

PONTIAC CITY COUNCIL

President Mike McGuinness, District 7
Pro Tem William A. Carrington, District 6
Melanie Rutherford, District 1
Brett Nicholson, District 2
Mikal Goodman, District 3
Kathalee James, District 4
William Parker, Jr., District 5



Sheila Grandison, CMC, Deputy City Clerk

Phone: (248) 758-3200

140th Session of the 11th Council – Tuesday, April 16, 2024, at 6:00 p.m.

Meeting Location: City Council Chambers, Pontiac City Hall, 47450 Woodward Pontiac, Michigan 48342

MEETING AGENDA

Call to Order

Invocation

Pledge of Allegiance to the Flag of the United States

Moment of Silence

Roll Call of Councilmembers

Authorization to Excuse Councilmembers from the Meeting

Amendments to and Approval of the Agenda

Approval of the Consent Agenda

- A. April 5, 2024, Facilities and Property Subcommittee Meeting Minutes
- B. April 5, 2024, Communications, Engagement, and Operations Subcommittee Meeting Minutes
- C. April 9, 2024, City Council Meeting Minutes
- D. Resolution Recognizing April as Autism Awareness Month in Pontiac
- E. Resolution Recognizing April as Sexual Assault Awareness Month in Pontiac
- F. Resolution Approving Reappointment of Linda Watson to VEBA Board of Trustees
- G. Resolution Recognizing Oakland County Sheriff Department Community Policing Team Efforts with Spring Bash and Easter Egg Hunt Collaborative Community Event
- H. Resolution in Support of Michigan House of Representatives Legislative Staff Unionization Effort
- I. Resolution Requesting Written Timeline for Martin Luther King, Jr. Boulevard Bridge Reconstruction Project
- J. Resolution Calling for a Labor Study to be Conducted for the City of Pontiac

Special Presentation

- 1. Status Update on Phoenix Center Parking Structure Demolition and Oakland County's Next Steps
Presentation Presenter: Sean Carlson, Deputy Oakland County Executive

Recognition of Elected Officials

Agenda Address (Two Minutes Time Limit)

Agenda Items

Ordinance

Department of Public Works

- 2. Resolution to Approve the First Reading of Municipal Code Text Amendments to Article IV Stormwater Control, Division 1, Sections 118-408 and 118-409 to Clarify the Process and Recording Requirements for Stormwater Control Long-Term Maintenance Agreements

Resolutions

City Council

3. Resolution Following up on Previous Resolution about Housing Commission Vacancy
4. Resolution Supporting Reinstatement of \$400 Monthly Benefit for City of Pontiac Retirees
5. Resolution Requesting an Evaluation of Downtown Parking Effectiveness
6. Resolution Calling for Proactive Safety Strategies to Protect North Hill Farms Residents

Economic Development Division

7. Resolution Requesting the approval to execute a contract with Flowbird for Parking Meters, Installation, Software and Maintenance (*Postponed from the April 9, 2024, City Council Meeting*)
8. Resolution to Authorize the Sale of 494 Bloomfield Avenue (19-04-107-021) to Pontiac Community Developers, LLC for a Housing Development and to enter into a Purchase and Development Agreement
9. Resolution Approving Contracts for Small Business Technical Assistance Vendors
10. Resolution Requesting the Oakland County Brownfield Redevelopment Authority to review the Auburn Apartments and Beacon Place Townhomes Brownfield Plans
11. Resolution Requesting the Oakland County Brownfield Redevelopment Authority to review the Beacon Square Place Apartments (101 Mechanic) Brownfield Rehabilitation Proposal
12. Resolution Requesting the Oakland County Brownfield Redevelopment Authority to review the Casa Del Rey Brownfield Plans

Finance Department

13. Resolution to Approve Proposed Budget Amendments for Fiscal Year 2023-24

Purchasing

14. Resolution approving Emergency Medical Dispatch Service Agreement with Oakland County for \$1.5 Million over three years
15. Resolution Approving Lockbox Services with J.P. Morgan Chase for \$66,000
16. Resolution to Award \$25,000 Grant to HOPE Shelters and to Recognize the Timely Posting of an RFP for Non-Profit Groups Seeking Funding for Homelessness Intervention Services

Public Comment (Three Minutes Time Limit)

Discussions

17. Road Construction and Lane Closures Taking Place on Martin Luther King, Jr. Boulevard between Auburn Avenue and South Boulevard, starting now through mid-May.
18. There is still no City Engineer, Deputy City Engineer, Senior Engineering Technician, or Engineering Technician. What's the plan?
19. There is still no Department of Public Works Director, though the position has been vacant since last October. Additional DPW building maintenance staff positions also remain unfilled. What's the plan?
20. There is still no Grants and Philanthropy Director, or Grant Accountant. What's the plan?

21. There is still no one in place to be Point of Person or Primary Coordinator for the City of Pontiac's American Rescue Plan Act Funds. If these funds aren't obligated by the end of this year they get sent back to the federal government: The City of Pontiac could lose tens of millions of dollars. What's the plan?

Public Communications

City Council

22. Pontiac Youth Assistance Annual Meeting, Thursday, April 18, 2024, from 8:00 to 9:00 am, held at Welcome Missionary Baptist Church, 143 Oneida, Pontiac 48341. Registration at 7:30 am, breakfast and meeting to follow. Keynote Speaker is Kermit Williams of Oakland Forward. Tickets are \$15 per person. Contact the Pontiac Youth Assistance office at (248) 451-7549 for more information.
23. Reminder: Pontiac Free Landfill Days for Residents are April 20, April 27, and May 4, 2024
24. Community Praise Fest, Saturday, April 20, 2024, from 11:00 am to 2:00 pm, held in the parking lot of St. Vincent de Paul Catholic Church, Judson Street at Woodward Avenue in Pontiac. Live music, worship, food, raffle giveaways, prayer, bounce house, personal resources, a special word, and more. All free to the community. For more information, contact Daniel Dendy at (248) 499-2587.
25. Annual Citywide Community Cleanup on Earth Day, Monday, April 22, 2024, from 10:00 am to 3:00 pm, Kickoff Gathering Location is in Downtown Pontiac. Volunteers receive free t-shirts while they helping rake leaves, clean up city parks, remove graffiti, and more. For more information, contact the City of Pontiac Parks and Recreation Division.
26. United Wholesale Mortgage First-Time Homebuyer Community Event, Wednesday, April 24, 2024, at 6:30 pm, held at the UWM Sports Complex on South Boulevard in Pontiac. The free event features a guest speaker from Hall Financial and guidance is provided for those contending with the homebuying process.
27. Preliminary Proposed Improvements to our Mini Parks and Neighborhood Parks (with Preliminary Renderings on hand) Town Hall Meeting with Spalding DeDecker is Thursday, April 25, 2024, from 4:00 to 6:00 pm, held at the New Mount Moriah International Church, 313 E. Walton Boulevard, Pontiac 48340.
28. Next Pontiac District Four Community Council Meeting is Thursday, April 25, 2024, at 6:00 pm, held at the New Mount Moriah International Church, 313 E. Walton Boulevard, Pontiac 48340. For more information, contact District Four Councilperson Kathalee James.
29. Next Pontiac District Six Community Meeting is Thursday, April 25, 2024, from 6:00 to 7:30 pm, held at the Ruth Peterson Senior Center, 990 Joslyn Road, Pontiac 48340. For more information, contact District Six City Councilperson, Pro Tem William A. Carrington.
30. Micah 6 Community Garden of Cocktails Fundraiser, Friday, April 26, 2024, from 7:00 to 9:15 pm, held at Goldner Walsh Garden and Home, 559 Orchard Lake Road, Pontiac 48341. This is a ticketed event.
31. Huron Corridor Earth Day Cleanup, Saturday, April 27, 2024, from 9:00 am to 12:00 pm. Meeting up at Indian Village Park, located at N. Genesee and W. Huron. For more information, contact Micah 6 Community.
32. 40 West Howard Artists Guild Spring Open House, Saturday, April 27, 2024, from 1:00 to 7:00 pm, held at the Artist Studios inside 40 West Howard Street, Pontiac 48342.
33. The Next Pontiac District One Community Meeting is Saturday, April 27, 2024 from 3:00 to 5:00 pm, held at the Pontiac Transportation Museum, 250 W. Pike Street, Pontiac 48341. For more information, contact District One's City Councilperson Melanie Rutherford.
34. City Councilman Mikal Goodman presents his latest Pull-Over Prevention Clinic, Sunday, April 28, 2024 from 10:00 am to 2:00 pm, held at Baldwin Center, 212 Baldwin Avenue, Pontiac. No Charge, All Welcome.

35. The Next Pontiac District Three Community Meeting is Monday, April 29, 2024 from 5:00 to 6:00 pm. It is held at the Baldwin Center, 212 Baldwin Avenue, Pontiac 48342. For more information, contact District Three's City Councilman Mikal Goodman at (248) 758-3015.
36. Decision Day at Pontiac High School, Wednesday, May 1, 2024 from 9:00 am to 1:30 pm, held at the High School, 1051 Arlene Avenue, Pontiac 48340.
37. Pontiac's New Roberto Duran Rodriguez Skatepark Ribbon Cutting is Friday, May 3, 2024. All are welcome to join in at Oakland Park, which is located at Glenwood and Montcalm in Pontiac.
38. Mental Health is My Business free community event, Saturday, May 4, 2024, from 11:00 am to 2:00 pm, held at UWM Sports Complex, 867 South Boulevard East, Pontiac 48341. Keynote Speaker is Dr. Sabrina Jackson. For more information, including vendor signup, contact Stacey Williams at (248) 842-2310.
39. Oakland County Historical Society 150th Annual Meeting, Saturday, May 18, 2024, from 11:00 am to 12:00 pm, held at the Commissioners Auditorium of the Oakland County Courthouse, 1200 N. Telegraph Road, Pontiac 48341. For more information, contact Executive Director Mike McGuinness at (248) 410-0702.
40. Pontiac Creative Arts Center is Calling for Artwork Submissions of any medium to their Kaleidoscope Exhibit. Submissions due May 19, 2024. For more information, contact the center at admin@pontiacarts.org
41. Friends of the Clinton River Trail 20th Anniversary Gala, Wednesday, May 22, 2024 at 7:00 pm, held at Goldner Walsh Garden and Home, 559 Orchard Lake Road, Pontiac 48341.
42. 10th Annual Art Fish Fun Festival, Saturday, June 8, 2024, held at Beaudette Park in Pontiac
43. Accent Pontiac Birdies and Beats Fundraiser, June 28, 2024, at 8:30 am, held at the Links at Crystal Lake, 800 Golf Drive, Pontiac 48341. For more information, contact dmiller@accentpontiac.org
44. Elam Family and Friends Block Party, Saturday, July 20, 2024, from 11:00 am to 7:00 pm, held outside the Elam Barber Shop, 485 S. Sanford Street, Pontiac 48341.

Mayor's Office

45. City of Pontiac Purchasing Division Supplier Connect Event, Friday, April 19, 2024, and May 17, 2024, from 5-6pm held at City Hall (Council Chambers) 47450 Woodward, Pontiac

Closing Comments

Mayor Greimel (Seven Minutes Time Limit)

Clerk and City Council (Three Minutes Time Limit)

Adjournment

CONSENT AGENDA A



Pontiac City Council
Facilities & Property Subcommittee Meeting Agenda
April 5, 2024 (RESCHEDULED)
3 P.M.
Meeting Location: Pontiac City Hall, Legislative Conference Room
47450 Woodward Avenue
Pontiac, Michigan 48342
Committee Members-Melanie Rutherford (Present) Mike McGuinness (Present)
William Carrington (non-present)

Other's Present: Angelita Santiago, Larry Robinson, Patrick Muller, Mayor Tim Greimel, and Mendy Wesley.

The meeting started at 3:02 P.M.

The following items were discussed by the Public Works Facility Staff Patrick Muller with staff updates. Some promotions took place within the department, making room for new hires to become available. Interviewing process will begin soon.

DPW Department is working on locating a new location for their facility. Locations are currently being looked at for the utilization of the new facility. A decision should be made by the next City Council meeting, which will be held in the month of April.

Update ensued with information about the McCarroll and Purdue School along with the progress of the demolition. Mayor Tim Greimel stated that within the next 60-90 days contracting for demolition will be assessed on site by engineers. The meeting about Perdue School was held earlier this week with the housing developer who is interested in acquiring the property. Plans are currently on track for the demolishing of the building, along with the redevelopment of the new building.

Recreation Center architectural contract was recently passed and has not been executed at this time. According to Mayor Tim Greimel, the execution will be done expeditiously.

More conversation ensued on the HVAC System in the 50th District Court. The RFP (Request for Proposal) will be made available in a timely manner.

The agenda continued with an update on repairs to the Sheriff Substation and upcoming repairs that will be taking place. Video Surveillance was recently installed, and new window treatment, restrooms on first and second floor has been freshly painted. Windows will be installed within the upcoming weeks amongst a host of other building upgrades and repairs.

Fire Station analysis was completed along with a soil analysis. The Engineers will provide a report of findings to proper department.

Lastly, the question was asked if there were any updates with sale of the Kennett Road Landfill and the response was that nothing has been finalized as of today and is currently being reviewed by the legal team.

No Public Comments were made.

Meeting was adjourned at 3:50 P.M.

CONSENT AGENDA B



Pontiac City Council
Communications, Engagement, and operations Subcommittee Meeting
April 05, 2024
4:00 P.M.

Meeting Location: Pontiac City Hall, Legislative Conference Room
47450 Woodward Avenue
Pontiac, Michigan 48342

Committee Members: Mikal Goodman (Present), Mike McGuinness (Present),
William Carrington (non-present)

Other's Present: Paula Bridges, James McQueen, Phil Brown, Jacob Jefferson, Robyn Seay, JoAnne Gurley, Mayor Tim Greimel, and President Michael McGuinness.

The meeting started at 4:10 P.M.

The following were discussed on the agenda from JoAnne Gurely in reference to the City of Pontiac and the guidelines for internal and external processes when engaging the public which includes but is not limited to resident, citizens, public employees, and elected officials, through electronic communication on the City's website, social media accounts government channels. This policy provides internal direction for posting content on the City of Pontiac's official media sites. The policy provides uniform criteria on acceptable and prohibited uses of the City's official electronic media channels that support the City of Pontiac and its brand. The Department is pursuing mockups on specific styles of signs to receive quotes on Gateway signs for the city.

More conversation ensued and the next item on the agenda was from the IT Department: Additional Wi-Fi Access Points were added on the south side of the ground floor. The department is planning to start connecting the ground floor south offices to the network for testing once the painting is completed in the next week.

Lastly, onboarding new Event Coordinator: Robyn Seay introduced herself and reported out on initial plans for event planning, primarily plans for Juneteenth, Music in the Parks, and the Art's Crawl.

No Public comment currently

The meeting was adjourned at 5:15 P.M.

CONSENT AGENDA C

April 9, 2024, Draft

**Official Proceedings
Pontiac City Council
138th Session of the Eleventh Council**

Call to order

A Regular Meeting of the City Council of Pontiac, Michigan was called to order at the City Hall Council Chambers, 47450 Woodward Ave Pontiac, MI 48342 on Tuesday, April 9, 2024, at 6:04 p.m. by Council President Mike McGuinness.

Invocation – Pastor Kathalee James – Pontiac, Michigan

Pledge of Allegiance to the Flag of the United States

Moment of Silence

Roll Call

Members Present – William Carrington, Mikal Goodman, Kathalee James, Mike McGuinness, William Parker Jr., and Melanie Rutherford

Mayor Tim Greimel was present.
A quorum was announced.

Authorization to Excuse Councilmembers from the meeting

Motion to excuse Councilman Nicholson from the meeting for personal reasons.

Moved by Councilperson Parker and seconded by Councilperson Rutherford.

Ayes: Carrington, Goodman, James, McGuinness, Parker and Rutherford

No: None

Motion Carried

Amendments to and Approval of the Agenda

Motion to approve the agenda. Moved by Councilperson Parker and seconded by

Councilperson Carrington.

Ayes: Goodman, James, McGuinness, Parker, Rutherford and Carrington

No: None

Motion Carried

Consent Agenda

24-102 **Resolution to approve the consent agenda for April 9, 2024.** Moved by Councilperson Carrington and seconded by Councilperson Parker.

WHEREAS, the City Council has reviewed the consent agenda for April 9, 2024.

NOW, THEREFORE, BE IT RESOLVED that the City Council approves the consent agenda for April 9, 2024, including March 18, 2024, Finance & Personnel Subcommittee Meeting Minutes, April 1, 2024, Economic Housing & Planning Subcommittee Meeting Minutes, April 2, 2024, City Council Meeting Minutes including the Closed Session Minutes, Resolution to approve the scheduling of a City Council Special Meeting on April 16, 2024 at 5:00 p.m., and Resolution to refer the Zoning Ordinance regarding Adult-Use Marihuana Regulations back to the Planning Commission.

Ayes: James, McGuinness, Parker, Carrington and Goodman

April 9, 2024, Draft

No: None
Abstain: Rutherford
Resolution Passed

24-102 (D) Resolution to approve the scheduling of a City Council Special Meeting on April 16, 2024 at 5:00 p.m. Moved by Councilperson Carrington and seconded by Councilperson Parker.

WHEREAS, the Pontiac City Council holds weekly regular meetings per the requirements of the Pontiac City Charter; and,

WHEREAS, the Pontiac City Charter provides for the ability for the City Council to call for a Special Meeting, providing us with the tools to handle additional business that requires a quorum of the City Council to be present; and,

WHEREAS, the City Council has approved the scheduling of two public hearings regarding the Community Development Block Grant (CDBG) Program on April 16, 2024. The public hearing on the CDBG Consolidated Plan is scheduled for 5:00 p.m. and the CDBG Public Hearing on the Reprogramming of 2019 funds is scheduled for 5:30 p.m.

NOW, THEREFORE BE IT RESOLVED, the Pontiac City Council hereby schedules a City Council Special Meeting on Tuesday, April 16, 2024 at 5:00 p.m. for the purposes of conducting the two CDBG public hearings to be held in the City Council Chambers at Pontiac City Hall, 47450 Woodward Avenue, Pontiac, Michigan 48342.

Ayes: James, McGuinness, Parker, Carrington and Goodman
No: None
Abstain: Rutherford
Resolution Passed

24-102 (E) Resolution to refer the Zoning Ordinance regarding Adult-Use Marihuana Regulations back to the Planning Commission. Moved by Councilperson Carrington and seconded by Councilperson Parker.

WHEREAS, the Pontiac City Council approved the first reading of Zoning text amendments to the City of Pontiac Zoning Ordinance regarding Adult-Use Marihuana regulations on April 2, 2024; and
WHEREAS, the Planning Division recommends referring the proposed Ordinance amendments back to the Planning Commission for additional review.

NOW, THEREFORE BE IT RESOLVED that the Pontiac City Council hereby refer the Zoning Text Amendments regarding Adult-Use Marihuana zoning regulations back to the Pontiac Planning Commission for additional review.

Ayes: James, McGuinness, Parker, Carrington and Goodman
No: None
Abstain: Rutherford
Resolution Passed

Subcommittee Reports

1. Communications, Engagement & Operations
2. Economic Development, Housing & Planning
3. Facilities & Property
4. Finance & Personnel
5. Law & The Courts
6. Parks, Recreation & Public Works
7. Public Safety, Health & Wellness

April 9, 2024, Draft

Recognition of Elected Officials – None

Special Presentation

Pontiac Earth Day Cleanup and Dumpsters Availability

Public Hearing

Council President Mike McGuinness opened a public hearing on the Potential Sale of City-Owned Property, the following are the legal descriptions of the properties at 6:45 p.m. There were four (4) individuals who addressed the body during the public hearing.

LEGAL DESCRIPTION

A 40 FOOT THOMAS/KATZ LANE BEING PART OF CLINTON RIVER DRIVE AND PART OF LOT 86 "ROBERT HERNDON'S PONTIAC APARTMENT SUBDIVISION" AS RECORDED IN LIBER 45 OF PLATS, ON PAGE 1, OAKLAND COUNTY RECORDS, PART OF LOTS 7, 9 AND 10 OF "ASSESSOR'S PLAT No. 81" AS RECORDED IN LIBER 1B OF PLATS, ON PAGE 81, OAKLAND COUNTY RECORDS AND PART OF THE SOUTHEAST 1/4 OF SECTION 31, TOWN 3 NORTH, RANGE 10 EAST, CITY OF PONTIAC, OAKLAND COUNTY, MICHIGAN BEING MORE PARTICULARLY DESCRIBED ALONG ITS CENTERLINE AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 7; THENCE SOUTH 31 DEGREES 29 MINUTES 10 SECONDS EAST, 434.38 FEET AND NORTH 58 DEGREES 30 MINUTES 50 SECONDS EAST, 5.00 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 31 DEGREES 29 MINUTES 10 SECONDS EAST, 17.57 FEET; THENCE SOUTH 43 DEGREES 10 MINUTES 40 SECONDS EAST, 113.46 FEET; THENCE SOUTH 31 DEGREES 43 MINUTES 18 SECONDS EAST, 141.51 FEET; THENCE SOUTH 20 DEGREES 17 MINUTES 00 SECONDS EAST, 187.59 FEET TO THE POINT OF ENDING.

EXCEPT THE ACCESS EASEMENT BEING DESCRIBED AS FOLLOWS:

A 40 FOOT ACCESS EASEMENT BEING PART OF THE SOUTHEAST 1/4 OF SECTION 31, TOWN 3 NORTH, RANGE 10 EAST, CITY OF PONTIAC, OAKLAND COUNTY, MICHIGAN BEING MORE PARTICULARLY DESCRIBED ALONG ITS CENTERLINE AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF LOT 7 OF SAID "ASSESSOR'S PLAT No. 81" AS RECORDED IN LIBER 1B OF PLATS, ON PAGE 81, OAKLAND COUNTY RECORDS; THENCE SOUTH 31 DEGREES 29 MINUTES 10 SECONDS EAST, 434.38 FEET AND NORTH 58 DEGREES 30 MINUTES 50 SECONDS EAST, 5.00 FEET; THENCE SOUTH 31 DEGREES 29 MINUTES 10 SECONDS EAST, 17.57 FEET; THENCE SOUTH 43 DEGREES 10 MINUTES 40 SECONDS EAST, 113.46 FEET; THENCE SOUTH 31 DEGREES 43 MINUTES 18 SECONDS EAST, 141.51 FEET; THENCE SOUTH 20 DEGREES 17 MINUTES 00 SECONDS EAST, 121.07 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 20 DEGREES 17 MINUTES 00 SECONDS EAST, 66.52 FEET TO THE POINT OF ENDING.

