

September 1, 2020 Approved Minutes

**Official Proceedings
Pontiac City Council
187th Session of the Tenth Council**

Call to order

A Formal Meeting of the City Council of Pontiac, Michigan was called to order electronically on Tuesday, September 1, 2020 at 6:02 p.m. by Council President Kermit Williams.

Invocation

Interim Clerk Garland Doyle

Pledge of Allegiance

Roll Call

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

Members Absent: Miller

Mayor Waterman was present.

Clerk announced a quorum.

Excuse Council Members

20-402 **Excuse Councilmember Gloria Miller for personal reasons.** Moved by Councilperson Pietila and second by Councilperson Taylor-Burks.

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

No: None

Motion Carried.

Amendments to the Agenda

20-403 **Motion to move items 12, 13 and 14 before item #2.** Moved by Councilperson Taylor-Burks and second by Councilperson Pietila.

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

No: None

Motion Carried

Councilwoman Gloria Miller arrived at 6:11 p.m.

20-404 **Motion to add discussion and curfew under item #1.** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks.

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

No: Miller and Pietila

Motion Carried.

20-405 **Approval of the Agenda as amended.** Moved by Councilperson Shramski and second by Councilperson Taylor-Burks.

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

No: Miller

Motion Carried

Emergency Report

City of Pontiac and Oakland County Sheriff Action Plan for Addressing the Increasing Problem of Gun Violence in Pontiac: Appointment of an Advisory Commission to Study and Present a Collaborative Plan on Decreasing Illegal Guns and Violent Crime Statistics in Pontiac.

Report Presenters: Mayor Waterman and Captain Ewing

Resolutions

Resolution to deny a Zoning Map Amendment request [ZMA 20-02] for Parcel #64-14-31-381-027 to amend the current site zoning C-1 Local Business to M-1 Light Manufacturing zoning district with CR Conditional Rezoning.

There was discussion on the resolution. During the discussion, Councilperson Waterman called for the vote.

20-406 **Resolution to deny a Zoning Map Amendment request [ZMA 20-02] for Parcel #64-14-31-381-027 to amend the current site zoning C-1 Local Business to M-1 Light Manufacturing zoning district with CR Conditional Rezoning.** Moved by Councilperson Miller and second by Councilperson Shramski.

Whereas, The City has received an application for a Zoning Map Amendment with Conditions for 645 S. Telegraph, identified as PIN 64-14-31-381-027 from Vincent Serio for the rezoning of the aforementioned parcel; and

Whereas, The Planning Division has reviewed the applicant’s rezoning request in regards to the City’s Master Plan and the request does not conform to the goals and vision contained within the plan; and

Whereas, The Planning Division has reviewed the applicant’s rezoning request and the requirements set forth by Section 6.804 of the Zoning Ordinance, and the Planning Division has determined the aforementioned request and proposed intended use of the property does not comply with the City of Pontiac Zoning Ordinance; and

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

Whereas, on August 5, 2020, a Public Hearing was held, and in consideration of public opinion, the Planning Commission recommends City Council to deny the Zoning Map Amendment with Conditions request for 645 S. Telegraph Road from C-1 Local Business zoning district to M-1 Light Manufacturing zoning district with Conditions; and

Now, Therefore, Be It Resolved, that the City Council for the City of Pontiac deny the Zoning Map Amendment with Conditions (ZMA 20-02) request for 645 S. Telegraph Road, also known as Parcel No.

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64-14-31-381-027 to amend the current site zoning from C-1 Local Business to M-1 Light Manufacturing zoning district with Conditions.

Ayes: Waterman, Williams, Miller, Shramski and Taylor-Burks

No: Carter and Pietila

Resolution Passed.

20-407 **Resolution to approve a Zoning Map Amendment request [ZMA 20-03] for Parcel 64-14-08-356-001 to amend the current site zoning R-1 One Family Dwelling to M-1 Light Manufacturing zoning district with CR Conditional Rezoning. (Note: Ordinance 2363 the Zoning Ordinance for Medical Marihuana Section 2.544 E Licensing 2. “Medical Marihuana Grower uses are not permitted outside the Cesar Chavez and Walton Blvd Medical Marihuana Overlay Districts.” Section 2.545 E Licensing 2. “Medical Marihuana Processor uses are not permitted outside the Cesar Chavez and Walton Blvd Medical Marihuana Overlay Districts.” The City Council submitted a proposed zoning map amendment to the Planning Commission to allow grower and processor facilities to locate outside of the Walton Blvd and Cesar Chavez Overlay Districts in January 2020. The Planning Commission has not submitted a recommendation to the City Council.)** Moved by Councilperson Pietila and second by Councilperson Taylor-Burks.

Whereas, The City has received an application for a Zoning Map Amendment at W. New York & Richard Ave. identified as PIN 64-14-08-356-001 from Ryan Fried for the rezoning of the aforementioned parcel; and

Whereas, The Planning Division has reviewed the applicant’s rezoning request in regards to the City’s Master Plan and the request conforms to the goals and vision contained within the plan; and

Whereas, The Planning Division has reviewed the applicant’s rezoning request and the requirements set forth by Section 6.804 of the Zoning Ordinance, and the Planning Division has determined the aforementioned request and proposed intended use of the property complies with the City of Pontiac Zoning Ordinance; and

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

Whereas, on July 8, 2020, a Public Hearing was held, and in consideration of public opinion, the Planning Commission recommends City Council to approve the Zoning Map Amendment request for W. New York and Richard Avenue approving the change from the current R-1 One Family Dwelling zoning district to M-1 Light Manufacturing zoning district; and

Now, Therefore, Be It Resolved, that the City Council for the City of Pontiac approve the Planning Commission recommendation for the Zoning Map Amendment with Conditions (ZMA 20-03) request for Parcel No. 64-14-08-356-001 to amend the current site zoning from R-1 One Family Dwelling to M-1 Light Manufacturing zoning district.

