPENDIX 1:

FIRE SERVICES

HAZMAT RESPONSE GUIDELINES

The Fire Department is responsible for the response to hazardous materials spills. However, through a Memorandum of Understanding, the Genesee County Hazmat Team, will respond and assume a supportive role. In the event Genesee County's team is unavailable, a mutual aid request can be made of Oakland County's Hazmat Team or Region 3 Regional Response Team Network. Private companies are an option as well. Until a Hazmat team responds, the Fire Department's response will be acted in accordance to the following procedures.

a) Assume incident command upon arrival at the scene.

b) Establish scene security or coordinate with other available agencies to establish scene security.

c) Monitor and evaluate environmental health risks or hazards from hazardous materials releases.

d) Inspect possible sources of contamination.

e) Provide technical assistance and liaison with other appropriate agencies or organizations for the remediation of hazardous waste releases and other contamination sources.

f) Disseminate information to the Emergency Operations Center Public Information Officer on hazardous material releases issues.

g) Makes protective action recommendations based on severity and complexity of incident type.

h) Ensure PPE is fit tested to responders.

i) Prior to proceding with cleanup, analyze and evaluate the contamination and safety factors of the spill by a certified Safety Officer/technician.

j) Decontaminate equipment and gear.

Chief of Fire, David Cox Jr., has reviewed and approves the assigned guidelines. These will be maintained in accordance to the most current standards of the county's emergency plan.

Signature 9-23-14
Date

ATTACHMENT C

LAW ENFORCEMENT

The Police Department, is responsible for law enforcement actitivites. The following guidelines represent a checklist of actions that department officials must consider for providing an effective response to an emergency or disaster situation.

a) Develops and maintains procedures for the Police Department.

b) Coordinates security and law enforcement services; with appropriate personnel at the County Emergency Operations Center.

c) Establishes security and protection of critical infrastructure and facilities.

d) Provides traffic and access control in and around affected areas.

e) Assists with emergency alerting and notification of threatened population.

f) Assists with the evacuation of affected citizens, especially those who are institutionalized, immobilized or injured.

g) In cooperation with the Fire Department, performs search and rescue operations.

h) Implement any curfews ordered by the CEO.

i) Provides access control to affected areas.

j) Provide emergency assistance to persons with special/functional needs.

k) Investigate incident and provide intelligence information to state and federal officials.

l) Mitigates situations involving explosives through the department's Bomb Squad. Additional resources can be obtained through the Michigan State Police Bomb Squad or the ATF

m) Maintain a daily log of expenditures for possible reimbursement from state or federal agencies.

n) Designate a representative for the Emergency Operations Center.

Chief of Police, James Tolbert, has reviewed and approves the assigned responsibilities. These responsibilities will be maintained in accordance to the most current standards of the county's emergency plan.

9-23-14

Signature Date

ATTACHMENT D

WARNING AND COMMUNICATIONS

The Genesee County 911 (GCCD) is responsible for warning and communications actitivites. The following guidelines represent a checklist of actions that department officials must perform in order to provide an effective response to an emergency or disaster situation.

a) Genesee County 911 will warn the Emergency Management Liason as well as the Police and Fire Departments. The Emergency Management Liason will then direct Genesee County 911 to contact the following as he/she deems necessary:
   - Chief Executive Official
   - Emergency Operations Center Representatives
   - Genesee County Emergency Coordinator
   - Surrounding communities or agencies that may be needed for mutual aid.

b) Provide the necessary support to maintain communications at the City Emergency Operations Center.

c) Establish communications with the county Emergency Operations Center if activated. The communications equipment available for this link is 800 MHz radios, telephone and cell phones.

d) Establish communications with the Incident Command Post, if established.

e) Coordinate with Genesee County to activate appropriate public warning systems (e.g. Emergency Alert System, Code Red). Public warning can also be done via television and/or radio by CEO or his/her designee.

f) Activate procedures for notification of special needs population in the area.

g) Assist contacting and warning special facilities and locations, such as schools, hospitals, nursing homes, major industries, institutions, and place of public assembly.

h) Maintain a daily log of expenditures for possible reimbursement from state or federal agencies.

Genesee County 911, Dave Ackley has reviewed and approves the assigned responsibilities. These responsibilities will be maintained in accordance to the most current standards of the county's emergency plan.

12-11-15

Signature Date

ATTACHMENT E:
APPENDIX 1

PUBLIC INFORMATION

The City of Flint Public Information Official is responsible for public information actitivites. The following guidelines represent a checklist of actions that the PIO must consider for providing an effective response to an emergency or disaster situation.

a) Function as the sole point of contact for public officials, including Flint City Council and the City Clerk, as well as the news media.

b) Collect information from municipal emergency response agencies located in the emergency operations center and other locations.

c) Prepare news releases to be disseminated to the local media.

d) Conduct press tours of disaster area(s) within the community.

e) Establish a Public Information Center to become the central point from which news releases are issued.

f) Establish and maintain contact with the County Public Information Official if the County's Emergency Operations Plan is activated.

g) Coordinate public information activities with the county Public Information Officer if the County Emergency Operations Center is activated.

h) Assist the county in establishing a joint information center (JIC).

i) Assist the county with establishing a Rumor Control Center.

j) Assist the municipal emergency management liaison in developing and distributing education material on the hazards that face the municipality.

k) Develop and maintain Emergency/Public Information procedures.

l) Maintain a log and file of all information released to the media.

m) Manage Social Media outlets.

n) Respond to EOC when requested.

n) Maintain a daily log of expenditures for possible reimbursement from state or federal agencies.

Public Information Official, Appointee, Sean Kammer, has reviewed and approves the assigned responsibilities. These responsibilities will be maintained in accordance to the most current standards of the county's emergency plan.

12-11-15

Signature Date

ATTACHMENT E:
APPENDIX 1

PUBLIC INFORMATION:

CITY COUNCIL

Flint City Council members will play a crucial role in disseminating information to their constituents. Invariably, they will be inundated with calls during an emergency. The following guidelines represent a checklist of actions that the Public Information Official should consider in order to provide an effective communication plan with Council members.

a) In conjunction with City Council, develop procedure for the initial notification of an emergency. This should include a specific Council member and his/her contact information, as well as second and third alternate Council members. This Councilperson shall then notify all other Council members.

b) Provide written status reports to the Council. This should be done as often as necessary in order to keep the Council updated on the current status of the incident.

c) Establish an avenue of communication, to the EOC, that allows Council members to provide information and/or ask questions that have been presented to them by their constituents.

d) Relay instructions/orders for the public, originating out of the EOC, to the Council so they can, in turn, relay them to citizens. This information should be presented to the Council in written form.

The Public Information Official, Sean Kammer, has reviewed and approves the assigned responsibilities. These responsibilities will be maintained in accordance to the most current standards of the county's emergency plan.

Kerry L. Nelson 12-11-15

Signature- City Council President Date

S. Kammer 12-11-15

Signature City PIO Date

ATTACHMENT F

DAMAGE ASSESSMENT

The Assessor's Office, is responsible for damage assessment actitivites. The following guidelines represent a checklist of actions that department officials must consider for providing an effective response to an emergency or disaster situation.

a) Record initial information from first responders such as law enforcement, fire services, and public works.

b) If necessary, activate a damage assessment field teams via departmental protocol.

c) Provide information to the municipal Emergency Management Liaison. The Liaison will then provide assessment data to the county for preparation of a jurisdictional damage report.

d) If the situation warrants, assist the municipal CEO with the preparation of a local state of emergency declaration and forward to the County Emergency Management Coordinator.

e) Prepare a request for county assistance in conjunction with the municipal Emergency Management Liaison.

f) Plot damage assessment information on status boards in the municipal Emergency Operations Center.

g) Record all expenditures for municipal personnel, equipment, supplies, services, etc., and track resources being used.

h) Prepare reports for the municipal public information official.

i) Coordinate with County Damage Assessment Office (Equalization Director) in large events that involve County activation.

j) Fill out required forms in EMD-PUB 901 Damage Assessment Handbook and forward to County Damage Assessment Officer.

k) Designate a representative for the Emergency Operations Center.

The City Assessor, William E. Fowler, has reviewed and approves the assigned responsibilities. These responsibilities will be maintained in accordance to the most current standards of the county's emergency plan.

Signature Date 9-23-14

ATTACHMENT G

PUBLIC WORKS

The **Department of Public Works (DPW)** is responsible for maintaining, preserving and/or restoring the Citys public services. The following guidelines represent a checklist of actions that department officials must consider for providing an effective response to an emergency or disaster situation.

a) Assess resources that are available at the time of the incident.

b) If necessary, coordinate activities designed to control the flow of flood water, including sandbagging, emergency diking, and pumping operations.

c) Coordinate travel restrictions/road closures within the municipality.

d) Identify evacuation routes.

e) Provide emergency generators and lighting.

f) Maintain transportation routes and assist with traffic control.

g) Assist with access control.

h) Assist with urban search and rescue activities, i.e., persons trapped in damaged buildings or under heavy debris/objects.

i) Assist private utilities with the shutdown and restoration of gas and electric services.

j) Assist with transportation of essential goods, i.e., food, medical supplies.

k) As necessary, establish a staging area for public works.

l) Report damage information to the Damage Assessment Team.

m) If necessary, assist with damage surveys for the federal public assistance grant program.

n) If the county Emergency Operations Center is activated, establish and maintain contact with the person representing public works.

o) Notify Law Enforcement of the location(s) of disabled vehicles.

p) Inspect critical infrastructure and other public utilities for safety. This should be done in conjunction with the City's Building Safety Department.

q) Maintain a daily log of expenditures for possible reimbursement from state or federal agencies.

r) Assist the Fire Department in response efforts to hazmat incidents.