LEGAL DESCRIPTION (CITY CONVEYANCE)

THE EAST 1/2 OF LOT 86 OF "ROBERT HERNDON'S PONTIAC APARTMENT SUBDIVISION" A PART OF THE NORTHEAST 1/4 OF SECTION 31, TOWN 3 NORTH, RANGE 10 EAST, CITY OF PONTIAC, OAKLAND COUNTY, MICHIGAN. AS RECORDED IN LIBER 45 OF PLATS, ON PAGE 1, OAKLAND COUNTY RECORDS.

CONTAINING 2,838 SQUARE FEET OR 0.065 ACRES OF LAND.

TAX ID: PART OF 14-31-278-001

LEGAL DESCRIPTION (CITY CONVEYANCE)

PART OF LOT 10 OF "ASSESSOR'S PLAT No. 81" BEING A PART OF THE SOUTHEAST 1/4 OF SECTION 31, TOWN 3 NORTH, RANGE 10 EAST, CITY OF PONTIAC, OAKLAND COUNTY, MICHIGAN, AS RECORDED IN LIBER 1B OF PLATS, ON PAGE 81, OAKLAND COUNTY RECORDS BEING MORE PARTICULARLY DESCRIBED AS BEGINNING AT THE MOST EASTERLY CORNER OF SAID LOT 10; THENCE SOUTH 62 DEGREES 29 MINUTES 30 SECONDS WEST ALONG THE SOUTHERLY LINE OF SAID LOT 10, 57.62 FEET; THENCE NORTH 20 DEGREES 22 MINUTES 20 SECONDS WEST, 23.82 FEET; THENCE NORTH 85 DEGREES 52 MINUTES 23 SECONDS EAST ALONG THE NORTHERLY LINE OF SAID LOT 10, 59.55 FEET TO THE POINT OF BEGINNING.

CONTAINING 681 SQUARE FEET OF LAND

TAX ID: PART OF 14-31-426-001

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1. Darlene Clark – She wanted clarity on when neighboring adjacent property owners both want to purchase a vacant lot between them. She said it was stated the lot would be split in half and both neighbors would be able to purchase half.
2. Carlton Jones – How does the legal issue tie into the sale of property?
3. Dr. Deirdre Waterman – Does this sale include the bridge? This public hearing includes the sales price.
4. Sherron Murray – How long is the process to sale a vacant lot?

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

Agenda Items

Resolution

Law Department

24-103

Resolution for the sale and transfer of Real Property, located in the Southeast ¼ of Section 31, Town 3 North, Range 10 East, City of Pontiac, Oakland County, Michigan which includes (A) the East ½ of Lot 86 that is part of City Parcel APN 14-31-278-001, and (2) a portion of City Parcel APN 14-31-426-001, in accordance with Section 3.113 of the Pontiac Home Rule Charter. Moved by Councilperson James and seconded by Councilperson Parker.

WHEREAS, there currently exists an unpaved pathway (“unpaved Thomas Lane”) that extends from the paved portion of Thomas Lane in the City of Pontiac (at its intersection with Clinton River Drive), and that said pathway then continues from Clinton River Drive for a distance to a bridge which crosses the Clinton River; and,

WHEREAS, in September 2022, a landowner commenced legal action in the 6th Judicial Circuit Court (Oakland County), against the City (*Katz v City of Pontiac, et al*, Case No. 2022-195877-CH), seeking declaratory relief (the “Litigation”) in connection with, among other issues, the ownership of and duty to maintain and/or replace the unpaved Thomas Lane which also includes a bridge over a portion of the Clinton River (the “Bridge”) located in Assessor’s Plat No. 81, in Part of the NE and SE ¼ of Section 31, T3N, R10E, City of Pontiac, Oakland County, Michigan; and

WHEREAS, unpaved Thomas Lane and the Bridge provides the sole vehicular access to the landowner’s property on the south side of the Clinton River; and

WHEREAS, to resolve the Litigation, the City proposes to sell and transfer the real property set forth in Exhibit A, located in the Southeast ¼ of Section 31, Town 3 North, Range 10 East, City of Pontiac, Oakland County, Michigan which includes (a) the east ½ of Lot 86 that is part of City Parcel APN 14-31-278-001, and (2) a portion of City Parcel APN 14-31-426-001 that encroaches on the proposed Thomas/Katz Lane, for Five Thousand-Dollars (\$5,000.00) and for other consideration set forth in a proposed consent judgment resolving the Litigation.

NOW, THEREFORE BE IT RESOLVED, the Pontiac City Council agrees to sell and transfer the real property described in Exhibit A, located in the Southeast ¼ of Section 31, Town 3 North, Range 10 East, City of Pontiac, Oakland County, Michigan which includes (a) the east ½ of Lot 86 that is part of City Parcel APN 14-31-278-001, and (2) a portion of City Parcel APN 14-31-426-001 that encroaches on the proposed Thomas/Katz Lane, for Five Thousand-Dollars (\$5,000.00) and for other consideration set forth in a proposed consent judgment resolving the Litigation.

BE IT FURTHER RESOLVED, the Pontiac City Council authorizes the Mayor to execute all such conveyance documents in connection with resolving the Litigation.

Ayes: McGuinness, Parker, Rutherford, Goodman and James

No: Carrington

Resolution Passed

Agenda Address

1. Carlton Jones addressed consent agenda
2. Darlene Clark addressed item #9

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3. Gloria Miller addressed items #8 & #18

Agenda Items

Ordinances

Planning Division

2440

Adoption of Zoning Text Amendment to Amend Article 2, Chapter 4, Section 2.404(B)(1)(C) To Clarify Requirements for Garage Proportions to Facades; Article 3, Chapter 12, Sections 3.1201 through 3.1205, To add Chapter 12 regarding Residential Infill Overlay District; Article 7, Chapter 2, Section 7.201, to add definitions regarding two-family dwellings and smaller one-family dwellings. (Second Reading) Moved by Councilperson Rutherford and seconded by Councilperson James.

Ayes: Parker, Carrington, James and McGuinness

No: Rutherford and Goodman

Ordinance Adopted

****Ordinance #2440 attached as Exhibit A after the minutes****

Agenda Items

Resolutions Continued

Department of Public Works

24-104

Resolution requesting approval to execute a Contract with Discovery Mechanical Services to install a new HVAC System on the ground floor of City Hall for \$28,840. Moved by Councilperson Carrington and seconded by Councilperson Parker.

WHEREAS, the former Risk Management on the ground level of City Hall is in need of a new HVAC system; and

WHEREAS, having an HVAC system installed will allow the City to provide work areas for employees; and

WHEREAS, Discovery Mechanical Services, through the State of Michigan's Cooperative Purchasing Program, provided the lowest quote at \$28,840; and

WHEREAS, Purchasing has complied with the Pontiac Municipal Code Article VI, Division II, Section 2-517 through 2-519 pertaining to major purchases.

NOW THEREFORE IT IS RESOLVED that the Pontiac City Council approves awarding Discovery Mechanical Services the bid to install the HVAC Heat Pump System for \$28,840 to be expended from GL Account 101-265-931.001.

BE IT FURTHER RESOLVED that City Council authorizes the Mayor or the Mayor's Designee to execute the said contract.

Ayes: Parker, Carrington, Goodman, James, McGuinness and Rutherford

No: None

Resolution Passed

Economic Development Division

24-105

Resolution to authorize City Clerk to publish notice of proposed budget amendment for American Rescue Plan Act Funding to implement a Placemaking and Development Program. Moved by Councilperson Carrington and seconded by Councilperson James.

WHEREAS, the City of Pontiac was allocated \$37.7 million from the State and Local Fiscal Recovery Fund ("SLFRF") under the American Rescue Plan Act ("ARPA"); and

WHEREAS, the funding provided under ARPA provides a unique opportunity for state and local governments to make strategic investments in long-lived assets, rebuild reserves to enhance financial stability, and cover temporary operating shortfalls until economic conditions and operations normalize in

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the wake of COVID-19; and

WHEREAS, City Administration has created a programming budget for the use of its ARPA that reflects the needs of the community; and

WHEREAS, the Pontiac City Council unanimously approved Administration's ARPA Program Budget on November 10, 2022, allocating \$3,050,000 to establish and fund a Placemaking and Development Program; and

WHEREAS, the proposed budget amendment reflects funding for the City of Pontiac Placemaking and Development Program and associated costs; and

WHEREAS, the budget amendment will increase the Estimated Revenue by \$2,875,000 under the GL code 285-000-532.000-DEVPRJ, \$175,000 under the GL code 285-000-532.000-PRKING, and will increase the budgeted appropriations by \$150,000 to GL code 285-690-818.035-PRKING - Parking Management; \$25,000 to GL code 285-690-777.002-PRKING - Traffic Signs; \$10,000 to GL code 285-690-901.000-DEVPRJ - Printing And Bindery Services; and \$2,865,000 to GL code 285-690-818.000-DEVPRJ - Other Professional Services.

NOW THEREFORE, BE IT RESOLVED that the Pontiac City Council hereby authorizes the City Clerk to publish the proposed budget amendment to increase the Estimated Revenue by \$2,875,000 under the GL code 285-000-532.000-DEVPRJ, \$175,000 under the GL code 285-000-532.000-PRKING, and increase the budgeted appropriations by \$150,000 to GL code 285-690-818.035-PRKING - Parking Management; \$25,000 to GL code 285-690-777.002-PRKING - Traffic Signs; \$10,000 to GL code 285-690-901.000-DEVPRJ - Printing And Bindery Services; and \$2,865,000 to GL code 285-690-818.000-DEVPRJ - Other Professional Services.

Ayes: Rutherford, Carrington, Goodman, James, McGuinness and Parker

No: None

Resolution Passed

24-106 **Resolution requesting the approval to execute a contract with Flowbird for Parking Meters, Installation, Software and Maintenance.** Moved by Councilperson Rutherford and seconded by Councilperson James. Discussion.

Motion to postpone item #14 Resolution requesting the approval to execute a contract with Flowbird for Parking Meters, Installation, Software and Maintenance for one (1) week. Moved by Councilperson Rutherford and seconded by Councilperson Parker.

Ayes: Goodman, James, McGuinness, Parker, Rutherford and Carrington

No: None

Motion Carried

Law Department

24-107 **Resolution to approve the Amended Memorandum of Understanding with Oakland County to address Conveyance of reconnected Saginaw Street and Auburn/Orchard Lake Road.** Moved by Councilperson Rutherford and seconded by Councilperson Parker.

WHEREAS, the City of Pontiac ("City") entered into a Memorandum of Understanding with Oakland County on August 18, 2023 where the County would purchase or lease the properties described in the agreement including the Phoenix Center Parking Garage; and

WHEREAS, the Parties executed the Agreement on August 18, 2023; and

WHEREAS, the City of Pontiac recently discovered that portions of Auburn/Orchard Lake Road and the future reconstructed Saginaw Street that run under the Phoenix Center Parking Garage were neither dedicated roads nor did the City have rights-of-way ownership for these roads; and

WHEREAS, the City of Pontiac and Oakland modified the Agreement to reflect that said portions of Auburn/Orchard Lake Road and the future reconstructed Saginaw Street will be conveyed to the City of Pontiac as described in the First Amendment to the August 18, 2023 agreement; and

April 9, 2024, Draft

NOW THEREFORE BE IT RESOLVED that the Pontiac City Council approves the First Amendment to the August 18, 2023 Memorandum of Understanding which includes conveying Auburn/Orchard Lake Road and the reconstructed Saginaw Street to the City as described in the First Amended Memorandum of Understanding.

BE IT FURTHER RESOLVED that City Council authorizes the Mayor or the Mayor's Designee to execute the First Amendment to the August 18, 2023 Memorandum of Understanding.

Ayes: James, McGuinness, Parker, Rutherford, Carrington and Goodman

No: None

Resolution Passed

Purchasing Division

24-108

Resolution to approve a new not-to-exceed amount for Pre-qualified Contractors awarded a contract through the Pontiac Home Repair Program. Moved by Councilperson Rutherford and seconded by Councilperson Carrington.

WHEREAS, Economic Development and Purchasing recommends raising the budget for pre-qualified contractors participating in the Pontiac Home Repair Program from \$250,000 to \$750,000; and WHEREAS, the increase will allow more Pontiac homeowners to receive repair services in a timely manner; and

WHEREAS, this modification will require processing change orders in compliance with the Pontiac Municipal Code, Article VI, Division 1, Section 2-518; and

WHEREAS, the increased budget per pre-qualified contractor shall not exceed the total ARPA funds allotted for the Pontiac Home Repair Project.

NOW THEREFORE BE IT RESOLVED that the City Council authorizes increasing the Not-to-Exceed amount to \$750,000 per pre-qualified contractor to complete up to \$25,000 in repairs for pre-approved Pontiac homeowners through the Home Repair Program.

BE IT FURTHER RESOLVED that the allocation for the increased budget will be expended from American Plan Rescue Act funding, General Ledger account 285-699-818.000-ARPHRP – Other Professional Services.

Ayes: McGuinness, Parker, Rutherford, Carrington, Goodman and James

No: None

Resolution Passed

Public Comment

1. Carol Wilkins
2. Carlton Jones
3. Tameka Ramsey
4. Damon Ferguson
5. Linda Watson
6. Roselyn Northcross
7. Paul Johnson
8. Jackie Curry
9. Sherron Murray
10. Darlene Clark
11. Gloria Miller

Public Communications

City Council & Mayor's Office

April 9, 2024, Draft

Mayor, Clerk and Council Closing Comments

Councilman Mikal Goodman, Councilwoman Melanie Rutherford, Council President Pro-Tem William Carrington and Council President Mike McGuinness made closing comments.

Adjournment

Motion to adjourn the meeting. Moved by Councilperson Goodman and second edby Councilperson Rutherford.

Ayes: Parker, Rutherford, Carrington, Goodman, James and McGuinness

No: None

Motion Carried

Council President Mike McGuinness adjourn the meeting at 9:54 p.m.

Garland S. Doyle
City Clerk

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF PONTIAC

ORDINANCE NO. 2440

ZONING ORDINANCE TEXT AND MAP AMENDMENT

AN ORDINANCE TO AMEND THE CITY OF PONTIAC ZONING ORDINANCE TO ALLOW TWO-FAMILY DWELLINGS AND SMALLER ONE-FAMILY DWELLINGS IN DESIGNATED RESIDENTIAL INFILL OVERLAY DISTRICTS AND USES TO INCLUDE:

ARTICLE 2, CHAPTER 4, SECTION 2.404(B)(1)(C) TO CLARIFY REQUIREMENTS FOR GARAGE PROPORTIONS OF FACADES;

ARTICLE 3, CHAPTER 12, SECTIONS 3.1201 THROUGH 3.1205, TO ADD CHAPTER 12 REGARDING RESIDENTIAL INFILL OVERLAY DISTRICT.

ARTICLE 7, CHAPTER 2, SECTION 7.201, TO ADD DEFINITIONS REGARDING TWO-FAMILY DWELLINGS, AND SMALLER ONE-FAMILY DWELLINGS

MAP AMENDMENT TO DISPLAY RESIDENTIAL INFILL OVERLAY DISTRICT

THE CITY OF PONTIAC ORDAINS:

AMEND ARTICLE 2, CHAPTER 4, SECTION 2.404(B)(1)(C)

1. One and two family dwellings shall comply with following standards:

- a. *Aesthetic Quality.* One-family and two-family dwellings shall be aesthetically compatible in design and appearance to conventionally constructed homes in the surrounding neighborhood. To that end, each dwelling shall be similar in appearance to conventionally constructed homes typically found in the surrounding neighborhood and/or this Zoning District, in at least the following respects:
 - i. massing and related roof lines of the building;
 - ii. arrangement of windows and doors;
 - iii. steps and/or porches which provide access to exterior doors;
 - iv. color and texture of siding material; and v. roof pitch (5:12 minimum).
- b. *Roof Overhang.* The dwelling shall have either a roof overhang of not less than six inches (6") on all sides, or alternatively with window sills or roof drainage systems concentrating roof drainage at collection points along sides of the dwelling. The dwelling shall contain no additions or rooms or other areas which are not

constructed with materials similar to the original structure in appearance and quality of workmanship.

- c. *Garage Proportion of Front facade.* The width of front-loaded garage doors may not exceed 50% of the total width of the front building façade *except as otherwise stated in this Ordinance.*
- d. *Modular or Prefabricated Dwelling Structures* shall also comply with the following requirements:
 - i. The dwelling shall be firmly attached to a permanent foundation constructed on the site in accordance with the City of Pontiac's Housing and Building Code. A prefabricated dwelling structure shall be installed in accordance to manufacturer's specifications.
 - ii. The dwelling shall not have exposed wheels, towing mechanism, undercarriage, or chassis.
 - iii. The dwelling shall be connected to all required utilities.
 - iv. The dwelling will have steps and/or porches which provide access to exterior doors, and which are comparable to steps and/or porches of conventionally constructed homes typically found in the surrounding neighborhood or zoning district in which it is to be located.
 - v. The dwelling contains no additions or rooms or other areas which are not constructed with materials similar to the original structure in appearance and quality of workmanship.

The foregoing standards shall not apply to a mobile home located in a licensed manufactured housing park except to the extent required by state or federal law or otherwise specifically required in the ordinance of the city pertaining to such parks.

AMEND ARTICLE 3 TO ADD ARTICLE 3, CHAPTER 12 – RESIDENTIAL INFILL OVERLAY DISTRICT

Chapter 12 Residential Infill Overlay District

3.1201 *Intent*

The Residential Infill Overlay District (RIOD) is intended to allow for diversity in housing stock and promote redevelopment of dated housing or vacant lots within existing single-family neighborhoods zoned R-1, One-Family Dwelling designated as RIOD on the official zoning map.

The RIOD provides an optional development process that allows for smaller one-family and two-family dwelling units to be located within an R-1 District which through design criteria, architectural standards, and dimensional restrictions, will be compatible with existing single-family residential neighborhoods. Housing permitted by the RIOD is intended to be constructed at a scale and design which is consistent with an existing neighborhood.

3.1202 *Applicability*

The RIOD shall only apply to those areas zoned R-1 and specifically designated on the official zoning map. Parcels with the RIOD overlay may be developed for uses permitted in the R-1 district subject to the regulations of the R-1 district. However, parcels with the RIOD overlay may also be developed with residential uses set for in Sec. 3.1203, subject to standards set forth in this Chapter.

Approval for uses permitted under this Chapter shall require an application for a zoning compliance permit in accordance with Section 6.701. Upon demonstration that the applicable standards set forth in this Chapter and of the R-1 Zoning District are met, a zoning compliance permit shall be issued.

3.1203 *General Standards*

- A. Permitted Uses. In addition to uses permitted in the R-1 District, two-family dwellings, and smaller one-family dwellings, shall be permitted as of right if the standards of Article 3, Chapter 12 of this ordinance are met.*
- B. Dimension Standards:*
 - 1. Two-family dwellings in the RIOD shall be subject to the standards applicable to properties in the R-1 District, as set forth in Sec. 2.301, Table 3 Dimension Standards.*
 - 2. Smaller One-family dwellings in the RIOD shall be subject to the standards applicable to properties in the R-1 District, as set forth in Sec. 2.301, Table 3 Dimension Standards.*
- C. Minimum Floor Area:*
 - 1. The minimum floor area per two-family and smaller one-family dwelling unit shall be eight hundred (800) square feet.*
- D. Trees:*
 - 1. All two-family and smaller one-family dwelling units must plant one (1) street tree in the right-of-way, one (1) in the front yard, and one (1) in the rear yard. The applicant shall show all existing, living trees which may count towards the requirements on a plot plan. The trees planted must follow the standard in Section 4.411 Planting Material Standards of the code and have a minimum height of 25 feet at full maturity unless using approved substitutes.*
 - 2. A right-of-way permit is necessary to install street trees in the right-of-way in accordance with Section 4.411.*

3. *Public Works reserves the right to waive the requirement for planting one (1) street tree in the right-of-way if existing utilities or public infrastructure make planting of a tree in the right-of-way unfeasible.*
4. *In order to provide flexibility for growth where existing trees from the surrounding property may make new tree growth difficult, a property owner may request a substitute of two (2) understory trees in lieu of one (1) deciduous or evergreen tree in the front yard and side yard. The understory tree should be a minimum of eight (8) feet in height at full maturity.*
5. *In the event any trees are damaged within six (6) months of planting, the Property Owner shall be required to replace the same.*

E. Garage Proportion of Front Façade.

1. *Dwellings in the RIOD which are two stories or larger shall not be subject to the calculation of the Garage Proportion of the Front Façade in Section 2.404.B(1)(c). Rather, the width of front-loaded garage doors may not exceed 50% of the total width of the combined total of the first and second-story facades.*

3.1204 *Design Standards for Two-Family Dwelling in the RIOD*

- A. *In addition to complying with the design standards set forth in this section, all proposed developments must be constructed in accordance with the Infill Overlay Design Guidelines.*
- B. *Two-Family Dwellings shall only be permitted on lots that are 45 feet in width or wider.*
- C. *The total livable square footage between both dwelling units shall not exceed 2,200 square feet.*
- D. *All standards set forth in Sec. 2.404 B.1 shall be met. In addition, buildings shall be designed to be compatible with the surrounding existing residential structures within the neighborhood. This shall be accomplished using the following criteria:*
 1. *Orientation.*
 - a. *Two-family dwellings may be oriented side-by-side, front-to-back, or with one (1) unit stacked on top of another.*
 - b. *Interior Lots. For interior lots, the primary building entrance shall be located in the front façade parallel to the street.*
 - c. *Corner Lots. For corner lots, the primary entrance shall face the street from which the structure derives its street address. However, two-family dwellings shall have a separate primary entrance per dwelling unit, with only one (1) primary entrance per street.*
 2. *Primary Entrances. Primary entrances for all two-family structures shall be clearly defined by at least one (1) of the following:*

- a. *A projecting or recessed entrance.*
- b. *Stoop or enclosed or covered porch, provided that an enclosed porch shall comply with required setbacks.*
- c. *Transom and/or side light window panels framing the door opening.*
- d. *Architectural trim framing the door opening.*

3. *Building Design.*

- a. *Two family dwellings are an allowed use on individual lots within the base One-Family Dwelling (R-1) zoning district of the Residential Infill Overlay District.*
- b. *These homes should be consistent in height, bulk, and scale with surrounding single-family residential uses.*
- c. *Other design elements:*
 - i. *Rooflines shall be of a similar pitch to the immediately adjacent neighboring structures.*
 - ii. *Architectural details such as window frames, cornices, gables, or other similar orientation should be similar to other structures in the neighborhood.*
 - iii. *Building must be articulated into intervals to be compatible with adjacent structures. Articulation methods include modulation, broken roof lines, and other building elements (chimneys, dormers entries, etc.).*
 - iv. *Higher quality architectural materials are encouraged (such as natural materials (brick, stone, etc.) hardy plank, aluminum, or lap siding or similar quality material).*
 - v. *All facades must meet the following requirements:*
 - 1. *A minimum of 30% of the building façade must utilize higher quality materials including, but not limited to,*

brick, stone, wood, hardy plank, aluminum, lap siding or similar quality material.

