

September 3, 2019 Approved Minutes

**Official Proceedings
Pontiac City Council
113th Session of the Tenth Council**

A Formal Meeting of the City Council of Pontiac, Michigan was called to order in City Hall, Tuesday, September 3, 2019 at 6:00 p.m. by Council President Kermit Williams.

Call to Order

Invocation- Pastor Matlock

Pledge of Allegiance

Roll Call

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

Councilwoman Gloria Miller arrived at 6:01 p.m.

Mayor Waterman was present.

Clerk announced a quorum.

Council President Williams gave a Point of Privilege to Councilman Don Woodward to announce that he would resign effective October 2019.

19-448 **Motion to add a resolution for the position of Customer Service Representative in the Clerk's Office.** Moved by Councilperson Woodward and second by Councilperson Pietila.
Discussion: Council President also called for a motion to postpone for two weeks items #10, #11, #12, #14, #15 and #16. Moved by Councilperson Woodward and second by Councilperson Taylor-Burks.

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

No: None

Motion Carried.

19-449 **Approval of the agenda as amended.** Moved by Councilperson Taylor-Burks and second by Councilperson Pietila.

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

No: None

Motion Carried.

19-450 **Approve meeting minutes of August 20, 2019.** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks.

September 3, 2019 Approved Minutes

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

No: None

Motion Carried.

19-451 **Approve meeting minutes of August 27, 2019.** Moved by Councilperson Pietila and second by Councilperson Waterman.

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

No: None

Motion Carried.

19-452 **Resolution for Customer Service Representative Position in the Clerk's Office. (Agenda add-on)** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks.

Whereas, the City posted the open position of Customer Service Representative (City Clerk's Office), along with a copy of the job description, by way of the City's website; and

Whereas, the City's 2019-2020 budget specifically provides for such a position in the City Clerk's Office and currently has the funds available for such a position; and

Whereas, Ordinance No. 22xx Division 3. Office of the City Clerk Section 2.112 City Clerk states that "the City Clerk may hire such number of full-time, part-time, or seasonal employees as the City budget shall authorize to assist him in fulfilling the responsibilities of his position"; and

Whereas, the Charter has established that the City Clerk is a part of the Legislative Branch and not the Executive Branch which makes this hire not subject to approval of the Mayor or any Executive Branch designee; and

Whereas, additional responsibilities have been given to the Office of the City Clerk it is crucial that this position and the vacant Assistant City Clerk position be filled as soon as possible; and

Whereas, after careful review by the Human Resources Manager and Interim City Clerk of the resumes submitted and interviews with the candidates, the Interim City Clerk desires to have Jonathan Starks, hired as the Customer Service Representative;

Whereas, Jonathan Starks has previous customer service experience, bachelor's degree from Cleary University and is an information technology specialist for the U.S. Army Reserves

Now Therefore, Be It Resolved, that the City Council approves the hiring of Jonathan Starks as the Customer Service Representative at a hourly rate of \$17.00, and with benefits available at the same level as other City employees with an effective start date of September 9, 2019.

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

No: None

Resolution Passed.

Discussion-10th Pontiac City Council Rules and Procedures

19-453 **Motion to Censure Councilwoman Mary Pietila for Egregious Violation of the Council Code of Ethics.** Moved by Councilperson Taylor-Burks and second by Councilperson Carter.

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

19-454 **Motion to suspend Councilwoman Mary Pietila as Public Safety Subcommittee Chair for three (3) months.** Moved by Councilperson Taylor-Burks and second by Councilperson Waterman.

Ayes: Taylor-Burks, Waterman, Williams, and Carter
No: Pietila, Woodward and Miller
Motion Carried.

19-455 **Motion to Censure Council President Pro-Tem Randy Carter for Egregious Violation of the Council Code of Ethics.** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks.

Ayes: Williams and Carter
No: Taylor-Burks, and Miller
Abstain: Waterman and Woodward
Motion Failed.

Note: Council President Williams announced the vote failed before Councilperson Pietila cast her vote. The Clerk informed Council President Williams that he had announced the vote before Councilperson Pietila voted. Councilperson Pietila was then asked if she was going to vote. She declined to vote stating "that's okay this happens regularly, and I'm sure it won't be the last time."

19-456 **Motion for no videos playing/showing during public comment.** Moved by Councilperson Woodward and second by Councilperson Taylor-Burks.

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

19-457 **Motion for no yielding of time during public comment.** Moved by Councilperson Woodward and second by Councilperson Taylor-Burks,

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

Discussion- Implementing a Vicious Dog Ordinance

Communication from the Office of the City Clerk

Status Update on RFP for Professional Expert-Financial Advisor to the City Clerk and RFP for Hearing Officer will be brought back next week.

Special Presentation-Phoenix Center Town Hall Update

Presentation Presenter: Mayor Deidre Waterman

19-458 **Resolution to approve a Zoning Text Amendment of the City of Pontiac Zoning Ordinance to add Temporary Construction Fencing in the City of Pontiac.** Moved by Councilperson Taylor-Burks and second by Councilperson Woodward.

Whereas, the City prepared a Zoning Text Amendment of City of Pontiac Zoning Ordinance to add Temporary Construction Fencing regulations. The Ordinance include revisions to; Amend Article 4, General Provisions, Chapter 1 Accessory Structure and Fences, Section 4.103 Fences or Walls and add Item E. Temporary Construction Fencing.

Whereas, In accordance with procedures outlined in the Zoning Ordinance, Sections 6.802 as it relates to Zoning Text Amendments, the request has undergone the required; technical review, Public hearing and Planning Commission recommendation; and

Whereas, On August 7, 2019 a public Hearing was held and the Planning Commission approved the Zoning Text Amendment to amend the City of Pontiac Zoning Ordinance to include Temporary Construction Fencing within the City of Pontiac, and the Planning Commission recommends City Council to approve the Zoning Text Amendment; and

Now, therefore, Be It resolved, that the City Council for the City of Pontiac approve the Planning Commission recommendation for the Zoning Text Amendment of the city of Pontiac Zoning Ordinance to add Temporary Construction Fencing in the City of Pontiac.

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

No: None

Resolution Passed.

Councilwoman Mary Pietila asked to be excused from the meeting.

Fourteen (14) individuals addressed the body during public comment.

Councilwoman Patrice Waterman left meeting during public comment.

Mayor Waterman, Interim City Clerk Garland Doyle, Legislative Counsel Monique Sharp, Councilwoman Taylor-Burks, Councilman Don Woodward, Councilwoman Gloria Miller, Council Pro-Tem Randy Carter and Council President Williams made closing comments.

GARLAND S. DOYLE
INTERIM CITY CLERK