Public Works Director, Kay Muhammad, has reviewed and approves the assigned responsibilities. These responsibilities will be maintained in accordance to the most current standards of the county's emergency plan.

Kay Muhammad 12/11/15

Signature Date

ATTACHMENT H

EMERGENCY MEDICAL SERVICES

The Flint Fire Department EMS Supervisor is responsible for emergency medical service actitivites. He/She shall oversee the implementation of the Genesee County Medical Control Authority (GCMCA) Mass Casualty Incident Protocol should it be necessary. The following points represent a checklist of actions that agency officials must consider for providing an effective response to an emergency or disaster situation.

a) Assist evacuating nursing homes, hospitals, and other medical facilities.

b) Assist with decontamination.

c) Coordinate emergency medical care to victims.

d) Identify a facility to be used as a temporary morgue if necessary.

e) Coordinate with hospitals and shelter managers to staff medical teams at shelters.

f) When appropriate, coordinate field units' participation in damage assessment activities.

g) Ensure that emergency medical teams responding on-scene have established an on-scene medical command post and a medical commander.

h) Maintain a daily log of expenditures for possible reimbursement from state or federal agencies.

i) Designate a representative for the Emergency Operations Center.

EMS Supervisor, Carrie Edwards-Clemons, has reviewed and approves the assigned responsibilities. These responsibilities will be maintained in accordance to the most current standards of the county's emergency plan.

9-23-14

Signature Date

ATTACHMENT 1

HUMAN SERVICES

The Emergency Management Liaison, or his designee, will serve as the Human Services Liaison and will be responsible for human services activities. The liaison will coordinate and/or keep informed human services activities occuring within the city, with Genesee County Departments of Human Services (GCDHS). The following points represent a checklist of actions that the liaison must consider for providing an effective response to an emergency or disaster situation.

a) Coordinate all human services activities through the County Emergency Manager.

b) Coordinate the provision of transportation for evacuation. Mass Transportation Authority (MTA) will be a resource for this task.

c) Open and manage shelters in the municipality. The American Red Cross (ARC) will be a resource for this task.

d) Set up canteen to feed emergency workers in the municipality. ARC will be a resource for this task.

e) Provide food and clothing to municipality workers and victims of disaster residing in the municipality.

f) Assist the county and the City PIO, with establishing a Rumor Control Center.

g) Arrange for provision of Crisis Counseling or Critical Incident Stress Debriefing (CISD) for both victims and identified disaster workers.

h) If the County Emergency Operations Center is activated, establish and maintain contact with the person representing Human Services. If the county Emergency Operations Center is not activated, establish and maintain contact with the county Human Services Official directly at the county Department of Human Services.

i) Coordinate with ARC and other pertinent organizations for the distribution of emergency clothing for disaster victims.

j) Coordinate efforts to provide transportation for disaster victims. Consider local school buses or MTA.

k) Coordinate animal and pet control. Genesee County Animal Control will be a resource for this task.

l) Implementation of a family reunification system. ARC will be a resource for this task.

m) Maintain a daily log of expenditures for possible reimbursement from state or federal agencies.

These responsibilities will be maintained in accordance to the most current standards of the county's emergency plan.

9-23-14

Signature of official Date

ATTACHMENT I:
APPENDIX 1

HUMAN SERIVCES:

RESOURCES AND SUPPORT SERVICES

AGENCY	CONTACT #	ALTERNATE #(S)
Genessee County Emergency Manager	Jenifier Boyer 810.223.5252	810.257.3064
Mass Transportation Authority –Flint	Manager of Operations Derek Williams 810.293.0645	Chris Schoemann 810.931.4609
American Red Cross –Flint	Disaster ActionTeam Member 810.620.7875	
United Way of Genesee County	Jamie Gaskin 810.762.0855	
Resourcre Genesee	Lindsey Younger 810.232.6253	
Salvation Army	Major Jon Augenstein 810.730.6559	Major Tim Parker 810.259.5417
Genesee County Animal Control	Director Stepheni Lazar 810.577.1606	810.732.8680

City of Flint, Michigan

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

Meeting Minutes 2 - Final

Monday, December 14, 2015

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 | *Jacqueline Poplar, Ward 2*
Joshua M. Freeman, 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: Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, VanBuren and Councilperson Kincaid

Absent: Councilperson: Councilperson Davis

APPOINTMENTS

None

APPOINTMENTS - MAY BE REFERRED FROM COTW

150956 Appointment/[Hurley] Board of Hospital Managers/Ada C. Washington

Resolution approving the appointment of Ada C. Washington (1505 Arrow Lane, Apt. 302, Flint, Michigan, 48502) to the [Hurley] Board of Hospital Managers for the remainder of a five-year term, commencing immediately upon adoption of this resolution and expiring April 30, 2017, as requested by Mayor Karen Weaver. [NOTE: By way of background, Ms. Washington will serve the remainder of Mayor Karen Weaver's term.] [City Administrator Submission No. CA1222015]

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

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Davis

150957 Re-Appointment/Flint District Library Board/Matthew Schlinker

Resolution approving the reappointment of Mr. Matthew Schlinker (919 Kensington Avenue, Flint, Michigan, 48503) to the Flint District Library Board for an additional three-year term commencing October 1, 2015, and expiring September 30, 2018, as requested by Mayor Karen Weaver. [City Administrator Submission No. CA1232015]

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

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Davis

RESOLUTIONS

None

RESOLUTIONS - MAY BE REFERRED FROM COTW

150958 Office Depot/Office Supplies/Additional Spending Amount

Resolution resolving that the Finance Department is authorized to issue purchase orders to Office Depot for office supplies, as requested by Development, in an amount NOT-TO-EXCEED $4,000.00, for an aggregate spend amount of $103,925.00, AND, resolving that the Finance Department has the discretion for the remainder of FY2016 to spend an additional amount of not more than 5% of the aforementioned aggregate spend amount to Office Depot for unanticipated requests that may be submitted. [City Administrator Submission No. CA1242015]

SEPARATED FROM MASTER RESOLUTION

150959 CO[#1]/Pricing Proposal/McNaughton McKay Electric/Electrical Supplies

Resolution resolving that the Finance Department is authorized to issue a change order for the second year of a three-year renewable pricing proposal [with McNaughton McKay Electric] for electrical supplies for the FY2015, FY2016 and FY2017 fiscal years, as requested by Utilities, in the amount of $20,000.00, for an aggregate spend amount of $229,500.00 over the first and second years of the three-year pricing proposal, AND, resolving that the Finance Department has the discretion for the remainder of the term of this three-year renewable pricing proposal to spend an additional amount of not more than 5% of the annual requested spend amount to McNaughton McKay Electric for unanticipated requests that may be submitted during the remainder of the agreement.

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

150960 Budget Amendment/Planning Division/Imagine Flint Neighborhood Planning Grant/Ruth Mott Foundation

Resolution resolving that the appropriate City Officials are authorized to process a budget amendment recognizing grant revenue and the corresponding appropriation of funds under Grant Code LRM-16-NPLAN, in the amount of $320,000.00, as requested by the Planning Division for the implementation of the Imagine Flint Neighborhood Planning Initiative. [City Administrator Submission No. CA1252015]

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

Passed The Consent Agenda

A motion was made by Councilperson Mays, seconded by Councilperson Freeman, 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 Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Davis

150961 Budget Amendment/Police Department/FY15 National Sexual Assault Kit Initiative [SAKI]/U.S. Department of Justice Grant

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to appropriate revenue and expenditure amounts in Fund-Dept No. 296-301.732, under Grant Code FDOJ-15-SAKI, in compliance with U.S. Department of Justice Grant Award No. 2015-AK-BX-K016, in the amount of $1,166,409.00, as requested by the Police Department to address the issue of unsubmitted sexual assault kits. [City Administrator Submission No. CA1262015]

SEPARATED FROM MASTER RESOLUTION

150962 Budget Amendment/Police Department/DANY Sexual Assault Kit Backlog Elimination Program/District Attorney's Office of New York [DANY]

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to appropriate revenue and expenditure amounts in Fund-Dept No. 296-301.733, under Grant Code ODANY-15-SAK, in compliance with New York County District Attorney's Office Sexual Assault Kit Backlog Elimination Grant Program guidelines, in the amount of $163,590.00, as requested by the Police Department to address the issue of unsubmitted sexual assault kits. [City Administrator Submission No. CA1272015]