- 2. A maximum of 70% of the building façade may utilize vinyl siding. Vinyl siding must have a thickness of 0.50 mm or above.*
- 4. Owner Occupancy. One (1) of the dwelling units shall be owner-occupied. The dwelling unit that is leased shall be registered with the City as required in Article 26 of the City of Pontiac Municipal Code. All rentals must also comply with the requirements of Article VI, Chapter 22 of the Pontiac City Ordinances.*
- 5. Deed Restriction. A deed restriction enforceable by the City shall be recorded prior to the issuance of a building permit stipulating that the ADU will not be conveyed separately from the primary dwelling unit. An alternative form of security may be substituted if it meets the intent of this provision and is approved by the City Attorney.*
- 6. To maintain and reflect the traditional character of single-family dwelling units, projects shall include the following design elements:*
 - a. Facade modulation;*
 - b. Entry features that are dominant elements facing the street; and*
 - c. Utilization of a variety of high-quality materials that are new to the neighborhood and/or complemented to the surrounding neighborhood.*
- 7. In addition to the three (3) required design elements, applicants shall choose two (2) other design options from the following list:*
 - a. Architectural articulation in walls and roofs;*
 - b. Covered entry porch; and*
 - c. Second story step back or modulation; and*
 - d. Larger area of windows, used as architectural features, compared to other structures in the neighborhood on the front and side facades of the principal structure.*
- 8. Access and Parking. Access and Parking shall be provided in driveways and garages consistent with adjacent residential structures. All parking must comply with Article 4 Chapter 3 of the City of Pontiac Zoning Ordinance.*

- a. *Where rear access is available parking shall be located in the rear yard.*
- b. *Garages which face a public street shall be recessed or flushed with the line of the front wall of the dwelling. In no case shall the garage protrude beyond the rest of the structure.*
- c. *Two-family dwellings that are oriented front to back shall have a single driveway.*
- d. *Shared driveways shall be permitted on lots that have a width of 45 feet or more. The minimum driveway width for shared driveways shall be 18 feet. The maximum driveway width shall be 24 feet.*
- e. *All driveways must comply with the requirements of section 4.202.*

3.1205 *Design Standards for Smaller Single-Family Dwelling in the RIOD*

- A. *In addition to complying with the design standards set forth in this section, all proposed developments must be constructed in accordance with the Infill Overlay Design Guidelines.*
- B. *All standards set forth in Sec. 2.404 B.1 shall be met. In addition, buildings shall be designed to be compatible with the surrounding existing residential structures within the neighborhood. This shall be accomplished using the following criteria:*

- 1. *Orientation.*

- a. *Interior Lots. For interior lots, the primary building entrance shall be located in the front façade parallel to the street.*
- b. *Corner Lots. For corner lots, the primary entrance shall face the street from which the structure derives its street address.*

- 2. *Primary Entrances. Primary entrances for all two-family structures shall be clearly defined by at least one (1) of the following:*

- a. *A projecting or recessed entrance.*
- b. *Stoop or enclosed or covered porch, provided that an enclosed porch shall comply with required setbacks.*
- c. *Transom and/or side light window panels framing the door opening.*
- d. *Architectural trim framing the door opening.*

- 3. *Building Design.*

- a. *Smaller Single-Family Dwellings are an allowed use on individual lots within the base One-Family Dwelling (R-1) zoning district of the Residential Infill Overlay District.*
- b. *To maintain and reflect the traditional character of the neighborhood, in exchange for the smaller dwelling size, the projects shall include the following design elements:*
 - i. *Facade modulation;*
 - ii. *Entry features that are dominant elements facing the street; and*
 - iii. *Utilization of a variety of high-quality materials that are new to the neighborhood and/or complemented to the surrounding neighborhood.*
- c. *In addition to the three (3) required design elements, applicants shall choose two (2) other design options from the following list:*
 - i. *Architectural articulation in walls and roofs;*
 - ii. *Covered entry porch; and*
 - iii. *Second story step back or modulation; and*
 - iv. *Larger area of windows, used as architectural features, compared to other structures in the neighborhood on the front and side facades of the principal structure.*
- d. *Other design elements:*
 - i. *Rooflines shall be of a similar pitch to the immediately adjacent neighboring structures.*
 - ii. *Architectural details such as window frames, cornices, gables, or other similar orientation should be similar to other structures in the neighborhood.*
 - iii. *Building must be articulated into intervals to be compatible with adjacent structures. Articulation methods include modulation,*

broken roof lines, and other building elements (chimneys, dormers entries, etc.).

- iv. *Higher quality architectural materials are encouraged (such as natural materials (brick, stone, etc.) hardy plank, aluminum, or lap siding or similar quality material).*
- v. *All facades must meet the following requirements:*
 - 1. *A minimum of 30% of the building façade must utilize higher quality materials including, but not limited to, brick, stone, wood, hardy plank, aluminum, lap siding or similar quality material.*
 - 2. *A maximum of 70% of the building façade may utilize vinyl siding. Vinyl siding must have a thickness of 0.50 mm or above.*

4. *Access and Parking Access and Parking shall be provided in driveways and garages consistent with adjacent residential structures. All parking must comply with Article 4 Chapter 3 of the City of Pontiac Zoning Ordinance.*

- a. *Where rear access is available parking shall be located in the rear yard.*
- b. *Garages which face a public street shall be recessed or flushed with the line of the front wall of the dwelling. In no case shall the garage protrude beyond the rest of the structure.*
- c. *Shared driveways shall be permitted on lots that have a width of 45 feet or more. The minimum driveway for shared driveways width shall be 18 feet. The maximum driveway width shall be 24 feet.*
- d. *All driveways must comply with the requirements of section 4.202.*

AMEND ARTICLE 7, CHAPTER 2, SECTION 7.201 TO ADD THE FOLLOWING DEFINITIONS:

Smaller Single-Family Dwelling. *A building designed exclusively for residential occupancy by not more than one family which must meet all criteria set forth in Article 3, Chapter 12.*

Tree, Understory. *A flowering or ornamental tree which has a small to medium size at maturity.*

Two-Family Dwelling. *See Two-Family Dwelling Unit.*

CONSENT AGENDA F



CITY COUNCIL RESOLUTION APPOINTING LINDA WATSON TO THE PONTIAC VEBA BOARD OF TRUSTEES

Whereas, for the City of Pontiac VEBA Declaratory Trust Agreement, under the terms of the Settlement Agreement, the Pontiac City Council appoints one trustee on the City of Pontiac VEBA Board of Trustees; and,

Whereas, Ms. Linda Watson has been serving as Council-appointed trustee on the City of Pontiac VEBA Board of Trustees, following the Pontiac City Council appointment by Council Resolution adopted on November 19, 2019; now,

HEREBY, BE IT RESOLVED, the Pontiac City Council reappoints Linda Watson to continue serving as a Trustee on the City of Pontiac VEBA Board of Trustees, under the City of Pontiac VEBA Declaratory Trust Agreement; and further

RESOLVED, the City Council acknowledges and thanks Ms. Watson for her years of thorough service to the City of Pontiac and the City's retirees in this capacity.

PONTIAC CITY COUNCIL • Pontiac, Michigan • April 16, 2024

Mike McGuinness, Council President

Mikal Goodman, Councilmember

Brett Nicholson, Councilmember

Melanie Rutherford, Councilmember

William A. Carrington, President Pro Tem

Kathalee James, Councilmember

William Parker, Jr., Councilmember



CONSENT AGENDA G



CITY OF PONTIAC RESOLUTION RECOGNIZING OAKLAND COUNTY SHERIFF DEPARTMENT COMMUNITY POLICING TEAM EFFORTS WITH 2024 EASTER EGG HUNT ACTIVITIES

Whereas, the City of Pontiac, Michigan on an ongoing basis strives to acknowledge community organizations and individuals who have had a profound impact of elevating the community; and,

Whereas, the Oakland County Sheriff Department Community Policing team has worked hard to build and continue a number of signature community-wide activities that Pontiac families look forward to annually; and,

Whereas, the Sheriff Department Community Policing team's Easter Egg Hunt is one of those anticipated annual signature activities; and,

Whereas, this year the Community Policing team actively partnered with the City of Pontiac Youth Recreation team to expand the Easter Egg Hunt and take on a broader Spring Fest theme, and it was a very successful event; and,

Whereas, Pontiac families look forward to the Easter Egg Hunt tradition continuing for years to come, along with the other Sheriff Department Community Policing signature community-wide activities; now,

THEREFORE, BE IT RESOLVED, the Pontiac City Council formally recognizes and thanks the Oakland County Sheriff Department and their Community Policing team for their leadership and hard work in making the 2024 Easter Egg Hunt a successful and well-attended community event in Pontiac; and further

RESOLVED, the City Council, on behalf of the entire Pontiac community, acknowledges the continued efforts of the Sheriff Department Community Policing team; and further

RESOLVED, the City of Pontiac is eager to continue partnering and collaborating with the Oakland County Sheriff Department on future community-building, violence-preventing, information-sharing, resource-providing, and positivity-spreading initiatives.

PONTIAC CITY COUNCIL • Pontiac, Michigan • April 16, 2024

Mike McGuinness, Council President

William A. Carrington, President Pro Tem

Mikal Goodman, Councilmember

Kathalee James, Councilmember

Brett Nicholson, Councilmember

William Parker, Jr., Councilmember

Melanie Rutherford, Councilmember

CONSENT AGENDA I



PONTIAC CITY COUNCIL RESOLUTION REQUESTING WRITTEN TIMELINE FOR MARTIN LUTHER KING, JR. BOULEVARD BRIDGE RECONSTRUCTION PROJECT

Whereas, the Martin Luther King, Jr. Boulevard South Bridge has been closed since August 2022 when Pontiac Mayor Tim Greimel received alarming engineering reports identifying the serious structural failures of the bridge and that it was an immediate danger for both vehicles and pedestrians to further use the bridge; and,

Whereas, members of the Pontiac community are understandably frustrated by the logistical challenges and transportation inconveniences posed by the long-term closure of this major thoroughfare at the closed bridge; and,

Whereas, the City of Pontiac has been blessed to receive recent state and federal appropriations that would cover the bulk of the massive costs associated with the engineering, demolition, and reconstruction of this bridge; and,

Whereas, the Mayor and Administration has provided various verbal time projections and estimates for different stages of the project, but has been informed by the City Council that we want a clearer understanding of the project's timeline for both the Council and the community as a whole to have an exact outline of the current and future steps in the process; now,

Therefore, Be It Resolved, the Pontiac City Council hereby formally requests from the Mayor of Pontiac an explicit timeline on the City of Pontiac demolition and reconstruction project for the Martin Luther King, Jr. Boulevard South Bridge, from the start of the process to completion; and further

Resolved, the City Council requests that the timeline be provided in writing.

Pontiac City Council • Pontiac, Michigan • April 16, 2024

Mike McGuinness, *Council President*

William A. Carrington, *President Pro Tem*

Mikal Goodman, *Councilmember*

Kathalee James, *Councilmember*

Brett Nicholson, *Councilmember*

William Parker, Jr., *Councilmember*

Melanie Rutherford, *Councilmember*

#2

ORDINANCE



Resolution of the Pontiac City Council to Approve the First Reading of Municipal Code Text Amendments to Article IV Stormwater Control, Division 1, Sections 118-408 and 118-409 to Clarify the Process and Recording Requirements for Stormwater Control Long-Term Maintenance Agreements.

At a meeting of the City Council ("Council") of the City of Pontiac, County of Oakland, State of Michigan (the "City") at a meeting held on April 9, 2024, at 47450 Woodward Ave, Pontiac, MI 48342 at 6:00p.m., there were:

PRESENT:

ABSENT:

The following preambles and resolution were offered by _____ and seconded by _____:

WHEREAS, before the City of Pontiac City Council is consideration of amendments to the Municipal Code Article IV-Stormwater Control, Division 1, Sections 118-408 and 118-409 to Clarify the Process and Recording Requirements for Stormwater Control Long-Term Maintenance Agreements.

WHEREAS, the City of Pontiac City Council finds it is in the best interest for the health, safety, and welfare, to approve the amendments to the Municipal Code as presented.

NOW THEREFORE BE IT RESOLVED that the Pontiac City Council hereby adopts the first reading of the amendments to the City of Pontiac's Municipal Code as presented to the City Council on April 9, 2024.

A roll call vote on the foregoing resolution was taken, the result of which is as follows:

YES: _____

NO: _____

ABSTAIN: _____

THE RESOLUTION WAS THEREUPON DECLARED ADOPTED.

CERTIFICATION

I, the undersigned, the duly qualified and acting Clerk if the City of Pontiac, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council at a regular meeting held on April 9, 2024, the original of which is on file in my office, and that such meeting was conducted and public notice thereof was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended, and that minutes of such meeting were kept and are available as required by such Act.

By: _____
Its: City Clerk

Dated: _____

118-408 Long-term maintenance agreement provisions.

1. *Purpose of maintenance agreement.* The purpose of the maintenance agreement is to provide the means and assurance that maintenance of stormwater BMPs shall be undertaken.
2. *Maintenance agreement required.*
 - a. A maintenance agreement shall be submitted to the City, for review by the city's engineer or his/her designee and the city attorney, for all development, and shall be subject to approval in accordance with the stormwater plan. A formal maintenance plan shall be included in the maintenance agreement.
 - b. Maintenance agreements shall be approved by the City Council prior to final subdivision plat or condominium approval, as applicable, and prior to construction approval in other cases.
 - c. A maintenance agreement is not required to be submitted to the City for drains that will be maintained by the Oakland County Water Resource Commissioner.
3. *Maintenance agreement provisions.*
 - a. The maintenance agreement shall include a plan for routine, emergency, and long-term maintenance of all stormwater BMPs, with a detailed annual estimated budget for the initial three years, and a clear statement that only future maintenance activities in accordance with the maintenance agreement plan shall be permitted without the necessity of securing new permits. Written notice of the intent to proceed with maintenance shall be provided by the party responsible for maintenance to the City at least 14 days in advance of commencing work.
 - b. The maintenance agreement shall be binding on all subsequent owners of land served by the stormwater BMPs and shall be recorded in the office of the Oakland County Register of Deeds prior to the effectiveness of the approval of the city council at the property owner's expense.
 - c. If it has been found by the City Council, following notice and an opportunity to be heard by the property owner, that there has been a material failure or refusal to undertake maintenance as required under this ordinance and/or as required in the approved maintenance agreement as required hereunder, the City shall then be authorized, but not required, to hire an entity with the qualifications and experience in the subject matter to undertake the monitoring and maintenance as so required, in which event the property owner shall be obligated to advance or reimburse payment (as determined by the City) for all costs and expenses associated with such monitoring and maintenance, together with a reasonable administrative

fee. The maintenance agreement is required under this ordinance to contain a provision detailing this requirement and, if the applicant objects in any respect to such provision or the underlying rights and obligations, such objection shall be resolved prior to the commencement of construction of the proposed development on the property.

118-409 Recording.

The City shall record the approved maintenance agreement with the Oakland County, Michigan Register of Deeds along with a copy of the approved resolution. The cost of the recording shall be borne by the property owner. No long-term maintenance permit shall be recorded prior to the City's approval. The long-term maintenance agreement shall run with the land and be binding on the property owner and any successors or assigns.

118-408 Long-term maintenance agreement process provisions.

The long-term maintenance agreement shall be between the owner of the property on which the stormwater control system is constructed and the City. The City will approve long-term maintenance agreement for the project pursuant to this article that identifies, among other things, the limits of the stormwater control system, the party responsible for maintenance, and the activities required to ensure that the system functions effectively. Long-term maintenance shall begin after construction of the stormwater control system has been completed, the City has performed a final inspection of the completed stormwater control system which it approves, and the City has received the engineer's certificate of construction for the completed stormwater control system. After the City's approval of the final inspection of the stormwater system and the City receives the engineer's certificate of construction for the completed stormwater system and prior to the expiration date of the construction permit, the property owner shall obtain a resolution issued by City Counsel to execute the long-term maintenance agreement on behalf of City in accordance with this article and the rules promulgated pursuant to this article. The City will not release the construction permit and financial assurance until all the above are completed.

1. *Purpose of maintenance agreement.* The purpose of the maintenance agreement is to provide the means and assurance that maintenance of stormwater BMPs shall be undertaken.
2. *Maintenance agreement required.*
 - a. A maintenance agreement shall be submitted to the City, for review by the city's engineer or his/her designee and the city attorney, for all development, and shall be subject to approval in accordance with the stormwater plan. A formal maintenance plan shall be included in the maintenance agreement.
 - b. Maintenance agreements shall be approved by the City Council prior to final subdivision plat or condominium approval, as applicable, and prior to construction approval in other cases.
 - c. A maintenance agreement is not required to be submitted to the City for drains that will be maintained by the Oakland County Water Resource Commissioner.
3. *Maintenance agreement provisions.*
 - a. The maintenance agreement shall include a plan for routine, emergency, and long-term maintenance of all stormwater BMPs, with a detailed annual estimated budget for the initial three years, and a clear statement that only future maintenance activities in accordance with the maintenance agreement plan shall be permitted without the necessity of securing new permits. Written notice of the intent to proceed with maintenance shall be provided by the

party responsible for maintenance to the City at least 14 days in advance of commencing work.

- b. The maintenance agreement shall be binding on all subsequent owners of land served by the stormwater BMPs and shall be recorded in the office of the Oakland County Register of Deeds prior to the effectiveness of the approval of the city council at the property owner's expense.
- c. If it has been found by the City Council, following notice and an opportunity to be heard by the property owner, that there has been a material failure or refusal to undertake maintenance as required under this ordinance and/or as required in the approved maintenance agreement as required hereunder, the City shall then be authorized, but not required, to hire an entity with the qualifications and experience in the subject matter to undertake the monitoring and maintenance as so required, in which event the property owner shall be obligated to advance or reimburse payment (as determined by the City) for all costs and expenses associated with such monitoring and maintenance, together with a reasonable administrative fee. The maintenance agreement is required under this ordinance to contain a provision detailing this requirement and, if the applicant objects in any respect to such provision or the underlying rights and obligations, such objection shall be resolved prior to the commencement of construction of the proposed development on the property.

118-409 Recording.

~~After the City's approval of the long-term maintenance agreement, the long-term maintenance permit together with the resolution shall be recorded at the Oakland County, Michigan Register of Deeds.~~ The City shall record the approved maintenance agreement with the Oakland County, Michigan Register of Deeds along with a copy of the approved resolution. The cost of the recording shall be borne by the property owner. No long-term maintenance permit shall be recorded prior to the City's approval. The long-term maintenance agreement shall run with the land and be binding on the property owner and any successors or assigns.

(Ord. No. 2412, 6-6-23)

#3

RESOLUTION



PONTIAC CITY COUNCIL RESOLUTION FOLLOWING UP ON PREVIOUS RESOLUTION ABOUT HOUSING COMMISSION VACANCY

Whereas, the City of Pontiac strives to improve the quality of life for all its citizens, including in the field of housing quality, housing affordability, and housing access, and the Pontiac Housing Commission was established many decades ago to alleviate deficiencies in housing quality, housing affordability, and housing access; and,

Whereas, Act No. 18 of the Public Acts of Michigan of 1933 establishes the rights and responsibilities of a municipality to establish a housing commission, including requirements to have a resident a tenant of public housing or subsidized housing as a voting member of a housing commission; and,

Whereas, in Chapter 42, Article V, Section 177 of the City of Pontiac Municipal Code, subsection (a) states: "The housing commission shall consist of five members, who shall be appointed by the mayor. One member of the commission shall be a tenant of public housing or subsidized housing as provided in this subsection"; and,

Whereas, the term of the Pontiac Housing Commission member who held the seat designated for a tenant of public housing or subsidized housing has expired and the Mayor has not made an appointment to that tenant seat vacancy over multiple months, preventing the Housing Commission from being at full capacity; and,

Whereas, on February 20, 2024 the Pontiac City Council voted to adopt a Resolution calling upon the Mayor of Pontiac to make an appointment to the Pontiac Housing Commission to fill the tenant vacancy, and to communicate to the City Council in writing when he had made an appointment; now,

Therefore, Be It Resolved, the Pontiac City Council hereby calls upon the Mayor once more to fulfill his responsibility outlined in the Municipal Code to make an appointment to the Pontiac Housing Commission to fill the tenant seat vacancy; and further

Resolved, the City Council reiterates our request to the Mayor to communicate to the City Council in writing when he has made an appointment and filled this vacancy.

Pontiac City Council • Pontiac, Michigan • April 16, 2024

Mike McGuinness, Council President

William A. Carrington, President Pro Tem

Mikal Goodman, Councilmember

Kathalee James, Councilmember

Brett Nicholson, Councilmember

William Parker, Jr., Councilmember

Melanie Rutherford, Councilmember

#4

RESOLUTION



PONTIAC CITY COUNCIL RESOLUTION EXPRESSING SUPPORT FOR REINSTATEMENT OF \$400 MONTHLY BENEFIT FOR CITY RETIREES

Whereas, the ongoing legal and financial matters involving City of Pontiac retired employees' various retirement systems structuring and benefit plans have spanned many years and has played out in multiple legal forums; and,

Whereas, City of Pontiac retired employees worked hard during their time of employment with the City and earned their retirement benefits, but have had to endure many years of disruption and uncertainty as they have awaited the outcome of these ongoing deliberations; and,

Whereas, the City of Pontiac, the Pontiac Reestablished General Employees Retirement System, and the City of Pontiac Retired Employees Association (CPREA) have been actively negotiating to finalize an agreement acceptable to all three entities that would, as part of the agreement, include the reinstatement of a \$400 monthly benefit stipend to all City of Pontiac retired employees, contingent on the system's continued solvency and adequate fund balances; and,

Whereas, the City of Pontiac has continued to negotiate in good faith, and labored to reach to a point of mutual agreement, and has made a latest offer to the CPREA which also includes the reinstatement of the \$400 monthly benefit stipend to our City's retirees, and the City is currently awaiting a determination and response from the CPREA organization on this offer; and,

Whereas, the City Council strives to ensure timely and favorable outcomes can be reached that are agreeable to all parties and advances the ultimate goal of providing adequate benefits for the City's past retirees while balancing the need for strong financial stewardship of the City's resources and, in particular, never jeopardizing the City's retired employees' pension benefits; now,

THEREFORE, BE IT RESOLVED, the Pontiac City Council firmly and clearly states our position of strong support for the permanent reinstatement of the \$400 monthly benefit stipend to all City of Pontiac retired employees, with necessary safeguards built in to ensure retirees' hard-earned pension benefits are never jeopardized; and further

RESOLVED, the City Council strongly urges the City of Pontiac Retired Employees Association to accept the City's latest offer and expedite the finalization of negotiations that, if agreed upon, would finally resolve these ongoing unresolved matters, strengthen the financial health of both the REGERS and the VEBA, and, very importantly, lead to the permanent reinstatement of the \$400 monthly benefit stipend to our City's retirees.

