

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



Garland S. Doyle, M.P.A., MiPMC, City Clerk

Phone: (248) 758-3200

111th Session of the 11th Council – October 10, 2023, 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. October 2, 2023, Economic Development, Housing and Planning Subcommittee Meeting Minutes
- B. October 3, 2023, City Council Meeting Minutes

Special Presentation

- 1. Main Street Oakland County Grant Check Presentation
Presentation Presenters: Oakland County Grant Representatives

Public Hearings

- 2. Public Hearing on Vacant City-Owned Parcels in the City of Pontiac for Sale Consideration
- 3. Public Hearing on the Establishment of an Obsolete Property Rehabilitation District for 31 N. Astor Street
- 4. Public Hearing on an Obsolete Property Exemption Certificate Application for 48 W. Huron Street
- 5. Public Hearing on an Obsolete Property Exemption Certificate Application for 91 N. Saginaw Street

Subcommittee Reports

- 6. Communications, Engagement & Operations
- 7. Economic Development, Housing & Planning
- 8. Facilities & Property
- 9. Finance & Personnel
- 10. Law & The Courts
- 11. Parks, Recreation & Public Works
- 12. Public Safety, Health & Wellness

Agenda Items

Ordinance

- 13. Adoption of an Ordinance to Amend Ordinance 2406 An Ordinance to Allow Adult-Use Marihuana Establishments to Operate in the City of Pontiac Pursuant to the Michigan Regulation And Taxation Of

Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 Et Seq.; to Provide for Standards and Procedures to Permit and Regulate Adult-Use Marihuana Establishments; to Provide for the Imposition of Permit Application Fees and Renewal Fees; and to Impose Conditions For The Operation Of Adult-Use Marihuana Establishments. **(Second Reading Postponed from the October 3, 2023, City Council meeting)**

Recognition of Elected Officials

Agenda Address (Two Minutes Time Limit)

Resolutions

City Clerk

14. Resolution to approve the agreement between the City and Thurin Law Group, PLLC to serve as the Hearing Officer for Medical Marihuana.

Department of Public Works (DPW)

15. Resolution to execute an agreement to establish architectural engineering (A/E) firm DLZ as a fourth on-call engineering service firm for the City of Pontiac.

Economic Development Division

16. Resolution to adopt Real Estate Disposition Policy
17. Resolution to establish an Obsolete Property Rehabilitation District for parcel number 14-27-306-014, Red Chickweed, LLC Project Longfellow School Located at 31 N. Astor Street.
18. Resolution to schedule a public hearing for an Obsolete Property Exemption Certificate Application for 31 N. Astor Street Parcel 14-27-306-014 on October 24, 2023, at 6:00 p.m.

Human Resources Department

19. Resolution to approve an Agreement with Human Resource Advantage Advisory (HRAA) for Human Resources Short-Term Services.

Information Technology (I.T.) Division

20. Resolution to approve the purchase of Desktop Personal Computers, Laptops and Monitors for the City Hall 2023-2024 Refresh Project.
21. Resolution to approve the purchase of Desktop Personal Computers, Laptops and Monitors for the 50th District Court Phase II.

Planning Division

22. Resolution to approve the Petition of Vacation of Alleyway Adjacent to 1104 Baldwin Road to be granted by the Pontiac City Council.

Public Comment (Three Minutes Time Limit)

Discussions

23. October 17, 2023, City Council Meeting Start Time at 12:00 pm
24. October 25, 2023, Pride and Beautification Awards Reception

Public Communications

City Council

25. The City of Pontiac has recognized September 15, 2023, to October 15, 2023, as Hispanic Heritage Month
26. Downtown Pontiac Walking Ghost Tours, October 15 and 22, 2023, presented by the Oakland History Center, tours starting at 5:00, 6:00, 7:00, and 8:00 pm.