SEPARATED FROM MASTER RESOLUTION

150963 Budget Amendment/Planning & Development/Professional Services in City of Flint Parks/Ruth Mott Foundation

Resolution resolving that the appropriate City Officials are authorized to process a budget amendment recognizing grant revenue and corresponding appropriation of funds under Grant Code LRM-16-PKMOW [in the amount of $68,400.00], as requested by Planning & Development for the mowing and maintenance of City parks between November 2015 and October 2016. [City Administrator Submission No. CA1282015]

SEPARATED FROM MASTER RESOLUTION

150964 Budget Amendment/5th Division/Consolidation of 67th and 68th District Courts

Resolution resolving that the amended 5th Division budget amendment for the consolidation of the Sixty-Seventh [67th] and Sixty-Eighth [68th] District Courts, as approved by the Genesee County Board of Commissioners, is hereby authorized as requested by the Finance Department. [City Administrator Submission No. CA1302015]

SEPARATED FROM MASTER RESOLUTION

150965.1 Amended Resolution/Support Emergency Operations Plan [SEOP]/City of

Flint/Genesee County Emergency Management Program

An amended resolution resolving that the appropriate City Officials do all things necessary to adopt the City of Flint's Support Emergency Operations Plan, a support plan to the Genesee County Emergency Management Program Action Guidelines developed to identify the responsibilities between the City of Flint and Genesee County in regards to pre-disaster emergency management activities, as requested by the Fire Department. [NOTE: Resolution attachment (City of Flint, Michigan Support Emergency Operations Plan - September 24, 2014) amended to add City Council President (Kerry Nelson) as a part of the Public Information Function under Basic Information Section IV, Emergency Management Organization.]

SEPARATED FROM MASTER RESOLUTION

SEPARATED FROM MASTER RESOLUTION

150958 Office Depot/Office Supplies/Additional Spending Amount

Resolution resolving that the Finance Department is authorized to issue purchase orders to Office Depot for office supplies, as requested by Development, in an amount NOT-TO-EXCEED $4,000.00, for an aggregate spend amount of $103,925.00, AND, resolving that the Finance Department has the discretion for the remainder of FY2016 to spend an additional amount of not more than 5% of the aforementioned aggregate spend amount to Office Depot for unanticipated requests that may be submitted. [City Administrator Submission No. CA1242015]

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

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Davis

150961 Budget Amendment/Police Department/FY15 National Sexual Assault Kit Initiative [SAKI]/U.S. Department of Justice Grant

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to appropriate revenue and expenditure amounts in Fund-Dept No. 296-301.732, under Grant Code FDOJ-15-SAKI, in compliance with U.S. Department of Justice Grant Award No. 2015-AK-BX-K016, in the amount of $1,166,409.00, as requested by the Police Department to address the issue of unsubmitted sexual assault kits. [City Administrator Submission No. CA1262015]

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

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Davis

150962 Budget Amendment/Police Department/DANY Sexual Assault Kit Backlog Elimination Program/District Attorney's Office of New York [DANY]

Resolution resolving that the appropriate City Officials are authorized to do all things necessary to appropriate revenue and expenditure amounts in Fund-Dept No. 296-301.733, under Grant Code ODANY-15-SAK, in compliance with New York County District Attorney's Office Sexual Assault Kit Backlog Elimination Grant Program guidelines, in the amount of $163,590.00, as requested by the Police Department to address the issue of unsubmitted sexual assault kits. [City Administrator Submission No. CA1272015]

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

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Davis

150963 Budget Amendment/Planning & Development/Professional Services in City of Flint Parks/Ruth Mott Foundation

Resolution resolving that the appropriate City Officials are authorized to process a budget amendment recognizing grant revenue and corresponding appropriation of funds under Grant Code LRM-16-PKMOW [in the amount of $68,400.00], as requested by Planning & Development for the mowing and maintenance of City parks between November 2015 and October 2016. [City Administrator Submission No. CA1282015]

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

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Davis

150964 Budget Amendment/5th Division/Consolidation of 67th and 68th District Courts

Resolution resolving that the amended 5th Division budget amendment for the consolidation of the Sixty-Seventh [67th] and Sixty-Eighth [68th] District Courts, as approved by the Genesee County Board of Commissioners, is hereby authorized as requested by the Finance Department. [City Administrator Submission No. CA1302015]

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

Aye: 7 - Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

No: 1 - Councilperson Mays

Absent: 1 - Councilperson Davis

150965.1 Amended Resolution/Support Emergency Operations Plan [SEOP]/City of Flint/Genesee County Emergency Management Program

An amended resolution resolving that the appropriate City Officials do all things necessary to adopt the City of Flint's Support Emergency Operations Plan, a support plan to the Genesee County Emergency Management Program Action Guidelines developed to identify the responsibilities between the City of Flint and Genesee County in regards to pre-disaster emergency management activities, as requested by the Fire Department. [NOTE: Resolution attachment (City of Flint, Michigan Support Emergency Operations Plan - September 24, 2014) amended to add City Council President (Kerry Nelson) as a part of the Public Information Function under Basic Information Section IV, Emergency Management Organization.]

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

Aye: 8 - Councilperson Mays, Councilperson Poplar, President Nelson, Councilperson Freeman, Councilperson Winfrey, Councilperson Galloway, Vice President VanBuren and Councilperson Kincaid

Absent: 1 - Councilperson Davis

ADJOURNMENT

This City Council meeting was adjourned at 9:35 p.m.

CITY OF FLINT, MICHIGAN
Department of Finance

Dr. Karen Weaver
Mayor

Natasha L. Henderson
City Administrator

Jody N. Lundquist
Finance Director

Dawn Steele
Deputy Finance Director

DATE: December 22, 2015

TO: Natasha Henderson, City Administrator

FROM: Jody Lundquist, Finance Director

RE: Budget to Actual Revenue and Expenditure Report

Please find attached the Budget to Actual Revenue and Expenditure Report and Cash and Investment Summary for the period ending November 30, 2015 for your review and submission to the RTAB per Emergency Manager Order 20.

The City's Fiscal Year 2014-2015 audit has been completed. As required by Public Act 2: Uniform Budget and Accounting Act and City Ordinance #3855, audited financial statements for the fiscal year ending June 30, 2015 will be filed with the state and provided to Council no later than December 31, 2015. The column "YTD Balance 06/30/2015" reflects audited activity and ending fund balances. Fiscal Year 2015-16 Amended Budget amounts reflect all amendments adopted by City Council and confirmed by the RTAB as of December 9, 2015.

Please let me know if any additional information is necessary or if you have any questions.

Cline, Richard (Treasury)

From:	Maxine Murray <mmurray@cityofflint.com>
Sent:	Tuesday, December 29, 2015 5:45 PM
To:	Cline, Richard (Treasury); Dempkowski, Angela (Treasury)
Cc:	Natasha Henderson; Sean Kammer
Subject:	RTAB Materials Email 2
Attachments:	City of Flint Cash and Investment Summary 11-30-15.pdf; Flint City Council 2016 Meeting Schedule.pdf; 12-9-15_Flint_RTAB Transcript.pdf

Good afternoon,

Please find attached the remainder of the materials for the January 13th RTAB meeting. Because of the size, they are being sent in two emails. Also, the next meeting of the Flint City Council is scheduled for Wednesday, December 30, 2015 at 5:30 pm. I will send those materials after the meeting tomorrow.

Thank you.

--

Maxine Murray
Executive Assistant to
Dr. Karen W. Weaver, Mayor
City of Flint
1101 S. Saginaw Street
Flint, MI 48502
810.237.2035 Telephone
810.766.7218 Fax

CITY OF FLINT
CASH AND INVESTMENT ACCOUNT SUMMARY
FOR THE PERIOD ENDING NOVEMBER 30, 2015

Fund Account	Description	Beginning Balance 11/01/2015	Ending Balance 11/30/2015
Fund 101 General Fund			
001.000	Commercial Pooled Cash Account	7,574,780	7,113,609
001.450	Citizens - P/R Direct Deposit - 906-9766	-48,015	-48,231
004.000	Imprest Cash	9,300	9,300
004.100	Imprest Cash - Register	5,325	5,325
	General Fund	7,541,390	7,080,003
Fund 202 Major Street Fund			
001.000	Commercial Pooled Cash Account	5,622,529	5,111,538
004.000	Imprest Cash	60	60
	Major Street Fund	5,622,589	5,111,598
Fund 203 Local Street Fund			
001.000	Commercial Pooled Cash Account	1,271,093	1,068,322
Fund 205 Public Safety			
001.000	Commercial Pooled Cash Account	6,788,952	6,507,328
Fund 207 Police Fund			
001.000	Commercial Pooled Cash Account	574,476	543,770
Fund 208 Park/Recreation Fund			
001.000	Commercial Pooled Cash Account	237,399	227,512

Fund 219 Street Light

001.000	Commercial Pooled Cash Account	1,571,754	1,470,210

Fund 226 Rubbish Collection Fund

001.000	Commercial Pooled Cash Account	1,815,254	1,953,319

Fund 265 Drug Law Enforcement Fund

001.000	Commercial Pooled Cash Account	1,121,022	1,108,190

Fund 274 HUD CDBG, ESG, & HOME GRANTS

001.000	Commercial Pooled Cash Account	-1,030,002	-1,224,462
001.100	Bank - Urban Renewal - 230006018089	7,708	7,708
	HUD CDBG, ESG, & HOME GRANTS	-1,022,294	-1,216,754