Pontiac City Council • Pontiac, Michigan • April 16, 2024

Mike McGuinness, *Council President*

William A. Carrington, *President Pro Tem*

Mikal Goodman, *Councilmember*

Kathalee James, *Councilmember*

Brett Nicholson, *Councilmember*

William Parker, Jr., *Councilmember*

Melanie Rutherford, *Councilmember*

#5

RESOLUTION



PONTIAC CITY COUNCIL RESOLUTION REQUESTING AN EVALUATION OF DOWNTOWN PARKING EFFECTIVENESS

Whereas, the existing City of Pontiac Municipal Code has included the establishment and enforcement of paid on-street parking of certain central streets within downtown Pontiac for decades; and,

Whereas, the code enforcement of those ordinances for paid on-street parking within downtown Pontiac has been inconsistent through the years, including times when it was rarely or never enforced, though the City of Pontiac's present expanded code enforcement team has worked diligent to enforce the existing code; and,

Whereas, the City of Pontiac reactivated previously installed parking kiosks in the downtown, as well as initiated a mobile application to also facilitate payment of parking fees, with November 2023 witnessing the initiation of warnings for downtown parking enforcement violations and December 2023 witnessing the initiation of parking tickets for downtown parking enforcement violations; and,

Whereas, Administration has made constructive changes to the ongoing enforcement of the ordinance-prescribed paid on-street parking requirements in our downtown since that late 2023 implementation, and is also looking to engage with a new vendor for new and reliable parking payment kiosks; now,

Therefore, Be It Resolved, the Pontiac City Council hereby formally requests a six-month milestone group evaluation of the mission, effectiveness, and benefits of paid on-street parking in downtown Pontiac and the related enforcement efforts; and further

Resolved, the City Council requests that the evaluation group be comprised of a cross-section of City Administration staff, City Councilmembers, downtown business owners or operators, city residents, and other downtown stakeholders; and further

Resolved, the City Council requests that the evaluation group's findings be reported back to the City Council.

Pontiac City Council • Pontiac, Michigan • April 16, 2024

Mike McGuinness, *Council President*

William A. Carrington, *President Pro Tem*

Mikal Goodman, *Councilmember*

Kathalee James, *Councilmember*

Brett Nicholson, *Councilmember*

William Parker, Jr., *Councilmember*

Melanie Rutherford, *Councilmember*

#6

RESOLUTION



PONTIAC CITY COUNCIL RESOLUTION

Calling for Proactive Safety Strategies to Protect North Hill Farms Residents

Whereas, the City of Pontiac should be a safe, positive, and uplifting community for all of our residents in every neighborhood, in every apartment complex, and on every street; and,

Whereas, the North Hill Farms complex in the City of Pontiac is home to thousands of Pontiac residents and is located within Pontiac's District Three boundaries, where that district's City Councilperson Mikal Goodman has labored to build up community engagement within the complex and has pursued strategies that would improve the residents' quality of life; and,

Whereas, numerous serious public safety challenges in the North Hill Farms complex has resulted in Oakland County Sheriff Department responding to multiple serious incidents in recent months alone, and there have even been shootings and fatalities; and,

Whereas, no resident of North Hill Farms and no resident anywhere in our great City should have to live with the threat of gun violence erupting around them and threatening their wellbeing, or the wellbeing of their children and family; and,

Whereas the Pontiac City Council has approved the budgetary actions, contract engagement, and hiring pursuits Mayor Tim Greimel and the City's Administration has proposed for the proactive Project Ceasefire initiative, in collaboration with the National Network for Safe Communities, and is eager to see that initiative launch in our City; now, therefore be it

Resolved, the Pontiac City Council hereby condemns the recent acts of violence that have recent transpired in or around the North Hill Farms complex; and further

Resolved, the City Council is eager to see the proactive strategies of the Project Ceasefire implemented as soon as practicably possible; and further

Resolved, the City Council requests that Pontiac Mayor Tim Greimel and the City's Administration consider and propose proactive safety strategies to protect North Hill Farms residents; and further

Resolved, the City Council acknowledges the consistent post-incident updates from the Oakland County Sheriff Department as they occur in our City, and welcomes the continued informational updates from the Sheriff Department.

Pontiac City Council • Pontiac, Michigan • April 16, 2024

Mike McGuinness, *Council President*

Mikal Goodman, *Councilmember*

Brett Nicholson, *Councilmember*

Melanie Rutherford, *Councilmember*

William A. Carrington, *President Pro Tem*

Kathalee James, *Councilmember*

William Parker, Jr., *Councilmember*

#7

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

ECONOMIC DEVELOPMENT DIVISION

TO: Honorable City Council

FROM: Alicia Martin, Purchasing Manager
Deborah Younger, Manager of Economic Development
Jack McIntyre, Manager of Code Enforcement

CC: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 9, 2024

RE: **Resolution For Approval to Execute a Three-Year Contract with Flowbird to Install and Maintain Parking Meters in Downtown Pontiac**

The Economic Development, Code Enforcement, and Purchasing Managers are requesting the City Council's approval to purchase 13 of the Flowbird Terminal CWT C S4+ Hardware and Ongoing Services of the WebOffice Professional Edition and PartSmart Parts Exchange. The purchase will include touch screen technology (CWT) Installation. The annual one-time cost to purchase the hardware is \$103,675. The cost of the on-going annual services, for a three-year period is \$14,352. The one-time cost for the CWT installation is \$6,500.

The FlowBird kiosks will replace the current meters located in downtown Pontiac that often require almost daily maintenance and repair. Flowbird is the largest provider of kiosks. The kiosks are weather-resistant and include features such as allowing electronic payments, solar power pay stations, and amber alerts notifications.

The Flowbird contract will be for three (3) years, for an amount Not-to-Exceed \$150,000. The funds would be expended from GL account 285-690-818035-PRKING.

Based on the information contained here, Economic Development, Code Enforcement and Purchasing recommend that the Pontiac City Council approve a three-year contract with Flowbird to install and maintain parking meter kiosks in Downtown Pontiac for an amount Not-to-Exceed \$150,000 the first year, and \$14,352 years two and three.



CITY OF PONTIAC CITY COUNCIL

RESOLUTION REQUESTING THE APPROVAL TO EXECUTE A CONTRACT WITH FLOWBIRD FOR PARKING METERS, INSTALLATION, SOFTWARE AND MAINTENANCE

WHEREAS, Purchasing is requesting approval to procure the Flowbird hardware, on-going services and installation of new parking meter kiosks; and

WHEREAS, the Flowbird kiosks would alleviate current parking meter problems being experienced and allow electronic payment; and

WHEREAS, the procurement of these services is through Sourcewell Cooperative which the City is a member of; and

WHEREAS, the Flowbird contract is for three (3) years, for an amount Not-to-Exceed \$150,000 to be expended from GL account 285-690-818035-PRKING; and

WHEREAS, utilizing services through a cooperative is in compliance with the City's Municipal Code, Article VI, Division II, Sections 2-517 through 2-519, pertaining to major purchases.

NOW THEREFORE BE IT RESOLVED that the City Council authorizes the Mayor or Mayor's Designee to execute a three-year contract with Flowbird to install the hardware and parking meter kiosks in Downtown Pontiac and provide on-going maintenance services for an amount Not-to-Exceed \$150,000 from GL account 285-690-818035-PRKING.

FOR THE CITY:

FOR THE CITY COUNCIL:

City Council



Proposal for: Pontiac, MI

By: Ed Kinkade
ed.kinkade@flowbird.group
856-234-8000

Quote valid to: May 4, 2024
Sourcewell Co-Op: 080321-PRK

EXPERIENCE AND BACKGROUND

Flowbird is the largest provider of on-street parking solutions in the world. In January 2018, Parkeon and Cale merged together to change the urban mobility landscape and reinforced its position of Global Worldwide Leader in Urban Intelligence and Mobility. The name of the new entity is Flowbird Group. Together we have more than 100 combined years of experience in the parking industry with systems in more than 60 countries.

We design and manufacture equipment, provide an Open Platform for software and back office applications, act as a global integrator in Mobility (Parking and Transit) and provide secure hosting Services. We pride ourselves on having unique core competencies in supplying solar powered open architecture devices, electronic payments and Big Data Analytics.



Focus on Innovation and Smart City Initiatives

To ensure that we are providing top of the line products and cutting-edge systems at reasonable costs for our customers, we invest over \$20 million in Research & Development each year. We have spent significant resources in developing upgradable equipment and systems to help protect our clients' investments. This investment has allowed us to be truly innovative for our clients, enabling them to meet key Smart City initiatives such as:

- **Simplify Mobility to Citizens** with Better Data Management through our Open Big Data Suite
- **Partner with cities** to Optimize Downtown Revenue, providing secure flexible payment options and the capability to generate additional revenue through local merchant and advertising
- **Safer Communities** via messaging such as Amber Alerts on display screens throughout the City
- **Stronger Communication** with our dynamic City News and Banner Ads features
- **Sustainable Approach** through the use of solar power pay stations capable of remote rate changes to better manage traffic congestion





Flowbird - Confidential Quotation
For: Pontiac, MI

Quote Issued: April 4, 2024

Quote Expires: May 4, 2024

Quote Name: Pontiac MI

Bill To:
Pontiac, MI
47450 Woodward Avenue
Michigan
Pontiac
48342

Contact:
Pontiac, MI

Sourcewell Co-Op: 080321-PRK

HARDWARE

PRODUCT NAME	QUANTITY	UNIT PRICE	YEAR ONE TOTAL
Terminal CWT C S4+ Collection system / Pedestal : <i>Pedestal standard</i> Power supply : <i>Solar panel 13W - USA</i> Connection : <i>4G</i> Payment : <i>A1000, M1000 Bankcard, Standard coin selector</i> Options : <i>N/A</i> Color : <i>N/A</i> Locks : <i>N/A</i> Zone indicator : <i>N/A</i>	13	\$7975	\$103675
Annual Total			\$103675

ON-GOING SERVICES

PRODUCT NAME	QUANTITY	SALES PRICE	YEAR ONE TOTAL	YEAR TWO TOTAL	YEAR THREE TOTAL
WebOffice Professional Edition	13	\$744	\$9672	\$9672	\$9672
PartSmart Parts Exchange	13	\$360	\$4680	\$4680	\$4680
Annual Total			\$14352	\$14352	\$14352

GENERAL SERVICES

PRODUCT NAME	QUANTITY	SALES PRICE	TOTAL
CWT Installation	13	\$500	\$6500
Annual Total			\$6500

TOTAL COSTS

YEAR ONE TOTAL	YEAR TWO TOTAL	YEAR THREE TOTAL
\$124527	\$14352	\$ 14352

This quote is provided by Cale America Inc d/b/a Flowbird. Flowbird was created in 2018 as a result of the world-wide merger between the Cale Group and Parkeon Group. All prices stated are exclusive of taxes and shipping costs unless specifically itemized in this quotation. Customer is responsible for all taxes or providing proof of tax-exempt status. By accepting this order, Customer agrees to be bound by all applicable terms and conditions or terms of existing contract(s) between Customer and Flowbird for the same products and services, if any:

Accepted by: _____ Date: ____/____/____

Trusted by the Leading Organizations Around the Globe

The core customer base of Flowbird is municipalities, transit agencies, and universities. Our team supports transit and parking solutions for major organizations across the US including:



Municipalities

Alexandria, VA
Atlanta, GA
Austin, TX
Baltimore, MD
Boston, MA
Detroit, MI
Chicago, IL
Coral Gables, FL
Fort Worth, TX
Hartford, CT
Indianapolis, IN
Las Vegas, NV
Memphis, TN
Miami, FL
Minneapolis, MN
New York, NY
Oklahoma City, OK
Philadelphia, PA
Pittsburgh, PA
Providence, RI
Sacramento, CA
San Antonio, TX
St. Louis, MO
Seattle, WA
Syracuse, NY
Tacoma, WA
Washington, DC

Transit Agencies

Community Transit (Everett, WA)
C-Tran (Vancouver, WA)
Lane Transit (Eugene, OR)
Loop Trolley (St. Louis, MO)
M1-Rail (Detroit, MI)
METRO Houston
METRO Minneapolis/St. Paul
New Jersey Transit
New York City Transit
Portland Streetcar
Sacramento RT

Universities

Clemson University
Florida International University
Harvard University
Old Dominion University
Southern Illinois University
State University of New York
Texas Tech University
University of Arkansas
University of Florida
University of Maryland
University of North Florida
University of Oklahoma
University of San Diego
University of Texas
Washington State University

Systems in 55 Countries



Flowbird is a global supplier, demonstrating our ability to build solutions based on a wide range of needs. We have systems in the largest cities around the globe including: Amsterdam, Barcelona, Madrid, Milan, Munich, Paris, London, Rome, and Toronto.

#8

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM ECONOMIC DEVELOPMENT DIVISION

TO: Honorable City Council

FROM: Deborah Younger, Manager of Economic Development

CC: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 16, 2024

RE: **Resolution to Authorize the Sale of 494 Bloomfield Avenue, (64-19-04-107-021) to Pontiac Community Developers LLC for a Housing Development and to Enter into Purchase and Development Agreement**

The Economic Development Division requests authorization to sell 494 Bloomfield Avenue, 64-19-04-107-021, to Pontiac Community Developers, LLC for a new housing project.

The company plans to build a residential home, 1,500 to 1,600 square feet. The purchase price for the parcel is established at One-Thousand-Dollars (\$1,000.00). Pontiac Community Developers, LLC will be responsible for applying for and receiving approval from the City's Planning Division for all site plans, variances and necessary permits required for construction. While it is anticipated that construction will be completed within one year following the purchase, the Development and Purchase Agreement will include a reversion clause if the project is not finished in a reasonable timeframe.

Funding partners for this project are Kenan Basha and Abdul Skakfa. First Merchants Private Wealth Advisors, a division of First Merchants Bank, has provided a Proof of Funds Letter in the amount of \$680,000.00.

Alaa Sabee, PMP, is the Project Director and a licensed State of Michigan builder. Mr. Sabee holds a master's degree in construction management from Wayne State University. His commercial projects include the Wayne State University's STEM building and Michigan State University Federal Credit Union Headquarters building located in Auburn Hills. Sabee has also developed residential homes in Pontiac, Auburn Hills, Clarkston, and Bloomfield Hills.

A public hearing to sell parcel 64-19-04-107-021, 494 Bloomfield Avenue, took place on October 1, 2023, in compliance with the Pontiac Home Rule Charter, Section 3.113 where City Council approved the sale of the listed city-owned properties.

Based on the staff's review of this project, the Economic Development Manager recommends that the Pontiac City Council approve the sale of 494 Bloomfield Avenue, 64-19-04-107-021 to Pontiac Community Developers, LLC for One-Thousand-Dollars (\$1,000.00).



CITY OF PONTIAC CITY COUNCIL

RESOLUTION TO SELL THE PROPERTY LOCATED AT 494 BLOOMFIELD AVE. (64-19-04-107-021) TO PONTIAC COMMUNITY DEVELOPERS, LLC IN ACCORDANCE WITH SECTION 3.113 OF THE PONTIAC HOME RULE CHARTER

WHEREAS, the Economic Development intends to sell the vacant redevelopment lot known as 494 Bloomfield Avenue, 64-19-04-107-021, Exhibit A; and

WHEREAS, the Economic Development has established the purchase price for the parcel at One-Thousand-Dollars (\$1,000.00); and

WHEREAS, the Pontiac City Council authorized holding a public hearing held on October 10, 2023, to sell various city-owned parcels including 494 Bloomfield, 4-19-04-107-021; and

WHEREAS, 494 Bloomfield Ave. will be developed into a colonial or ranch style home, 1,500 to 1,600 sq. ft.; and

WHEREAS, the Purchaser is responsible for obtaining approvals from the Planning Division for site plans, permits and any variances required for construction; and

WHEREAS, any variances required for construction must be reviewed and approved by the City of Pontiac's Planning Division; and

WHEREAS, a Development Agreement and Purchase Agreement will contain a reversion clause based upon the estimated timeframe for completion of the proposed housing project.

NOW THEREFORE BE IT RESOLVED that the Pontiac City Council authorizes the sale of 494 Bloomfield, Parcel No. 64-19-04-107-021, to Pontiac Community Developers, LLC for One-thousand Dollars (\$1,000.00).

BE IT FURTHER RESOLVED that City Council authorizes the Mayor or the Mayor's Designee to execute the Purchase and Development Agreements based on the terms described herein.

FOR THE CITY:

FOR THE CITY COUNCIL:

City Council

APPROVED AS TO FORM:

A handwritten signature in cursive script, appearing to read "John A. Hurley", is written over a horizontal line.

City Attorney

Exhibit A

494 Bloomfield Ave. (64-19-04-107-021): T2N, R10E, SEC 04 BLOOMFIELD HILLS ADD LOT 166

#9

RESOLUTION



CITY OF PONTIAC OFFICIAL MEMORANDUM

TO: Honorable City Council

FROM: Alicia Martin, Purchasing Manager
Deborah Younger, Economic Development Manager
Rachel Loughrin, Community Development Director

CC: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 16, 2024

RE: **RESOLUTION TO APPROVE ENTERING INTO AGREEMENTS WITH COMPANIES TO PROVIDE TECHNICAL ASSISTANCE SERVICES TO PONTIAC SMALL BUSINESS OWNERS**

The Community Development Department and the Purchasing Division request approval for the City to execute agreements with companies to provide technical assistance to small business owners in the City of Pontiac. This project aims to help small businesses adversely affected by the COVID-19 pandemic.

Technical assistance services will include but are not limited to financial consulting, marketing strategies, business planning, legal advice, and technological support. The technical assistance providers will tailor their services to meet the needs of small businesses, as identified in **Exhibit A**.

Companies that were interested in providing the described services submitted bid proposals in accordance with the City's purchasing ordinance. Those companies underwent a thorough evaluation process to ensure their ability to deliver high-quality services effectively.

The RFP was posted to BidNet on November 9, 2023 and on the purchasing solicitation web page. Bids closed on December 15, 2023. Twenty-two businesses submitted proposals and seventeen were short-listed for an award recommendation. The remaining four firms were disqualified based on locality and the ability to provide in-person services. **(See Exhibit A.)**

Emphasis was placed on selecting providers with a proven record of assisting small businesses and a clear understanding of the challenges faced by the local business community. For accountability and oversight, the Economic Development Manager will track the implementation of the project and assess its impact on the local small business community.

Below are other essential details related to this request for approval:

Funding Source:

- The American Rescue Plan Act (ARPA) has allocated funds specifically for initiatives aimed at economic recovery and support for small businesses.
- Pontiac City Council passed a resolution on October 17, 2023 to appropriate **\$500,000** to Technical Assistance Services Program using ARPA funding. A total of **\$25,000** will be allocated for each service provider.
- Funding will be allocated from the general ledger account, Professional Services – Technical Assistance, **285-699-818.019ARPBUS**.

All service providers must execute an agreement with the City which will outline the scope of services, deliverables, timelines, program requirements and financial terms in accordance with the ARPA funding guidelines.

Considering the urgent need to support the economic recovery of small businesses in Pontiac, the Community Development Department and the Purchasing Division recommend that City Council approve awarding technical assistance grants to the named companies and recipients as provided in Exhibit A.



CITY OF PONTIAC CITY COUNCIL

RESOLUTION FOR APPROVAL TO EXECUTE AGREEMENTS WITH COMPANIES TO PROVIDE PROFESSIONAL TECHNICAL ASSISTANCE SERVICES TO PONTIAC SMALL BUSINESS OWNERS

WHEREAS, Purchasing posted an RFP for technical assistance providers to aid Pontiac small business owners with support services; and

WHEREAS, seventeen companies met the qualifications; and

WHEREAS, to begin assisting the qualified small business owners, contracts with the technical assistance providers must be executed; and

WHEREAS, the not-to-exceed amount for each service provider will be \$25,000 using American Rescue Plan Act (ARPA) funds appropriated from GL account Professional Services – Technical Assistance 285-699-818.019ARPBUS);and

WHEREAS, the purchasing manager has ensured that the bid process was in accordance with the City's Municipal Code, Chapter VI, Division 2, Sections 2-517 through 2-519 related to major purchases.

NOW THEREFORE BE IT RESOLVED that the Pontiac City Council authorizes the Mayor or Mayor's Designee to execute agreements with Technical Assistance Service Providers in accordance with Exhibit A as attached herein for an amount Not-To- Exceed \$25,000 per service provider.