27. PLAT Jam Nights, the Third Tuesday of Every Month, October 17, 2023, at Pontiac's Little Arts Theatre, 47 N. Saginaw Street in Downtown Pontiac.
28. Halloween Party at Murphy Park, October 20, 2023, from 5:00 to 7:00 pm, held at Murphy Park on Martin Luther King, Jr. Boulevard South and Osmon Street, Free event features candy, kids party, music, costume contest, and games. Presented by Yaktown Don't Back Down and native Kings. *Supported by the Pontiac City Council as a District Seven Project.*
29. Rocky Horror Picture Show" Film Screening, October 20 and 21, 2023 with Doors Open at 7:00 pm and show at 8:00 pm, held at Pontiac's Little Arts Theatre, 47 N. Saginaw Street in Downtown Pontiac.
30. Angel's Night Lights on Fun Fest and Trunk or Treat, October 25, 2023, from 5:30 to 8:00 pm, held at the Pontiac City Hall Complex, 47450 Woodward Avenue in Pontiac with parking at the School District's Administration Building and WHRC School (enter from Auburn Avenue), sponsored by the Sheriff Department, Deputies for Kids, the City of Pontiac, Pontiac School District, and Project Excel.
31. Harvest Festival at the History Center, October 29, 2023, from 12:00 to 4:00 pm each day, held at the Oakland History Center, 405 Cesar E. Chavez Avenue in Pontiac.
32. "Making a Difference" Scholarship Essay Competition Presented by the Fran Anderson Legacy Fund, application period now opens until November 1, 2023, at 12 Noon, write how you have made a difference in your community in 500 words or less, and you could win a \$5,000 scholarship. High School students who reside in Pontiac are eligible to enter. For more information, contact Linda Zabik at (248) 421-7198 or he@holidayextravaganza.org.
33. Accent Pontiac Sixth Annual Green Bucket Run, November 4, 2023, from 8:00 to 11:00 am, held at Kirk in the Hills Church, 1340 W. Long Lake Road in Bloomfield Hills.
34. The Dirk Kroll Band Live, November 10, 2023, at 7:00 pm, held at Pontiac's Little Arts Theatre, 47 N. Saginaw Street in Downtown Pontiac.
35. Oakland History Center and Pontiac Creative Arts Center Gala Auction, November 11, 2023, held at the Pontiac Creative Arts Center, 47 Williams Street, Pontiac 48341.
36. The Art Experience Glimpse & Glimmer Gala, November 16, 2023, held at the Flagstar Strand Theatre, 12 N. Saginaw Street in Downtown Pontiac.
37. Dixon's Violin Live, November 17, 2023, at 7:00 pm, held at Pontiac's Little Arts Theatre, 47 N. Saginaw Street in Downtown Pontiac.
38. Save the Date: Holiday Extravaganza Parade in Downtown Pontiac, December 2, 2023
39. Historic Christmas Open House December 9 and 10, 2023 from 12:00 to 4:00 pm each day, held at the Oakland History Center, 405 Cesar E. Chavez Avenue in Pontiac.

Mayor's Office

40. Orchard Lake Road between Berwick Boulevard and Sylvan Court is Closed to Traffic from September 15, 2023, to November 1, 2023. Water and sewer system improvements, as well as replacement of the Clinton River Bridge, is being completed. Please follow posted detours.
41. Residents Encouraged to Complete Online Survey for Pontiac Youth Recreation Center Amenities

42. Fran Anderson Making a Difference Scholarship is accepting applications for their essay competition. Apply for your chance to win a \$5,000 scholarship. Submit application no later than noon on November 1, 2023, at: <https://www.holidayextravaganza.org/scholarships/fran-anderson/>
43. Holiday Extravaganza Parade and Winter Festival on December 2, 2023, festivities begin at 8am with Elf Run, Parade at 11am, followed by the Winter Festival from 12-3pm.

City Clerk's Office

44. The Special Election scheduled for November 7, 2023, on the Adult Use Marihuana Ordinance Proposals has been cancelled.

Closing Comments

Mayor Greimel (Seven Minutes Time Limit)

Clerk and City Council (Three Minutes Time Limit)

Adjournment

CONSENT AGENDA A



Pontiac City Council

Economic Development, Housing and Planning Subcommittee

Pontiac City Council
Economic Development, Housing and Planning Subcommittee
October 2, 2023
9:00 a.m.