Fund 296 Other Grants Fund

001.000	Commercial Pooled Cash Account	1,132,782	503,624

Fund 402 Public Improvement Fund

001.000	Commercial Pooled Cash Account	1,806,860	1,808,873

Fund 542 Building Inspection Fund

001.000	Commercial Pooled Cash Account	1,856,560	1,877,903
004.000	Imprest Cash	50	50
	Building Inspection Fund	1,856,610	1,877,953

Fund 590 Sewer Fund

001.000	Commercial Pooled Cash Account	14,283,157	13,163,893
003.000	Certificate Of Deposit	15,321,749	16,522,253
	Sewer Fund	29,604,906	29,686,146

Fund 591 Water Fund

001.000	Commercial Pooled Cash Account	647,714	-439,987
001.001	Cash Reserve	5,848,116	5,848,116
003.000	Certificate Of Deposit	9,793,633	10,593,969
	Water Fund	16,289,462	16,002,098

OFFICE OF THE CITY COUNCIL

Flint City Council

Committee-of-the-Whole and Council Meeting Schedule

2016

NOTE: Committee-of-the-Whole meetings convene at <u>4:30 p.m.</u> City Council meetings convene at <u>6:00 p.m.</u>

<u>MEETING DATES</u>

Mon., January 11, 2016
Mon., January 25, 2016

Mon., February 8, 2016
Mon., February 22, 2016

Mon., March 14, 2016
Mon., March 28, 2016

Mon., April 11, 2016
Mon., April 25, 2016

Mon., May 9, 2016
Mon., May 23, 2016

Mon., June 13, 2016
Mon., June 27, 2016

Mon., July 11, 2016
Mon., July 25, 2016

Mon., August 8, 2016
Mon., August 22, 2016

Mon., September 12, 2016
Mon., September 26, 2016

Mon., October 10, 2016
Mon., October 24, 2016

Mon., November 14, 2016
Mon., November 28, 2016

Mon., December 12, 2016

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CITY OF FLINT

RECEIVERSHIP TRANSITION ADVISORY BOARD MEETING

DECEMBER 9, 2015

2:00 p.m.

Meeting before the RTAB Board at 1101 S. Saginaw, Flint, Michigan, on Wednesday, December 9, 2015.

BOARD MEMBERS PRESENT:

Frederick Headen - The Chairperson
Robert McMahan
David McGhee
Beverly Walker-Griffea

FROM THE CITY:

Mayor Karen Weaver

Kerry Nelson, City Council President

Vicki VanBuren, City Council Member

Natasha Henderson, Administrator

Jody Lundquist, CFO

OTHERS PRESENT:

R. Eric Cline
R. L. Mitchell
Eric Mays
Brian Larkin

REPORTED BY: Mona Storm, CSR# 4460

MOTION INDEX

Flint, Michigan
Wednesday, December 9, 2015
2:02 p.m.

THE CHAIRPERSON: The meeting will please be in order. The time is 2:03.

First item of business roll call, please. Let the record reflect that all four members of the RTAB are present.

Item B, the Approval of the Agenda. I wish to note two amendments to the Agenda:

One is under New Business, Item C 1, Resolutions of the City Council meeting of October 12th, 2015, Resolutions 872 and 875 were already approved by the RTAB at its October meeting, so please remove those two resolutions.

And then, secondly, with regards to -- still under New Business, Resolutions from the Regular City Council meeting of November 9th, there are four resolutions listed there. But, upon further review, there were no actions taken by the City Council at that meeting that requires any approval by the RTAB so we'll strike Item Number 3 in its entirety.

Are there other additions or changes to the agenda, for this afternoon's meeting?

If not, is there a motion that the motion --

that the agenda, as amended, be approved?

MR. McMAHAN: So move.

MR. McGHEE: Support.

THE CHAIRPERSON: Without objection, the amended agenda is approved.

Item C, the approval of the October 14, 2015 RTAB meeting minutes. There's Attachment 1. Are there any corrections or additions to those minutes?

If not, is there a motion that the minutes of October 14 be approved at written?

MR. McGHEE: So move.

THE CHAIRPERSON: Is there support?

MR. McMAHAN: Support.

THE CHAIRPERSON: Without objection, minutes of October 14 are approved.

Item 2, Unfinished Business, there is none.

Item 3, New Business, we have a standing agenda item for the Mayor and City Council President. We wish to welcome the new mayor who's here with us this afternoon.

Madam Mayor, we're glad to have you here. If you have any comments you'd like to make to this Board, please feel free. We're not going to hold you to the regular two minutes under Public Comment.

MAYOR WEAVER: Well, thank you. And I am

glad to be here. And I'm glad to have had the opportunity to now have met everybody on the RTAB. Some of you I knew and now I've met everybody so I just wanted to say I'm glad that that's happened now.

What I did was to go through the last set of minutes to see what had been reported out on so I did want to give an update about the last report. And, if you look at that, it was, of course, talking about water.

So I do want to let you know that water is still our top priority here in the City of Flint. And, while we have made the move to go back to Detroit water, we still have issues with lead exposure. And so one of the things we have to be mindful of is that the community is still taking the necessary precautions, we don't want them to get comfortable and relaxed and think, okay, we've made this switch and everything is okay. So we want to keep that up in people's mind.

But I have met with the State and what they have said is that they've agreed to continue to support the filter program. And, in fact, when we had our Town Hall meeting last night, we gave some out. And what we're doing differently is we're giving the replacements out along with the filters. But they have agreed to continue to support the filter program, so we're pleased about that. We've got to continue to monitor the Detroit water and utilize the best technical expertise that we have available.

One of my concerns is that we know that, when the phosphate gets added, what we've been told is that there's going to be a visual impact and, while that's okay, I think it's going to be alarming to the community because they're going to say that, "You can't tell me cloudy water is good."

And so one of the things we know we have to do is we're going to do an increase with our PSAs because we do want to let them know ahead of time what to expect and -- but -- but that's the concern is -- is the trust factor.

So we're trying to work on that trust factor and let people know what's going on. And we've been doing -- I think -- I believe we've been doing a really good job with notifying the public and letting them know what the issues are and what we've been doing and the necessary steps that we've been taking. But I know that's going to raise red flags for them, even though we know that's what's to be expected.

And what I was told was that that would last anywhere from two to four months before we get to that maintenance dose. So we just need to let the public be aware and we can continue.

And when I spoke with Lynn Meyers and Julie Wells, they're going to continue that lead education program. But, because of everything that's going on, we do know that we still need State and Federal funding to help deal with this problem. So we're going to be working diligently towards that accomplishment. Flint needs help and we know that we don't have the funds necessary to be able to make all of the changes and to provide the supports that are needed.

So that's just my update from the last report that was given. So I did want to have the opportunity to share that with you and let you know what our concerns are and what we're doing.

Thank you.

THE CHAIRPERSON: Okay. Thank you.

MR. McGHEE: Thank you.

THE CHAIRPERSON: Thank you, Madam Mayor.

Council President Nelson?

MR. NELSON: Good afternoon.

THE CHAIRPERSON: Good afternoon.

MR. NELSON: I think most of you know me. But, since we had met last, I've took over the responsibility of -- I've worked with our new

Madam Mayor, the City Administrator, we've come here and we've talked and meet.

And briefly, you know, water is our top priority; the Mayor stressed that from day one in her Town Hall meeting, she stressed it, again, to bring that trust back in this community and I think that's what we want across the board.

I will be at these meetings. I will not take this mic unless there is a difference in opinion. But, other than that, I will be here. I'm at your disposal, if you need us. Council Member VanBuren is here and Council Member Mays is always here. So you do have Council here present at all times.

Thank you.

THE CHAIRPERSON: Thank you.

Item B is the proposed 2016 Meeting Schedule for the RTAB, which we have an Attachment 2. Any questions or comments about that?

MR. McMAHAN: Not at this time.

THE CHAIRPERSON: Is there a -- a motion, then, that the proposed meeting schedule of 2016 for the RTAB be approved?

MS. WALKER-GRIFFEA: So moved.

THE CHAIRPERSON: Is there support?

MR. McMAHAN: Support.

THE CHAIRPERSON: Those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

Item C, under New Business, we have Resolutions from several City Council meetings to approve. We'll begin with those resolutions from the Regular City Council meeting of October 12, 2015, Resolutions 828.1, 863, 864, 865 and 876. Were there any questions or comments with respect to any of those Resolutions?

MR. McMAHAN: No.

THE CHAIRPERSON: If not, is there a motion that those Resolutions be approved?

MR. McGHEE: So move.

THE CHAIRPERSON: Is there support?

MS. WALKER-GRIFFEA: Support.

THE CHAIRPERSON: Those in favor, will you please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

From that particular meeting, we did pull Resolution 866, which was a budget amendment to the

Water and Sewer fund for fiscal year 2016. I thought we would use that as a vehicle to have discussion or at least a status report from either the City Administrator or the Finance Director regarding the Financial condition of those two funds.