FOR THE CITY:

FOR THE CITY COUNCIL:

City Council

APPROVED AS TO FORM:

City Attorney

WHEREAS, Mayor or Deputy Mayor to execute agreements with Technical Assistance Service Providers who will receive the bid award to provide professional technical assistant services to small business owners throughout the City of Pontiac; and

WHEREAS,

Resolution - Exhibit A

Company Name	Resolution/Contract	City & State	Owners / Contact	Woman/Minority/Veteran Owned	Income Tax compliant	Type of Business	Market Analysis	Marketing	Business Assessment	Consulting	Program Development	Accounting	Bookkeeping	Tax Service
Aqaba Digital	yes	Clarkston, MI	Ramsey Swels	No	YES	digital marketing and internet consulting services		Develop Program \$150.00 per hour, 7 hour minimum	Conduct Assessment \$150.00 per hour, 5 hours minimum	Monitoring & Evaluation \$150.00 per hour, 5 Hours Per month	Creation of Curriculum & Modules \$106.25 per hour, 320 hours min.			
Ashton Business Consulting	yes	Southfield, MI	Dale Grant	Yes, Minority Owned Business, Self Certified small Disadvantaged Business, Black American Owned	YES	accounting, bookkeeping, tax and advisory services						Hourly Rate \$125.00 Per Hour	Hourly Rate \$125.00 Per Hour	Personal Tax Returns \$300.00 per hour, Business Returns \$600.00 Per hour
Aura Advisory Services	yes	Detroit, MI	Meaghan McLaughlin	Yes, Woman Owned Small Business, Woman Owned Business	YES	bookkeeping, spreadsheets, and cashflow management	\$150.00 per hour 5.75 hours Minimum		\$225.00 per hour 12.5 per hour	\$175.00 per hour, 1 hour minimum	\$175.00 per hour, 4.5 hours.	\$205.00 per hour, 7.5 hours.	Accounting management, 2 hours @ \$200.00 per hour	Bookkeeping management, 2 hours @ \$200.00 per hour
Best Practices Consulting Services	yes	Detroit, MI	Laura Sigmon	Yes, Self Certified Small Disadvantaged Business, Woman Owned small business, Black American Owned	YES	Business assistance provider								
Blended Collective	yes	Birmingham, MI	Lydia Naaman-Michael	Yes, Woman Owned Small Business, Woman Owned Business	YES	Digital marketing and brand consultants								
Centro Multicultural La Familia	yes	Pontiac, MI	Sonia Acosta	Non Profit Corp		consulting and training , Job entrepreneurship program	\$158.00 per hour	\$158.00 per hour	\$158.00 per hour	\$158.00 per hour				
Everything HR	yes	Rochester Hills, MI	Felicia Harris	Yes, Minority Owned Business, Self Certified Small Disadvantaged Business, Woman Owned, Black American Owned	YES	business support	\$150.00 per hour, up to 3 weeks				\$250.00 per hour, up to 12 weeks.			\$250.00 per hour, up to 80 hours.
Generation Squared LLC	yes	Birmingham, MI	Tenicia Moulden	Yes, Self Certified Small Disadvantaged Business, Woman Owned small business, Black American Owned	YES	build, grow, and scale sustainable businesses		\$250.00 per hour		\$250.00 per hour	\$250.00 per hour			
Optimum Tax Services	yes	Southfield, MI	Alexis Davenport	Yes, Self Certified Small Disadvantaged Business, Woman Owned small business, Black American Owned	YES	Tax Services						\$5.00 to \$250.00 per hour	\$5.00-\$15.00 per hour	\$5.00 to \$250.00 per hour
Quality Technical Business Solutions	yes	Southfield, MI	Quintina Williams	Yes, Minority Owned Business, Self Certified small disadvantaged business, Woman Owned small business, Black American Owned		find funding for their businesses	\$2995.00 (\$18.71 per hour) 4-6 weeks minimum	\$2995.00 (\$18.71 per hour) 4-6 weeks minimum	\$2995.00 (\$18.71 per hour) 4-6 weeks minimum	\$2995.00 (\$18.71 per hour) 4-6 weeks minimum	\$2995.00 (\$18.71 per hour) 4-6 weeks minimum	\$2995.00 (\$18.71 per hour) 4-6 weeks minimum	\$2995.00 (\$18.71 per hour) 4-6 weeks minimum	
RUSSELL COMMUNICATIONS GROUP LLC	yes	Detroit, MI	Russ Russell	NO, Self Certified small disadvantaged Business		consultation services, grant writing, and sponsorships & event planning	\$100.00 per hour, 150 hours	\$100.00 per hour, 200 hours		\$100.00 per hour, 250 hours				
Shwape	yes	South Lyon, MI	Audrey Coxford	Yes, Woman Owned, Small Business	YES	Website development								
T, Ramsey & Associates	yes	Pontiac, MI	Tameka Brown	Yes, Minority Owned, Woman Owned, black-American Owned, Joint Venture		strategic social Impact consulting firm			\$175.00 per hour, 10 hours		\$12.50 per hour, 10 Hours			
Barthwell Group	yes	Detroit, MI	Mary Beth Evans	Yes, Minority Owned, Woman Owned, black-American Owned, Joint Venture	YES	consulting and advising small business	\$225.00 per hour	\$225.00 per hour	\$225.00 per hour	\$325.00 per hour	\$325.00 per hour			
Debt Survivor	yes	Roseville, MI	Ebony Cochran	Yes, Minority Owned, Small disadvantaged business, Woman Owned, black-American Owned	YES	Conducting a needs assessment to identify the specific requirements of small business				\$1500.00 , Flat rate 3-6 months	\$75.00 per hour 20 hours			
Women In Business	yes	Pontiac, MI	Elisha Branner	Yes, Minority Owned, Woman Owned, black-American Owned		Business Working Center for women (women only)	\$75.00-\$150.00 per hour	\$75.00-\$150.00 per hour						
Dorsay Schools	yes	Lake Orion, MI	Steven Childs	Yes, Minority Owned Business, Black American Owned	YES	Marketing, Website Social Media	\$150.00 per hour, 5 hours min		\$150.00 per hour, 5 hours min		\$150.00 per hour, 36 hours min			

Resolution - Exhibit A

[illegible]

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**Official Proceedings
Pontiac City Council
112th Session of the Eleventh Council**

Call to order

A Meeting of the City Council of Pontiac, Michigan was called to order at the City Hall Council Chambers, 47450 Woodward Ave Pontiac, MI 48342 on Tuesday, October 17, 2023, at 12:04 p.m. by Council President Mike McGuinness.

Invocation – Minister Kathalee James – Pontiac, Michigan

Pledge of Allegiance to the Flag of the United States

Moment of Silence

Roll Call

Members Present – William Carrington, Kathalee James, Mike McGuinness, Brett Nicholson, and Melanie Rutherford

Mayor Tim Greimel was present.
A quorum was announced.

Councilman Mikal Goodman arrived at 12:06 p.m.

Excuse Councilmembers

Motion to excuse Councilman William Parker Jr. for personal reasons. Moved by Councilperson Rutherford and second by Councilperson Carrington.

Ayes: Carrington, Goodman, James, McGuinness, Nicholson, and Rutherford

No: None

Motion Carried

Amendments to and Approval of the Agenda

Motion to approve the agenda. Moved by Councilperson Rutherford and second by Councilperson Goodman. Discussion.

Motion to amend the agenda and add an Amended Resolution to go into Closed Session. Moved by Councilperson Rutherford and second by Councilperson Carrington.

Ayes: James, McGuinness, Nicholson, Rutherford, Carrington, and Goodman

No: None

Motion Carried

The vote was taken to approve agenda as amended.

Ayes: Goodman, James, McGuinness, Nicholson, Rutherford, and Carrington

No: None

Motion Carried

Consent Agenda

23-361 **Resolution to approve the consent agenda for October 17, 2023.** Moved by

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Councilperson Rutherford and second by Councilperson Carrington.

WHEREAS, the City Council has reviewed the consent agenda for October 17, 2023.

NOW, THEREFORE, BE IT RESOLVED that the City Council approves the consent agenda for October 17, 2023, including October 10, 2023, City Council Meeting Minutes, October 12, 2023, Finance and Personnel Subcommittee Meeting Minutes, Resolution Honoring the Life and Service of Charles Lindeberg, Resolution Authorizing the City Clerk to Post Notice of Proposed Budget Amendment for Fiscal Year 2023-24 to publish the proposed budget amendment to establish budget appropriation in the amount of \$1,958,300.00 to account 285-699-818.000-ARPCPK-Other Professional Services-Community Parks, (ARPA Funds for Community Parks Improvements) Resolution Authorizing the City Clerk to Post Notice of Proposed Budget Amendment for Fiscal Year 2023-24 to establish budget appropriations in the amount of \$78,795.00 to account 285-000-532.000-ARPHRP – Salaries & Wages, \$6,028.00 to account 285-699-715.000-ARPHRP - FICA - City Contribution, \$11,775.00 to account 285-699-716.000-ARPHRP – Medical Insurance, \$5,516.00 to account 285-699-718.500-ARPHRP - MERS Employer Contribution, \$568.00 to account 285-699-719.001-ARPHRP - Dental Insurance, \$10.00 to account 285-699-716.011-ARPHRP – Hearing/Optical, \$928.00 to account 285-699-717.000-ARPHRP - Life Insurance, \$1,000.00 to account 285-699-719.000-ARPHRP - Workers Comp, \$759.00 to account 285-699-725.000-ARPHRP - Sick and Vacation Contribution, \$1,200.00 to account 285-699-707.003-ARPHRP - Cell Phone Stipend, \$4,000.00 to account 285-699-957.002-ARPHRP – Training, and \$80,000.00 to account 285-699-818.000-ARPHRP - Other Professional Services, (ARPA Funds for Home Repair Program Building Inspector) Resolution Authorizing the City Clerk to Post Notice of Proposed Budget Amendment to establish budget appropriations in the amount of \$1,000.00 to account 285-699-902.005-ARPBUS - Public Notices, \$10,000.00 to account 285-699-728.000-ARPBUS – Postage, \$5,000.00 to account 285-699-901.000-ARPBUS - Printing and Bindery Service, \$1,000.00 to account 285-699-745.003-ARPBUS – Events, \$500,000.00 to account 285-699-818.019-ARPBUS - Professional Services -Technical Assistance, \$1,250,000.00 to account 285-699-969.004-ARPBUS - Contribution – Grants, \$750,000.00 to account 285-699-818.020-ARPBUS - Professional Services -Loans, and \$83,000.00 to account 285-699-818.000-ARPBUS - Other Professional Services, (ARPA Funds for Small Business Support Program Technical Assistance) Resolution Authorizing Execution of Contract with Oakland County Equalization for Real and Personal Property Tax Assessment Administration Services, and Resolution for the BS&A Software to re-implement Payroll for Pontiac, Michigan.

Ayes: McGuinness, Nicholson, Rutherford, Carrington, Goodman, and James

No: None

Resolution Passed

23-361 (C) **Resolution Honoring the Life and Service of Charles Lindeberg.** Moved by Councilperson Rutherford and second by Councilperson Carrington.

WHEREAS, the Pontiac City Council would like to pay proper tribute to Charles Augustus Lindeberg an individual of exemplary character and a consummate professional who worked assiduously to improve the quality of life for his fellow citizens in numerous capacities; and,

WHEREAS, Charles Lindeberg was born on May 9, 1932, in Stillwater Minnesota; and,

WHEREAS, Charles Lindeberg departed this life on September 17, 2023; and,

WHEREAS, Charles Lindeberg became a Pontiac Police Officer in November of 1960 after graduating at the top of his Police Academy Class; and

WHEREAS, Charles Lindeberg made several lifelong friends, both within the Police Department and while “walking the beat” on the midnight shift in downtown Pontiac.

WHEREAS, Charles Lindeberg enjoyed the loving companionship of his wife for 58 wonderful years; and was also deeply devoted to his family, as he always endeavored to remain true to family values of the highest order; and,

NOW, THEREFORE BE IT RESOLVED, that the Members of the Pontiac City Council and members of

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this great community will greatly miss Charles Lindeberg he leaves behind an indelible legacy of integrity and probity in public life, compassion and loyalty in private life and diligence and dedication in all his chosen endeavors; and we give our sincerest condolences to the family and friends of Charles Lindeberg.

Ayes: McGuinness, Nicholson, Rutherford, Carrington, Goodman, and James

No: None

Resolution Passed

23-361 (D) Resolution Authorizing the City Clerk to Post Notice of Proposed Budget Amendment for Fiscal Year 2023-24 to publish the proposed budget amendment to establish budget appropriation in the amount of \$1,958,300.00 to account 285-699-818.000-ARPCPK-Other Professional Services-Community Parks. (ARPA Funds for Community Parks Improvements)

Moved by Councilperson Rutherford and second by Councilperson Carrington.

WHEREAS, the City of Pontiac was awarded The City of Pontiac was allocated \$37.7 million from the State and Local Fiscal Recovery Fund(SLFRF) under the American Rescue Plan Act (ARPA), and;
WHEREAS, the funding provided under ARPA provides a unique opportunity for state and local governments to make strategic investments in long-lived assets, rebuild reserves to enhance financial stability, and cover temporary operating shortfalls until economic conditions and operations normalize in the wake of COVID-19, and;

WHEREAS, the City's Executive Administration worked to build a programming budget for the use of its \$37,700,000 in SLFRF funding that reflects the needs of the community, and;

WHEREAS, the Pontiac City Council unanimously approved the Executive Administration's ARPA Program Budget on November 10th, 2022, allocating \$2,000,000 to establish a park revitalization program for community parks, and to fund the administration of the program, and;

WHEREAS, in an effort to put ARPA funds into action, and to mitigate the impacts of COVID-19 on Pontiac residents, the City has established the Pontiac Park Revitalization Program, and;

WHEREAS, the budget amendment will increase the budgeted appropriations in the amount of \$1,958,300.00, representing the community led design program for Pontiac's Community Parks.

NOW THEREFORE, be it resolved that the City Council hereby authorizes the City Clerk to publish the proposed budget amendment to establish budget appropriation in the amount of \$1,958,300.00 to account 285-699-818.000-ARPCPK - Other Professional Services - Community Parks.

Ayes: McGuinness, Nicholson, Rutherford, Carrington, Goodman, and James

No: None

Resolution Passed

23-361 (E) Resolution Authorizing the City Clerk to Post Notice of Proposed Budget Amendment for Fiscal Year 2023-24 to establish budget appropriations in the amount of \$78,795.00 to account 285-000-532.000-ARPHRP – Salaries & Wages, \$6,028.00 to account 285-699-715.000-ARPHRP - FICA - City Contribution, \$11,775.00 to account 285-699-716.000-ARPHRP – Medical Insurance, \$5,516.00 to account 285-699-718.500-ARPHRP - MERS Employer Contribution, \$568.00 to account 285-699-719.001-ARPHRP - Dental Insurance, \$10.00 to account 285-699-716.011-ARPHRP – Hearing/Optical, \$928.00 to account 285-699-717.000-ARPHRP - Life Insurance, \$1,000.00 to account 285-699-719.000-ARPHRP - Workers Comp, \$ 759.00 to account 285-699-725.000-ARPHRP - Sick and Vacation Contribution, \$1,200.00 to account 285-699-707.003-ARPHRP - Cell Phone Stipend, \$4,000.00 to account 285-699-957.002-ARPHRP – Training, and \$80,000.00 to account 285-699-818.000-ARPHRP - Other Professional Services. (ARPA Funds for Home Repair Program Building Inspector) Moved by Councilperson Rutherford and second by Councilperson Carrington.

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WHEREAS, the City of Pontiac was allocated \$37.7 million from the State and Local Fiscal Recovery Fund (SLFRF) under the American Rescue Plan Act (ARPA), and;

WHEREAS, the funding provided under ARPA provides a unique opportunity for state and local governments to make strategic investments in long-lived assets, rebuild reserves to enhance financial stability, and cover temporary operating shortfalls until economic conditions and operations normalize in the wake of COVID-19, and;

WHEREAS, the City's Executive Administration worked to build a programming budget for the use of its \$37,700,000 in SLFRF funding that reflects the needs of the community, and;

WHEREAS, the Pontiac City Council unanimously approved the Executive Administration's ARPA Program Budget on November 10th, 2022, allocating \$3,622,000 to establish a home repair program and fund the administration of the program, and;

WHEREAS, in an effort to put ARPA funds into action, and to mitigate the impacts of COVID-19 on Pontiac residents, the City has established the Pontiac Home Repair Program, and;

WHEREAS, the following budget amendment reflects funding for the Pontiac Home Repair Program and associated costs, and;

WHEREAS, the budget amendment will increase the budgeted appropriations in the amount of \$ 190,579.00, representing Pontiac Home Repair Program expenditures for the PHRP Building Inspector salary and additional costs of lead and asbestos assessments.

NOW THEREFORE, be it resolved that the City Council hereby authorizes the City Clerk to publish the proposed budget amendment to establish budget appropriations in the amount of \$78,795.00 to account 285-000-532.000-ARPHRP – Salaries & Wages, \$6,028.00 to account 285-699-715.000-ARPHRP - FICA - City Contribution, \$11,775.00 to account 285-699-716.000-ARPHRP – Medical Insurance, \$5,516.00 to account 285-699-718.500-ARPHRP - MERS Employer Contribution, \$568.00 to account 285-699-719.001-ARPHRP - Dental Insurance, \$10.00 to account 285-699-716.011-ARPHRP – Hearing/Optical, \$928.00 to account 285-699-717.000-ARPHRP - Life Insurance, \$1,000.00 to account 285-699-719.000-ARPHRP - Workers Comp, \$ 759.00 to account 285-699-725.000-ARPHRP - Sick and Vacation Contribution, \$1,200.00 to account 285-699-707.003-ARPHRP - Cell Phone Stipend, \$4,000.00 to account 285-699-957.002-ARPHRP – Training, and \$80,000.00 to account 285-699-818.000-ARPHRP - Other Professional Services.

Ayes: McGuinness, Nicholson, Rutherford, Carrington, Goodman, and James

No: None

Resolution Passed

23-361 (F) Resolution Authorizing the City Clerk to Post Notice of Proposed Budget Amendment to establish budget appropriations in the amount of \$1,000.00 to account 285-699-902.005-ARPBUS - Public Notices, \$10,000.00 to account 285-699-728.000-ARPBUS – Postage, \$5,000.00 to account 285-699-901.000-ARPBUS - Printing and Bindery Service, \$1,000.00 to account 285-699-745.003-ARPBUS – Events, \$500,000.00 to account 285-699-818.019-ARPBUS - Professional Services -Technical Assistance, \$1,250,000.00 to account 285-699-969.004-ARPBUS - Contribution – Grants, \$750,000.00 to account 285-699-818.020-ARPBUS - Professional Services - Loans, and \$83,000.00 to account 285-699-818.000-ARPBUS - Other Professional Services. (ARPA Funds for Small Business Support Program Technical Assistance) Moved by Councilperson Rutherford and second by Councilperson Carrington.

WHEREAS, the City of Pontiac was allocated \$37.7 million from the State and Local Fiscal Recovery Fund (SLFRF) under the American Rescue Plan Act (ARPA), and;

WHEREAS, the funding provided under ARPA provides a unique opportunity for state and local governments to make strategic investments in long-lived assets, rebuild reserves to enhance financial stability, and cover temporary operating shortfalls until economic conditions and operations normalize in the wake of COVID-19, and;

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WHEREAS, the City's Executive Administration worked to build a programming budget for the use of its \$37,700,000 in SLFRF funding that reflects the needs of the community, and;

WHEREAS, the Pontiac City Council unanimously approved the Executive Administration's ARPA Program Budget on November 10th, 2022, allocating \$2,600,000 to establish a small business program and fund the administration of the program, and;

WHEREAS, in an effort to put ARPA funds into action, and to mitigate the impacts of COVID-19 on Pontiac residents, the City has established the Pontiac Small Business Program, and;

WHEREAS, the following budget amendment reflects funding for the Pontiac Small Business Program and associated costs, and;

WHEREAS, the budget amendment will increase the budgeted appropriations in the amount of \$2,600,000.00, representing Pontiac Small Business Program expenditures.

NOW THEREFORE, be it resolved that the City Council hereby authorizes the City Clerk to publish the proposed budget amendment to establish budget appropriations in the amount of \$1,000.00 to account 285-699-902.005-ARPBUS - Public Notices, \$10,000.00 to account 285-699-728.000-ARPBUS - Postage, \$5,000.00 to account 285-699-901.000-ARPBUS - Printing and Bindery Service, \$1,000.00 to account 285-699-745.003-ARPBUS - Events, \$500,000.00 to account 285-699-818.019-ARPBUS - Professional Services - Technical Assistance, \$1,250,000.00 to account 285-699-969.004-ARPBUS - Contribution - Grants, \$750,000.00 to account 285-699-818.020-ARPBUS - Professional Services - Loans, and \$83,000.00 to account 285-699-818.000-ARPBUS - Other Professional Services.

Ayes: McGuinness, Nicholson, Rutherford, Carrington, Goodman, and James

No: None

Resolution Passed

23-361 (G) Resolution Authorizing Execution of Contract with Oakland County Equalization for Real and Personal Property Tax Assessment Administration Services. Moved by Councilperson Rutherford and second by Councilperson Carrington.

WHEREAS, The Purchasing Manager has ensured that the purchase is following the City's municipal code, Division II. Purchasing, Section 2-517, 2-518, and 2-519 pertaining to major purchases.

WHEREAS, the Purchasing Manager is requesting approval to execute a City contract with the Oakland County Equalization Division

NOW, THEREFORE, the Pontiac City Council approves the Mayor or Mayor Designee to execute the contract for Oakland County Division Assistance for Real and Personal Property Assessment Administration Services with the City of Pontiac from July 1, 2023, through June 30, 2025.

Ayes: McGuinness, Nicholson, Rutherford, Carrington, Goodman, and James

No: None

Resolution Passed

23-361 (H) Resolution for the BS&A Software to re-implement Payroll for Pontiac, Michigan. Moved by Councilperson Rutherford and second by Councilperson Carrington.

WHEREAS, The Purchasing Manager has ensured that the purchase is following the City's municipal code, Division II. Purchasing, Section 2-517, 2-518, and 2-519 pertaining to major purchases.

WHEREAS, the Purchasing Manager is requesting approval to execute a City agreement with BS&A Software.

NOW, THEREFORE, The Pontiac City Council approves the Mayor or Mayor Designee to execute the BS&A Software proposal dated October 3, 2023.

Ayes: McGuinness, Nicholson, Rutherford, Carrington, Goodman, and James

No: None

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Resolution Passed

Special Presentation

Gary Burnstein Community Health Clinic Resources

Presentation Presenters: Mary Lewis and Ian Burnstein of the Gary Burnstein Community Health Clinic

Councilman William Parker, Jr. arrived at 12:18 p.m.

Subcommittee Reports

Communications, Engagement & Operations

Economic Development, Housing & Planning

Facilities & Property

Finance & Personnel

Law & The Courts

Parks, Recreation & Public Works

Public Safety, Health & Wellness

Recognition of Elected Officials – None

Agenda Address

1. Paul Wilson addressed item #9
2. Earline Dowell addressed item #9
3. Frances Fowlkes address item #9
4. Carlton Jones addressed items #10, #11, and #12
5. Dr. Deirdre Waterman addressed items #9, #10, #11 and #12
6. Helena Coleman addressed item #9
7. Renee Beckley addressed item #9
8. Darlene Clark addressed item #9
9. Chuck Johnson addressed item #9
10. Gloria Miller addressed item #13

Agenda Items

Ordinance

23-362 **Resolution to Approve First Reading of an Ordinance to Amend Appendix B of the Municipal Code of the City of Pontiac, amending Article 2, Section 2.103- Zoning Map, to change the Zoning Classification for a Specific Parcel on the North Side of Gales Street Between Joslyn and Vernon Drive, Subject to the Agreed upon Conditions. (729 Linda Vista former Mark Twain School First Reading)** Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, before the City of Pontiac City Council for consideration is an Ordinance to amend the City of Pontiac Zoning Ordinance Map to rezone the parcel (64-14-21-451-002) totaling 9.6 acres at 729 Linda Vista Drive; specifically, to amend the Zoning Ordinance Map which list these properties as R-1 One Family Dwelling to C-3 Corridor Commercial.

WHEREAS, the applicant has offered a conditional rezoning, which prohibits 17 land uses from operating in the C-3, Corridor Commercial Zoning District to protect neighboring properties from noise, traffic, pollution, and intense land uses.

WHEREAS, the City of Pontiac City Council finds it is in the best interest for the health, safety, and welfare, to reject the Planning Commission's Recommendation and approve the amendments to the Zoning Ordinance Map as presented.

NOW THEREFORE, BE IT RESOLVED by the Pontiac City Council that it hereby adopts the first reading of the amendments as presented to the City Council on October 17, 2023, to the City's Zoning Ordinance Map.

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Ayes: Nicholson, Parker, Rutherford, Carrington, Goodman, James, and McGuinness

No: None

Resolution Passed

Resolutions

Economic Development Division

23-363 **Resolution Approving Obsolete Property Rehabilitation Exemption Certificate Application for 46 North Saginaw HCP, LLC located at 46 North Saginaw Street Pontiac, Michigan.** Moved by Councilperson Rutherford and second by Councilperson Carrington.

