

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

**Call to order**

A Formal Meeting of the City Council of Pontiac, Michigan was called to order in City Hall, Tuesday, February 18, 2020 at 6:00 p.m. by Councilwoman Patrice Waterman.

**Roll Call**

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

Members Absent: Carter and K. Williams.

Mayor Waterman was present.

Clerk announced a quorum.

**Authorization to Excuse Councilmembers**

20-68           **Excuse Councilmember Randy Carter and Kermit Williams for personal reasons.**

Moved by Councilperson Pietila and second by Councilperson Taylor-Burks.

Ayes: Miller, Pietila, Taylor-Burks, Waterman and G. Williams

No: None

**Motion Carried.**

**Approval of the Agenda**

20-69           **Approval of the Agenda.** Moved by Councilperson Pietila and second by Councilperson G. Williams.

Ayes: Pietila, Taylor-Burks, Waterman, G. Williams and Miller

No: None

**Motion Carried.**

**Approval of Minutes**

20-70           **Approve meeting minutes for February 11, 2020.** Moved by Councilperson G. Williams and second by Councilperson Pietila.

Ayes: Taylor-Burks, Waterman, G. Williams, Miller and Pietila

No: None

**Motion Carried.**

**Subcommittee Reports**

Received Finance – January 14, 2020

Received Law/50<sup>th</sup> District – January 28, 2020

Received Public Safety – January 10, 2020

February 18, 2020 Approved Minutes

Council President Pro-Tem Randy Carter arrived at 6:11 p.m.

**Special Presentations (Presentations are limited to 10 minutes.)**

Financial Report: Study of Appropriation Decisions Regarding underfunded Line Items  
Presentation Presenter: Interim Chief Financial Officer, Irwin Williams/ Plante Moran  
(This presentation was deferred from the February 4, 2020 Meeting as Budget Deficits/Pontiac Youth Recreation and Enrichment Center (PYREC) Lease/and Roll-overs)

**Resolutions**

20-71           **Suspend the Rules.** Move by Councilperson Taylor-Burks and second by Councilperson Pietila.

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

20-72           **Motion to move items #16 & #17 before presentation #6.** Move by Councilperson Pietila and second by Councilperson Taylor-Burks.

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

**50<sup>th</sup> District Court**

20-73           **Resolution to approve the Michigan Indigent Defense Commission (MIDC) FY 2020 Grant Contract with an authorized total budget of \$1,052,015.00.** Moved by Councilperson Taylor-Burks and second by Councilperson Pietila.

WHEREAS, the Michigan Indigent Defense Commission (MIDC) has the City of Pontiac grant funding in the amount of \$594,911.22 for the period of October 1, 2019 through September 30, 2020.

WHEREAS, the total program budget is \$1,052,015.00, which includes the required local share contribution by the City of Pontiac in the amount of \$18,022.97 and FY19 Prior Year Unspent Fund in the amount of \$439,080.8.

WHEREAS, the FY2020 grant award is \$1,052,015.00, more than the previous year's award.

WHEREAS, the award provides funding to the 50<sup>th</sup> District Court for the purpose of continuing to bring indigent defense systems into compliance with the first four minimum indigent defense standards, MCL 780.993(6); and

WHEREAS, the Michigan Indigent Defense Commission Act (MIDC Act), MCL 780.981, et al., requires local funding units to take over the delivery of indigent defense systems, MCL 780.983(g) and MCL 780.993(10) as specified in standards 1 – 4.

WHEREAS, The City of Pontiac is the local funding unit for the 50<sup>th</sup> District Court.

WHEREAS, The MIDC Act requires the City of Pontiac to create an annual compliance plan and cost analysis required to deliver indigent defense services in compliance with the approved MIDC standards, MCL 780.993(3).

WHEREAS, The MIDC Act requires the MIDC to appropriate funds and provide grant monies to local funding units for the costs in excess of the local share to continue to provide indigent defense services that are in compliance with the minimum standards established by the MIDC, MCL 780.993(6).

WHEREAS, the grant award funds the following positions within 50<sup>th</sup> District Court: one (1) MIDC Executive position, one (1) Contract MIDC Attorney Coordinator position, and two (2) part time MIDC Court Officers.

WHEREAS, the grant agreement has completed the grant review process in accordance with the Pontiac City Council Procedures.

NOW, THEREFORE, BE IT RESOLVED, The City Council approves the MIDC FY 2020 Grant Contract with an authorized total budget of \$1,052,015.00.