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

Committee Members: Mike McGuinness, Melanie Rutherford, and Brett Nicholson

Others Present: Deborah Younger, Mark Yandrick, Jack McIntyre, Sherikia Hawkins, Mayor Tim Greimel, and Deputy Mayor Khalfani Stephens.

The meeting started at 9:02 a.m.

Jack McIntyre provided a code enforcement update: Year to Date Statistics:

5,179 Rental Inspections
13,202 Code Violations
1,500 Grass Violations

Updates were given on high profiled residential property violations that were in court. Team inspections have begun on properties downtown.

Deborah Younger announced parking was on its way in downtown Pontiac. There is a November target date for this.

The Lancaster Complex was in court today as they are refusing to pay invoices issued by the City and etc. Conversation ensued on looking into a food ordinance with an emphasis on organizations that are giving away expired food.

There was no public comment.

Meeting ended at 10:04 a.m.

CONSENT AGENDA B

October 3, 2023, Draft

**Official Proceedings
Pontiac City Council
110th 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 3, 2023, at 6:03 p.m. by Council President Mike McGuinness.

Invocation – Pastor Kathy Dessureau – 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, and William Parker Jr.

Mayor Tim Greimel was present.
A quorum was announced.

Excuse Councilmembers

Motion to excuse Councilman Brett Nicholson and Councilwoman Melanie Rutherford for personal reasons. Moved by Councilperson Goodman and second by Councilperson Carrington.

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

No: None

Motion Carried

Amendments to and Approval of the Agenda

Motion to approve the agenda. Moved by Councilperson Carrington and second by Councilperson Parker.

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

No: None

Motion Carried

Consent Agenda

23-346 **Resolution to approve the consent agenda for October 3, 2023.** Moved by Councilperson James and second by Councilperson Carrington.

WHEREAS, the City Council has reviewed the consent agenda for October 3, 2023.

NOW, THEREFORE, BE IT RESOLVED that the City Council approves the consent agenda for October 3, 2023, including September 25, 2023, Law, and the Courts Subcommittee Meeting Minutes, September 26, 2023, City Council Meeting Minutes, and a Resolution Recognizing Indigenous Peoples Day.

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

No: None

Resolution Passed

23-346 (C) **Resolution Recognizing Indigenous Peoples Day.** Moved by Councilperson James and second by Councilperson Carrington.

WHEREAS, Indigenous Peoples have lived upon this land since time immemorial and thrived as sovereign nations before the Italian explorer Christopher Columbus voyaged to the place now known as the Americas; and,

WHEREAS historians have largely agreed that Columbus did not “discover” the Americas as indigenous people were already here, nor was he the first European to reach the “New World”; and,

WHEREAS, by resisting the occupation of sacred lands indigenous people were enslaved, murdered, and forcibly removed from ancestral lands; and,

WHEREAS, their populations were decimated through genocide, cultural erasure, and other unspeakable crimes, to support European colonization of the Americas, including the Trans-Atlantic Slave Trade; and,

WHEREAS, the idea of Indigenous Peoples' Day was first proposed in 1977 by a delegation of Native Nations to the United Nations-sponsored International Conference on Discrimination Against Indigenous Populations in the Americas; and,

WHEREAS, in 1990, representatives from 120 Indigenous Nations at the First Continental Conference on 500 Years of Indian Resistance unanimously passed a resolution to transform Columbus Day into an opportunity to reveal historic truths about pre-existing Indigenous cultures and Peoples that have survived a violent colonization process and continue to exist and thrive in present day America; and,

WHEREAS, the Tribal Council of the Grand Traverse Band of Ottawa and Chippewa Indians has passed a resolution: (1) officially recognizing Indigenous People's Day on the second Monday in October; (2) stating that Indigenous People's Day shall be used to reflect upon the ongoing struggles of indigenous peoples on this land; and (3) to celebrate the thriving cultures and value that the Odawa, Ojibwe, Potawatomi and other indigenous peoples contribute to society; and,

