



**PONTIAC CITY COUNCIL
STUDY SESSION**

January 4, 2018

6:00 p.m.

1st Session of the 10th Council

It is this Council's mission "To serve the citizens of Pontiac by committing to help provide an enhanced quality of life for its residents, fostering the vision of a family-friendly community that is a great place to live, work and play."

Call to order

Roll Call

Authorization to excuse councilmembers

Amendments to and approve the agenda

Approval of Minutes

1. Minutes of December 28, 2017.
2. Closed Session Minutes of December 28, 2017.
3. Special Meeting Minutes of December 30, 2017.

Public Comment

4. Selection of the Council President.
5. Selection of the Council President Pro-Tem.
6. Adoption of City Council Procedures if the President and the President Pro Tem are absent at the same meeting.
7. Adoption of City Council Procedures.
8. Adopt a 2018 Meeting Calendar.

Agenda Items for Council Consideration

9. Resolution from the Local Officers Compensation Commission to increase salaries for Mayor and City Council.
10. Resolution for the Approval of the Waiver required for all Eligible Early Retirees.
11. Resolution for a Zoning Map Amendment for PF 17-24 parcel #64-14-31-235-019. (162 Seminole Street)
12. Resolution for a Zoning Map Amendment for PF 17-25 parcel #64-14-10-378-012. (1023 E. Walton Blvd.)

Adjournment

December 28, 2017

**Official Proceedings
Pontiac City Council
221st Session of the Ninth Council**

A Formal Meeting of the City Council of Pontiac, Michigan was called to order in City Hall, Thursday, December 28, 2017 at Noon by President Patrice Waterman.

Call to Order at 12:05 p.m.

Invocation – Councilman Holland

Pledge of Allegiance

Roll Call

Members Present: Holland, Pietila, Taylor-Burks, Waterman and Williams.

Members Absent: Carter and Woodward.

Clerk announced a quorum.

17-397 **Excuse Councilperson Randy Carter and Don Woodward for personal reasons.**
Moved by Councilperson Pietila and supported by Councilperson Taylor-Burks.

Ayes: Holland, Pietila, Taylor-Burks, Waterman and Williams.

No: None

Motion Carried.

17-398 **Approval of the Agenda.** Moved by Councilperson Taylor-Burks and supported by Councilperson Pietila.

Ayes: Pietila, Taylor-Burks, Waterman, Williams and Holland.

No: None

Motion Carried.

17-399 **Journal of December 21, 2017.** Moved by Councilperson Pietila and supported by Councilperson Taylor-Burks.

Ayes: Taylor-Burks, Waterman, Williams, Pietila and Holland.

No: None

Motion Carried.

17-400 **Resolution to go into Closed Session.** Moved by Councilperson Taylor-Burks and supported by Councilperson Holland.

Whereas, Section 8 (h), MCL 15.268, allows a public body to go into closed session to consider material exempt from discussion or disclosure by State or Federal statute;

Whereas, pursuant to MCL 15.268 (h) to discuss attorney client privileged memorandums exempt from disclosure pursuant to MCL 15.243 (1) (g) regarding a potential early retirement benefit for 67 individuals,

Now, Therefore, Be It Resolved by the Pontiac City Council that it recesses into closed session for the purpose of consulting with its attorney regarding a potential early retirement benefit for 67 individuals.

December 28, 2017

Ayes: Waterman, Williams, Holland, Pietila and Taylor-Burks
No: None
Motion Carried.

Deputy Mayor Report or Departmental Head Report – Jane Bais-Disessa and John Balint Intern /Acting DPW Director

17-401 Resolution to schedule the 1st Meeting of the 10th Council on Monday, January 4, 2018. Moved by Councilperson Holland and supported by Councilperson Taylor-Burks.

Be It Resolved, that the Pontiac City Council schedules its first meeting of the 10th Council on Thursday, January 4, 2018 at 6:00 p.m. in the City Council Chambers located at 47450 Woodward Ave. Pontiac, Michigan, 48342.

Ayes: Holland, Pietila, Taylor-Burks, Waterman and Williams.
No: None
Resolution Passed.

17-402 Alternative Resolution to grant Early Retirement benefits to the group of 67 deferred retirees. Moved by Councilperson Taylor-Burks and supported by Councilperson Pietila.

WHEREAS, from March 23, 2009 through August 19, 2013, the City of Pontiac has been under the control of either an Emergency Financial Manager and/or Emergency Managers as dictated by Public Act 4, Public Act 72 and Public Act 436; and,

WHEREAS, these Emergency Managers reduced the City of Pontiac workforce through the subcontracting of work and the layoff of City employees; and,

WHEREAS, those former employees who were separated from employment with the City of Pontiac and did not meet the qualifying factors that the EM put in place (age plus years of service) at that time, and,

WHEREAS, the Pontiac City Council has considered this request by these former employees and is desirous of granting the relief sought which is listed in the attached Exhibit A, and having received an actuary evaluation that references the cost associated with this proposal the Pontiac City Council has reached the following resolve.

NOW, THEREFORE, BE IT RESOLVED, that the Pontiac City Council does hereby approve the request for early retirement for those former employees as referenced in the exhibit attached and the early reduction factors applied to their monthly retirement; and further rescinds and voids inconsistent provisions of the resolution regarding Early Retirees passed at the City Council meeting held December 21, 2017.

Ayes: None
No: Holland, Pietila, Taylor-Burks, Waterman and Williams
Resolution Failed.

17-403 Resolution from the Local Officers Compensation Commission to increase salaries for Mayor and City Council was tabled until Special Meeting on Saturday, December 30, 2017 at 4:00 p.m. Moved by Councilperson Williams and supported by Councilperson Pietila.

Ayes: Holland, Pietila, Taylor-Burks, Waterman and Williams
No: None
Motion Carried.

December 28, 2017

There were 9 individuals who addressed the body during public comment.

Honorable Mayor Waterman Reported

Councilman Mark Holland, Councilwoman Doris Taylor-Burks, President Pro-Tem Mary Pietila and President Patrice Waterman made closing comments. Acting City Clerk Sheila Grandison and Attorney Anthony Chubb had no closing comments.

President Patrice Waterman adjourned the meeting at 2:20 p.m.

SHEILA GRANDISON
ACTING CITY CLERK

December 30, 2017

**Official Proceedings
Pontiac City Council
222nd Session of the Ninth Council**

A Special Meeting of the City Council of Pontiac, Michigan was called to order in City Hall, Saturday, December 30, 2017 at 4:00 p.m. by President Patrice Waterman.

Call to Order at 4:10 p.m.

Roll Call

Members Present: Carter, Holland, Pietila, Taylor-Burks, Waterman, Williams and Woodward.
Clerk announced a quorum.

17-404 **Council tabled items #1 & #2 (Resolution from the Local Officers Compensation Commission to increase salaries for Mayor and City Council) until Study Session on Thursday, January 4, 2018 at 6:00 p.m.** Moved by Councilperson Taylor-Burks and supported by Councilperson Woodward.