MS. LUNDQUIST: Good afternoon. The budget amendment that is before you, the first quarter, recognizes the City's anticipation of adding an increase in the uncollectible accounts that the City anticipates as a result of the Preliminary Injunction Order.

It also includes or it is offset partially by a decrease in the capital improvement projects that were immediately identified to be eliminated with the anticipation of not only the loss of revenue from uncollectible accounts but with the specifics in the Preliminary Injunction Order that required us to reduce our rates. So, at this time, it's over $600,000 per month that the City is not billing as a result of the Preliminary Injunction Order.

Obviously, that has had a significant impact. We tried to anticipate those things with the first quarter budget amendment in carrying out the Preliminary Injunction Order and moving forward with issuing shut-off notices. It was identified that our initial estimates of uncollectible accounts was most likely low. We're still waiting for final judgment from Judge Hayman on -- on the case.

But while we continue to act in compliance with the Preliminary Injunction Order, the amount that was set aside for us to be able to identify those accounts that had fallen delinquent since we issued bills with the reduced rate structure was -- we had outstanding 11.6 million. So we had identified 8.6 million for the initial first quarter budget amendment but it was, in fact, $11.6 million that we had outstanding as of August 17th.

And especially at September 1st when we reduced the rate structure to move forward with processing shut-off notices, that we anticipated not being able to collect because we cannot enforce collection with the shutoffs, for those.

We have seen a drastic uptick in receipts since our shut-off notices were issued last month and began to be due on December 1st. And if you'll bear with me one second.

For instance, without the ability to enforce payments through issuing and -- issue shut-off notices and then proceeding with those shutoffs, we have seen a drastic decrease in the number of payments we were receiving per day. At the end of October, we had been down $4 million. I monitor this on a weekly basis so they're actual cash receipts.

So, from the period August 7th, when the Judge said that we could no longer issue shutoffs for delinquent accounts, through the end of October, comparing 2015 to 2014, we collected $4 million less in payments. That averaged at 1. -- at about 135 people less per day paying their bills.

I looked just briefly before this meeting, anticipating there might be a question. So, just for the month of November, we have an average of 335 people paying on their bills per day compared to 439 people the year before.

But, with, then, the public awareness that we had tried to raise when shut-off notices were mailed, we saw an increase just in the first week of December when those shut-off notices then became due, of 681 payments per day. So we did have people that did recognize that they had not been making payments and they came in and they started paying on those shut-off notices.

And that's about on par, exactly what we had the prior year. So I think that reflects greatly the City's need to be able to enforce payments and the fact that it is an effective tool. So we hope that that trend now continues.

THE CHAIRPERSON: Is -- the $600,000 per month item that you mentioned, is that Water and Sewer combined or is it --

MS. LUNDQUIST: Correct. So the City reduced, per the Preliminary Injunction Order. And I can grab that language if you'd like me to read it specifically.

The Preliminary Injunction Order stated that the City was enjoined from charging and collecting Water and Sewer rates that include the September 16th, 2011, 35 percent rate increase. So the City took this language to mean that we were then required to remove that 2011 rate increase from our current per-unit rates and we did so for both water and sewer.

It was our preliminary charges; that's not that we took our current rates and reduced them by 35 percent, we took the dollar amount of that increase back from 2011 and removed them from our current rates because the City doesn't increase rates, we set rates.

So we don't say, okay, we're going to raise rates 35 percent this year on top of what they were last year, we don't raise them 12 percent the next year based on what they were. We say, No, we had this rate and now we're setting this new rate. And then, in communicating that change to the public, we refer to it as an increase because people want to know where they're going to be hit in their pocketbooks, they want to know, "What does this rate increase mean to me?"

So -- if that answers your question.

THE CHAIRPERSON: And do you anticipate that the Water and Sewer funds will have sufficient cash to operate through the remainder of the current fiscal year?

MS. LUNDQUIST: We have through the remainder of this current fiscal year.

THE CHAIRPERSON: Do you expect that it will?

MS. LUNDQUIST: Yes.

THE CHAIRPERSON: Okay.

Yes?

MS. WALKER-GRIFFEA: I -- I have two questions for you.

MS. LUNDQUIST: Okay.

MS. WALKER-GRIFFEA: When I looked at this, I was wondering, where is the budget amendment for the reduction to the expenditures?

MS. LUNDQUIST: That -- let me turn to the page.

That's rolled into the appropriations line item. So, if you'll look to underneath the Sewer fund appropriations, that's where the vast majority of those reductions occurred. Because we do have to keep in mind that it is our top priority to be ready and prepared to accept KWA water when it comes online and there is a significant amount of capital improvements.

So you do not see a drastic reduction in the water fund but in the sewer fund and sewer reductions appropriations of $3.8 million, that's in the second column, under First Quarter, Proposed Amounts, and those are the changes. So it goes from -- the appropriation went from 32 million to 28,5.

MS. WALKER-GRIFFEA: So, then, that is my second question: How did you figure the analyze -- the analyzed budget is that much when you're not taking in that much in that first quarter?

Because, if you did that times three, it would be much lower with what the expectation would be at the end.

MS. LUNDQUIST: I don't understand your question.

MS. WALKER-GRIFFEA: So I thought that you figured out, from the first quarter, what you're predicting it would be at the end, what you will take in, which seems to be a considerable amount depending on what you took in the first quarter. Because, usually, you would look at that first quarter and then if you're doing a budget amendment, you would kind of base your prediction from that, which was very low, like 2.4 million, I think --

MS. LUNDQUIST: Right.

MS. WALKER-GRIFFEA: -- was the first quarter.

MS. LUNDQUIST: So are you talking about our projected revenue or are you talking about our -- the capital improvements that we eliminated?

MS. WALKER-GRIFFEA: The projected revenue.

MS. LUNDQUIST: I'm sorry, I misunderstood your question.

The projected revenue is shown as a decrease in charges for services on both the Water and Sewer fund, you could see "Charges for Services"; that's the second line item under Revenues for the Sewer fund. If you go over, that's a decrease of 5.9 million there. And then, under "Water fund, Charges for Services", a decrease of 8.6.

MS. WALKER-GRIFFEA: So you think that you're going to get more, eventually, coming in?

MS. LUNDQUIST: No. We hope that we stabilize our collection rate. I mean, at this point, with the Preliminary Injunction Orders, we will not be able to do anything regarding rates. We can just only hope that we start collecting at a higher level than we have been, once we have the ability to enforce payment through shutoffs but we do not. And the -- I anticipate what I had said was enrolled into the charges for services. So those negative numbers would appear, the negative 5.9 and the negative 8.5. That takes into account two things: It takes into account, one, the fact at that we believe that we will have no ability to collect the outstanding accounts at the time of the Preliminary Injunction Order, and also the reduced revenue that we won't be able to bill.

So the -- at the time, our projection was we had $8.6 million that we will not be able to collect as well as we've had to reduce what we had originally estimated our total billed revenue would be by over $600,000 a month. So these line items include those two items, the uncollectibles as well as the reduced billed rates.

Oh, okay. So the City Administrator just asked me to note that part of the reason we see this, the zeros at the bottom of the Net Revenues in Appropriations is because the budget amendment reflects that, in order to balance the budget, this did call for drawings from fund balance.

MR. McMAHAN: So you're fully offsetting that decrease in revenues with withdrawals from the fund balance and then decreasing it in Appropriations?

MS. LUNDQUIST: Exactly. So the fund balance is ultimately what is absorbing that loss.

MR. McMAHAN: Okay.

MS. WALKER-GRIFFEA: Okay. That makes sense.

MR. McMAHAN: So if I'm reading this correctly, you have a net reduction in revenue of approximately $14 and a half million of which, approximately, 10 -- 10 million is being offset with withdrawals off the fund balance?

MS. LUNDQUIST: Correct.

MR. McMAHAN: And the remaining four is being offset with decrease in Appropriations?

MS. LUNDQUIST: Exactly.

MR. McMAHAN: What are the implications of this in intermediate and long-term stability of the funds?

MS. LUNDQUIST: Devastating. I mean, it should not be under-estimated, the impact that this Preliminary Injunction Order has had on the City's finances. I mean, the fact of the matter is, when I took this position six months ago, we were on the course for financial stability, we had a balanced budget. It definitely had its challenges in the coming years as we anticipate revenues either to, you know, have either a zero percent increase or a slight reduction and while expenditures continued to increase.

So we definitely knew that there were challenges ahead but we felt that we were on the path. And now with this Preliminary Injunction Order for the Water and Sewer funds, it has completely handicapped our ability to plan ahead, to be able to be proactive with our repairs and maintenance, to be able to address our lines. Even the meter replacement program, which is crucial to be able to accurately bill our customers, we had to place on hold. That was something I know that the residents were excited about, our City staff was proud of and we had to completely place on hold.

MR. McMAHAN: Is it also true, referring to the Budget and Expenditure Report, that that draw on the Sewer fund represents -- from the Sewer fund represents roughly 10 percent of the available fund balance and then the -- on the Water fund, specifically you have a $7 million draw to the fund balance. So that's essentially the fund balance; is that correct?