WHEREAS, the United Nations Rights of Indigenous Peoples Declaration adopted in 2006 confirms the right of indigenous peoples to self-determination, recognizes subsistence rights and rights to lands, territories and resources; recognizes that indigenous peoples deprived of their means of subsistence and development are entitled to just and fair redress; outlaws discrimination against indigenous peoples; and promotes their full and effective participation in all matters that concern them, as well as their right to remain distinct and to pursue their own visions of economic and social development; and,

WHEREAS, the United States endorsed the United Declaration on the Rights of Indigenous Peoples on December 16, 2010, and Article 15 of that declaration states: • Indigenous Peoples have the right to the dignity and diversity of their cultures, traditions, histories, and aspirations, which shall be appropriately reflected in education and public information. • States should take effective measures, in consultation and cooperation with the Indigenous Peoples concerned, to combat prejudice and eliminate discrimination and to promote tolerance, understanding, and good relations among Indigenous Peoples and all other segments of society; and,

WHEREAS, the recognition and acknowledgement of Indigenous People's Day would officially acknowledge the atrocities, genocide and ancestral land displacement inflicted upon the original inhabitants of the land we now refer to as the City of Pontiac by the English, French, and American invaders; and,

WHEREAS, the City of Pontiac acknowledges the occupation of the ancestral, traditional, and contemporary lands of the Anishinabe-Three Fires Confederacy of Odawa, Ojibwe and Potawatomi Indigenous Nations; and,

WHEREAS, the City of Pontiac acknowledges the harms and irreplaceable loss to our collective humanity for the acts committed against our indigenous family; and,

WHEREAS, the City of Pontiac understands that government and other public institutions must include and reflect the experiences of Native Peoples and uplift our country's indigenous roots, history, and contributions; and,

WHEREAS, the City of Pontiac officially acknowledges and affirms the sovereignty of these nations and the Seven Grandfather Teachings: Truth, Humility, Respect, Love, Honesty, Courage, and Wisdom; and,

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WHEREAS, in honor of these 7 teachings as being dependent upon and inseparable from the health and survival of trees, water, soil, plants, insects, and animals the City of Pontiac will commit to sustaining the current natural woodlands, meadows, wetlands and greenspaces in our parks and trails; and,
NOW, THEREFORE, BE IT RESOLVED, The Pontiac City Council understands colonization not as an historic event but as an ongoing structure predicated on the elimination of Indigenous life and land, and contends that the celebration of Christopher Columbus and his alleged “discovery” of Indigenous lands celebrates the colonization and dispossession of Indigenous peoples throughout the Americas; and,
BE IT FURTHER RESOLVED, that the Pontiac City Council hereby recognizes the second Monday in October every year also as Indigenous Peoples’ Day in the City of Pontiac; and
BE IT FURTHER RESOLVED, that the City of Pontiac shall strike from City calendars and websites all references to Columbus Day and replace them with Indigenous People’s Day; and,
BE IT FURTHER RESOLVED, that the City of Pontiac shall utilize the second Monday in October as an opportunity to reflect upon the ongoing struggles of Indigenous people of this land, to celebrate the thriving cultures and values of the Indigenous Peoples of our region, and to stand in solidarity with Indigenous peoples elsewhere; and,
BE IT FURTHER RESOLVED, that Indigenous People’s Day shall be used to reflect upon the ongoing struggles of indigenous peoples on this land and to celebrate and learn from the thriving cultures and that the Odawa, Ojibwe, Potawatomi, and other indigenous peoples contribute to communities throughout Michigan, the United States of America, and the world; and,
BE IT FURTHER RESOLVED, that the City of Pontiac encourages other businesses, organizations, and public entities to recognize Indigenous People’s Day on Monday October 9, 2023.