Ayes: Holland, Pietila, Taylor-Burks, Waterman and Williams

No: None

Motion Carried.

17-405 **Approval of the Agenda.** Moved by Councilperson Woodward and supported by Councilperson Taylor-Burks.

Ayes: Pietila, Taylor-Burks, Waterman, Williams, Woodward, Carter and Holland.

No: None

Motion Carried.

There were 4 individuals who addressed the body during public comment.

17-406 **Resolution to override the Mayor's veto regarding the General Employee Retirement System.** Moved by Councilperson Taylor-Burks and supported by Councilperson Williams.

WHEREAS, on December 21, 2017, the City Council of the City of Pontiac passed a resolution affording certain early retirement benefits to 67 former City of Pontiac employees; and

WHEREAS, on December 28, 2017, the Mayor vetoed that Resolution pursuant to and consistent with the procedure set forth in Pontiac City Charter Provision 3.112(f); and

WHEREAS, Pursuant to Pontiac City Charter Provision 3.112(f), the City Council wishes to reconsider the Resolution for adoption over the Mayor's veto;

NOW THEREFORE, BE IT RESOLVED, by the Pontiac City Council that the Council hereby adopts the Resolution over the Mayor's veto with five (5) votes as required by Pontiac City Charter Provision 3.112(f).

Ayes: Taylor-Burks, Waterman, Williams, Woodward and Holland

No: Carter and Pietila

Resolution Passed.

December 30, 2017

President Patrice Waterman adjourned the meeting at 2:20 p.m.

SHEILA GRANDISON
ACTING CITY CLERK

DRAFT

City of Pontiac Resolution



Whereas, the Tenth Council believes that the City Council should adopt rules in the event that the Council President and the Council President Pro Tem are absent from the same meeting.

Now, Therefore Be It Resolved, that in the event of the absence of the Council President and the Council President Pro Tem at the same meeting, the 10th Council shall decide who presides over the meeting via alphabetical rotating order of the last name of the councilmembers.

The 10th Pontiac City Council Rules and Procedures

Effective January 1, 2018

All meetings of the city council will be held in compliance with state statutes, including the Open Meetings Act, 1976 PA 267 as amended, and with these rules.

Meeting Times

The city council meetings will be held every Thursday of each month beginning at 6:00 p.m. at City Hall in the Council Chambers for formal meetings and/or The City Council Conference Room for Study Session meetings unless otherwise rescheduled by resolution of the council. The Ninth Council has decided to implement Study Sessions and Formal Meetings. These meeting will alternate week to week.

Formal Meeting

During the formal meetings the City Council proceed through the formal agenda and take action on agenda items.

Special meetings

A special meeting shall be called by the mayor or any two members of council. A 24 hours written notice to each member of the council served personally or left at the councilmember's usual place of residence is required. However, any special meeting at which all council members are present or have given written consent shall be a legal meeting for such purposes, without such written notice. Special meeting notices shall state the purpose of the meeting. No official action shall be transacted at any special meeting of the council unless the item has been stated in the notice of such meeting.

Posting requirements for regular and special meetings

- a. Within 10 days after the first meeting of the council following the election, a public notice stating the dates, times and places of the regular monthly council meetings will be posted at the City Clerk's Office and on the City's web page.
- b. For a rescheduled regular or special meeting of the council, a public notice stating the date, time, and place of the meeting shall be posted at least 18 hours before the meeting at the City Clerk's Office and on the City's web site. Special meeting notices shall also state the purpose of the meeting.
- c. The notice described above is not required for a meeting of the council in emergency session in the event of a severe and imminent threat to the health, safety or welfare of the public when two-thirds of the members of the council determine that delay would be detrimental to the city's efforts in responding to the threat.

Minutes of regular and special meetings

The clerk shall attend the council meetings and record all proceedings and resolutions of the council in accordance with the Open Meetings Act. In the absence of the clerk, the deputy clerk shall perform the clerk's duties.

At a minimum, the minutes shall indicate the date, place, type (regular or special), and time of meeting; the names of all elected city officials present at roll call; the name and time of arrival of any elected official not present at roll call; the name and time of departure of any elected official before adjournment; the maker and supporter of all motions and resolutions which are voted upon by the council; an indication of how each council member present voted on a motion or resolution; the call of the chair as to the passage or failure of the motion or resolution; and the time of adjournment. For public comment, only the number of individuals speaking need be included in the minutes. For a public hearing, the name of the person addressing the council and a short description of the nature of the comments.

A copy of the minutes of each regular or special council meeting shall be available for public inspection at the City Clerk's Office during regular business hours.

Conduct of meetings

Meetings to be public

All regular and special meetings of the council shall be open to the public. Citizens shall have a reasonable opportunity to be heard in accordance with such rules and regulations as the council may determine, except that the meetings may be closed to the public and the media in accordance with the Open Meetings Act.

All official meetings of the council and its committees shall be open to the media, freely subject to recording by radio, television and photographic services at any time, provided that such arrangements do not interfere with the orderly conduct of the meetings.

Agenda preparation

An agenda for each regular council meeting shall be prepared by the city clerk with the following order of business: The agenda will be as follows for the Formal Meetings.

Formal Meetings

1. Call to order
2. Invocation
3. Pledge of Allegiance
4. Roll Call
5. Authorization to Excuse Members from the Meeting
6. Amendments to and approve of the agenda
7. Approval of the Minutes
8. Deputy Mayor Report or Departmental Head Reports
9. Special Presentation (If any)
10. Public Hearings (If any)
11. Recognition of Elected Officials (If any)
12. Agenda Address (2 Minute Limit)
13. Agenda Items
14. Public Comment (5 Minute Limit)
15. Mayor, Clerk and Council Closing Comments (7 Minute Limit)
16. Adjournment

The Agenda will be as follows for **Study Session Meetings**

Study Session

1. Call to order
2. Roll Call
3. Authorization to Excuse Members from the Meeting
4. Approval of the Agenda
5. Approval of the Minutes
6. Public Comment
7. Review of all agenda items
8. Adjournment

All items presented to the city council for action shall be placed on the first possible agenda by the city clerk. The deadline to submit an item to the clerk to place on the agenda shall be noon on the Tuesday before a Study Session Meeting. The clerk shall distribute the agenda by email no later than 5:00 p.m. on Tuesday. Complete agenda packets, excluding confidential information, shall be posted on the City's web site concurrent with distribution of the agenda packet to the council members.

Any councilmember shall have the right to add items to the regular agenda before it is approved.

Agenda distribution

The clerk is responsible for the agenda distribution which is emailed to each councilmember forty-eight (48) hours or more prior to each council meeting. In addition, the clerk posts each agenda to the city website 48 hours prior to each meeting for public access. Agendas for special meetings shall be distributed with the notice of special meeting and posted on the City's website.

Quorum

A majority of the entire elected or appointed and sworn members of the council shall constitute a quorum for the transaction of business at all council meetings. In the absence of a quorum, a lesser number may adjourn any meeting to a later time or date with appropriate public notice. The council may adopt an ordinance to prescribe penalties.

