

March 26, 2019 Approved Minutes

**Official Proceedings  
Pontiac City Council  
76<sup>th</sup> Session of the Tenth Council**

A Formal Meeting/Study Session of the City Council of Pontiac, Michigan was called to order in City Hall, Tuesday, March 26, 2019 at 6:00 p.m. by Council President Kermit Williams.

Call to Order

Invocation

Pledge of Allegiance

Roll Call

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

Mayor Waterman was present.

Clerk announced a quorum.

**Formal Meeting**

19-92           **Excuse Councilperson Gloria Miller and Don Woodward for personal reasons.**

Moved by Councilperson Waterman and second by Councilperson Pietila.

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

No: None

**Motion Carried.**

19-93           **Motion to ad-on resolution for the 2018-2019 Pontiac High School Boys Varsity Basketball Team and an updated resolution for item #15. (Resolution to Approve Application for an Obsolete Property Rehabilitation Exemption Certificate for Kevadiya Properties, LLC at 84-100 N. Saginaw for 12 years.)** Moved by Councilperson Pietila and second by Councilperson Taylor-Burks.

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

No: None

**Motion Carried.**

19-94           **Motion to move presentation by Michigan Economic Development Corporation (MEDC) and letter from City Attorney regarding Medical Marihuana Ordinance Update with Amendments right after Special recognition for the Pontiac School District and remove communication from the Mayor requesting that Giarmarco, Mullins & Horton, P.C. assign another Attorney to appear at City Council Meetings from the agenda.** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks.

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

No: None

**Motion Carried.**

19-95 **Approval of the Agenda as amended.** Moved by Councilperson Pietila and second by Councilperson Taylor-Burks.

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

No: None

**Motion Carried.**

19-96 **Approve meeting minutes of March 12, 2019.** Moved by Councilperson Pietila and second by Councilperson Waterman.

Ayes: Williams, Pietila, Taylor-Burks and Waterman

No: None

Abstain: Carter

**Motion Carried.**

**Subcommittee Report Received**

Public Safety – March 8, 2019.

Councilwoman Gloria Miller arrived at 6:17 p.m.

**Special Recognition**

Pontiac School District Update from **President William Carrington.**

**Presentation**

Redevelopment Ready Communities presentation by Michigan Economic Development Corporation (MEDC) from **Elizabeth King, RRC Planner.**

**Communication**

Communication from City Attorney to confirm City Council March 12, 2019 Medical Marihuana Ordinance Update with Amendments. The communication was presented by the Planning Manager Vernon Gustafsson.

**Public Hearing**

Council President Kermit Williams opened public hearing regarding the Establishment of an Obsolete Property Rehabilitation (OPRA) District for 84-100 N. Saginaw, Pontiac, MI 48342 parcel #14-29-426-

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012 for Kevadiya Properties, LLC at 6:42 p.m. No comments. Council President Kermit Williams closed public hearing at 6:43 p.m. (The Interim City Clerk informed the City Council that he had been notified by Oakland County Equalization that the district had already been established.)

Council President Kermit Williams opened public hearing regarding the approval of an Obsolete Property Rehabilitation (OPRA) Application for 84-100 N. Saginaw, Pontiac, MI 48342 parcel #14-29-426-012 for Kevadiya Properties, LLC at 6:44 p.m.

Four (4) individuals addressed the body during the public hearing.

1. Billie Swazer- She requested that the Council vote No. Ms. Swazer also mentioned that the address 100 Saginaw is on the building four times.
2. Yvette Carson- Ms. Carson stated why does the City have to give a business funds to get it off the ground.
3. Mike McGuiness- Mr. Guinness spoke in support of the project.
4. Kyle Westberg- Mr. Westberg stated that he was assisting the owner in the redevelopment. He mentioned that the owner will pay taxes. The taxes are just frozen and the development will add 80 new tax paying jobs in the City.

Council President closed the public hearing at 6:51 p.m.

Recognition of Elected Officials – Melanie Rutherford, Pontiac Library Scholl Board and Mike McGuiness, Pontiac School Board Trustee

19-97           **Motion for a Point of Privilege to allow Attorney Reggie Turner to speak about Court Proceedings Regarding if the City Council can hire Outside Legal Counsel.** Moved by Councilperson Taylor-Burks and second by Councilperson Pietila.

Ayes: Carter, Miller, Pietila, Taylor-Burks, Waterman and Williams  
No: None  
**Motion Carried.**

19-98           **Postpone for one week the resolution to reinstate the salary for the Deputy Director of Community Development to \$73,892 as originally budgeted in Fiscal Year 2018-2019 based on information received about the candidate.** Moved by Councilperson Taylor-Burks and second by Councilperson Miller.

Ayes: Carter, Miller, Pietila, Taylor-Burks, Waterman and Williams  
No: None  
**Motion Carried.**

19-99           **Resolution to authorize the Mayor to enter into a Contract with Michigan Joint Sealing, Inc. for \$96,740.90 for the 2019 Joint and Crack Sealing Project.** Moved by Councilperson Carter and second by Councilperson Waterman.