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

No: None

Resolution Passed

Special Presentations

Dr. Martin Luther King, Jr. Boulevard Bridge Reconstruction State Funding

Presentation Presenters: State Senator Jeremy Moss and State Representative Brenda Carter

Michigan Department of Transportation Planned Improvements and Lane Reductions for M-59
(Huron Street)

Presentation Presenters: Michigan Department of Transportation Representatives

Downtown Pontiac Paid On-Street Parking Resuming, with Parking Payment Kiosks and Mobile App
Payment Options

Presentation Presenters: Deborah Younger, City of Pontiac Economic Development Manager and Jack McIntyre, Code Enforcement Manager

Recognition of Elected Officials – Kenyada Bowman - Pontiac School Board, and Beatrice Wright -
Precinct Delegate

Agenda Address

1. Beatrice Wright addressed item #8
2. H. Bill Maxey addressed items #4, #5, #6, and #9
3. Carlton Jones addressed items #1, and #4
4. Dr. Deirdre Waterman addressed items #5, and #6
5. Karen Jorgenson addressed item #3
6. Chuck Johnson addressed item #1
7. Darlene Clark addressed item #3
8. Gloria Miller addressed item #1

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Councilwoman Melanie Rutherford arrived at 7:06 p.m.

Agenda Items

Ordinance

Motion to postpone Adoption of an Ordinance to Amend Ordinance 2406 An Ordinance to Allow Adult-Use Marihuana Establishments to Operate in the City of Pontiac Pursuant to the Michigan Regulation And Taxation Of Marihuana Act, Initiated Law 1 of 2018, MC 333.27951 Et Seq.; to Provide for Standards and Procedures to Permit and Regulate Adult-Use Marihuana Establishments; to Provide for the Imposition of Permit Application Fees and Renewal Fees; and to Impose Conditions For The Operation Of Adult-Use Marihuana Establishments for one week. (Second Reading) Moved by Councilperson Parker and second by Councilperson Goodman.

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

No: None

Motion Carried

Councilwoman Melanie Rutherford was absent during the vote.

Resolutions

Finance

23-347

Council Resolution to approve the proposed budget amendment for Fiscal Year 2023-24 to establish budget appropriations in the total amount of \$16,895 for GL account number 101-101-702.000- Salaries & Wages-shall be increased by \$15,000; The appropriation for GL Account 101-101-715.000 FICA-City Contribution-shall be increased by \$1,150; The appropriation for GL 101-101-718-500 MERS Contribution-shall be increased by \$600.00; The appropriation for GL 101-101-725.000 Sick and Vacation Contribution shall be increased by \$145.00 for the purpose of reclassification of Office Assistant to Administrative Assistant. Moved by Councilperson Carrington and second by Councilperson Parker.

THEREFORE BE IT RESOLVED, Council Resolution to approve the proposed budget amendment to establish budget appropriations in the total amount of \$16,895 for GL account number 101-101-702.000- Salaries & Wages-shall be increased by \$15,000; The appropriation for GL Account 101-101-715.000 FICA-City Contribution-shall be increased by \$1,150; The appropriation for GL 101-101-718-500 MERS Contribution-shall be increased by \$600.00; The appropriation for GL 101-101-725.000 Sick and Vacation Contribution shall be increased by \$145.00 for the purpose of reclassification of Office Assistant to Administrative Assistant.

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

No: None

Resolution Passed

Councilwoman Melanie Rutherford was absent during the vote.

23-348

Council Resolution to approve the proposed budget amendment for Fiscal Year 2023-24 to establish budget appropriations In the amount of \$8,450 in the following accounts GL account number 101-101-702.000- Salaries & Wages-shall be increased by \$7,500; The appropriation for GL Account 101-101-715.000 FICA-City Contribution-shall be increased by \$575; The appropriation for GL 101-101-718-500 MERS Contribution-shall be increased by \$300; The appropriation for GL 101-101-725.000 Sick and Vacation Contribution shall be increased by \$75 for the purpose of salary range modification for the Outreach Specialist. Moved by Councilperson Carrington and second by Councilperson Goodman.

THEREFORE BE IT RESOLVED, That the Pontiac City Council approves the proposed budget amendment to establish budget appropriations In the amount of \$8,450 in the following accounts GL

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account number 101-101-702.000- Salaries & Wages-shall be increased by \$7,500; The appropriation for GL Account 101-101-715.000 FICA-City Contribution-shall be increased by \$575; The appropriation for GL 101-101-718-500 MERS Contribution-shall be increased by \$300; The appropriation for GL 101-101-725.000 Sick and Vacation Contribution shall be increased by \$75 for the purpose of salary range modification for the Outreach Specialist.