WHEREAS, pursuant to PA 146 of 2000, the City of Pontiac is a Qualified Local Governmental Unit eligible to establish one or more Obsolete Property Rehabilitation Districts; and

WHEREAS, THE City of Pontiac legally established the Downtown Obsolete Property Rehabilitation District; and

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of the property under Public Act 146 of 2000 and under Public Act 198 of 1974 does not exceed 5% of the total taxable value of the City of Pontiac; and

WHEREAS, the application was approved at a public hearing as provided by section 4(2) of Public Act 146 of 2000; and

WHEREAS, 46 North Saginaw HCP, LLC is not delinquent on any taxes related to the facility; and

WHEREAS, the application is for the obsolete property as defined in section 2(h) of Public Act 146 of 2000; and

WHEREAS, 46 North Saginaw HCP, LLC has provided answers to all required questions under the application instructions; and

NOW, THEREFORE BE IT BE RESOLVED, the Pontiac City Council hereby approves an Obsolete Property Rehabilitation Exemption Certificate for 46 North Saginaw HCP, LLC located at 46 North Saginaw Street, Pontiac Michigan.

Ayes: Parker, Rutherford, Carrington, Goodman, James, McGuinness, and Nicholson

No: None

Resolution Passed

Councilman Brett Nicholson left the meeting.

23-364 **Resolution approving Obsolete Property Exemption Certificate Application for 48 W. Huron Street.** Moved by Councilperson Rutherford and second by Councilperson Parker.

WHEREAS, pursuant to PA 146 of 2000, the City of Pontiac is a Qualified Local Governmental Unit eligible to establish one or more Obsolete Property Rehabilitation Districts; and

WHEREAS, THE City of Pontiac legally established the Downtown Obsolete Property Rehabilitation District; and

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of the property under Public Act 146 of 2000 and under Public Act 198 of 1974 does not exceed 5% of the total taxable value of the City of Pontiac; and

WHEREAS, the application was approved at a public hearing as provided by section 4(2) of Public Act 146 of 2000; and

WHEREAS, HASAP, LLC is not delinquent on any taxes related to the facility; and

WHEREAS, the application is for the obsolete property as defined in section 2(h) of Public Act 146 of 2000; and

WHEREAS, HASAP, LLC has provided answers to all required questions under the application instructions; and

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NOW, THEREFORE BE IT BE RESOLVED, the Pontiac City Council hereby approves an Obsolete Property Rehabilitation Exemption Certificate for HASAP, LLC located at 48 W. Huron Street, Pontiac Michigan.

Ayes: Rutherford, Carrington, Goodman, James, McGuinness, and Parker

No: None

Resolution Passed

23-365 **Resolution approving Obsolete Property Exemption Certificate Application for 91 N. Saginaw Street.** Moved by Councilperson Rutherford and second by Councilperson Parker.

WHEREAS, pursuant to PA 146 of 2000, the City of Pontiac is a Qualified Local Governmental Unit eligible to establish one or more Obsolete Property Rehabilitation Districts; and

WHEREAS, THE City of Pontiac legally established the Downtown Obsolete Property Rehabilitation District; and

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of the property under Public Act 146 of 2000 and under Public Act 198 of 1974 does not exceed 5% of the total taxable value of the City of Pontiac; and

WHEREAS, the application was approved at a public hearing as provided by section 4(2) of Public Act 146 of 2000; and

WHEREAS, 91 North OZ, LLC is not delinquent on any taxes related to the facility; and

WHEREAS, the application is for the obsolete property as defined in section 2(h) of Public Act 146 of 2000; and

WHEREAS, 91 North OZ, LLC has provided answers to all required questions under the application instructions; and

NOW, THEREFORE BE IT BE RESOLVED, the Pontiac City Council hereby approves an Obsolete Property Rehabilitation Exemption Certificate for 91 North OZ, LLC located at 91 North Saginaw Street, Pontiac Michigan

Ayes: Carrington, Goodman, James, McGuinness, Parker, and Rutherford

No: None

Resolution Passed

Mayor's Office

23-366 **Resolution approving Right of Way Use Agreement with United Wholesale Mortgage.** Moved by Councilperson Rutherford second by Councilperson James.

WHEREAS, United Wholesale Mortgage (UWM) operates its corporate campus in the City of Pontiac; and

WHEREAS, UWM provides security for its employees throughout its campus, including the operation of security cameras with license plate reading capability manufactured by FLOCK Group Inc.; and

WHEREAS, UWM has expressed an interest in expanding its FLOCK security system to include the public right-of-way adjacent to its corporate campus, and to share data from the expanded system with the Oakland County Sheriff's Office (OCSO), enhancing public safety in Downtown Pontiac at no additional cost to the City, as set forth in the attached Agreement; and

WHEREAS, a similar resolution was previously considered by the City Council at its regular meeting held October 3, 2023, and the resolution failed for lack of a majority; and

WHEREAS, after subsequent negotiations, the parties have amended the Agreement to provide periodic reporting to the City by the OCSO; and

WHEREAS, the City of Pontiac has determined that a partnership with UWM for the installation of FLOCK cameras would benefit the public by providing enhanced public safety capabilities at no additional cost to the taxpayers.

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NOW THEREFORE, BE IT RESOLVED that the City Council hereby authorizes a 3-year Pole Attachment and License Agreement between the City of Pontiac and United Wholesale Mortgage for the installation of twenty-one (21) FLOCK cameras at specific locations, subject to the issuance of a Right-of-Way Permit approved by the Department of Public Works.

Ayes: James, McGuinness, Parker, and Rutherford

No: Goodman and Carrington

Resolution Passed

Purchasing Division

23-353 **Resolution Designating DLZ an “on-call” Architectural/Engineering Firm, and the DPW Director is Authorized to Assign Projects Consistent with City Code, Policies and Existing Budget Allocations for such Purpose.** Moved by Councilperson Parker and second by Councilperson Nicholson. (Item was postponed from last week City Council Meeting 10/10/2023)

WHEREAS, the City of Pontiac on April 14, 2023, entered into MiDeal contract #00876 for engineering services with DLZ Michigan, Inc., (DLZ); and

WHEREAS, the City has designated three (3) Architectural/Engineering (A/E) firms [Nowak & Fraus Engineers; Hubbell, Roth & Clark, Inc.; and NTH Consultants, Ltd.] as “on-call”

architectural/engineering firms for the purpose of carrying out various architectural/engineering projects at the direction of the DPW Director, with funds that have been budgeted for such purpose; and

WHEREAS, the City’s DPW Director has identified a need for a fourth “on-call” architectural/engineering firm to handle the volume of work generated by the City; and

WHEREAS, the City’s contract with DLZ shall expire on February 28, 2025; and

WHEREAS, the DPW Director recommends that DLZ be designated an “on-call” architectural/engineering firm, as such designation represents the best and most efficient use of City resources to accomplish projects that are within the scope of work for which DLZ is already contracted by the City.

NOW THEREFORE, BE IT HEREBY RESOLVED that the City Council hereby designates DLZ an “on-call” architectural/engineering firm, and the DPW Director is authorized to assign projects consistent with City code, policies, and existing budget allocations for such purpose.

Ayes: McGuinness, Parker, Carrington, Goodman, and James

No: None

Resolution Passed

Councilwoman Melanie Rutherford was absent for the vote.

Treasury

23-367 **Resolution approving City of Pontiac Tax Levy for Winter Special Assessment 2023 Tax Bills.** Moved by Councilperson Carrington and second by Councilperson James.

Whereas, the Pontiac City Council believes that it is in the best interest of the City, that property owners who receive a direct benefit from the grass cutting, blight, and nuisance ordinance should pay for the benefit.

Now, Therefore, Be It Resolved, that the Pontiac City Council directs that the City Treasurer spread \$173,204.02 of aged special assessment receivable on the 2023 winter tax rolls. The full detailed assessment list is available at the Treasurer’s office.

Ayes: Parker, Rutherford, Carrington, Goodman, James, and McGuinness

No: None

Resolution Passed

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23-368 Resolution approving Drain and Lake Assessments for Winter 2023 Tax Bills.

Moved by Councilperson Rutherford and second by Councilperson Carrington.

Whereas, the Water Resources Commissioner has notified the City of property assessments for nearly 5,572 parcels in the City of Pontiac that specifically benefited the property owner; and,

Whereas, the property assessments to the homeowners in their respective drain districts will have an average assessment of \$3.28 per parcel, and;

Whereas, the Pontiac City Council believes that it is in the best interest of the City, that property owners who receive a direct benefit from the drain should pay for the benefit.

Now, Therefore, Be It Resolved, that the Pontiac City Council direct that the City Treasurer spread \$18,261.55 of property assessment on the 2023 winter tax rolls by the direction of the Water Resources Commissioner.

Ayes: Parker, Rutherford, Carrington, Goodman, James, and McGuinness

No: None

Resolution Passed

Public Comment

1. Paul Wilson
2. Franklin McQueen
3. Carlton Jones
4. Robert Bass
5. Mailon Robinson
6. Renee Beckley
7. Darlene Clark
8. Lezel Jacobs
9. Chuck Johnson
10. Gloria Miller

Discussions

October 25, 2023, Pride and Beautification Awards Reception
Michigan Municipal League Annual Conference

Closed Session

23-369 Resolution to go into Closed Session at 3:01 p.m. to Consider and Discuss a Matter of Pending Litigation – Kyles v City of Pontiac, et al., U.S. Eastern District of Michigan Case No. #22-12973 and to consider a written Legal Opinion prepared by the City Attorney. Moved by Councilperson Rutherford and second by Councilperson James.

WHEREAS, the City's outside legal counsel, Rosati, Schultz Joppich and Amtsbuechler, has requested a closed session in order to discuss trial or settlement strategy in connection with the specific pending litigation Kyles v Pontiac, et. al., (U.S. Eastern District of Michigan Case No. 22-12973); and
WHEREAS, such discussions if conducted in an open meeting would have a detrimental financial effect on the litigating or settlement position of the City; and

WHEREAS, the Michigan Open Meetings Act provides that a public body may meet in Closed Session to consider material exempt from discussion or disclosure by state or federal statute; and

WHEREAS, discussions regarding trial or settlement strategy in connection with specific litigation may be discussed in Closed Session pursuant to Section 8(e) of the Open Meetings Act, MCL 15.268(e); and

WHEREAS, the City Council seeks to adjourn into closed session under the Michigan Open Meetings Act, MCL 15.268(h) to discuss a written legal opinion prepared by the City Attorney.

NOW THEREFORE BE IT RESOLVED, the City Council will proceed in Closed Session pursuant to Sections 8(e) and 8(h) of the Open Meetings Act, MCL 15.268 to review and discuss the above-

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referenced matters.

Ayes: Rutherford, Carrington, Goodman, James, McGuinness, and Parker

No: None

Resolution Passed

Council President Pro-Tem William Carrington left the meeting.

Motion to come out of Closed Session at 3:52 p.m. Moved by Councilperson Parker and second by Councilperson Rutherford.

Ayes: Goodman, James, McGuinness, Parker, and Rutherford

No: None

Motion Carried

Communications

City Council, Mayor's Office, and Clerk's Office

Mayor, Clerk and Council Closing Comments

Mayor Tim Greimel, Councilman William Parker Jr., Councilwoman Kathalee James, Councilman Mikal Goodman, Councilwoman Melanie Rutherford, and Council President Mike McGuinness made closing comments.

Adjournment

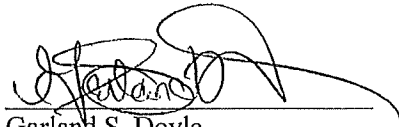
Motion to adjourn the meeting. Moved by Councilperson Rutherford and second by Councilperson Parker.

Ayes: Goodman, James, McGuinness, Parker, and Rutherford

No: None

Motion Carried

Council President Mike McGuinness adjourn the meeting at 4:14 p.m.


Garland S. Doyle
City Clerk

#10

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

TO: Honorable City Council

FROM: Deborah Younger, Economic Development Manager

CC: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 16, 2024

RE: **Resolution Requesting the Oakland County Brownfield Redevelopment Authority to Review the Auburn Apartments and Beacon Place Townhomes Brownfield Plans**

Lighthouse of Oakland County is proposing two Brownfield projects. One will be at Auburn Apartments located at 454 Auburn Avenue, Parcel Number 64-14-33-205-034 and the other at Beacon Place Townhomes, located at 180 J. Hubbard Lane, Parcel number 64-14-33-205-035.

Auburn Apartments will be new construction on the northern Property parcel and will consist of a 54-unit, five-story apartment building, including forty-five (45) one-bedroom and nine (9) two-bedroom units. In-unit amenities will be as follows: coat closets, dishwasher, garbage disposal, mini-blinds, patio/balcony, self-clean ovens and microwaves. 29 PSH units will be set aside for households with the highest vulnerabilities such as for veterans and homeless persons. The remaining 25 units will have project-based vouchers from the Pontiac Housing Commission and/or Ferndale Housing Commission targeting qualifying populations.

Rehabilitation of the Beacon Townhomes will not alter the existing building footprint but will include qualified repairs to the exterior, landscaping, installation of new roofs and windows, interior installations of security systems, flooring, doors, trim, lighting, appliances, cabinets and countertops, toilets and bathtubs, mechanical system and HVAC. There will be upgrades to the elevator. The following building amenities will include a community room, elevator, on-site management, and a common outdoor space. The project will also set aside Permanent Supportive Housing (PSH) units for households with the highest vulnerabilities such as for veterans and homeless persons. Some of which will have project-based vouchers from the Pontiac Housing Commission targeting qualifying populations serving households earning 30%-60% area median income (AMI).

Lighthouse is the sole sponsor/developer and has formed Auburn Place Limited Dividend Housing Association (LDHA), LLC and Beacon Place LDHA, LLC to purchase and operate the

properties. For the project to be financially viable and to secure MSDHA financing, the development team is seeking support for this Brownfield Plan which utilizes Tax Increment Financing (TIF) to offset the cost of rehabilitation and brownfield eligible activities for both projects. Additionally, consideration for a Neighborhood Enterprise Zone (NEZ) tax exemption is also being sought.

The Brownfield Redevelopment Authority will review the Brownfield Plan and intends to collect an administrative fee of five (5) percent of the local tax increment per year for length of the Brownfield Plan. City Council will have the opportunity to provide public comment on any brownfield plan including the amount of the administrative fee before the Oakland County Board of Commissioners formally adopts the brownfield plans.

Based on the information contained herein, the Economic Development Division recommends that the Pontiac City Council approve the request to send the proposed Auburn Apartments and Beacon Place Townhomes Brownfield Plans to the Oakland County Brownfield Authority for review.



CITY OF PONTIAC CITY COUNCIL

**RESOLUTION REQUESTING THE OAKLAND COUNTY BROWNFIELD
REDEVELOPMENT AUTHORITY TO REVIEW THE AUBURN APARTMENTS AND
BEACON PLACE TOWNHOMES BROWNFIELD PROJECTS**

WHEREAS, the Oakland County Redevelopment Authority was created by Oakland County pursuant to MCL 125.2651 et seq. to assist jurisdictions like the City of Pontiac; and

WHEREAS, a Brownfield project known as Auburn Apartments and Beacon Place Townhomes located at 454 Auburn Avenue and 180 J. Hubbard Lane for review and approval by the Oakland County Brownfield Authority; and

WHEREAS, City of Pontiac desires to have the Oakland County Brownfield Redevelopment Authority process the Project Brownfield Plan; and

WHEREAS, the Oakland County Brownfield Redevelopment Authority is prepared to assist the City of Pontiac by reviewing the proposed Brownfield Plan for an administrative fee of five (5) percent of the local tax increment per year for the length of the Brownfield Plan; and

WHEREAS, the City of Pontiac will have the opportunity to provide public comment on the brownfield plans including the amount of the administrative fee before the Oakland Board of Commissioners adopts the brownfield plans.


NOW THEREFORE BE IT RESOLVED that the City of Pontiac requests that the Oakland County Brownfield Authority undertake review of the Auburn Apartments and Beacon Place Townhomes Brownfield Redevelopment Plans.

FOR THE CITY:

FOR THE CITY COUNCIL:

City Council

APPROVED AS TO FORM:



City Attorney

#11

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

Economic Development Division

TO: Honorable City Council

FROM: Deborah Younger, Economic Development Manager

CC: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 16, 2024

RE: **Resolution Requesting the Oakland County Brownfield Redevelopment Authority to Review the Beacon Square Apartments Brownfield Rehabilitation Proposal**

Lighthouse of Oakland County is proposing a Brownfield project known as Beacon Square Apartments, located at 101 Mechanic Street, Parcel Number 64-14-28-327-018 ("Property"). The project will be a \$3.4 million investment in the City of Pontiac.

The Property consists of one parcel located in the Unity Park Neighborhood. It is 0.9 acres of land that includes one three-story, 28-unit, 18,293-square-foot, multi-family apartment building. The Property is zoned R3 – Multiple Family Dwellings and is in an area of Pontiac that is characterized by residential and City park properties. The building identified as the Beacon Square Apartments was constructed in 1931 and consists of a three-story multi-family residential building with a basement. It appears to have been occupied since approximately 1931.

Lighthouse is the sole sponsor and developer for this project. It has subsequently formed Beacon Place Limited Dividend Housing Association, LLC to purchase the property and operate it. Therefore, Beacon Place Limited Dividend Housing Association LLC is considered the project developer ("Developer"). The project contemplated at the Property consists of the rehabilitation of the existing Beacon Square Apartments.

The rehabilitation will not alter the existing building footprint but will provide numerous upgrades such as:

Beacon Square Apartments Brownfield Redevelopment Project-Proposed Upgrades	
Exterior repairs	Flooring
Landscaping	Doors and trim
New roofs and windows installed	Lighting

Elevator, Mechanical system and HVAC	Kitchen appliances, cabinets and countertops
Interior security systems	Bathroom toilets and bathtubs

Building improvements will include on-site management, a community room, an elevator and a common outdoor space. The project will set aside Permanent Supportive Housing (PSH) units for households with the highest vulnerabilities such as veterans and individuals experiencing homelessness and provides wrap-around services. There will also be Project-based Section 8 vouchers from the Pontiac Housing Commission targeting qualified populations earning 30%-60% area median income (AMI).

The Brownfield Redevelopment Authority will review the proposed Brownfield Plan and intends to collect an administrative fee of 5 percent of the local tax increment per year for length of the Brownfield Plan. City Council will have the opportunity to receive public comment on the redevelopment including the amount of the administrative fee before the Oakland County Board of Commissioners adopts the Brownfield Plan.

Based on the information contained herein, the Economic Development Division recommends that the Pontiac City Council approve the request to send the Beacon Square Apartments Rehabilitation Plan to the Oakland County Brownfield Authority for review.



CITY OF PONTIAC CITY COUNCIL

RESOLUTION REQUESTING THE OAKLAND COUNTY BROWNFIELD REDEVELOPMENT AUTHORITY REVIEW THE BEACON SQUARE APARTMENTS REHABILITATION BROWNFIELD PLAN

WHEREAS, the Oakland County Redevelopment Authority was created by Oakland County pursuant to MCL 125.2651 et seq. to assist jurisdictions like the City of Pontiac; and

WHEREAS, a Brownfield project known as Beacon Square Apartments located at 101 Mechanic Street, Parcel Number 64-14-28-27-018 for review and approval by the Oakland County Brownfield Authority; and

WHEREAS, City of Pontiac desires to have the Oakland County Brownfield Redevelopment Authority process the Project Brownfield Plan; and

WHEREAS, the Oakland County Brownfield Redevelopment Authority is prepared to assist the City of Pontiac by reviewing the proposed Brownfield Plan for five (5) percent of the local tax increment per year for the length of the Brownfield Plan; and

WHEREAS, the City of Pontiac will have the opportunity to provide public comment on the Brownfield Plan including the amount of the administrative fee before the Oakland Board of Commissioners adopts the Brownfield Plan; and

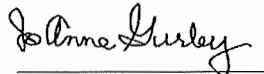
NOW THEREFORE BE IT RESOLVED, the City of Pontiac requests that the Oakland County Brownfield Authority undertake review of Beacon Square Apartments Brownfield Rehabilitation Plan.

FOR THE CITY:

FOR THE CITY COUNCIL:

City Council

APPROVED AS TO FORM:



City Attorney

#12

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

Economic Development Division

TO: Honorable City Council

FROM: Deborah Younger, Manager of Economic Development

CC: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 16, 2024

RE: **Resolution Requesting City Council Approval for the Oakland County Brownfield Redevelopment Authority to Review the Casa Del Rey Brownfield Plan**

A Brownfield project known as Casa Del Rey is located at 111 Oneida Street, Parcel Number 64-14-31-231-001-111 to be developed by Coleman Allen, LLC. The proposed redevelopment includes the renovation of the historic five-story Spanish Eclectic apartment building. The building will be renovated into 50 apartment units that will include 9 studios, 25 One-bedroom and 16 two-bedroom rental units. All units will be available to households at or below 120% of Area Median Income (AMI) with at least nine units reserved to persons earning less than 80% AMI.

Overall, this \$13.39 million project is set to serve a public purpose in Pontiac, expanding the tax base, investing significant capital into the community, returning an historic, vacant building into productive reuse, and creating affordable and attainable or workforce housing.

The Brownfield Redevelopment Authority will review the Brownfield Plan and intends to collect an administrative fee of five percent of the local tax increment per year for the length of the Brownfield Plan. City Council will have the opportunity to provide public comment on any Brownfield Plan including the amount of the administrative fee to be collected before the Oakland County Board of Commissioners finally adopt it.

Based on the information contained herein, the Economic Development Division recommends that the Pontiac City Council approve the request to send the proposed Casa Del Rey Redevelopment Plan to the Oakland County Brownfield Authority for review.



CITY OF PONTIAC CITY COUNCIL

RESOLUTION REQUESTING THE OAKLAND COUNTY BROWNFIELD REDEVELOPMENT AUTHORITY REVIEW THE CASA DEL REY BROWNFIELD PROJECT

WHEREAS, the Oakland County Redevelopment Authority was created by Oakland County pursuant to MCL 125.2651 et seq. to assist jurisdictions like the City of Pontiac; and

WHEREAS, developer Coleman Allen, LLC is proposing a Brownfield project known as Casa Del Rey, located at 111 Oneida Street, Parcel Number 64-14-31-231-001-111; and

WHEREAS, City of Pontiac desires to have the Oakland County Brownfield Redevelopment Authority review and process the Casa Del Rey Brownfield Plan; and

WHEREAS, the City of Pontiac acknowledges certain rights that the Oakland County Brownfield Redevelopment Authority has the Oakland County Brownfield Redevelopment Authority is prepared to assist the City of Pontiac by reviewing the proposed Casa Del Rey Brownfield Plan, provided that; and

WHEREAS, if approved the Oakland County Brownfield Redevelopment Authority will collect an administrative fee; and

WHEREAS, the City of Pontiac will have the opportunity to provide public comment on any Brownfield Plan including the amount of the administrative fee to be collected before the Oakland Board of Commissioners formally accepts the project.