MS. LUNDQUIST: Yes. So I don't know if -- I mean, Mr. Headen actually smiled when he asked me, you know, would we be okay through this fiscal year. And I believe we could get by and on track through this fiscal year perhaps but we very quickly would have to address what would happen when the Water and Sewer funds are out of money.

MR. McMAHAN: Is it fair to say that we are -- we are borrowing from the next fiscal year at some level to the health of next fiscal year to maintain a balanced budget this year?

MS. LUNDQUIST: Well, absolutely. I mean, the entire reason why the City has the financial stability ordinances, why the fast-track is naturally for governments to have fund balance reserve, is so that, when there is an event such as a Preliminary Injunction Order, when there are other events such as public health concerns with lead service lines, that the City has some funds set aside that they can respond to those.

We were fortunate enough to have fund balances in both our Water and Sewer funds at the time the Preliminary Injunction Order was issued in order to absorb this tremendous impact on our revenue and selections. But it has then tied our hands to how we would have otherwise been able to respond to the emergent lead issue, let alone anything else that may come. So --

MS. WALKER-GRIFFEA: I have a question.

THE CHAIRPERSON: Yes?

MS. WALKER-GRIFFEA: If we don't approve this today, what does that do to anything that you're doing with the budget?

MS. LUNDQUIST: Well, so the budget amendments that are in front of you actually reduce expenditures and anticipate the -- let me back up.

So the General Appropriations Act mandates that the -- or that a municipality must adopt a budget amendment when revenue protections fall short of what had been anticipated when originally adopted. So this is the City's attempt, when an event occurs, to immediately take financial responsibilities and prudent planning to do so. We're still operating within the adopted Appropriations Act of the City. We're still acting within the adopted budget but this simply recognizes the events that have occurred.

MS. WALKER-GRIFFEA: Okay. Thank you.

MS. LUNDQUIST: Are there any other questions?

THE CHAIRPERSON: Any questions?

MR. McMAHAN: I have a lot of questions.

THE CHAIRPERSON: Please.

MS. WALKER-GRIFFEA: And I do, too. And I'm wondering, Mr. Chair, if there would be any way that we will be able to table this until we get more questions answered because I'm not ready to vote.

THE CHAIRPERSON: Sure. Is there a motion for that?

MS. WALKER-GRIFFEA: I move that we table --

MR. McMAHAN: Support. I support.

THE CHAIRPERSON: Motion's been made and seconded.

Assuming no discussion, those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Resolution 866 from the City Council meeting October 1, 2015 has been placed on the table.

Next item would be Item 2, Resolutions from the Regular City Council meeting of October 26. We have the resolutions there noted. Any questions about any of those resolutions at Attachment 4?

MR. McMAHAN: No.

THE CHAIRPERSON: If not, is there a motion that the Resolution listed in the October 26 meeting -- Regular City Council meeting be approved?

MR. McGHEE: So moved.

THE CHAIRPERSON: Support?

MR. McMAHAN: Support.

THE CHAIRPERSON: Motion's been made and seconded.

All those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

Next item, the Resolutions from the Special City Council meeting of November 18, Resolutions were listed at Attachment 6.

Are there any questions regarding those resolutions?

MR. McMAHAN: I don't have any questions.

THE CHAIRPERSON: If not, is there a motion that those resolutions be approved?

MR. McGHEE: So moved.

THE CHAIRPERSON: Is there support?

MR. McGHEE: Support.

THE CHAIRPERSON: A motion's been made and seconded. Those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

Resolutions from the Special City Council meeting November 18th have been approved.

Next item on the agenda would be Item D, City Administrator Items. We have two items: Budget-to-Actual for September, under Attachment 8, and October, Attachment 9.

Ms. Henderson is going to speak now.

MS. HENDERSON: I am not going to let Ms. Lundquist address those report specifics. However, I do think that this amendment that was tabled does go hand-in-hand with this, with our financial reporting, in the sense that I would like to clarify that, in tabling this item, it basically -- we have to come forward with the first quarter with all quarterly amendments and this is inclusive of the City taking all of the capital improvement projects off the table and moving those.

So I just wanted to make that clear, that all capital improvement projects, that's what you see, that's what's been affected when you look at the -- the $8 million and then, also -- let me get to 866 and the 5 -- I think 5.9 and then we also we accounted for not filling any of the vacant positions unless they were definitely needed, that would be a position such as -- a position that requires the certification. So I know it's been tabled but I would like for you all to -- I'm respectfully asking for you all to -- to look at that so we will be in compliance with what has been set forth, that we bring quarterly amendments to the Council every month and they -- I mean, quarterly. And they have approved this amendment because they understand that -- that we had to take the capital improvement plans off the table.

And so, to just prolong that is to say that, at some point, we are going to realize that money and we will be able to do the capital improvement projects but I would like to account for the fact that we -- that's a loss and that's money that we will not recoup and we will definitely not be able to -- if it were recouped, it wouldn't be in this fiscal year.

So we're coming again with a quarterly amendment very soon. We didn't have a meeting last month and this was, I guess, brought to you -- it would have been in October?

So I just don't want us to get in a habit of, like, delaying these things. So I'm respectfully asking that you all will take that off the table and approve it in the sense that the City Council is showing that they are willing to be fiscally accountable and they have even approved that and recognized the decline in revenue and the fact that we had to take all of the capital improvements that we had planned and move those back and we're also inserting that into the master plan as well.

And so I think it would be good for the RTAB to recognize that the Council is taking responsibility and accountability and actually looking at the fact that the finances don't support that and they've done that and I would just hate to see that the RTAB did not support that. So I just felt compelled to come --

THE CHAIRPERSON: Are the items of which you speak of such a crucial nature that they cannot wait until our meeting on the 13th of next month?

MS. HENDERSON: Yes, I believe so. And this is why: Because we are going to come forward with another quarterly amendment and we need the quarterly amendment that we've brought forth to you now so that we can do another quarterly amendment. Because we're going to -- going to have to continue to do quarterly amendments and we would like those quarterly amendments done in a timely manner, and that's why I would like for this one to be done because this is a first quarter amendment and then we have to do a second quarter amendment, a third quarter amendment and then we have a fourth quarter amendment.

And, just seeing where we are right now, like close to the end of the second quarter and we don't have a first quarter amendment approved and the Mayor -- I mean, well, the Council had approved an amendment and they understand that we cannot afford the capital improvements and they have agreed that we will not go forward with those improvements.

And they have actually reflected that being fiscally responsible by reflecting that, okay, we're not -- we're taking the capital improvements off of the table, we're not doing any layoffs at this time but we're being responsible and we're saying we're planning ahead and we see what loss we have -- we've had at this time and we are, like, going to go ahead and amend the budget accordingly.

And so I just think that -- that that helps with the Council, with bringing things forward, that actually supports fiscal sustainability and responsibility and accountability.

MR. McMAHAN: Mr. Chairman?

THE CHAIRPERSON: Certainly.

MR. McMAHAN: I think you misread -- I think you misread -- for one thing, you misread our hesitation here. I mean, what that report actually -- and I won't speak for my colleague. Maybe she may have a different take on this.

But what this report and this budget -- for one thing, this is -- these budget amendments are annualized numbers so I'm -- one question I would have is, these will come back with another amendment. Am I to infer from that that you are going to come back for additional amendments to the Water and Sewer funds so -- with, again, annualized totals?

I mean, when a budget amendment is made, it's made for the year's budget for the annual budget, correct, these are annualized numbers?

MS. HENDERSON: To keep in line that that's why we have an ordinance that stated that we must do quarterly amendments, and that is to support --

MR. McMAHAN: Okay, I understand.

MS. HENDERSON: And that's what we're -- we actually have to abide by that if we see that --

MR. McMAHAN: I understand. I understand.

MS. HENDERSON: Okay.

MR. McMAHAN: The question then becomes, the -- the Finance Director for the City has -- has said that these amendments and their implications on the long-term -- on the budget are -- what was the quote, "devastating"?

MS. HENDERSON: Yeah, "devastating". Any bad word that you can use to say that but it doesn't change.

MR. McMAHAN: But what this Board -- and that this is her inflection in her answer is, "We're okay, This year was not lost on us." We're -- so we take that to understand we're not okay next year. Because these funds, if this trend continues, these funds do not exist in order to do fund balances, exist to support. So I guess, from my perspective, and --

And you may have a very different take on this.

MS. WALKER-GRIFFEA: Not at all.

MR. McMAHAN: -- is that when bringing forth an amendment like this, I would like to understand a little bit better the -- well, since one of the things that this Board is charged with is oversight and -- of the long-term financial health on the City in the transition process, hopefully, to step out of the process.

But, in the interim, one thing I would like to understand better is, how does this, you know -- where does this put us in June?

What is the thinking and what is the advanced planning that's occurring for next year as we go forward?

Is that -- is that --

MS. WALKER-GRIFFEA: Yes. And I think that was what I was trying to ask the Finance Director initially, when I -- when I did ask, did it need to be -- was there anything that would hinder us to -- to table it for another month and she said there was some losses that were set aside but, in the end, there really wasn't, which is why I shared that I wasn't ready, at this point, to do that.

But the other thing is, it sounds like that there may be other amendments coming for the next year and, as we were talking about that annualized number at the end and how it came up.