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

No: None

Resolution Passed

Councilwoman Melanie Rutherford was absent during the vote.

Mayor's Office

~~23-349-~~ **Resolution approving Right of Way Use Agreement with United Wholesale Mortgage. (Flock Camera System Usage)** Moved by Councilperson Parker and second by Councilperson James. Discussion.

Motion to end the debate and call for the vote. Moved by Councilperson Carrington and second by Councilperson Rutherford.

Ayes: Carrington, Goodman, and Rutherford

No: James, McGuinness, and Parker

Motion Failed

Debate continued on the resolution.

23-349 **Resolution approving Right of Way Use Agreement with United Wholesale Mortgage. (Flock Camera System Usage)** Moved by Councilperson Parker and 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 Department, enhancing public safety in Downtown Pontiac at no additional cost to the City; 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.

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, and Parker

No: Rutherford, Carrington, and Goodman

Resolution Failed

Parks and Recreation

23-350 **Resolution to approve the Final Draft of the Pontiac Oaks Park Action Plan. (Second Reading)** Moved by Councilperson Rutherford and second by Councilperson Goodman.

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WHEREAS, the City of Pontiac has been given the final draft of the Park Action Plan by Oakland County; and

NOW, THEREFORE BE IT RESOLVED, upon authorized signatures by the administration of the City of Pontiac and Oakland County, Oakland County will henceforth oversee the maintenance and operations of Pontiac Oaks Park.

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

No: None

Resolution Passed

Public Comment

1. Beatrice Wright
2. Dr. Deirdre Waterman
3. Linda Watson
4. Robert Bass
5. H. Bill Maxey
6. Renee Beckley
7. Jackie Curry
8. Carlton Jones
9. Chuck Johnson
10. Minister Veronica Taylor
11. Gloria Miller
12. Pastor Kathy Dessureau
13. Andrea Mann
14. Marie Thomas
15. Jean Matthews
16. Darlene Clark

Discussions

Public Hearings Scheduled for October 10, 2023, City Council Meeting

- a. Vacant City-Owned Parcels in the City of Pontiac for Sale Considerations
- b. Obsolete Property Exemption Certificate Application for 31 N. Astor Street
- c. Obsolete Property Exemption Certificate Application for 48 W. Huron Street
- d. Obsolete Property Exemption Certificate Application for 91 N. Saginaw Street

October 17, 2023, City Council Meeting Start Time at 12:00 pm

October 25, 2023, Pride and Beautification Awards Reception

Oakland County Pet Adoption Center Reduced Adoption Fees

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, Council President Pro-Tem William Carrington, and Council President Mike McGuinness made closing comments.

Adjournment

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

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

No: None

Motion Carried

Council President Mike McGuinness adjourn the meeting at 10:41 p.m.

Garland S. Doyle
City Clerk

DRAFT

#2

**PUBLIC
HEARING**



COMMUNITY DEVELOPMENT DEPARTMENT

CITY OF PONTIAC CITY COUNCIL

**RESOLUTION TO SCHEDULE A PUBLIC HEARING FOR THE SALE OF
VACANT CITY-OWNED PARCELS**

WHEREAS, prior to selling any city-owned properties resident or taxpayer in the City of Pontiac may appear and be heard; and

WHEREAS, City is the owner of certain real property located in the City of Pontiac and legally described below; and

WHEREAS, the City intends to sell the following Commercial parcels: 172 S Francis Ave Parcel Number 14-34-105-014; 339 Paddock Parcel Number 14-33-179-001; 94 Dwight Parcel Number 14-30-476-002; in, Pontiac, Michigan; and

WHEREAS, the City intends to sell the following In-fill Housing parcels for a project to be known as The Bridge on Orchard: 447 Orchard Lake Rd. Parcel Number 14-32-152-006; 439 Orchard Lake Rd. Parcel Number 14-32-152-031; 429 Orchard Lake Rd. Parcel Number 14-32-152-033; 469 Orchard Lake Rd. Parcel Number 14-32-152-035; 453 Orchard Lake Rd. Parcel Number 14-32-152-039; Parcel Number 4-32-152-037; Parcel Number 14-32-152-029; 505 Luther Ave. Parcel Number 19-05-278-003; Parcel Number 19-05-278-037; in Pontiac, MI; and