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

No: None

Resolution Passed.

20-408 **Resolution to approve a Zoning Map Amendment request [ZMA 20-04] for Parcel #64-14-31-226-020 to amend the current site zoning C-1 Local Business to C-3 Corridor Commercial zoning district.** Moved by Councilperson Taylor-Burks and second by Councilperson Waterman.

Whereas, The City has received an application for a Zoning Map Amendment for 500 Auburn Avenue identified as PIN 64-14-33-226-020 from Samuel Peleg for the rezoning of the aforementioned parcel; and

Whereas, The Planning Division has reviewed the applicant's rezoning request in regards to the City's Master Plan and the request conforms to the goals and vision contained within the plan; and

Whereas, The Planning Division has reviewed the applicant's rezoning request and the requirements set forth by Section 6.804 of the Zoning Ordinance, and the Planning Division has determined the aforementioned request and proposed intended use of the property complies with the City of Pontiac Zoning Ordinance; and

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

Whereas, on August 5, 2020, a Public Hearing was held, and in consideration of public opinion, the Planning Commission recommends City Council approve the Zoning Map Amendment request for 500 Auburn Avenue, approving the change from the current C-1 Local Business zoning district to C-3 Corridor Commercial zoning district; and

Now, Therefore, Be It Resolved, that the City Council for the City of Pontiac approve the Planning Commission recommendation for the Zoning Map Amendment with Conditions (ZMA 20-04) request for 500 Auburn Avenue, also known as Parcel No. 64-14-33-226-020 to amend the current site zoning from C-1 Local Business to C-3 Corridor Commercial zoning district.

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

No: None

Resolution Passed.

Approval of the Minutes

20-409 **Approval of minutes for August 18, 2020.** Moved by Councilperson Carter and second by Councilperson Taylor-Burks.

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

No: None

Motion Carried.

20-410 **Approval of minutes for August 25, 2020.** Moved by Councilperson Miller and second by Councilperson Shramski.

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

No: None

Motion Carried.

Special Presentations

Medical Marihuana Monthly Application Review Process Update
Presentation Presenter: Garland Doyle, Interim City Clerk

Election 2020 Update

Presentation Presenter: Garland Doyle, Interim City Clerk

Council President Williams requested that this presentation be deferred to September 8, 2020. The Interim Clerk agreed to give the presentation next week. The Interim Clerk informed the Council that the Clerk's Office now has a drop box by the City Hall Welcome Desk. Voters are able to drop off their absentee ballot application. The Clerk's Office will begin mailing ballots on September 24, 2020 and voters will be able to return their ballots to the City Hall Drop Box.

Analysis and Next Steps in response to Communication Re: Offer from Ottawa Towers owners as read into record by Council President Williams at August 25, 2020 Council Meeting
Presentation Presenters: Mayor Waterman, Anthony Chubb, City Attorney, Matt Gibb, Special Legal Counsel and Irwin Williams, Interim Finance Director.

Council President Pro-Tem Randy Carter left the meeting.

Resolutions Cont.

20-411 **Motion to have Commission seats filled before approving their roles.** Council President Kermit Williams called for the roll call.

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

No: None

Motion Carried.

Councilwoman Gloria Miller left the meeting.

Councilwoman Mary Pietila left the meeting.

20-412 **Joint Proclamation between Mayor and City Council to Proclaim through October 31, 2020, as Pontiac Social Distance Restaurant Dining Season.** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks.

WHEREAS, the City of Pontiac continuing efforts to address the critical issues of the novel coronavirus COVID-19 is a respiratory disease easily spread from person to person presenting a public health concern that requires extraordinary protective measures and vigilance; and

WHEREAS, the Mayor and City of Pontiac City Council are committed to encouraging economic activity and assisting local businesses impacted by the COVID-19 pandemic to ease back into operation while containing the spread of COVID-19; and

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WHEREAS, to stimulate the recovery of the restaurant business in the City and to support local restaurants, the enforcement of certain provisions of the City's ordinances regulation the serving of food and drink outdoors on private and public property and should be temporary suspended until October 31, 2020; and

WHEREAS, the Mayor and City of Pontiac City Council congratulate the Pontiac Little Art Theatre, Alley Cat Café and Fillmore 13 for their expressed interest in applying and receiving a Temporary COVID-19 Outdoor Dining Permit from the City that adheres to the Mayor's Executive Order No. 2020-01 standards.

NOW THEREFORE, I, Mayor Dr. Deirdre Waterman, Council President Kermit William and the Pontiac City Council do hereby proclaim through October 31, 2020 as Pontiac Social Distance Restaurant Dining Season. Accordingly, I encourage our citizens to join our restaurants in participation of enjoyment and activities.

Ayes: Taylor-Burks, Waterman, Williams and Shramski

No: None

Proclamation Passed.

20-413 **Motion to receive mayoral monthly reports (item #15, #16 and #17.)** Moved by Councilperson Taylor-Burks and second by Councilperson Shramski.

Ayes: Waterman, Williams, Shramski and Taylor-Burks

No: None

Motion Carried.

Public Comment

Ten (10) individuals submitted a public comment read by the City Clerk

Mayor, Clerk and Council Closing Comments

Mayor Waterman, Interim Clerk Garland Doyle, Councilwoman Doris Taylor-Burks, Councilwoman Megan Shramski, Councilwoman Gloria Miller and Councilwoman Patrice Waterman made closing comments.

Adjournment

Council President Kermit Williams adjourned the meeting at 8:56 p.m.

GARLAND S DOYLE
INTERIM CITY CLERK