Whereas, the City of Pontiac has advertised and received responses to a request for proposal for the 2019 Joint and Crack Sealing Project on February 19, 2019 and publically opened bids, and,  
Whereas, a bid tabulation was prepared and reviewed, and,  
Whereas, the City identified the low bidder as Michigan Joint Sealing, Inc.  
Now, Therefore, Be It Resolved, that the Pontiac City Council authorized the Mayor to enter into a contract with Michigan Joint Sealing, Inc. for \$96,740.90 for the 2019 Joint and Crack Sealing Project.

Ayes: Miller, Pietila, Taylor-Burks, Waterman, Williams and Carter

No: None

**Resolution Passed.**

### **Study Session**

Three (3) individuals address the body during public comment.

### **Presentations**

City of Pontiac Budget Goal Session for Fiscal Year 2019-2020 presented by **Deputy Mayor Jane DiSessa.**

Jobs Pipeline Update presented by **Kiearha Davidson, Human Resources Manager.**  
(Save the date, Upcoming Job Fair, April 15, 2019)

### **Ordinances**

First reading of Ordinance to amend Subsection 118-76.01 (B) (1) (“Standard Concentration Limits”) of Article III (“Sewer Use and Pretreatment”) of Chapter 118 (“Utilities”) of the Municipal Code of Pontiac Michigan (“Municipal Code”) occurred.

19-100           **Suspend the Rules to Vote.** Moved by Councilperson Taylor-Burks and second by Councilperson Pietila.

Ayes: Pietila, Taylor-Burks, Waterman, Williams, Carter and Miller

No: None

**Motion Carried.**

19-101           **Resolution to authorize the Mayor to sign Michigan Department of Transportation (MDOT) Contract for University Road Project.** Moved by Councilperson Pietila and second by Councilperson Taylor-Burks.

Whereas, The City of Pontiac has received the funding agreement from the Michigan Department of Transportation, and;

Whereas, the Department of Public Works, Engineering Division has reviewed the subject agreement, and;

Whereas, the project is budgeted in the 2018/19 Major Street budget,

Now, Therefore, Be It Resolved, that the Pontiac City Council authorized the Mayor or Deputy Mayor to sign the MDOT funding agreement for the University Drive Reconstruction Project.

Ayes: Taylor-Burks, Waterman, Williams, Carter, Miller and Pietila

No: None

**Resolution Passed.**

19-102        **Suspend the Rules to Vote.** Moved by Councilperson Taylor-Burks and second by Councilperson Pietila.

Ayes: Pietila, Taylor-Burks, Waterman, Williams, Carter and Miller

No: None

**Motion Carried.**

19-103        **Resolution to schedule a Public Hearing on the Reprogramming of Community Development Block Grant (CDBG) FY 2016 funds of \$9,225.18 from Senior Center to Clearance & Demolition for April 9, 2019.** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks. **President Williams asked about Senior Center Wish List.**

Be It Further Resolved that the Pontiac City Council schedules a public hearing on the reprogramming of Community Development Block Grant Program Year 2016 funds \$9,225.18 from Senior Center to Clearance & Demolition on April 9, 2019.

Ayes: Williams, Carter and Waterman

No: Miller, Pietila and Taylor-Burks

**Resolution Failed.**

19-104        **Motion to Table item #16 & #17 (notice of intent to issue capital improvements bonds and issuance of bonds anticipation notes) for one week and schedule a special meeting at 5 p.m. on April 2, 2019.** Move by Councilperson Miller and second by Councilperson Waterman.

Ayes: Carter, Miller, Pietila, Tylor-Burks, Waterman and Williams

No: None

**Motion Carried.**

19-105            **Motion to Resend the previous motion.** Moved by Councilperson Carter and second by Councilperson Miller.

Ayes: Miller, Pietila, Taylor-Burks, Waterman, Williams and Carter

No: None

**Motion Carried.**

19-106            **Motion to schedule a Special Meeting at 5 p.m. on April 9, 2019 to discuss Item #16 – Resolution to Authorize the City Clerk to publish a Notice of Intent to Issue Capital Improvement Bonds and Authorize the Issuance of Capitol Improvement Bonds, Series 2019A. The Purpose of Paying all or Part of the Costs of Acquiring, Constructing, Furnishing and Equipping Improvements to the Parking Deck, Plaza and Related improvements to the Facility commonly known as the Phoenix Center.**

**Item #17 – Resolution to Authorize the Issuance of Bond Anticipation Notes, and Designate the Mayor and Finance Director to take all Other Actions Necessary or Advisable to Enable the Sale and Delivery of the Notes as Contemplated by the resolution.** Moved by Councilperson Pietila and second by Councilperson Waterman.

Ayes: Pietila, Taylor-Burks, Waterman, Williams, Carter and Miller

No: None

**Motion Carried.**

Communication received from the City Council to the Mayor regarding a request that Council President made for the Mayor to provide a copy of the City’s Employee Mileage Reimbursement Policy.

Mayor Deirdre Waterman, Interim City Clerk Garland Doyle and City Council Members Taylor-Burks, Pietila, Waterman, Miller, Carter and Williams made closing comments.

President Kermit Williams adjourned the meeting at 8:51 p.m.

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GARLAND S. DOYLE  
INTERIM CITY CLERK