WHEREAS, the City intends to sell the following In-Fill Housing parcel for the project known as Franklin School: 494 Bloomfield Ave. Parcel Number 19-04-107-021; Highland Parcel Number 19-04-159-004; Parcel Number 19-05-254-019; Parcel Number 19-05-254-020; 548 California Ave., Parcel Number 19-05-207-026; California Avenue Parcel Number 19-05-252-012; 586 California Ave. Parcel Number 19-05-207-031; in Pontiac Michigan; and

WHEREAS, the City intends to sell the following Side-Lot parcels: 232 E. Wilson Parcel Number 14-33-334-009; Parkdale Parcel Number 14-20-106-006; 82 Rockwell Parcel Number 14-32-430-027; 32 Bennett Parcel Number 14-20-383-026; Parcel Number 14-22-129-021; S. Jessee Parcel Number 14-33-180-006; 113 Strathmore Parcel Number 14-17-329-011; Stout St. Parcel Number 14-32-107-040; S. Sanford Parcel Number 14-28-460-012; 172 S. Francis Parcel Number 14-33-205-026; Arthur St. Parcel Number 19-05-252-032; S. Anderson Parcel Number 14-33-278-021; in Pontiac, Michigan; and

WHEREAS, the City of Pontiac should give public notice of the hearing not less than 10 days or more than 30 days before the hearing; and

NOW, THEREFORE BE IT RESOLVED, by the Pontiac City Council, that the Pontiac City Council hereby schedules a public hearing to sell vacant, City-owned parcels in the City of Pontiac, Oakland County, and State of Michigan, such hearing to be held on October 10, 2023 at 6:00 PM:

#13

ORDINANCE

NONE

TO: Mayor Tim Greimel, Deputy Mayor Khalfani Stephens, Council President Michael McGuiness, Council President Pro Tem William Carrington, Councilman William Parker Jr., Councilwoman Kathalee James, Councilman Mikal Goodman and Councilman Brett Nicholson

FROM: Charles Murphy and Christopher Trebilcock
Clark Hill PLC

DATE: October 6, 2023

CLIENT City of Pontiac
MATTER:

SUBJECT: Second Reading Summary of Amendments to Adult Use Marihuana Business Ordinance for October 6, 2023 City Council Meeting

This Memorandum summarizes proposed amendments to the Second Reading of the Adult Use Marihuana Business Ordinance #2406 following removal of the referendum ordinances from the November Special Election ballot.

Section 03. Definitions.

"Applicant": The word "and" was added to the fifth line. "With respect to disclosures in an application for a permit issued pursuant to this Ordinance for purposes of ineligibility for a permit and the transfer of an interest in an issued permit, the term "applicant" includes a managerial employee of the applicant, and any person who holds a direct or indirect ownership interest of 6% or more in the applicant."

"Social Equity Qualified Business" definition was expanded to include franchisees and to require proof of 51% or more ownership by social equity qualifying applicants. These requirements were already within a separate Section 14 on Social Equity Retailers.

Sec. 12 General Permit Application Requirements.

(b)(2): is amended to require applicant entities to disclose in the application the identity of every person or entity having a direct or indirect ownership interest in the applicant entity greater than 2.5% by providing the name, ownership percentage, e-mail address, mailing address, and if applicable, their date of birth; applicant entity in this section refers only to the person or entity applying for a permit to the individual owners or managers of the entity; the definitions of the different business entities were deleted because they are already covered by the definition of applicant in the Definitions Section 3.

Section 13 Marihuana Business Permit Application Process.

13(d): This was a grammatical correction in the 13th line pointed out by Councilmember Pro Tem Carrington to delete an "n" and add "a" before "permit."

(f)(8): This section refers to planned philanthropic initiatives and community improvement programs aimed at the City and deleted the reference to a \$1,000 amount for possible donations to a fund administered by the City. Under the medical marihuana program many applicants offered to donate more than \$1,000 and the First Reading draft suggested a cap of \$1,000 in order to be awarded the points.