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

No: None

**Resolution Passed.**

20-74            **Resolution to approve Managed Assigned Counsel Coordinator agreement between the City of Pontiac and Paulette Michel Loftin not to exceed \$45,000.00.** Moved by Councilperson G. Williams and second by Councilperson Pietila.

Be It Resolved, that the Pontiac City Council approves a Managed Assigned Counsel Coordinator agreement between the City of Pontiac and Paulette Michel Loftin not to exceed \$45,000.00.

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

No: None

**Resolution Passed.**

### **Special Presentations Continued**

Medical Marijuana Application Review Process and Status of Professional Expert Agreement Update  
Presentation Presenter: Garland Doyle, Interim City Clerk

City of Pontiac, Phoenix Center Parking Garage Business Plan

Presentation Presenters: Irwin Williams, Interim Chief Financial Officer/Plante Moran; Mayor Waterman, Dan Ringo, Interim DPW Director and John Balint, DPW

### **Recognition of Elected Officials**

Mattie Hatchett, President of Pontiac Library Board, Mike McGinnis, Pontiac School Board and Jonathan Weithemer, State Representative Brenda Carter's Office

### **Discussion**

10<sup>th</sup> City Council Rules Amendments were tabled

**Communications**

**Department of Public Works (DPW)**

Report regarding City Council’s Request on Budget for Expanded Snow Plowing Services will be referred to the Finance and DPW Subcommittees.

**City Clerk**

March 10, 2020 Primary Election

**Resolutions Continued**

**Building**

Table and refer resolution to authorize the Mayor to provide for Amazon’s accelerated construction schedule by entering into an additional Service Agreement with Wade Trim to the Finance Subcommittee.

**City Council**

20-75 **Resolution for Ella “Sis J” Louise Jernagin.** Moved by Councilperson G. Williams and second by Councilperson Pietila.

WHEREAS, it is the sense of this legislative body to pay proper tribute to individuals of remarkable character whose lives have been dedicated to uplifting and empowering the community; and;

WHEREAS, it is feelings of the deepest regret that the Pontiac City Council mourns the passing of Ella Louise Jernagin, more affectionately known as “Sis J,” a giving and loyal member of this community; and,

WHEREAS, Ella Louise Jernagin was born on April 18, 1933 to the late Hezekiah Howard and Mandy Head in Greenwood, Mississippi; and,

WHEREAS, Ella Louise Jernagin moved to Detroit at the age of five, attended Detroit Public Schools, moved back to Mississippi at the age of 14, at the age of 15, married Othel Bell Jernagin Sr. and to this union, nine children were born; and,

WHEREAS, Ella Louise Jernagin moved to Pontiac in 1953 where she would later mark history and leave an incessant and everlasting impression, as she was the first African-American woman to drive the city bus (Great Lakes) in Oakland County; and,

WHEREAS, Ella Louise Jernagin was a trailblazer and an inspiration to all those who knew her as she drove for the City of Pontiac, the Pontiac School District before transportation was provided solely for the schools and Semta, which is now called Smart, where she later retired in 1981; and,

WHEREAS, Ella Louise Jernagin in 1988, motivated and determined to go back to school after only completing the sixth grade, enrolled and graduated with her diploma and with honors, from the Adult Education Program at WHRC in Pontiac and later took classes at Rochester Christian College; and,

WHEREAS, Ella Louise Jernagin embraced the importance of fitness, thereby maintaining a membership with OPEC (The Older Persons’ Commission), where she could often times be found swimming, walking and working out; and,

WHEREAS, Ella Louise Jernagin cherished friendships and regularly assured her friends that if needed, she was only a phone call away; and,

WHEREAS, Ella Louise Jernagin was passionate about helping others and assisted many students of South Western Christian College (S.W.C.C) in Terrell, Texas with transportation, provided them with home cooked meals and without question, made sure that they received the Word; and,

WHEREAS, Ella Louise Jernagin was a devoted and faithful member of Church of Christ for over 60 years and was actively involved in The Company of Sisters (I.T.C.O.S.).

NOW, THEREFORE BE IT RESOLVED, that the Members of the Pontiac City Council and members of this great community will greatly miss Ella Louise Jernagin, as her life was a portrait of service, a legacy that will long endure the passage of time and will remain as a comforting memory to all those whose lives she touched; we give our sincerest condolences to the family and friends of Ella Louise Jernagin.