So, if you're saying that this is still coming, then I'm then now questioning the number we have right now. Are -- is -- are we assured that this is where it's going to be as it was brought to us earlier or do we think that it's not, which then means I really need to understand what's going on.

MS. HENDERSON: And that is -- and that is exactly what -- I understand what both of you all are saying. However, that is why we quarterly amend the budget; because it's no secret that we have pending litigation. That has everything to do with how things could be just, say, in the third or fourth quarter.

MR. McGHEE: I understand.

MS. HENDERSON: So in the first quarter, this is what was projected and this is -- this was a significant impact. And, to get to where we were now, we had not realized the -- all of the loss that we know we would lose in the sense that, as far as our charging, we knew that we would be charging less. So, therefore, that went into, "Okay, we need to take these capital improvement projects out" and then also, "Oh, we have these positions that are vacant, we don't need to fill these -- these positions."

So this is planning ahead, in the sense that we have already accounted for income that we already know we will not receive.

MR. McMAHAN: We understand.

MS. HENDERSON: So it is -- like I just did want to explain that this is planning out and this is what we're trying to, like, ensure that we continue to do. This is -- this is clearly like planning for until the end of the year and even into the next year.

MR. McMAHAN: Let me change the nature of the question. Let's assume that this budget -- we approve this budget amendment and you bring in no further budget amendments forward to us or you bring them forward and they have zeros in the columns, right, so that this is the status at the end of the year. What is your thinking going into the next fiscal year; how is this --

I guess, is that a fair way --

MS. WALKER-GRIFFEA: Uh-huh.

MR. McMAHAN: How do you see this -- kind of in the longer term, how do you see this playing out?

Because what we don't want -- I speak only for myself. What we don't want to do is get to June of next year and then have this crisis of understanding what's happening to the structure. We would like some -- some visibility into the -- to the trajectory from here. Because you know this is the reality, we know this is the reality. This is ultimately -- I applaud the Council for having -- for codifying it this way. I don't have any problem and -- with what you are saying. I just --

MS. WALKER-GRIFFEA: Right. But I'd like to jump in. I know, when you listen to the City Council, that, when this came up, I want to say that Councilperson Mays talked about what happened in another meeting and how things were explained to them so that they could come to the agreement of this.

We have not had that opportunity.

MR. McMAHAN: I'm with you on that.

MS. WALKER-GRIFFEA: And so I think that, if we had the opportunity to ask those questions to understand what's being done, then it may be that we could go ahead and approve this without any issues. But right now we have not.

MS. HENDERSON: I guess -- I mean, from -- from where I stand, it's -- it's clear that we are -- under our judgment, we know that our revenues are decreased and so we know to continue with a budget that -- because this is to say that we're going to continue as though the budget that we have is correct, that's in place, that those are our projections and that's where we're going. That is false. And that's why I believe that we should be supporting the amendment of this budget.

Also, it helps us -- we're in budget training now. We have to -- we're due a two-year budget. But -- and to not accept or realize that, hey, our revenues are significantly dropping; two, those capital improvement projects, we have set those aside.

So, even going into the next year, we don't know if we're going to be able to include any of those projects but it helps us for planning for us to be able to adjust based upon projections when we're doing two-year budgets. And so I guess, myself personally, I can't understand because this is looking well into the future. We didn't look like -- this is not for just one month, this is for what we see as the rest of the year.

However, we cannot predict what is going to happen with, like right now, we -- we have pending litigation about the rates that we're charging now or whether we can do shutoffs. We cannot control that. However, what we can do is project and we are projecting off of what we definitely know we are charging now, which is less. So we can project that.

And then, also, we can look at, like, how many people are paying this time, this year, and then looking back at last year as to how they were paying. So there are a lot of projections in it. And that's what -- with governmental budgeting, with all of your revenue sources, being property taxes and income taxes, those are your main sources. And even with these enterprise funds, you have to project these are business-type funds. And for us to continue with a budget that says, That seems as though we're going to be exactly like we were when we -- when that budget was put in place, with the two-year budget, I just don't understand how we would go forward with this without having to amend this and then we go into budget planning for the next budget. I just -- and I just wanted to say that, thinking it doesn't have to happen. But I just felt, as the City Administrator, that I should say something because this did take -- this is not planning for one quarter, this is planning for the rest of this year.

THE CHAIRPERSON: Let me just ask you, are there specific questions that we can reduce to writing and submit those and get answers to those questions?

MS. WALKER-GRIFFEA: That's what I thought we would -- I mean, that's how we did it before.

THE CHAIRPERSON: Why don't -- why don't we do this:

Are you agreeable to passing the Resolution with written conditions, one of which would be receiving adequate responses to any further questions that we submit?

MS. WALKER-GRIFFEA: I could do that.

MR. McGHEE: Yeah.

MR. McMAHAN: Does that satisfy you?

MS. WALKER-GRIFFEA: That would.

MR. McMAHAN: I mean, I'm right there with you. I know exactly --

THE CHAIRPERSON: We are -- we are in a procedural cul-de-sac and we're going to back away out of it.

First, is there a motion to remove from the table, the previous Resolution 866 that was tabled a moment ago?

MS. WALKER-GRIFFEA: I move to remove the motion, the tabled motion.

THE CHAIRPERSON: Is there support?

MR. McGHEE: Support.

THE CHAIRPERSON: Those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

That motion is adopted. So the result of that motion is Resolution 866 is now before us again.

And so now, as I understand, we're going to entertain a motion to adopt Resolution 866 with the condition that any RTAB member that wishes to do so can submit written questions to, let's say, the City Administrator or Mr. Cline and receive answers back by, let's say, no later than our January 13, 2016 meeting.

Have I adequately stated just what we're looking for?

MS. WALKER-GRIFFEA: Before the January 13th meeting, so we can already have it reviewed.

THE CHAIRPERSON: Okay.

MS. WALKER-GRIFFEA: So I'd say a week

before, if that's fine.

THE CHAIRPERSON: Okay. So roughly by January 6th?

MS. WALKER-GRIFFEA: Uh-huh.

THE CHAIRPERSON: So that would be the motion. Is there a support for that motion?

MR. McGHEE: I'll support.

THE CHAIRPERSON: Any discussion?

If there's no discussion upon the motion, those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion is adopted.

MS. HENDERSON: If I may, sir.

THE CHAIRPERSON: Yes?

MS. HENDERSON: I thank you for offering that consideration, I really do appreciate that consideration. And we will have those to you before the end of December because we have all the information that accompanies this so we will get that to you.

And thanks again.

THE CHAIRPERSON: Please.

MS. LUNDQUIST: I just would like to reiterate her thanks. It helps us procedurally as we do prepare for the second quarter budget amendment that's proposed in January. So it helps us with our timeline to be able to anticipate and really gauge, you know, where we are and where we're going.

And then I would also like to note that we had an internal staff training for our Directors. It was put on by Dr. Eric Scorsone on Monday afternoon and then Council graciously attended and the hope-found beneficial, my training that -- even so, that was just that past Monday, December 7th, as we prepare to go into our first budget cycle now that the City Council and Mayor are charged with developing a budget.

So that's an exciting time that we're looking forward to and happy to provide you with a timeline that is out laid for the 2016 -- for 2016 for the development of our fiscal year '17/'18 budgets with a three-year projection, that that, as I said, is a process that is now just starting and we kicked it off with training by Dr. Scorsone.

THE CHAIRPERSON: Okay. While we have you here, I think I do have two questions with regard to the budget to actual. We can look at the one for October -- or excuse me -- under the October memo for September, as an example, I wasn't sure that I understood the columns.

And I'm looking roughly at the -- under

revenues of the general fund, the last four columns that are the amended 2015/'16 budget. Now take, for example, income tax as an example, where the amended budget has roughly $13.5 million and then the next column over to the right, Year-to-Date Balance, 2.3 million. Is that the amount that has been collected so far --

MS. LUNDQUIST: Correct.

THE CHAIRPERSON: The amount that's budgeted?

MS. LUNDQUIST: Yes.

THE CHAIRPERSON: And then the next column to the right is available balance, which I really take to mean is the amount that's been budgeted hasn't been collected.

MS. LUNDQUIST: Correct.

THE CHAIRPERSON: Because I assume, with regards to the income tax, the bulk would come in between now and next April 30. So is it -- it's really not the available balance. In other words, it hasn't all been collected and that's the amount that could be spent, it's really the uncollected part of what hasn't -- of what's been budgeted?

MS. LUNDQUIST: Correct. But there aren't -- so, just as a matter of formatting, there isn't a separate column heading when it switches from revenues to expenditures so available balance is simply showing the amount either not collected or unexpended.

THE CHAIRPERSON: Okay. Okay. Thank you. And then the other item has to do with revenues and expenditures. As I compare fiscal years '15 to '16, the amended budgets, the amount of revenue looks as if it was -- has declined about 6 million -- $6 and a half million, from 57.8 million to 51.3 million. But on the expenditure side, the expenditures year-to-year are projected to go up about 3 million -- 48.3 million to 51.3 million. And I'm wondering what the impact of that is to have a year-to-year projection of your General fund expenditures going up at the same time that the revenues are -- are going down.