Attendance at council meetings

Council is empowered by Article III – Legislative Branch, Section 3.107 of the charter to adjourn a meeting if a quorum is not present and compel attendance in a manner prescribed by its ordinance. In the event that the member's absences continue for more than five consecutive regular meetings of the council, the council may declare the seat vacant in accordance with Section 3.119 of the charter.

Presiding officer

The presiding officer shall be responsible for enforcing these rules of procedure and for enforcing orderly conduct at meetings. The council president is ordinarily the presiding officer. If the Council President is absent, The Council President Pro Tem will preside over the meeting. In the absence of both the Council President and the Council President Pro Tem at the same meeting, the council shall decide who presides over the meeting via alphabetical rotating order of the last name of the councilmembers.

Disorderly conduct

The president may call to order any person who is being disorderly by speaking out of order or otherwise disrupting the proceedings, failing to be germane, speaking longer than the allotted time or speaking vulgarities. Such person shall be seated until the chair determines whether the person is in order.

Closed meetings

Purpose

Closed meetings may be held only for the reasons authorized in the Open Meetings Act, which are the following:

- a. To consider the dismissal, suspension, or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent when the named person requests a closed meeting.
- b. For strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement when either negotiating party requests a closed hearing.
- c. To consider the purchase or lease of real property up to the time an option to purchase or lease that real property is obtained.
- d. To consult with the municipal attorney or another attorney regarding trial or settlement strategy in connection with specific pending litigation, but only when an open meeting would have a detrimental financial effect on the litigating or settlement position of the council.
- e. To review the specific contents of an application for employment or appointment to a public office when a candidate requests that the application remain confidential. However, all interviews by a public body for employment or appointment to a public office shall be held in an open meeting.
- f. To consider material exempt from discussion or disclosure by state or federal statute.

Calling closed meetings

At a regular or special meeting, the councilmembers elected or appointed and serving, by a two-thirds roll call vote may call a closed session under the conditions outlined in the Open Meetings Act. The roll call vote and purpose(s) for calling the closed meeting shall be entered into the minutes of the public part of the meeting at which the vote is taken.

Minutes of closed meetings

A separate set of minutes shall be taken by the clerk or the designated secretary of the council at the closed session. These minutes will be retained by the clerk, shall not be available to the public, and shall only be disclosed if required by civil action, as authorized by the Michigan Open Meetings Act. These minutes may be destroyed one year and one day after approval of the minutes of the regular meeting at which the closed session was approved.

Discussion and voting

Rules of parliamentary procedure

The rules of parliamentary practice, as contained in the 10th edition of Robert's Rules of Order, shall govern the council in all cases to which they are applicable, provided they are not in conflict with these rules, city ordinances or applicable state statutes. The presiding officer may appoint a parliamentarian.

The chair shall preserve order and decorum and may speak to points of order in preference to other councilmembers. If a point of order is given it should not exceed two (2) minutes.

Conduct of discussion

During the council discussion and debate, no member shall speak until recognized for that purpose by the chair. After such recognition, the member shall confine discussion to the question at hand and to its merits and shall not be interrupted except by a point of order or privilege raised by another member. Speakers should address their remarks to the chair, maintain a courteous tone and avoid interjecting a personal note into debate.

Ordinances and resolutions

A vote on all ordinances and resolutions shall be taken by a roll call vote and entered in the minutes unless it is a unanimous vote. If the vote is unanimous, it shall be necessary only to so state in the minutes, unless a roll call vote is required by law or by council rules.

Roll Call

In all roll call votes, the names of the members of the council shall be called in rotating alphabetical order.

Citizen participation

Each regular and special council meeting agenda shall provide reserved time for citizen participation. During citizen participation, each individual shall address the City Council in an orderly and dignified manner and shall not engage in conduct or language that disrupts, makes fun of, or otherwise impedes the orderly conduct of the Council Meeting. In addition, members of the audience shall not engage in disorderly or boisterous activity including but not limited to; the utterance of loud, obnoxious, threatening, or abusive language, cheering, whistling, or any other acts that disturb, disrupt, or impede, or otherwise interfere with the orderly conduct of the City Council Meeting.

Agenda Address

The Council has included in its agenda a time for Agenda Address. Agenda Address will allow the audience to comment on agenda items on the agenda of the City Council Meeting. The individuals addressing the body will have 3 minutes to complete the Agenda Address. All individuals wishing to participate in the Agenda Address will have to fill out an Agenda Address Card which will be located in the City Clerk's Office. The Agenda Address Card shall require the person to identify themselves, a method of contact, and the subject matter of their comments, and such other information the Council President may require. The Agenda Address Card has to be completed and turned in to the Clerk's Office by Wednesday at 4:30 p.m. to be considered for the following council meeting. Individuals who have submitted an Agenda Address Card to speak must be present in the City Council Chambers when their name is called or they will lose their turn to speak.

Public Comment

The Council has included in its agenda a time for Public Comments. The Public Comment portion of the agenda will allow individuals to comment on non-agenda items. The individuals addressing the body will

have 5 minutes to complete public comment. All individuals wishing to participate during public comment will have to complete the Public Comment Sign-In Sheet which will be located in the City Council Chambers on a clip board.

The Public Comment Sign In-Sheet shall require the person to identify themselves, a method of contact, and the subject matter of their comments, and such other information the Council President may require. The Public Comment Sign-In Sheet will be picked up before the call of order of the meeting. If your name is not on the Public Comment Sign-In Sheet once picked up you will not be allowed to speak during Public Comment. Individuals who have submitted their information on the sign in sheet to speak must be present in the City Council Chambers when their name is called or they will lose their turn to speak.

Miscellaneous

Suspension of rules

The rules of the council may be suspended for a specified portion of a meeting by an affirmative vote of two-thirds of the members present except that council actions shall conform to state statutes and to the Michigan and United States Constitutions.

Committees

Standing and special committees of council

The city shall have the following standing committees:

Finance/Human Resource Committee: Responsible for meeting with the Finance Director to review periodic financial reports; responsible for reviewing the proposed budget. This committee will meet once a month or as needed.

Public Safety Committee: Responsible for meeting with the Mayor and representatives of the City's police, fire, and emergency medical transport service providers. This committee will meet once a month or as needed.

Community Development Committee: Responsible for meeting with the Mayor and Community Development Director concerning the operations and functions of the Community Development Department. This committee will be meeting once a month or as needed.

Public Works/Parks and Recreation Committee: Responsible for meeting with the Mayor and Public Works Director concerning the operations and functions of the Public Works Department. This committee will meet once a month or as needed

Information Technology Subcommittee: Responsible for meeting with the Mayor and the IT Department concerning the operations and function of the IT Department. This committee will be meeting as needed.

Law and 50th District Court Subcommittee- Responsible for meeting with Judges or Court Reps concerning the operations and functions of the 50th Court. This committee will be meeting as needed.

Forensic Audit Subcommittee- This committee will meet as needed.

Real Estate Subcommittee-This committee will meet as needed.