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

No: None

**Resolution Passed.**

### **Community Development**

20-76 **Resolution to approve the reprogramming of the PY 2016 CDBG funds in the amount of \$9,225.18 from the Senior Center HVAC project to the Door and Flooring Replacement project for the Ruth Peterson Senior Center in order to improve access and safety; and for reprogramming of PY 2019 CDBG funds in the amount of \$9,226.00 to fund services for youth 13-19 from low income household through the Pontiac Youth Assistance.** Moved by Councilperson Taylor-Burks and second by Councilperson Pietila.

Whereas, in accordance with HUD regulations a public hearing was held on February 11, 2020 for the reprogramming of PY 2016 and PY 2019 CDBG funds; and

Whereas, these reallocations are being used to fund qualified HUD/CDBG programs.

Now, Therefore, the City Council approves the reprogramming for the PY 2016 CDBG funds in the amount of \$9,225.18 from the Senior Center HVAC project to the Door and Flooring Replacement project for the Ruth Peterson Senior Center in order to improve access and safety; and for the reprogramming of PY 2019 CDBG funds in the amount of \$9,226.00 to fund services for youth 13-19 from low income household through the Pontiac Youth Assistance.

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

No: None

**Resolution Passed.**

### **Department of Public Works (DPW)**

Table to next week the resolution to authorize the Mayor to enter into an agreement with DMC Consultants, Inc. at an amount not to exceed \$548,685.00 for the replacement of City Hall windows.

Refer to Finance Subcommittee the resolution to authorize the Mayor to enter into a contract agreement with Detroit Regional Convention Authority in the amount of \$19,000.00 for the operation and maintenance of the Parking Deck of Phoenix Center commencing March 1<sup>st</sup> 2020.

**Planning**

20-77      **Resolution to approve, as recommended by the Planning Commission, the Specially Designated Distributer (SDD) and Specially Designated Merchant (SDM) ‘Bistro’ Licenses as requested by the petitioner, The Platt Pontiac’s Little Art Theatre, 47 N. Saginaw St, and further recommends this application be considered for approval by the Michigan Liquor Control Commission.** Moved by Councilperson Taylor-Burks and second by Councilperson Pietila.

Whereas, the City of Pontiac chooses to engage in PA 58, 1998, MCL 436.1521a(1)(b) for issuance of New ON- Premises Development District License and establishment of Redevelopment Liquor Licenses in the **Tax Increment Finance Authority Act (TIFA) District under Part 3 of Public Act 57 of 2018.** Whereas, The Platt Pontiac’s Little Art Theatre, Parcel 64-14-29-433-017, 47 N. Saginaw St., has made petition for a Specially Designated Distributer (SDD) and Specially Designated Merchant (SDM), ‘Bistro’ License, and whom meets eligibility requirements for licensure issuance under the MCL 436.1521a(1)(b), Whereas, the City of Pontiac Planning Commission unanimously approved a recommendation at the February 5, 2020 meeting, that the Bistro Liquor for The Platt Pontiac’s Little Art Theatre, at 47 N. Saginaw, be approved for license issuance to the Pontiac City Council, Whereas, The Platt Pontiac’s Little Art Theatre, 47 N. Saginaw St, shall comply with the City of Pontiac Ordinance 2366 to Allow for Redevelopment Liquor Licenses and Conditions for Issuance and operations of the petitioned Specially Designated Distributer (SDD) and Specially Designated Merchant (SDM) ‘Bistro’ License and the MCL 436.1521a(1)(b), Therefore, Be It Resolved, as recommended by the Planning Commission at the meeting held on February 5, 2020, recommendation for approval of the Specially Designated Distributer (SDD) and Specially Designated Merchant (SDM) ‘Bistro’ License on behalf of the petitioner, The Platt Pontiac’s Little Art Theatre, 47 N. Saginaw St, and further recommends this application be considered for approval by the Michigan Liquor Control Commission.

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

No: None

**Resolution Passed.**

**Mayoral Monthly Reports**

Staff Changes Report

(The January report was not submitted by the Mayor’s Office. This item was brought back from the February 4, 2020)

City Credit Card Statement

(The December and January credit card statement were not submitted by the Mayor’s Office. This item was brought back from the February 2, 2020)

**Public Comment**

Eleven (11) individuals addressed the body during public comment.

**Mayor, Clerk and Council Closing Comments**

Mayor Waterman, Garland Doyle, Interim City Clerk, Councilwoman Gloria Miller, President Pro-Tem Randy Carter, Councilwoman Doris Taylor-Burks, Councilwoman Mary Pietila, Councilman George Williams and Councilwoman Patrice Waterman made closing comments.

**Adjournment**

Councilwoman Patrice Waterman adjourned the meeting at 8:37 p.m.

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GARLAND S DOYLE  
INTERIM CITY CLERK