NOW THEREFORE BE IT RESOLVED, the City of Pontiac requests that the Oakland County Brownfield Authority undertake review of Casa Del Rey Brownfield Redevelopment Plan and receive an administrative fee to be determined.

FOR THE CITY:

FOR THE CITY COUNCIL:

City Council

APPROVED AS TO FORM:

A handwritten signature in cursive script, appearing to read "John A. Hurley".

City Attorney

#13

RESOLUTION



CITY OF PONTIAC OFFICIAL MEMORANDUM

Finance Department

TO: Honorable City Council President and City Council
FROM: Sekar Bawa, Senior Accountant / Controller
CC: Mayor Tim Greimel,
Deputy Mayor Khalfani Stephens
DATE: April 2, 2024
RE: **Council Resolution to Approve Proposed Budget Amendment for
Budget Year 2023-2024**

In accordance with the Pontiac Home Rule Charter, Sections 5.104 and 5.106, the Finance Department is requesting City Council approval for the proposed omnibus budget amendment for the fiscal year 2023-2024.

The proposed amendment entails appropriation of available revenues not previously appropriated, increasing estimated revenue and appropriations across different funds, departments, and general ledger accounts. The reasons for the proposed amendments and the GL account codes are detailed below:

Fund 101 - General Fund:

Increase / (Decrease) in Estimated Revenue:

Parking Meter Revenue (101-000-607.050): Increase - \$60,000 – Not anticipated at the time of preparation of the original budget.

Zoning Board of Board of Appeal (101-000-612.000): Increase - \$40,000 – Not anticipated at the time of preparation of the original budget.

Planning Review Fees (101-000-614.005): Increase - \$57,000 – More review applications came in than anticipated.

Reimb. Oakland County Sheriff (101-000-636.041): \$132,500 – Increase - Not anticipated at the time of preparation of the original budget.

Admin Reimbursements – I.T. Software (101-000-640.020): Increase - \$50,000 – Software purchase is centralized in the I.T. department.

Investment Income (101-000-665.001): Increase -\$1,650,000 – Actual revenue as of February 29 exceeded the budget by \$1,110,000.

Phoenix Center - Insurance Reimbursement (101-000-686.004): Increase -\$411,018.35 – The Phoenix Center has received a reimbursement of \$411,018.35 for wind damage through the Michigan Municipal Risk Management Authority (MMRMA) in the current month.

Homeland Security FEMA – Increase - (101-000-532.000-FEMAHS): \$432,386.88 – FEMA has approved a reimbursement of \$432,386.88 for COVID-19 expenditures incurred from January 20, 2020, to May 11, 2023, in the current month.

Engineering Inspection Fees (101-000-615.000): Decrease – (\$100,000) – Current year trend is lesser than the previous fiscal year.

Municipal Service Agreement (101-000-636.752): Decrease – (\$83,000) – Current year trend is lesser than the previous fiscal year.

Adult Marihuana Fee (101-000-646.000): Decrease – (\$200,000) – Due to delay in licensing.

City Owned Equipment Rental (101-000-670.005): Decrease – (\$95,000) – Equipment rental lesser than anticipated.

Increase / (Decrease) in Appropriations:

201-Accounting:

Other Professional Service (101-201-818.000): Increase \$175,000 – Due to high turnover in the Finance department.

228-Information Technology:

Computer Supplies (101-228-731.001): Increase \$60,000 – Purchase of new equipment to replace outdated equipment.

Prof Serv – BS&A Annual Fee (101-228-818.080): Increase \$25,000 – Software purchase-related expenses centralized in I.T.

Telephone (101-228-851.000): Increase \$15,000 – Increase due to consolidation of I.T. with Cable.

253-Treasurer:

Postage (101-253-728.001): Increase \$10,000 – FY 2023 Summer tax bill paid in the current year.

Printed Forms (101-253-729.001): Increase \$5,000 – FY 2023 Summer tax bill paid in the current year.

Armored Car Services (101-253-812.000): Increase \$6,000 – Cost increase more than anticipated.

Bank Service Charges (101-253-818.008): Increase \$12,000 – Due to Phoenix Center LOC fees charged to this account which was not anticipated.

257-Assessor:

Contractual Temp/PT Labor (101-257-819.000): Increase \$3,000 – Board of Review member fees.

265-Building Maintenance:

Building Maintenance Services (101-265-931.001): Increase \$100,000 – This allocation is intended to prepare the neglected areas on the lower level of City Hall for the department's relocation.**270-**

Personnel Services:

Other Professional Services (101-270-818.000): Increase \$25,000 – Hired consultants to assist HR for salary and benefits study.

Contractual Temp/PT Labor (101-270-819.000): Increase \$60,000 – PT labor cost centralized in HR.

301-Police:

Oakland County Sheriff OT (101-301-818.069): Increase \$250,000 – OT expenditure trend is higher than anticipated.

447-Engineering:

Software – Contribution to IT (101-447-962.100): Increase \$20,000 – Increase in purchase for software updates.

Equipment Rental – (101-447-943.000): Decrease (\$60,000) – Equipment Rental expenses are expected to decrease by \$60,000 due to anticipated adjustments in equipment rental needs.

448-Street Lighting:

Utilities Street Lighting (101-448-924.001): Increase \$200,000 – Based on expenditure trend.

458-Public Works Operations:

Software – Contribution to IT (101-458-962.100): Increase \$20,000 – Increase in purchase for software updates.

564-Phoenix Center Parking:

Water & Sewer - Utilities (101-564-922.000): Increase \$1,000 – Newly established department.

Gas Heat - Utilities (101-564-923.000): Increase \$500 – Newly established department.

925-Debt Service:

Debt Service – Ottawa Phoenix (101-925-992.084): Decrease (\$700,000) – Phoenix center debt paid off in full.

Interest Expense – Ottawa Phoenix (101-925-995.084): Decrease (\$180,000) – Phoenix center debt paid off in full.

966-Transfers To/From Other Funds:

Transfer Out to Fund 659 (101-966-999.659): Increase \$1,000,000 – Necessary transfer to avoid deficit in Fund 659-Insurance fund.

The above 101-General Fund budget amendments will increase the fund balance by \$1,307,905.23.

Fund 202 – Major Streets:

Increase / (Decrease) in Estimated Revenue:

Investment Income (202-000-665.001): \$100,000 – Actual revenue exceeded the budget by \$87,000 as of February 29.

The above 202-Major Street Fund budget amendment will increase the fund balance by \$100,000.

Fund 203 – Local Streets

Increase / (Decrease) in Appropriations:

Traffic Signs (203-485-818.235): Decrease (\$150,000) – Anticipated decrease in the expenditure.

Road Constructions (203-463-974.074): Increase \$100,000 – Increased construction activity.

Stormwater Services (203-463-806.001): Increase \$50,000 - Due to emergency cleaning and CCTV work order.

The above 203-Local Street Fund budget amendment will not affect the fund balance in the fund.

Fund 208 – Youth Recreation Millage

Increase / (Decrease) in Appropriations:

Recreation Facility - Programming (208-756-779.020): Increase \$50,000 – Due to an increase in youth programs.

The above 208-Youth Recreation Millage Fund budget amendment will **reduce the fund balance** in the fund by (\$50,000).

Fund 226 – Sanitation:

Increase / (Decrease) in Estimated Revenue:

Investment Income (226-000-665.001): \$130,000 – Actual revenue exceeded the budget by \$124,000 as of February 29.

The above 226-Sanitation Fund budget amendment will increase the fund balance in the fund by \$130,000.

Fund 243 – Brownfield Redevelopment Authority:

Increase / (Decrease) in Appropriations:

BRA Administration - Tax Increment Payment – Brownfield (243-732-818.054): Increase \$11,000 – Reimbursement to the Promoter exceeded the expectations.

The above 243-Brownfield Fund budget amendment will **reduce the fund balance** in the fund by (\$11,000).

Fund 249 – Building Inspection Fund:

Increase / (Decrease) in Estimated Revenue:

Single family (249-000-456.001): Increase - \$40,000 – Revenue collections higher than expected.

Registration Builders (249-000-468.003): Increase - \$40,000 – Revenue collections higher than expected.

Inspection Demolition Permit (249-000-477.010): Increase - \$38,000 – Revenue collections higher than expected.

Fire Alarm Permit (249-000-477.011): Increase - \$10,000 – Revenue collections higher than expected.

Admin fee – Non-compliance rent (249-000-642.100): Increase - \$14,000 – Revenue collections higher than expected.

Multi registrations (249-000-456.000): Decrease – (\$57,000) – Revenue collections lower than expected.

Inspection Building Permit (249-000-477.003, 249-000-477.004): Decrease – (\$945,000) – Revenue collections lower than expected.

Inspection Electrical Permit (249-000-477.008): Decrease – (\$110,000) – Revenue collections lower than expected.

Plan Review Fee (249-000-614.371): Decrease – (\$73,000) – Revenue collections lower than expected.

The above 249-Building Inspection Fund budget amendments will **reduce the fund balance** in the fund by (\$1,043,000).

Fund 284 – Opioid Settlement Fund:

Increase / (Decrease) in Estimated Revenue:

Opioid Settlement Revenue (284-000-685.000): \$49,300 – Revenue was not anticipated in the current fiscal year.

The above 284-Opioid Settlement Fund budget amendment will increase the fund balance in the fund by \$49,300.

Fund 285 – ARPA Fund:

Increase / (Decrease) in Estimated Revenue:

Federal Grant (285-000-532.000-ARPPRK): Increase by \$292,359, representing a fund transfer from the Unearned Revenue account.

Federal Grant (285-000-532.000-ARPYTH): Increase by \$3,000,000, reflecting a fund transfer from the Unearned Revenue account.

Increase / (Decrease) in Appropriations:

Parks Vehicles Purchase (285-818-977.002-ARPPRK): Increase by \$292,359, with funding allocated from ARPA grant funds to acquire six (6) F-250 trucks.

Professional Service (285-756-818.000-ARPYTH): Increase by \$3,000,000, with funding allocated from ARPA grant funds for the design of the Youth Recreation Center.

The above amendments to the 285-ARPA Fund budget will result in no change to the fund balance in the fund 285.

Fund 445 – Capital Improvements Fund:

Increase / (Decrease) in Estimated Revenue:

Investment Income (445-000-665.001): \$45,000 – Actual revenue exceeded the budget by \$42,300 as of February 2024.

Increase / (Decrease) in Appropriations:

Building Maintenance - Furniture & Fixtures (445-265-977.005): Increase \$9,300 – Amount spent as of now exceeded the budget by \$9,300.

Building Additions and Improvements (445-273-976.001): Increase \$60,000 – There is currently \$125,000 in the budget. The City had a contract with ASI to repair the access road at Ottawa Park, however the invoice for the work that was approved was for \$175,000. This \$60,000 will help cover the full payment.

The above 445-Capital Improvements Fund budget amendment will decrease the fund balance in the fund by (\$24,300).

Fund 659 – Insurance Fund:

Increase / (Decrease) in Estimated Revenue:

Medical GERS (659-000-680.100): Decrease – (\$515,000) – Since the establishment of VEBA Trust, revenue is collected by the VEBA not the City.

Medical PFRS (659-000-680.200): Decrease – (\$3,853,000) – Since the establishment of VEBA Trust, revenue is collected by the VEBA not the City.

Transfer In from Fund 101 (659-966-699.101): Increase \$1,000,000 – This transfer from General Fund is necessary to avoid a deficit in Fund 659-Insurance fund.

Increase / (Decrease) in Appropriations:

Medical Insurance – Retiree (659-861-716.001): Decrease (\$2,300,000) – Retiree Medical Insurance liability has been transferred to the VEBA Trust Fund.

Life Insurance & Disability Insurance (659-854-717.000): Increase \$10,000 – Retiree Medical Insurance liability has been transferred to the VEBA Trust Fund.

The above 659-Insurance Fund budget amendments will reduce the fund balance in the fund by **(\$1,078,000)**.

Based on the information provided herein, the Finance department recommends that the Pontiac City Council approves the omnibus budget amendments as included herein.



CITY OF PONTIAC CITY COUNCIL

RESOLUTION TO APPROVE THE OMNIBUS BUDGET AMENDMENTS FOR FISCAL 2023-2024

WHEREAS, pursuant to Section 5.104 of the Pontiac Home Rule Charter, the City is required to have a balanced budget; and

WHEREAS, Section 5.106 of the Pontiac Home Rule Charter, permits appropriation of available revenues not previously appropriated; and

WHEREAS, to balance the budget for fiscal 2023-2024, an omnibus budget amendment is being requested to appropriate revenues not previously appropriated, increase estimated revenue and appropriations across different funds, departments, and general ledger accounts.

NOW THEREFORE BE IT RESOLVED that City Council approves the proposed omnibus budget amendments.

#14

RESOLUTION



CITY OF PONTIAC OFFICIAL MEMORANDUM

TO: Honorable City Council

FROM: Alicia Martin, Purchasing Manager

CC: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 16, 2024

RE: **RESOLUTION FOR THE CITY COUNCIL TO RENEW THE EMERGENCY MEDICAL DISPATCH SERVICE AGREEMENT WITH OAKLAND COUNTY**

The Purchasing Manager requests City Council's approval to renew the City's Emergency Medical Dispatch Service Agreement with Oakland County. This Agreement is necessary for emergency medical services within our community.

Upon City Council authorization, the Agreement will be for three (3) years, from April 1, 2024 through March 31, 2027, ensuring continuity and seamless continuation of emergency medical services.

This Agreement is vital for ensuring the safety and well-being of City of Pontiac residents. The timely execution of emergency medical dispatch services can make a significant difference in critical situations.

The monthly and annual costs are attached in Exhibit A. Funding will be expended as follows:

Dept:	GL Account Number	Years
Amount		
Comm./Dispatch Prof. Svcs.	101-325-818.068.	April 1, 2024 to March 31, 2025
\$41,188.05/month		
Oakland County Sheriff		April 1, 2025 to March 31, 2026
\$42,428.10/month		
		April 1, 2026 to March 31, 2027
\$43,698.89/month		

Therefore, based on the information provided above and attached, the Purchasing Manager recommends that the Pontiac City Council approve renewal of a three (3) year contract with Oakland County for emergency medical dispatch services.



CITY OF PONTIAC CITY COUNCIL

**RESOLUTION FOR THE CITY COUNCIL TO APPROVE
RENEWAL OF THE EMERGENCY MEDICAL DISPATCH SERVICE
AGREEMENT WITH OAKLAND COUNTY**

WHEREAS, the City of Pontiac requires ongoing emergency medical dispatch services to assist in the preservation of life, including the safety and well-being of residents; and

WHEREAS, the Oakland County and the City of Pontiac desire to renew the current Emergency Medical Dispatch Service Agreement; and

WHEREAS, funds will be appropriated from the General Fund Communications/Dispatch Professional Services-Oakland County Sheriff General Ledger account **101-325-818.068**; and

WHEREAS in accordance with the rates stated within the Agreement in **Exhibit A** for April 1, 2024 to March 31, 2025-\$41,188.05 per month; April 1, 2025 to March 31, 2026- \$42,428.10 per month and April 1, 2026 to March 31, 2027- \$43,698.89 per month; and

WHEREAS, the purchasing manager has ensured that the City's Municipal Code, Chapter VI, Division 2, Sections 2-517 through 2-519 involving major purchases has been followed with this contract.

NOW THEREFORE BE IT RESOLVED that the Pontiac City Council authorizes the Mayor or Mayor's Designee to execute a three (3) year Emergency Medical Dispatch Services Agreement, from April 1, 2024 through March 31, 2027, between Oakland County and the City of Pontiac.

BE IT FURTHER RESOLVED that City Council authorizes the Mayor or the Mayor's Designee to execute the said contract in conformity with the stated terms.

FOR THE CITY:

FOR THE CITY COUNCIL:

City Council

APPROVED AS TO FORM:

A handwritten signature in cursive script, appearing to read "JoAnne Hurley".

City Attorney

**Oakland County Emergency Dispatch Services
Monthly Versus Annual Costs
Contract Term: Three Years (4/1/2024 - 3/31/2027)**

Resolution - Exhibit A

	Monthly Cost 4/1/21 - 3/31/2022	Annual Cost Ending 3/31/2022	Monthly Cost 4/1/22 - 3/31/2023	Annual Cost Ending 3/31/2023	Monthly Cost 4/1/23 - 3/31/2024	Annual Cost Ending 3/31/2024
	31,672.68	380,072.16	32,622.86	391,474.32	33,601.54	403,218.48
% Change (Comparing Previous Monthly & Annual Cost)	0%	0%	3%	3%	3%	3%

	Monthly Cost 4/1/24 - 3/31/2025	Annual Cost Ending 3/31/2025	Monthly Cost 4/1/25 - 3/31/2026	Annual Cost Ending 3/31/2026	Monthly Cost 4/1/26 - 3/31/2027	Annual Cost Ending 3/31/2027
	41,188.05	494,256.60	42,428.10	509,137.20	43,698.89	524,386.68
% Change (Comparing Previous Monthly & Annual Cost)	18%	18%	3%	3%	3%	3%

Note: Highest percentage increase at the beginning of the contract renewal 4/1/2024

**2024 – 2027 EMERGENCY MEDICAL DISPATCH SERVICE AGREEMENT
BETWEEN COUNTY OF OAKLAND
AND
THE CITY OF PONTIAC**

April 1, 2024 – March 31, 2027

This Agreement is made and entered into between the COUNTY OF OAKLAND, a Michigan Constitutional and Municipal Corporation, whose address is 1200 North Telegraph Road, Pontiac, Michigan 48341 (the "COUNTY"), and the CITY OF PONTIAC, whose address is 47450 Woodward Avenue, Pontiac, Michigan, 48342-2271 (the "CITY"). In this AGREEMENT, the COUNTY and/or the City may also be referred to as a "PARTY" or the "PARTIES." In this Agreement, the COUNTY shall be represented by the OAKLAND COUNTY SHERIFF, in their official capacity as a Michigan Constitutional Officer, whose address is 1200 North Telegraph Road, Bldg. 38 E., Pontiac, Michigan 48341 (the "SHERIFF"). In this Agreement, whenever the COUNTY and the SHERIFF are intended to be referred to jointly, they shall collectively be referred to as the "OAKLAND COUNTY SHERIFF'S OFFICE" ("O.C.S.O.").

INTRODUCTION

WHEREAS, the CITY is authorized by law to provide emergency medical service for its residents; and

WHEREAS, to provide effective emergency medical service for its residents, the CITY must also provide emergency medical communication and dispatch functions; and

WHEREAS, the O.C.S.O. provides emergency medical communication and dispatch functions and has the capability to provide emergency medical dispatch for the CITY but, absent this Agreement, is not obligated to provide EMERGENCY MEDICAL DISPATCH SERVICE for the CITY; and

WHEREAS, the COUNTY and the CITY may enter into an agreement by which the O.C.S.O. would provide EMERGENCY MEDICAL DISPATCH SERVICE for the CITY; and

WHEREAS, the CITY has concluded that it is more cost effective to contract for EMERGENCY MEDICAL DISPATCH SERVICE with the O.C.S.O. than to equip and staff its own emergency medical communication and dispatch center; and

WHEREAS, the O.C.S.O. agrees to provide EMERGENCY MEDICAL DISPATCH SERVICE for the CITY under the following terms and conditions;

NOW, THEREFORE, it is mutually agreed as follows:

1. The COUNTY, with the cooperation and approval of the SHERIFF, shall, in conjunction with its existing O.C.S.O. emergency medical dispatch policies and procedures provide EMERGENCY MEDICAL DISPATCH SERVICE to the CITY.
2. Except as expressly provided for in this Agreement, the Parties agree that this Agreement does not, and is not intended to, transfer, delegate, or assign to the other Party any civil or legal responsibility, duty, obligation, duty of care, cost, legal obligation, or liability

associated with any governmental function delegated and/or entrusted to either Party under any existing law or regulations.

3. For all purposes and as used throughout this Agreement, the words and expressions listed below, whether used in the singular or plural, within or without quotation marks, or possessive or nonpossessive, shall be defined, read, and interpreted as follows:

- 3.1 "EMERGENCY MEDICAL SERVICE(S)" means the emergency medical services personnel, ambulances, vehicles and equipment required for transport or treatment of an individual requiring medical first response life support, basic life support, limited advanced life support, or advanced life support.
- 3.2 "EMERGENCY MEDICAL DISPATCH SERVICE(S)" means any emergency or non-emergency communication of any kind received by the O.C.S.O. which, in the sole judgment of the O.C.S.O., requests or requires EMERGENCY MEDICAL SERVICE by the CITY'S DESIGNATED EMERGENCY MEDICAL SERVICE PROVIDER and all subsequent O.C.S.O. or COUNTY AGENT communications or attempted communications designed or intended to effectuate delivery of EMERGENCY MEDICAL SERVICES within the CITY.
- 3.3 "DESIGNATED EMERGENCY MEDICAL SERVICE PROVIDER" shall be defined as the agency, corporation or entity designated by the CITY to provide EMERGENCY MEDICAL SERVICES within the CITY including, but not limited to, all uniformed, non-uniformed, civilian, command, volunteer, administrative, and/or supervisory personnel employed by this agency, corporation or entity and any persons acting by, through, under, or in concert with any of them.
- 3.4 "COUNTY AGENT(S)" shall be defined to include the SHERIFF and all COUNTY elected and appointed officials, commissioners, officers, boards, committees, commissions, departments, divisions, employees (including any SHERIFF'S DEPUTY), agents, predecessors, successors, or assigns, (whether such persons act or acted in their personal, representative, or official capacities), and all persons acting by, through, under, or in concert with any of them. COUNTY AGENT as defined in this Agreement shall also include any person who was a COUNTY AGENT at any time during the term of this Agreement but, for any reason, is no longer employed, appointed, or elected in his/her previous capacity.
- 3.5 "CITY AGENT(S)" shall be defined to include any and all CITY officers, elected officials, appointed officials, directors, board members, Commission members, authorities, authority board members, boards, committees, commissions, employees, police officers, managers, departments, divisions, volunteers, agents, and representatives of the CITY, and/or any such persons' successors or predecessors, agents, employees, attorneys, or auditors (whether such persons act or acted in their personal, representative, or official capacities), and/or any and all persons acting by, through, under, or in concert with any of them and/or the CITY. CITY AGENT(S) as defined in this CONTRACT shall also include any person who was a CITY AGENT(S) at any time during the term of this CONTRACT but, for any reason, is no longer employed, appointed, or elected in their previous capacity.