Cable Subcommittee-This committee will meet as needed.

Committee members will be appointed by the president. They shall be members of the council. The president shall fill any committee vacancies. The committee member shall serve for a term of one year and may be re-appointed. Committees shall be comprised of at least three council members and one alternate who may attend if a regular member is unable to attend. Committees can discuss policy with department heads. Committees cannot make final decisions, but may recommend actions to the Council. Committees may determine their own meeting schedule. Committee meetings at which department heads will be present shall be scheduled at a time mutually acceptable to both the committee and the department head.

Committees shall present both oral and written reports. The committee shall designate a member to prepare the written report for the committee. The written report shall indicate the date and time of the committee meeting, all persons present, and the subject matter of discussion with some detail. If a committee is making a recommendation to the Council as a body, then at least two of the three members of the committee must be noted as being in support of the recommendation.

Special committees may be established for a specific period of time by the president or by a resolution of the council which specifies the task of the special committee and the date of its dissolution. Special committees shall present reports in the same manner as standing committees.



The Pontiac City Council

Announces

THE SCHEDULE OF MEETINGS OF THE PONTIAC CITY COUNCIL

To comply with the Michigan Open Meeting Act (MCL 15.265)

The Pontiac City Council will hold its regular meeting on Tuesday evenings at 6:00 p.m. in the Council Chambers of City Hall 47450 Woodward Ave Pontiac, Michigan 48342 unless otherwise noted.

Internet website where meetings are posted www.pontiac.mi.us

The dates are as follows:

Tuesday, January 2, 2018 6:00 p.m. Study Session
Tuesday, January 9, 2018 6:00 p.m. Formal Meeting
Tuesday, January 16, 2018 6:00 p.m. Study Session
Tuesday, January 23, 2018 6:00 p.m. Formal Meeting
Tuesday, January 30, 2018 6:00 p.m. Study Session
Tuesday, February 6, 2018 6:00 p.m. Formal Meeting
Tuesday, February 13, 2018 6:00 p.m. Study Session
Tuesday, February 20, 2018 6:00 p.m. Formal Meeting
Tuesday, February 27, 2018 6:00 p.m. Study Session
Tuesday, March 6, 2018 6:00 p.m. Formal Meeting
Tuesday, March 13, 2018 6:00 p.m. Study Session
Tuesday, March 20, 2018 6:00 p.m. Formal Meeting
Tuesday, March 27, 2018 Noon Study Session
Tuesday, April 3, 2018 6:00 p.m. Formal Meeting
Tuesday, April 10, 2018 6:00 p.m. Study Session
Tuesday, April 17, 2018 6:00 p.m. Formal Meeting
Tuesday, April 24, 2018 6:00 p.m. Study Session
Tuesday, May 1, 2018 6:00 p.m. Formal Meeting
Tuesday, May 8, 2018 6:00 p.m. Study Session
Tuesday, May 15, 2018 6:00 p.m. Formal Meeting
Tuesday, May 22, 2018 6:00 p.m. Study Session
Tuesday, May 29, 2018 6:00 p.m. Formal Meeting
Tuesday, June 5, 2018 6:00 p.m. Study Session
Tuesday, June 12, 2018 6:00 p.m. Formal Meeting
Tuesday, June 19, 2018 6:00 p.m. Study Session
Tuesday, June 26, 2018 6:00 p.m. Formal Meeting
Tuesday, July 3, 2018 Noon Study Session
Tuesday, July 10, 2018 6:00 p.m. Formal Meeting
Tuesday, July 17, 2018 6:00 p.m. Study Session
Tuesday, July 24, 2018 6:00 p.m. Formal Meeting
Tuesday, July 31, 2018 6:00 p.m. Study Session
Tuesday, August 7, 2018 6:00 p.m. Formal Meeting
Tuesday, August 14, 2018 6:00 p.m. Study Session
Tuesday, August 21, 2018 6:00 p.m. Formal Meeting
Tuesday, August 28, 2018 6:00 Study Session
Tuesday, September 4, 2018 6:00 p.m. Formal Meeting
Tuesday, September 11, 2018 6:00 p.m. Study Session
Tuesday, September 18, 2018 6:00 p.m. Formal Meeting
Tuesday, September 25, 2018 6:00 p.m. Study Session
Tuesday, October 2, 2018 6:00 p.m. Formal Meeting
Tuesday, October 9, 2018 6:00 p.m. Study Session
Tuesday, October 16, 2018 6:00 p.m. Formal Meeting
Tuesday, October 23, 2018 6:00 p.m. Study Session
Tuesday, November 6, 2018 6:00 p.m. Formal Meeting
Tuesday, November 13, 2018 6:00 p.m. Study Session
Tuesday, November 20, 2018 6:00 p.m. Formal Meeting
Tuesday, November 27, 2018 6:00 p.m. Study Session
Tuesday, December 4, 2018 6:00 p.m. Formal Meeting
Tuesday, December 11, 2018 6:00 p.m. Study Session
Tuesday, December 18, 2018 6:00 p.m. Formal Meeting
Thursday, December 27, 2018 Noon Formal Meeting



The Pontiac City Council

Announces

THE SCHEDULE OF MEETINGS OF THE PONTIAC CITY COUNCIL

To comply with the Michigan Open Meeting Act (MCL 15.265)

The Pontiac City Council will hold its regular meeting on Thursday evenings at 6:00 p.m. in the Council Chambers of City Hall 47450 Woodward Ave Pontiac, Michigan 48342 unless otherwise noted.

Internet website where meetings are posted www.pontiac.mi.us

The dates are as follows:

Thursday, January 4, 2018 6:00 p.m. Study Session
Thursday, January 11, 2018 6:00 p.m. Formal Meeting
Thursday, January 18, 2018 6:00 p.m. Study Session
Thursday, January 25, 2018 6:00 p.m. Formal Meeting
Thursday, February 1, 2018 6:00 p.m. Study Session
Thursday, February 8, 2018 6:00 p.m. Formal Meeting
Thursday, February 15, 2018 6:00 p.m. Study Session
Thursday, February 22, 2018 6:00 p.m. Formal Meeting
Thursday, March 1, 2018 6:00 p.m. Study Session
Thursday, March 8, 2018 6:00 p.m. Formal Meeting
Thursday, March 15, 2018 6:00 p.m. Study Session
Thursday, March 22, 2018 6:00 p.m. Formal Meeting
Thursday, March 29, 2018 Noon Study Session
Thursday, April 5, 2018 6:00 p.m. Formal Meeting
Thursday, April 12, 2018 6:00 p.m. Study Session
Thursday, April 19, 2018 6:00 p.m. Formal Meeting
Thursday, April 26, 2018 6:00 p.m. Study Session
Thursday, May 3, 2018 6:00 p.m. Formal Meeting
Thursday, May 10, 2018 6:00 p.m. Study Session
Thursday, May 17, 2018 6:00 p.m. Formal Meeting
Thursday, May 24, 2018 Noon Study Session
Thursday, May 31, 2018 6:00 p.m. Formal Meeting
Thursday, June 7, 2018 6:00 p.m. Study Session
Thursday, June 14, 2018 6:00 p.m. Formal Meeting
Thursday, June 21, 2018 6:00 p.m. Study Session
Thursday, June 28, 2018 6:00 p.m. Formal Meeting
Thursday, July 5, 2018 Noon Study Session
Thursday, July 12, 2018 6:00 p.m. Formal Meeting
Thursday, July 19, 2018 6:00 p.m. Study Session
Thursday, July 26, 2018 6:00 p.m. Formal Meeting
Thursday, August 2, 2018 6:00 p.m. Study Session
Thursday, August 9, 2018 6:00 p.m. Formal Meeting
Thursday, August 16, 2018 6:00 p.m. Study Session
Thursday, August 23, 2018 6:00 p.m. Formal Meeting
Thursday, August 30, 2018 6:00 Study Session
Thursday, September 6, 2018 6:00 p.m. Formal Meeting
Thursday, September 13, 2018 6:00 p.m. Study Session
Thursday, September 20, 2018 6:00 p.m. Formal Meeting
Thursday, September 27, 2018 6:00 p.m. Study Session
Thursday, October 4, 2018 6:00 p.m. Formal Meeting
Thursday, October 11, 2018 6:00 p.m. Study Session
Thursday, October 18, 2018 6:00 p.m. Formal Meeting
Thursday, October 25, 2018 6:00 p.m. Study Session
Thursday, November 1, 2018 6:00 p.m. Formal Meeting
Thursday, November 8, 2018 6:00 p.m. Study Session
Thursday, November 15, 2018 6:00 p.m. Formal Meeting
Monday, November 19, 2018 Noon Study Session
Thursday, November 29, 2018 6:00 p.m. Formal Meeting
Thursday, December 6, 2018 6:00 p.m. Study Session
Thursday, December 13, 2018 6:00 p.m. Formal Meeting
Thursday, December 20, 2018 Noon Study Session
Thursday, December 27, 2018 Noon Formal Meeting



CITY OF PONTIAC

OFFICIAL MEMORANDUM

Executive Branch

TO: Honorable Mayor, Council President and City Council Members

FROM: Jane Bais-DiSessa, Deputy Mayor

DATE: December 22, 2017

Cc: LOCC Members

RE: **Recommendation to Increase Salaries for Mayor and City Council.**

Pursuant to the provisions of Act No. 8 of the Public Acts of Michigan 1972 (MCL 117.5 et seq), the Local Officers Compensation Commission met to determine the salaries of the Mayor and City Council.

At their final meeting held on December 19, 2017, the LOCC met and determined the final salary recommendations for the positions of Mayor and City Council. Members of the LOCC will attend the upcoming City Council meeting to address any questions regarding their recommendation.

The following resolution is recommended for City Council consideration:

Whereas, the Local Officers Compensation Commission would like to express their appreciation to the Mayor and City Council for their public service to the City of Pontiac; and

Whereas; the Local Officers Compensation Commission gathered comparable salaries from cities across the county and state, received a financial overview from the city's finance director and received feedback from a council person; and

Whereas, the Local Officers Compensation Commission considered Pontiac's unique position as a strong mayoral form of government, as such their attention to cities in Michigan with similar structure, population size and land size, and

Whereas, each members of the Local Officers Compensation Commission had various points of view, all of which were considered and discussed.

NOW, THEREFORE, after consideration of the factors mentioned above, it is the recommendation of the LOCC that the salaries for the Mayor and City Council be set as follows: Mayor \$113, 000 (13%) and City Council \$16,500 (10%).

JBD

Re. 2017 Local Officers Compensation Commission

To:

Mayor Deidre Waterman,
Members of the Pontiac City Council

We the members of the Local Officers Compensation Commission would like to first recognize each of you for your commitment to the citizens of Pontiac and acknowledge that with civil service comes sacrifice. The time and work that each of you dedicate was heavy on your minds throughout this process.

Over the last month, the commission gathered comparable salaries from cities across the county and state, received a financial overview from the city's finance director and received feedback from a council person. Each commissioner had various points of view, all of which were considered and discussed.

When considering the position of Mayor. Pontiac's unique position as a strong mayoral form of government turned our attention to cities in Michigan with similar structure, population size and land size. After consideration of these factors, the commission has expressed by a unanimous vote that a salary of \$113,000 annually would be most appropriate. This puts Pontiac in line with cites that are similarly governed and sized.

When considering the position of Council Person, the commission again reviewed comparable salaries and discussed the uniqueness of our city charter requiring the council to meet on a weekly basis, whereas most cities are meeting bi weekly or twice monthly. The commission has expressed with a unanimous vote a salary of \$16,500 annually would be most appropriate. This does put Pontiac's council salary within the top of the range of Michigan cities.

The commission would like to express our gratitude to Deputy Mayor, Jane Bais-DiSessa for supporting the commission administratively throughout the process.

It is our hope that these compensation adjustments will not only allow for our city's leaders to better serve, but to ensure that Pontiac's next generations consider public service as an option for their future.