MS. LUNDQUIST: Right. So, as I had alluded to earlier, the general reality not only for the City of Flint but for municipalities across the country are that revenues are remaining rather stagnant but expenditures are continuing to increase as we continue to have energy costs, as we continue to have said increases with our union contracts, et cetera.

The large difference that you see that's noted between fiscal year '14/'15 and fiscal year '15/'16 is that we do not anticipate State Treasury to authorize another emergency loan. So there was a

$7 million emergency loan last fiscal year, that's the last line under revenues that we did not budget for it again in fiscal years '15/'16.

So, taking that out of our revenues, you will see that we were rather conservative with our estimates with very little to no increase in our revenue line items but we do take into account those increase for expenditures.

THE CHAIRPERSON: And then I gather from your point that, on the expenditure side, most of these increases are, in one way or another, baked in with your collective bargaining agreements and so forth that you have no control over; is that the point?

MS. LUNDQUIST: Correct. Or our annual payments for our pension systems. So those are known things for which the City does not have control but it's obligated to pay. Or even our emergency loan payments that we did not have last year but we did have to budget for in this current fiscal year.

THE CHAIRPERSON: Okay. Thank you.

Any other questions regarding the items of Budget-to-Actual Reports?

Without objection, then the September and October Budget-to-Actual Reports will be received.

Item 4, Public Comment.

Mr. Cline, anyone that has signed up for Public Comment?

MR. CLINE: Yes, we do have two individuals that signed up for Public Comment. But, before I get to that, just a moment of -- I received a question from the audience and I just wanted to double check because, perhaps, I missed it. And, if I did, I apologize. But did the Board address the resolutions from the November 23rd meeting?

THE CHAIRPERSON: November --

MR. MAYS: That would be Item Number 5 under New Business on the second page of the agenda.

It would be Resolutions 929, 932, 936 and 937.

THE CHAIRPERSON: It appears we did not.

MS. WALKER-GRIFFEA: Yeah, I think Natasha got up and we changed over.

MR. McMAHAN: I thought -- Mr. Chairman, I thought that we had removed those at the beginning.

THE CHAIRPERSON: We had removed Item 3 which would have been --

MR. McMAHAN: Oh, okay. My fault.

THE CHAIRPERSON: But not November 23rd.

Under Attachment 7, Resolutions 929, 932, 936 and 937, any questions regarding those resolutions?

If not, is there a motion that those resolutions from November 23rd be approved?

MR. McGHEE: So move.

THE CHAIRPERSON: Is there support?

MR. McMAHAN: Support.

THE CHAIRPERSON: Motion's been made and seconded. All those in favor, please say "aye".

BOARD MEMBERS: Aye.

THE CHAIRPERSON: Opposed?

Motion's adopted.

Now Public Comment.

MR. CLINE: All right. I'm glad I asked. So, all right, we had two individuals that signed up for Public Comment. So I'll just announce them now.

First one will be R.L. Mitchell and then followed by Eric Mays.

THE CHAIRPERSON: Please bear in mind the previously adopted motion of two minutes per individual remains in effect.

Mr. Mitchell, good afternoon.

MR. MITCHELL: Yeah. All I want to say is Merry Christmas and happy New Year and I hope you consider Ms. Henderson's -- and don't table the situation that Ms. Henderson the Financial Management offer you for 2016. Work with her in the new year to come, as a citizen of Flint.

THE CHAIRPERSON: Thank you.

Councilman Mays?

MR. MAYS: All right. Good afternoon. You know I kind of got excited and, you know, I got a couple notes, so in two minutes I'm going to be flying. Reprimand me to sit down, whatever. But I kind of got excited when I seen you all table that because those are the type of questions that I asked in the Council meetings. If I looked at the expenditures that related to the emergency, I told them, when you bring me a budget amendment to spend 2 million for Detroit water, I want to know if I'm spending 10 or 12 million and then I'm waiting on the State or my foundation to reimburse me or make it plant.

My colleagues, just as you guys did -- I'm going to kind of chastise you a little bit -- they counseled the Finance Committee meeting this past month. And I didn't see the reasons. I know where they was at and what they was doing. I take my job very seriously. I didn't like for you all to counsel the November meeting. If the RTAB is going to be involved in our business, then the RTAB need to have some joint sessions with Council.

They take you all way more seriously than they take me. I'll try to find out what's happening as it relates to details but, remember, I told you, when they say "the Council", we vote differently. I don't always vote with the majority of the five because I'm like you, if I don't know the details, I'm not ready to rubber stamp it.

So you was on the right track but don't get laxed. If you don't take this responsibility to steer the ship, I don't want to look down the road six months, a year from now and then everybody done fumbled the ball. We got revenues generating opportunities. I told them we could have taken a million out the Water and Sewer fund, distributed bottled water and generate revenue because you're selling bad water now, you can distribute good water and get another million or two.

So I want you all to continue to take it seriously. I got excited, I said, "They're going to table" and then guess what? You did just like some of my colleagues. So we'll see if you get your written answers. I'm sure you will. But I want to see you really get into this finance, just as I'm trying to do. You all seem to have a little more power. You know, I don't believe in RTABs. So let's see what you do.

God bless you.

THE CHAIRPERSON: Thank you, Councilman. I would just --

MR. MAYS: And that's under the two-minute rule. All of that need to go away.

THE CHAIRPERSON: I appreciate that.

MR. MAYS: Maybe one day we'll really talk.

THE CHAIRPERSON: I just want to correct one thing, which is it's not our responsibility to steer the ship. We're not a legislative body. We're not City Council. That responsibility for day-to-day operations and decision-making for the City rests where it should, with the Mayor, City Council and the City Administrator.

We may be along for the ride, to use your ship analogy, but we don't have responsibility for steering the ship, we basically react to actions that are brought to us by the City Administrator or by the Council.

You won't see us initiating management policy because it's not our responsibility. Contrary to what you may think, our responsibility is really quite limited. Our job is to assist you as Council members, the Mayor and the City Administrator.

But you're not typically going to see us micromanaging and trying to substitute our judgment with your judgment. But we do have certain responsibilities and, as you witnessed this afternoon, we have to get order to charge those responsibilities, to exercise due diligence of our own. But the primary responsibility for steering the ship resides with the elected officials and with the City Administrator.

At least that's my point of view. But other of my colleagues may have a different point of view and they're welcome to express that.

MR. McMAHAN: No, I absolutely am in concurrence. You know, it's distressing for me to see often in the media and other -- other forms an expression of the RTAB as a legislative body. We are not a legislative body. We do not initiate policy. We do not initiate, we react to. And we have oversight function, as I -- as I understand our responsibility, it's not legislative.

MS. WALKER-GRIFFEA: And I'd just like to say, I think that we are a support and we're here support what the Mayor and what the City Manager's trying to accomplish. And so, for me, when I saw what happened, is that we need -- or at least I'm going to speak for me.

I need more information so that I can be a better support system to move the process on and I guess more timely information as well so I can digest it and understand what's being brought forward. So I'm running with you, Mr. Chair, that we will be here to ride.

THE CHAIRPERSON: I guess that's probably the four of us are probably more interested in seeing our jobs made irrelevant than anyone in the City of Flint.

MS. WALKER-GRIFFEA: Exactly.

MR. McMAHAN: But that, having taken on that job, we take it, that oversight obligation, seriously. And, to you, we'd like to have that information so that we can discharge our responsibilities as partners and as collaborators --

MS. WALKER-GRIFFEA: Exactly.

MR. McMAHAN: -- appropriately.

MS. WALKER-GRIFFEA: Exactly.

MR. McGHEE: Yeah. And essentially, as a matter of due diligence, if we have some of that information here, it's to that point to make sure that we offer the proper diligence. And even though we don't initiate policy and are responsible for the delegation of resources, it is our charge as well because due diligence in how we conduct our -- just thinking back, since we were initiated, I truly believe that most things that the Council and the Mayor and our City Administrator agreed upon, we never had a problem with.

I know we tabled an open decision but it wasn't because there was a disagreement I had but it was just to -- actually, to create the space for Counsel to have conversations with the -- the body requesting those. Because they didn't take that opportunity in first.

So our goal is definitely not to operate in a braided way but, more so, in a lended way until we --

THE CHAIRPERSON: I do want to acknowledge Mr. Larkin who's in the audience who's occupying a chair at this meeting. I want to thank him for his service on the RTAB over these many months and wish him the best in his new position with the City.

MR. LARKIN: Thank you.

MR. MAYS: How did you recognize him with a haircut?

THE CHAIRPERSON: Yes.

MR. McGHEE: Just lastly, I would just like to, once again, welcome in our new mayor.

MAYOR WEAVER: Thank you.

THE CHAIRPERSON: Is there any further business before this Board?

If not, is there a motion that we adjourn?

MR. McMAHAN: So move.

MR. McGHEE: Support.

THE CHAIRPERSON: Without objection, we are adjourning.

(Meeting was concluded at 3:08 p.m.)

* * * *

CERTIFICATE

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, and I do further certify that the foregoing transcript, consisting of (51) pages, is a true and correct transcript of my said stenographic notes.

____
Date

____
Mona Storm
CSR-4460