- 3.6 "CLAIM(S)" shall be defined to include any and all losses, complaints, demands for relief, damages, lawsuits, causes of action, proceedings, judgments, deficiencies, penalties, costs and expenses, including, but not limited to, reimbursement for reasonable attorney fees, witness fees, court costs, investigation, litigation expenses, amounts paid in settlement, and/or any other amount for which the COUNTY or COUNTY AGENT becomes legally and/or contractually obligated to pay, whether direct, indirect, or consequential, whether based upon any alleged violation of the constitution (federal or state), any statute, rule, regulation, or the common law, whether in law or equity, tort, contract, or otherwise, and/or whether commenced or threatened.
4. Except for the EMERGENCY MEDICAL DISPATCH SERVICE expressly contracted for herein, the O.C.S.O. and/or any COUNTY AGENT shall not be obligated to provide or assist the CITY or any DESIGNATED EMERGENCY MEDICAL SERVICE PROVIDER with any EMERGENCY MEDICAL SERVICES or any other direct, indirect, backup, or supplemental support or emergency medical-related service or protection, of any kind or nature, or be obligated to send any COUNTY AGENT to respond, in any way, to any call for EMERGENCY MEDICAL SERVICES.
5. Under all circumstances, the CITY shall remain solely and exclusively responsible for all costs and/or liabilities associated with screening, choosing, and contracting with a DESIGNATED EMERGENCY MEDICAL SERVICE PROVIDER for the provision of EMERGENCY MEDICAL SERVICE within the CITY.
6. This Agreement does not, and is not intended to, obligate or require the O.C.S.O. to change, alter, modify, or develop any different O.C.S.O. dispatch related procedures, policies, and/or standards; purchase or use any special or additional equipment; or, alternatively, prohibit the O.C.S.O. from implementing any future communication-related changes that the O.C.S.O., in its sole judgment and discretion, believes to be in its best interest.
7. The CITY shall be solely and exclusively responsible, during the term of this Agreement, for guaranteeing that: (a) all DESIGNATED EMERGENCY MEDICAL SERVICE PROVIDER communication equipment will be properly set, adjusted, and maintained to receive any EMERGENCY MEDICAL DISPATCH SERVICE from the O.C.S.O. and/or COUNTY AGENT and will comply with all current and future applicable O.C.S.O. dispatching procedures, policies, standards, technical specifications, and/or any applicable state or federal communication requirements, including, but not limited, to all Federal Communications Commission orders, regulations, and policies; (b) the DESIGNATED EMERGENCY MEDICAL SERVICE PROVIDER will be adequately trained and will comply with all current and future applicable O.C.S.O. dispatching procedures, policies, standards, technical specifications and/or any applicable state or federal communication requirements, including, but not limited, to all Federal Communications Commission orders, regulations, and policies; and (c) the CITY shall, at all times, promptly and properly notify the designated COUNTY AGENT of any availability or unavailability of DESIGNATED EMERGENCY SERVICE PROVIDER to receive EMERGENCY MEDICAL DISPATCH SERVICE from the O.C.S.O.
8. The CITY shall be solely and exclusively responsible for all fees, costs, expenses, and

liabilities, including any connectivity costs, associated with the purchase, lease, operation, and/or use of any DESIGNATED EMERGENCY SERVICE PROVIDER communication equipment. The O.C.S.O. shall not be obligated to provide the DESIGNATED EMERGENCY SERVICE PROVIDER with any radio or other communication equipment of any kind. Similarly, the CITY shall not be obligated under the terms of this Agreement to supply or provide the O.C.S.O. with any additional telephones, telephone lines, radios, other communications equipment, or property.

9. The O.C.S.O. may, at its sole discretion and expense, inspect any DESIGNATED EMERGENCY SERVICE PROVIDER communication equipment to ensure that it conforms to applicable O.C.S.O. dispatching procedures, policies, standards, technical specifications, and/or state and federal law. If the inspection reveals a lack of conformance, the O.C.S.O. shall notify the CITY in writing of the specific violations. The CITY shall address and correct such violations at its own expense within thirty (30) calendar days of receiving the written notice or present a written plan to O.C.S.O. within 15 calendar days setting forth a procedure for correcting the violations. If the CITY fails to address and/or correct such violations within the time period set forth in this paragraph, the O.C.S.O. may terminate and/or cancel the Agreement.
10. In consideration of the COUNTY'S promises and efforts under this Agreement, the CITY shall pay the COUNTY

\$41,188.05 per month for services for the months of April 1, 2024 to March 31, 2025.

\$42,428.10 per month for services for the months of April 1, 2025 to March 31, 2026.

\$43,698.89 per month for services for the months of April 1, 2026 to March 31, 2027.

Said payments shall be made as follows:

- 10.1 The COUNTY shall send an invoice to the CITY each month for services rendered the previous month. The CITY shall have 30 days from the date of each invoice to make payment.
 - 10.2 All Monthly payments shall be due and payable by the CITY without any further notice or demand from the COUNTY.
 - 10.3 Each payment shall clearly identify that it is a monthly payment being made pursuant to this Agreement and identify the calendar month for which the CITY intended the payment to apply. The COUNTY, in its discretion, may apply any monthly payment received from the CITY to any past due amount or monthly payment then due and owing to the COUNTY pursuant to this Agreement.
11. If the CITY, for any reason, fails to pay the COUNTY any monies when and as due under this Agreement the CITY agrees that the COUNTY or the County Treasurer, at their sole option, shall be entitled to set off from any other CITY funds that are in the COUNTY'S possession for any reason without further notice to the CITY in order to satisfy the CITY'S obligations under this Agreement. Funds include but are not limited to the Delinquent Tax Revolving Fund ("DTRF") and any other source of funds due to the CITY in the possession of the COUNTY. Any setoff or retention of funds by the COUNTY shall be deemed a

voluntary assignment of the amount by the CITY to the COUNTY. The CITY waives any CLAIMS against the COUNTY or its Officials for any acts related specifically to the COUNTY'S offsetting or retaining such amounts. This paragraph shall not limit the CITY's legal right to dispute whether the underlying amount retained by the COUNTY was actually due and owing under this Agreement. If the COUNTY chooses not to exercise its right to setoff or if any setoff is insufficient to fully pay the COUNTY any amounts due and owing the COUNTY under this Agreement, the COUNTY shall have the right to charge up to the then-maximum legal interest on any unpaid amount. Interest charges shall be in addition to any other amounts due to the County under this Agreement. Interest charges shall be calculated using the daily unpaid balance method and accumulate until all outstanding amounts and accumulated interest are fully paid. Nothing in this paragraph shall operate to limit the COUNTY'S right to pursue or exercise any other legal rights or remedies under this Agreement against the CITY to secure reimbursement of amounts due to the COUNTY under this Agreement. The remedies in this Paragraph shall be available to the COUNTY on an ongoing and successive basis if the CITY at any time becomes delinquent in its payments. Notwithstanding any other terms and conditions in this Agreement, if the COUNTY pursues any legal action in any court to secure its payment under this Agreement, the CITY agrees to pay all costs and expenses, including attorney's fees and court costs, incurred by the COUNTY in the collection of any amount owed by the CITY.

12. If the CITY fails for any reason to (1) timely pay the COUNTY any amount due under this Agreement, (2) perform any other obligation required under this Agreement or (3) seeks authority from the governor and state treasurer to proceed under title 11 of the United States Code, 11 USC 101 to 1532 as provided for in section 23 of Public Act 4 of 2011; the CITY shall be in default of this Agreement. The COUNTY will send written notice of any default via first class mail to the CITY. If the default is not cured within thirty (30) days from the date of the notice, the COUNTY may:

- 12.1 Terminate this Agreement sixty (60) days from the date written notice of termination is provided to the CITY by the COUNTY;
- 12.2 Declare all unpaid amounts owed under the Agreement immediately due and payable without further presentment, demand, protest or other notice of any kind, all of which are expressly waived by the CITY.
- 12.3 Exercise any and all rights and remedies available to it under the Agreement or applicable law.

13. Each Party shall be responsible for any CLAIMS made against that Party and for the acts of its employees or AGENTS. Further, the CITY agrees that it shall remain solely and completely liable for any and all CLAIMS that either arose or have their basis in circumstances or events occurring before the effective date of this Agreement, including but not limited to, any wage or benefit issues, any collective bargaining obligations, or any other related employment rights or obligations such as worker or unemployment compensation based upon any person's employment by the CITY prior to the effective date of this Agreement.

14. In any CLAIMS that may arise from the performance of this Agreement, each Party shall seek its own legal representation and bear the costs associated with such representation including any attorney fees.
15. Except as otherwise provided in this Agreement, neither Party shall have any right under any legal principle to be indemnified by the other Party or any of its employees or AGENTS in connection with any CLAIM.
16. This Agreement does not, and is not intended to, impair, divest, delegate or contravene any constitutional, statutory, and/or other legal right, privilege, power, obligation, duty or immunity of the Parties. Nothing in this Agreement shall be construed as a waiver of governmental immunity for either Party.
17. This Agreement does not, and is not intended to, create, by implication or otherwise, any direct or indirect obligation, duty, promise, benefit, and/or right to be indemnified, or any other right of any kind in favor of any person, organization, alleged third party beneficiary, or any right to be contractually, legally, equitably or otherwise subrogated to any indemnification or any other rights provided under the terms of this Agreement.
18. Neither the COUNTY nor any COUNTY AGENT, by virtue of this Agreement or otherwise, shall be considered employees of the CITY or the CITY's DESIGNATED EMERGENCY SERVICE PROVIDER. The COUNTY and/or any COUNTY AGENTS legal status and relationship to the CITY shall be that of an Independent Contractor. No CITY, CITY AGENT or CITY DESIGNATED EMERGENCY SERVICE PROVIDER employee shall, by virtue of this Agreement or otherwise, be considered an employee, agent, or working under the supervision and control of the COUNTY and/or any COUNTY AGENT.
19. The CITY and the O.C.S.O. shall each remain the sole and exclusive employer of each of their respective employees. The CITY and COUNTY each agree to remain solely and exclusively responsible for the payment of each of their respective employees' wages, compensation, overtime wages, expenses, fringe benefits, pension, retirement benefits, training expenses, or other allowances or reimbursements of any kind, including, but not limited to, workers' disability compensation, unemployment compensation, Social Security Act protection and benefits, employment taxes, or any other statutory or contractual right or benefit based, in any way, upon employment.
20. This Agreement does not, and is not it intended to, create, change, modify, supplement, supersede, or otherwise affect or control, in any manner, any term or condition of employment of any COUNTY AGENT, or any applicable O.C.S.O. employment and/or union contract, any level or amount of supervision, any standard of performance, any sequence or manner of performance, and/or any O.C.S.O. rule, regulation, training and education standard, hours of work, shift assignment, order, policy, procedure, directive, ethical guideline, etc., which shall solely and exclusively, govern and control the employment relationship between the O.C.S.O. and/or all conduct and actions of any COUNTY AGENT.
21. Neither the CITY nor any DESIGNATED EMERGENCY SERVICE PROVIDER shall provide, furnish or assign any COUNTY AGENT with any job instructions, job

descriptions, job specifications, or job duties, or, in any manner, attempt to control, supervise, train, or direct any COUNTY AGENT in the performance of any COUNTY duty or obligation under the terms of this Agreement.

22. The CITY shall promptly deliver to the O.C.S.O. written notice and copies of any CLAIM, accusation or allegation of negligence or other wrongdoing, whether civil or criminal in nature, that the CITY becomes aware of which involves, in any way, the O.C.S.O. or any COUNTY AGENT. The CITY and its DESIGNATED EMERGENCY SERVICE PROVIDER shall cooperate with the O.C.S.O. in any investigation conducted by the SHERIFF of any act or performance of any duties by any COUNTY AGENT.
23. This Agreement shall become effective on April 1, 2024 and shall remain in effect continuously until it expires, without any further act or notice being required of any Party at 11:59 PM on March 31, 2027. This Agreement may be cancelled for any reason, including the convenience of any Party, and without any penalty, before its March 31, 2027 expiration by delivering a written notice of the cancellation to the other signatories to this Agreement, or their successors in office. Such written notice shall provide at least sixty (60) calendar days notice of the effective date of cancellation, and such cancellation of this Agreement shall be effective at 11:59 P.M. on the last calendar day of the calendar month following the expiration of the 60 calendar day notice period. If this Agreement is terminated for any reason, the CITY will fully reimburse the COUNTY for all direct and indirect labor costs incurred by the COUNTY as a result of the Agreement's termination. Such costs include, but are not limited to, unemployment compensation claims made by COUNTY employees hired by the COUNTY to fulfill the terms of this Agreement.
24. This Agreement, and any subsequent amendments, shall not become effective prior to the approval by concurrent resolutions of the COUNTY Board of Commissioners and the CITY's Governing Body. The approval and terms of this Agreement shall be entered into the official minutes and proceedings of the COUNTY Board of Commissioners and the CITY's Governing Body and shall also be filed with the Office of the Clerk for the COUNTY and the CITY. In addition, this Agreement, and any subsequent amendments, shall be filed by a designated COUNTY AGENT with the Secretary of State for the State of Michigan and shall not become effective prior to the filing of this Agreement with the Secretary of State.
25. All correspondence and written notices required or permitted by this Agreement shall be in writing and sent to each of the signatories of this Agreement, or any signatory successor in office, to the addresses shown in this Agreement. Except as otherwise provided for herein, all correspondence or written notices shall be considered effective: (a) the next business day, if personally delivered; (b) the third business day, if sent by U.S. mail, postage prepaid, return receipt requested; (c) the next business day, if sent by a nationally recognized overnight express courier with a reliable tracking system; or (d) the next business day with a written response or receipt of confirmation, if sent by e-mail or fax.
26. This Agreement is made and entered into in the State of Michigan and shall in all respects be interpreted, enforced and governed under the laws of the State of Michigan. The language of all parts of this Agreement is intended to and, in all cases, shall be construed as a whole, according to its fair meaning, and not construed strictly for or against any Party.

As used in this Agreement, the singular or plural number, possessive or non-possessive, shall be deemed to include the other whenever the context so suggests or requires.

27. Absent an express written waiver, the failure of any Party to pursue any right granted under this Agreement shall not be deemed a waiver of that right regarding any existing or subsequent breach or default under this Agreement. No failure or delay on the part of any Party in exercising any right, power or privilege hereunder shall operate as a waiver thereof, nor shall a single or partial exercise of any right, power or privilege preclude any other or further exercise of any other right, power or privilege.
28. The COUNTY and the CITY acknowledge that this Agreement shall be binding upon them and, to the extent permitted by law, upon their administrators, representatives, executors, successors and assigns, and all persons acting by, through, under, or in concert with any of them.
29. This Agreement sets forth the entire contract and understanding between the COUNTY and the CITY and fully supersedes any and all prior contracts, agreements or understandings between them in any way related to the subject matter hereof, and after the effective date of this Agreement shall remain effective and enforceable for any CLAIM arising or occurring during any prior contract period. This Agreement shall not be changed or supplemented orally. This Agreement may be amended only by concurrent resolutions of the COUNTY Board of Commissioners and the CITY's Governing Body in accordance with the procedures set forth herein.
30. Each Party shall comply with all federal, state, and local statutes, ordinances, regulations, administrative rules, and requirements applicable to its activities performed under this Agreement.
31. If a court of competent jurisdiction finds a term, or condition, of this Agreement to be illegal or invalid, then the term, or condition, shall be deemed severed from this Agreement. All other terms, conditions, and provisions of this Agreement shall remain in full force.
32. For and in consideration of the mutual promises, acknowledgments, representations, and agreements set forth in this Agreement, and for other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, the COUNTY and the CITY hereby agree and promise to be bound by the terms and provisions of this Agreement.

CONTINUED ONTO NEXT PAGE

IN WITNESS WHEREOF, Tim Greimel, Mayor of the City of Pontiac, hereby acknowledges that he or she has been authorized by a resolution of the CITY's Governing Body (a certified copy of which is attached) to execute this Agreement on behalf of the CITY and hereby accepts and binds the CITY to the terms and conditions of this Agreement on this _____ day of _____, 2024.

WITNESS:

CITY OF PONTIAC,
a Michigan Municipal Corporation

BY: _____

Name:

Tim Greimel

Title:

Mayor

IN WITNESS WHEREOF, David T. Woodward, Chairperson, Oakland County Board of Commissioners, hereby acknowledges that he has been authorized by a resolution of the Oakland County Board of Commissioners (a certified copy of which is attached) to execute this Agreement on behalf of the COUNTY and hereby accepts and binds the COUNTY to the terms and conditions of this Agreement on this _____ day of _____, 2024.

WITNESS:

COUNTY OF OAKLAND,
a Michigan Municipal Corporation

BY: _____

Name:

David T. Woodward

Title:

Chairperson, Oakland County Board of
Commissioners

IN WITNESS WHEREOF, Michael J. Bouchard, in his official capacity as SHERIFF, hereby concurs and accepts the terms and conditions of this Agreement on this _____ day of _____, 2024.

WITNESS:

OAKLAND COUNTY SHERIFF,
a Michigan Constitutional Officer

BY: _____

Name:

Michael J. Bouchard,

Title:

Oakland County Sheriff

#15

RESOLUTION



CITY OF PONTIAC OFFICIAL MEMORANDUM

TO: Honorable City Council

FROM: Alicia Martin, Purchasing Manager
Porche Prater, Treasurer

CC: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 16, 2024

RE: **RESOLUTION FOR APPROVAL TO ENTER INTO A CONTRACT WITH
JPMORGAN CHASE FOR LOCKBOX SERVICES**

The City Treasurer and the Purchasing Manager requests City Council approval to enter into a contract with JP Morgan Chase for Lockbox Services. By implementing a lockbox service, the City can enhance the efficiency of processing property tax payments and provide residents with a convenient method to pay their property taxes.

In compliance with the Pontiac Municipal Code, Chapter VI, Division 2, Sections 2-517 through 2-519, Purchasing posted an RFP for lockbox services on February 15, 2024. Although twenty-two financial institutions accessed the bid documents, only JP Morgan Chase submitted a response.

The lockbox services agreement is for three (3) years, from May 1, 2024 through May 1, 2027, with options to renew for additional years through May 1, 2029. The anticipated monthly costs for services are \$4,395.28. However, the City will incur no monthly service charge if it maintains an average balance of \$2,000.000.00 with an earnings credit allowance of 3.0000%.

If a service charge is assessed, the fee will be expended from GL Number account number 101-253-818.008 (Bank Service Charges).

Based on the information provided, the Treasurer's Department and the Purchasing Division recommend approval of entering into a three (3) -year contract with JPMorgan Chase for lockbox services.



CITY OF PONTIAC CITY COUNCIL

RESOLUTION TO APPROVE A THREE-YEAR CONTRACT WITH JPMORGAN CHASE FOR LOCKBOX SERVICES

WHEREAS, implementing lockbox services to collect property tax payments enhances the efficiency of processing the payments and provides residents with a convenient method to pay their property taxes; and

WHEREAS, Purchasing posted an RFP for lockbox services bids on February 15, 2024 and only JP Morgan Chase submitted a proposal; and

WHEREAS, the three-year agreement for lockbox services would run from May 1, 2024 through May 1, 2027, with options to renew for additional years through 5/1/2029; and

WHEREAS, the anticipated monthly cost for the services is \$4,395.28 but if the City maintains an average balance of \$2,000.000, no monthly service charge will be incurred; and

WHEREAS, if a service fee is applicable, it will be appropriated from GL account number **101-253-818.008 (Bank Service Charges)**; and

WHEREAS, the purchasing manager has ensured that the competitive bid process has been met pursuant to the Purchasing Ordinance Policy, Sections 2-517 through 2-519 for major purchases.

NOW THEREFORE BE IT RESOLVED that the Pontiac City Council authorizes the Mayor or Mayor's Designee to execute a three (3)-year agreement with JPMorgan Chase for lockbox services.

FOR THE CITY:

FOR THE CITY COUNCIL:

City Council

APPROVED AS TO FORM:

City Attorney

#16

RESOLUTION



**CITY OF PONTIAC
OFFICIAL MEMORANDUM**

TO: Honorable City Council

FROM: Mayor Tim Greimel
Deputy Mayor Khalfani Stephens

DATE: April 16, 2024

RE: **Resolution to Award a \$25,000 Grant to Hope Shelters and to Recognize the Timely Posting of an RFP for Non-Profit Groups Seeking Funding For Homelessness Intervention Services**

In collaboration with Administration, the Pontiac City Council approved \$250,000 to fund a Homelessness Intervention Initiative in the 2023-24 budget.

A request for proposals (RFP) is being posted on the City's Purchasing webpage for organizations to competitively bid on providing necessary services for unhoused individuals and families. Awards to nonprofit groups that meet the qualifications will begin at \$25,000. The RFP will be open pursuant to Section 2-519(1)(b) of the City's purchasing ordinance. Organizations that fulfill the requirements will be presented to City Council for final approval.

Funding for this endeavor will be appropriated as follows:

Dept.	GL Account	FY	Amount
General Fund	101-699-818.000	2023-2024	\$250,000
			Total: \$250,000

Administration is also requesting that Hope Shelters be granted \$25,000 in funding as a sole source provider because the organization is part of the Oakland County's 2019 Blueprint to End Homelessness Initiative. Granting immediate funding to Hope Shelters, in compliance Section 2-519(1)(d)(3) of the purchasing ordinance, will allow the City to begin aiding those as soon as possible with temporary shelter. This proposed grant is included as part of the \$250,000 homelessness intervention funding.

Based on the information provided, the Mayor's Office recommends that the Pontiac City Council award a \$25,000 grant to Hope Shelters as a sole source shelter for the City's unhoused population, and to also recognize that the Purchasing Division will be timely posting an RFP on its webpage for competitive bidding for nonprofit groups to receive homelessness intervention funding.



CITY OF PONTIAC CITY COUNCIL

Resolution No. _____

RESOLUTION TO AWARD A \$25,000 GRANT TO HOPE SHELTERS AS A SOLE SOURCE TEMPORARY SHELTER PROVIDER

WHEREAS, the Pontiac City Council approved \$250,000 in homelessness intervention funding in the 2023-24 budget; and

WHEREAS, an RFP soliciting competitive bids from nonprofit groups to aid Pontiac's unhoused population, will provide grants starting at \$25,000;

WHEREAS, City Council will review the qualified non-profit organizations for final approval;

WHEREAS, the grant recipients will provide a scope of work and execute a contract with the City to receive funding;

WHEREAS, Hope Shelters qualifies as a sole source provider in accordance with the Purchasing Ordinance, Section 2-519(1)(d)(3); and

WHEREAS, Hope Shelter shall receive a \$25,000 grant upon execution of a contract to provide temporary shelter for those experiencing homelessness; and

WHEREAS funding for this homelessness intervention program will be allocated from the General Fund, GL number 101-699-818.000.

NOW THEREFORE BE IT RESOLVED that the Pontiac City Council approves awarding a sole source \$25,000 grant to Hope Shelters to provide temporary shelter to the Pontiac unhoused population in accordance with Section 2-519(d)(3) of the Purchasing Ordinance.

BE IT FURTHER RESOLVED that City Council concurs with the Purchasing Division posting an RFP soliciting bids from nonprofit groups seeking funding to aid the Pontiac unhoused population.

FOR THE CITY:

APPROVED AS TO FORM:

City Attorney

FOR THE CITY COUNCIL:

City Council