Solidarity,

2017 Local Officers Compensation Commission

Christopher Northcross

Lee Jones

Kent Piatt

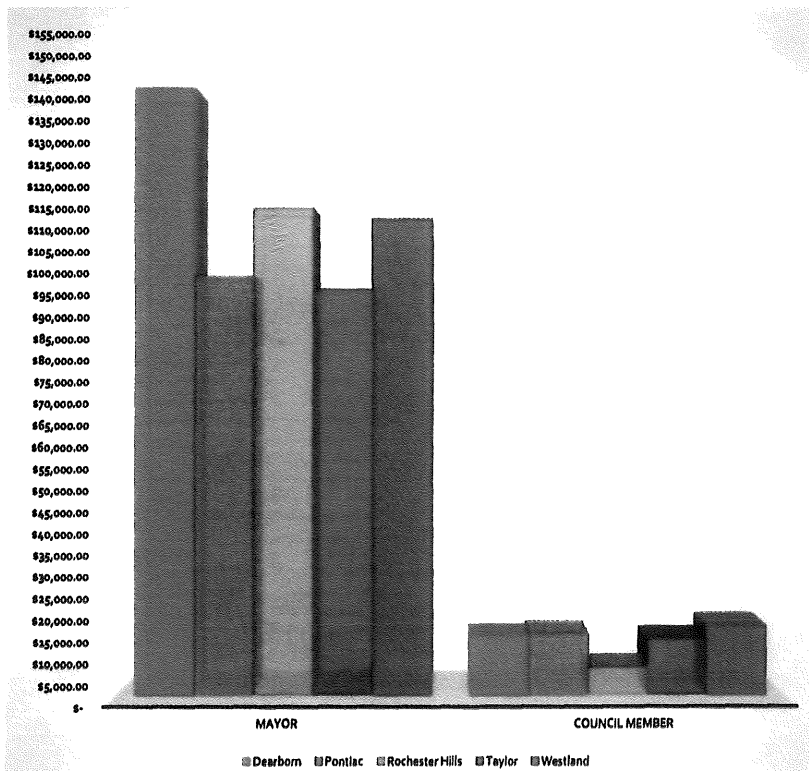
Steven Fladger

Megan Casey

Brett Nicholson

2017 Comparable Wages for Elected Officials

<u>Municipality</u>	<u>Population</u>	<u>Mayor</u>	<u>Per Resident</u>	<u>Car Allowance</u>	<u>Phone Allowance</u>	<u>Council Member</u>	<u>Additional Income Per Meeting</u>	<u>Note</u>
Dearborn	98153	\$ 144,575.00	\$ 1.47	\$ -	\$ -	\$ 14,409.00	\$ 85.13	
Pontiac	59887	\$ 100,000.00	\$ 1.67	\$ -	\$ 600.00	\$ 15,000.00	\$ -	
Rochester Hills	70995	\$ 116,275.00	\$ 1.64	\$ -	\$ -	\$ 6,577.00	\$ 60.00	After 32 Meetings
Taylor	63131	\$ 96,800.00	\$ 1.53	\$ -	\$ -	\$ 13,700.00	\$ -	
Westland	84094	\$ 113,756.00	\$ 1.35	\$ -	\$ -	\$ 17,073.00	\$ -	



Oakland County

City	Population	Council	Mayor
<u>Auburn Hills</u>	21412	7500/yr	10,000/yr
<u>Berkley</u>	15272	1080/yr	1440/yr
<u>Birmingham</u>	21,103	\$5 per meeting	\$5 per meeting
<u>Bloomfield Hills</u>	3,869	\$5 per meeting	\$5 per meeting
<u>Clarkston</u>	882	600/yr	4000/yr
<u>Clawson</u>	11825	1500/yr	1500/yr
<u>Farmington</u>	10372	3000/yr	3000/yr
<u>Farmington Hills</u>	79740	6467.28/yr	9701.28/yr
<u>Ferndale</u>	20099	6000/yr	9000/yr
<u>Hazel Park</u>	16530	1950/yr	3600/yr
<u>Huntington Woods</u>	6328	1/yr	1/yr
<u>Keego Harbor</u>	3021	100/yr	125/yr
<u>Lake Angelus</u>	296	No Pay	No Pay
<u>Lathrup Village</u>	4119	No Pay	No Pay
<u>Madison Heights</u>	30088	6270/yr	8950/yr
<u>Northville**</u>	5979	500/yr	600/yr
<u>Novi</u>	59211	4500/yr	6500/yr
<u>Oak Park</u>	29645	3000/yr	6000/yr
<u>Orchard Lake Village</u>	2423	No Pay	No Pay
<u>Pleasant Ridge</u>	2551	\$5 Per meeting	\$5 per meeting
<u>Pontiac</u>	59689	15000/yr	100k
<u>Rochester</u>	13017	1320/yr	1560/yr
<u>Rochester Hills</u>	73422	6577.43/yr	120k
<u>Royal Oak</u>	59006	\$20/mtg	\$40/mtg
<u>South Lyon</u>	11713	\$4/hr	\$5hr
<u>Southfield</u>	73100	17,000/yr	46,900
<u>Sylvan Lake</u>	1824	\$60/yr	\$60/yr
<u>Troy</u>	83641	2100/yr	2100/yr
<u>Walled Lake</u>	7089	\$35/yr	\$50/yr
<u>Wixom</u>	13758	1500/yr	1800/yr

Strong Mayors

				\$ per citizen
<u>Pontiac</u>	59689	15,000	100,000	0.251302585
<u>Rochester Hills</u>	73422	6,577.43	120,000	0.089583912
Dearborn	98,153	14,409.00	145,000.00	0.146801422
Lansing	114,297	24,240.00	130000	0.212079057
Livonia	96,942	17,270.00	120000	0.178147758
Westland	84,094	16,251	113000	0.193248032
Detroit	672,795	78,761	166000	0.117065377
Flint	97,386	20,856	92000	0.214158093
Warren	135,000	31,412	125000	0.232681481
			Average	0.181674191
			Pontiac	59,689
			Sum	10843.95078



CITY OF PONTIAC CITY COUNCIL

RESOLUTION APPROVING WAIVER FOR EARLY RETIREES

AT A REGULAR meeting of the Pontiac City Council of the City of Pontiac, Michigan, held at Pontiac City Hall on December ___, 2017, the following resolution was offered by _____, at 7:30 p.m. and supported by _____.

WHEREAS, on December 21, 2017, the City Council of the City of Pontiac passed a resolution and Ordinance amendment affording certain early retirement benefits to 67 former City of Pontiac employees; and

WHEREAS, on December 28, 2017, the Mayor vetoed that Resolution pursuant to and consistent with the procedure set forth in Pontiac City Charter Provision 3.112(f) because she determined that moving forward without the approval of the Waiver was not in the best interests of the City; and

WHEREAS, on December 30, 2017, pursuant to Pontiac City Charter Provision 3.112(f), the City Council voted to override the Mayor's Veto; and

WHEREAS, that resolution and Ordinance require any employees wishing to participate in the program to sign a waiver of any right to health care benefits until such time as they reach the age of 60;

NOW THEREFORE, BE IT RESOLVED, that the Pontiac City Council hereby approves the content and form of the waiver agreement as attached hereto as Exhibit A.

PASSED AND APPROVED BY THE CITY COUNCIL, Pontiac, Michigan, this ____ day of _____, 2018.

AYES: _____

NAYS: _____

2017-12-30 PM 3:51

I, Sheila Grandison, Interim Clerk of the City of Pontiac, hereby certify that the above Resolution is a true copy and accurate copy of the Resolution passed by the City Council of the City of Pontiac on _____, 2018.

Dated: _____, 2018

SHEILA GRANDISON, Interim City Clerk

EXHIBIT A

GENERAL WAIVER AND RELEASE AGREEMENT

This General Waiver and Release Agreement ("Agreement") is entered by and among **[Name of Retiree]** and his/her spouse **[Name of Spouse]** (collectively referred to as "Retiree") and the City of Pontiac ("Pontiac"). Retiree enters into this Agreement on behalf of himself/herself/themselves, his/her/their heirs, successors, assigns, executors and representatives of any kind, if any.

In consideration of the terms, conditions and agreements hereinafter set forth, Retiree and PONTIAC agree as follows:

1. Consideration: PONTIAC agrees to provide the following to the Retiree:
 - a. Early Retirement pension benefits as set forth in Ordinance No. _____ (attached as Exhibit A).

Retiree agrees that he/she/they is/are not otherwise entitled to the Early Retirement Benefits described in Paragraph 1(a). Retiree agrees to accept this consideration as a complete compromise of any claim(s) for other retiree pension, medical, dental and vision insurance coverage and benefits.

2. Tax Treatment: Retiree agrees to pay all taxes which may be due in connection with the aforementioned consideration or any portion thereof in a timely manner. Retiree and his/her/their attorney understand that PONTIAC does not make any representations with regard to the tax consequences Retiree may incur with regard to the payments set forth above.

3. Releases: Retiree hereby releases and forever discharges PONTIAC and its past, present and future elected officials and emergency managers, its past and present plan sponsors, its benefit plans and programs (including but not limited to the General Employees Retirement System), and its past and present employees, directors, officers, agents, insurers, attorneys, plan administrators, claims administrators, executors, heirs, assigns and other representatives of any kind (referred to in this Agreement as "Released Parties") from any and all claims, demands, rights, liabilities, and causes of action of any kind or nature, known or unknown, arising prior to or through the date Retiree executes this Agreement, including but not limited to any claims, demands, rights, liabilities, grievances, and causes of action arising or having arisen out of or in connection with Retiree's former employment with any Released Party.

4. Scope of Release: The release by Retiree contained in Paragraph 3 above specifically includes, but is not limited to, a release of any and all claims pursuant to

federal and state wage payment laws; any and all federal, state and local fair employment laws including, but not limited to: the Elliott Larsen Civil Rights Act; Title VII of the Civil Rights Act of 1964; the Americans with Disabilities Act; the Age Discrimination in Employment Act of 1967 as amended; Executive Order 11246; the Rehabilitation Act of 1973; the Family and Medical Leave Act; the Fair Labor Standards Act; the Reconstruction Era Civil Rights Acts; the Civil Rights Act of 1991; state and federal family and/or medical leave acts; the Public Employment Relations Act; the Public Employee Retirement System Investment Act; the Consolidated Omnibus Budget Reconciliation Act of 1985; the Employee Retirement Income Security Act of 1974; the Labor Management Relations Act; any other federal, state or local laws or regulations of any kind, whether statutory or decisional; and any amendments to the foregoing statutes. The general release contained in this Agreement also includes, but is not limited to, a release by Retiree for any retiree health benefits except as outlined in Exhibit A, tort, breach of express or implied contract, defamation, misrepresentation, discharge against public policy, intentional infliction of emotional distress, conspiracy and retaliatory discharge claims. Retiree also agrees not to participate in or receive damages from any class action or collective action asserting any of the claims mentioned in this Paragraph, and to seek exclusion or opt-out from any certified class. This release covers both claims that Retiree knows about and those Retiree may not know about as well as both liquidated and unliquidated claims, up to and through the date of this Agreement. Retiree represents that he/she/they has/have not given or sold any portion of any claim discussed in this Agreement to anyone else. Retiree understands and agrees that, by signing this Release, retiree irrevocably waives any right or claim to PONTIAC-provided and/or PONTIAC-paid retiree health benefits up to the day the Retiree turns age sixty (60). Upon reaching age sixty (60), retiree may receive retiree health benefits if: (a) retiree is eligible for those benefits under the applicable labor agreement(s), summary plan description(s) and controlling plan documents; (b) retiree is otherwise not excluded from receiving those benefits; and (c) such retiree health benefits are subject to PONTIAC's right, if any, to modify, amend or terminate the benefits. Such retiree health care benefit shall be strictly guided by any settlement agreement reached in the litigation entitled, *City of Pontiac Retired Employees Association, et al. v. City of Pontiac, et. al.*, U.S. District Court Case No. 2:12-cv-12830.

5. No Admission of Liability: Retiree agrees that this Agreement and its proposal is not intended, and shall not be considered as an admission of any liability whatsoever by any of the Released Parties.

6. Capacity to Execute. Retiree represents that he/she/they has/have the capacity and authority to consent to the terms of this Agreement.

7. Severability: If any portion of this Agreement is found to be unenforceable, all parties desire that all other portions that can be separated from it, or appropriately limited in scope, shall remain fully valid and enforceable.

8. Entire Agreement: This Agreement constitutes and contains the entire agreement and understanding between the parties concerning the subject matter of this Agreement and supersedes all prior negotiations, agreements or understandings concerning any of the provisions of this Agreement. A photocopy of this Agreement as signed is effective as an original.

9. Retiree's Decision Whether To Sign Agreement: Retiree understands that he/she/they has/have the right under the Age Discrimination in Employment Act and the Older Workers Benefit Protection Act to consider this Agreement for forty-five (45) days, but that he/she/they can decide to sign this Agreement prior to the end of the forty-five (45) day period if he/she should so voluntarily choose. Retiree acknowledges that he/she/they was/were encouraged to consult with an attorney prior to signing this Agreement and, in fact, did consult an attorney. If Retiree decides to sign this agreement prior to the end of the forty-five (45) day period, such decision is knowing and voluntary and was not induced by PONTIAC, or any agent or employee of PONTIAC, through fraud, coercion, misrepresentation or a threat to withdraw or alter PONTIAC's offer, prior to the expiration of the forty-five (45) day time period.

10. Retiree's Decision Whether To Revoke Agreement: Retiree understands and agrees that this Agreement is revocable by him/her/them for seven (7) days following the signing of this Agreement, and that this Agreement shall not become effective or enforceable until that revocation period has expired. Retiree understands and agrees that to revoke this Agreement, he/she must send, via certified mail, a written revocation, signed by herself/herself/themselves, to [Insert name and address of designated person to collect these], within seven (7) days of signing this Agreement. Retiree understands and agrees that this Agreement shall automatically become enforceable and effective on the eighth (8th) day after he/she signs this Agreement, so long as he/she/they has/have not revoked his/her/their signature in the manner prescribed herein. Should Retiree exercise his/her/their right to revoke the Age Discrimination in Employment Act waiver within the seven (7) day period following his/her/their signature of this Agreement, he/she/they understands and agrees that he/she/they will not be eligible to receive the Consideration set forth in Paragraph 1, above. If either signatory to this Agreement revokes their Age Discrimination in Employment Act, neither signatory is entitled to the Consideration set forth in Paragraph 1, above.

CAREFULLY READ BEFORE – THIS IS A RELEASE

IN WITNESS WHEREOF, [Name of Retiree] and his/her spouse [Name of Spouse] execute(s) this Agreement knowingly and voluntarily on the date written below.

[Name of Retiree]

Date: _____

Subscribed and sworn to before me
this ____ day of _____, 2017

Notary Public, _____ County, _____
My Commission expires:

[Name of Spouse]

Date: _____

Subscribed and sworn to before me
this ____ day of _____, 2017

Notary Public, _____ County, _____
My Commission expires:

Resolution

PF 17-24 - Zoning Map Amendment
Address: 162 Seminole
Parcel: 64-14-31-235-019

Whereas, The City has received an application for a Zoning Map Amendment for 162 Seminole, identified as parcel (64-14-31-235-019) from Reverend Douglass Jones. To rezone the lot in question from the current R-1 One Family Dwelling District zoning to P-1 Parking District.

Whereas, The Planning Department has reviewed the applicants rezoning request and the requirements set forth by Section 6.804 of the Zoning Ordinance. The Planning Department has determined the aforementioned request and proposed intended use of the property comply with the City of Pontiac Zoning Ordinance.

Whereas, In accordance with the procedures outlined in the Zoning Ordinance, Sections 6.802 as it relates to Zoning Map Amendments. The Zoning Map Amendment request has undergone the required: Technical Review, Public Hearing, and Planning Commission Recommendation.

Whereas, On December 6, 2017, A Public Hearing was held, and in consideration of public opinion, the Planning Commission recommends City Council approve the Zoning Map Amendment request for 162 Seminole from the current R-1 One Family Dwelling District zoning to P-1 Parking District.

Now Therefore, Be It Resolved, That the City Council for the City of Pontiac approve the Planning Commission recommendation for the Zoning Map Amendment (PF-17-24) request for 162 Seminole, to amend the current zoning from R-1 One Family Dwelling District zoning to P-1 Parking District.

Analysis

The applicant is seeking to rezone a vacant (gravel) lot more commonly known as 162 Seminole from R-1, One-Family Dwelling District to P-1 Parking District to provide additional off-street parking space for the Welcome Missionary Baptist Church located just north of the subject site, across Menominee Road.

The Future Land Use designation for the subject site, the Welcome Missionary Baptist Church, and abutting Church-owned property is Traditional Neighborhood Residential (TNR). This long-range planning category intends to support traditional patterns of urban neighborhoods and land uses customarily found within them, like churches. It also suggested that a more flexible approach to land planning is necessary in TNR areas to allow vacant lots to become key assets for redevelopment.

Section 6.804 of the Zoning Ordinance outlines the criteria for zoning map amendments. These 10 criteria are not binding, and both the Planning Commission and City Council may consider other factors, which are not included within the listed criteria. The proposed rezoning request meets the following criteria outlined in Section 6.804:

- The proposed rezoning to P-1 is compatible with the site's physical, geological, hydrological and other environmental features.
- P-1 District zoning would support the logical extension of, and improvement to, existing accessory off-street parking spaces serving Welcome Missionary Baptist Church.
- Off-street parking is compatible with adjacent development. Off-street parking currently exists to the north, east and west of the subject site.
- P-1 District zoning is consistent with the aims of the City's Master Plan – that is, the conversion of a vacant lot for off-street parking contributes to the development objectives of one of the neighborhood's key assets – Welcome Missionary Baptist Church

Legend:

- 3 Foot Contours
- 5 Foot Contours
- FEMA Base Flood Elevations
- FEMA Core Risks
- 100 yr. FEMA Floodplain
- 100 yr. (detached) FEMA Floodplain
- 500 yr. FEMA Floodplain
- PLOCCOSET - FEMA Floodplain

Disclaimer: The information provided herewith has been compiled from recorded deeds, plats, tax maps, surveys and other public records. It is not a legally recorded map or survey and is not intended to be used as one. Users should consult the information sources mentioned above when questions arise. FEMA Floodplain data may not always be present on the map.

Contact Information:
L. Brooks Patterson
 Oakland County Executive
 Date Created: 12/1/2017
 NORTH
 1 inch = 50 feet

Resolution

PF 17-25 - Zoning Map Amendment
Address: 1023 E. Walton
Parcel: 64-14-10-378-012

Whereas, The City has received an application for a Zoning Map Amendment for 1023 E. Walton, identified as parcel (64-14-10-378-012) from Bloomfield Alliance LLC. The applicant's petition is for the rezoning of four parcels adjacent and the land area of the petition (PF 17-25) that includes parcels (64-14-10-378-012/013/018/019).

Whereas, The Planning Department has reviewed the applicants rezoning request and the requirements set forth by Section 6.804 of the Zoning Ordinance. The Planning Department has determined the aforementioned request and proposed intended use of the property to comply with the City of Pontiac Zoning Ordinance.

Whereas, In accordance with the procedures outlined in the Zoning Ordinance, Sections 6.802 as it relates to Zoning Map Amendments. The Zoning Map Amendment request has undergone the required: Technical Review, Public Hearing, and Planning Commission Recommendation.

Whereas, On December 6, 2017, A Public Hearing was held, and in consideration of public opinion, the Planning Commission recommends City Council approve the Zoning Map Amendment request for 1023 E. Walton approving the change from the current R-1 One Family Dwelling District zoning to C-1 Local Business.

Now Therefore, Be It Resolved, That the City Council for the City of Pontiac approve the Planning Commission recommendation for the Zoning Map Amendment (PF-17-25) request for 1023 E. Walton, to amending the current zoning from R- One Family Dwelling District zoning to C-1 Local Business.

Analysis

The applicant has submitted an application to rezone approximately 2.89 acres of land located at the northwest corner of E. Walton Boulevard and Giddings Road from R-1, One-Family Residential District to C-1, Local Business District. According to the completed Application for Zoning Map Amendment, the applicant indicates his intent to construct an approximately 23,000 square feet, one-story medical office building on the site with supporting components (pharmacy with drive-through lane, coffee shop/restaurant, etc.).

The adjoining Carnival Market Plaza property is planned for Neighborhood Commercial. This land planning designation is intended to provide locations for neighborhood-scale shopping centers which serve the day-to-day shopping needs of nearby residents. Thus, the existing use is consistent with the planned future use of the property. Similarly, the future land use planning category for the land occupied by the Auburn Village Townhomes and Auburn Heights Apartments (Urban Multiple Family) is consistent with its current use,

Section 6.804 of the Zoning Ordinance outlines the criteria for zoning map amendments. These 10 criteria are not binding, and both the Planning Commission and City Council may consider other factors, which are not included within the listed criteria. The proposed rezoning request meets the following criteria outlined in Section 6.804:

- The proposed rezoning to C-1 Local Business is compatible with the site's physical, geological, hydrological and other environmental features.
- The subject site's corner location with frontage along a major thoroughfare make it better suited to C-1 District development than detached single-family homes.
- C-1 District development is compatible with the area development pattern. A shopping center is located to its east. Higher density housing is nearby. An institutional use (the Notre Dame Marist Academy – Lower Division) is located to its south.
- The applicant has not provided any market data evidence that concludes additional retail facilities can be supported at this location without negatively affecting surrounding businesses. However, the apparent success and full occupancy status of neighboring Carnival Market Plaza strongly suggests there is market demand for additional neighborhood-oriented retail, office, and/or personal service uses here.
- C-1 District zoning at this location is consistent with the City's overriding development objective contained in the Master Plan – to attract new office, retail, commercial and mixed-use development/redevelopment to the City.

E Walton Blvd

14-10-378-006
14-10-378-007
14-10-378-008
14-10-378-013
14-10-378-017
14-10-378-018

55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

100 p - FEMA Floodplain
100 p (shaded) - FEMA Floodplain
500 p - FEMA Floodplain
Floodway - FEMA Floodplain

1 inch = 50 feet

OAKLAND COUNTY
L. Brooks Patterson
Oakland County Executive

Date Created: 12/1/2011

NORTH
1 inch = 50 feet

Oakland County One Stop Shop 2100 Pontiac Lake Road Bldg. 41 West Waterford, MI 48328 Phone: 248-858-0721 Web: www.adventureoakland.com