(g): This subsection amended the total possible points from 165 points up to 185 points and the second reference to the higher points total needed to be amended to reflect the change.

Clark Hill PLC.

Text Amendments Second Reading Adult-Use Marihuana Business Ordinance 10-10-2023

Sec. 03. Definitions.

"Applicant" means a person who applies for a City-issued permit to operate a Marihuana Business in accordance with the terms of this Ordinance and the City zoning ordinance. With respect to disclosures in an application for a permit issued pursuant to this Ordinance for purposes of ineligibility for a permit and the transfer of an interest in an issued permit, the term "applicant" includes a managerial employee of the applicant, and any person who holds a direct or indirect ownership interest of 6% or more in the applicant. Any person or entity who owns less than 6% of direct or indirect ownership in the applicant but who exercises control over or participates in the management of the applicant shall be deemed to be an Applicant. Applicant includes the following for each type of applicant:

"Social Equity-Qualified Business" means a marihuana establishment operated by an applicant, including franchisees, that qualifies for the benefits offered under the social equity program administered by either the Department or the City and who demonstrates and documents 51% or more ownership by social equity qualifying applicants, including ownership structure of the entity that identifies the ownership percentage held by each stakeholder.

Sec. 12. General Permit Application Requirements.

12(b)(2):

(2) ~~Regardless of the definition of Applicant,~~ In addition to the disclosures above, each applicant entity shall disclose in the application the ownership structure of the applicant entity and the identity of every person or entity having a direct or indirect ownership interest in the applicant entity greater than 2.5% by providing the entity or individual name, the ownership percentage, email address, mailing address and if applicable, the date of birth; provided, however, a social equity-qualified business entity who is an applicant must also demonstrate 51% or more ownership by qualifying social-equity applicants. For purposes of this Section 12(b)(2), the term "applicant entity" shall only refer to the person or entity applying for a permit from the City hereunder, and not the owners or managers of such entity. ~~Any person or entity who owns less than 6% of a direct or indirect ownership in the applicant but who exercises control over or participates in the management of the applicant shall be deemed to be an Applicant, if:~~

~~a) the disclosed entity is a trust, the applicant shall disclose the names and addresses of the beneficiaries.~~

~~b) the disclosed entity is a privately held corporation, the names and addresses of all shareholders holding a direct or indirect interest of greater than 5%, officers, and directors.~~

~~c) the disclosed entity is a publicly held corporation, the names and addresses of all shareholders holding a direct or indirect interest of greater than 5%, officers, and directors.~~

~~d) the disclosed entity is a partnership or limited liability partnership, the names and addresses of all partners.~~

~~e) the disclosed entity is a limited partnership or limited liability limited partnership, the names of all partners, both general and limited.~~

~~f) the disclosed entity is a limited liability company, the names and addresses of all members holding a direct or indirect interest of greater than 5%, and managers.~~

Sec. 13. Marihuana Business Permit Application Process.

13(d):

(d) The Clerk shall award a conditional permit to any applicant for a permit to operate a grower, processor, secure transporter, safety compliance facility, marihuana event organizer, and temporary marihuana event, upon the determination by the Clerk that the application is complete, the applicant receives the City and State of Michigan approvals required in this ordinance, and the applicant meets all of the requirements of this ordinance and the City Code, including the zoning ordinance. If the City Clerk identifies, or is informed of, a deficiency in an application, the applicant has two (2) weeks to correct the deficiency after notification by the City Clerk. The Clerk will grant a final permit if the applicant obtains final site plan approval and special land use approval within 6 months of receiving a conditional permit, enters into a written agreement with the City confirming that the marihuana establishment will operate in accordance with the business plans, building plans, design standards, social equity plans and all other operational standards described by the applicant in the application materials submitted, and obtains ~~a n~~ permit from the City and

an operating license from the Department within 18 months after the conditional permit is granted. The agreement shall further provide that if the establishment breaches the agreement, then the City may revoke authorization of the establishment following notice and a public hearing, and that in such event, the City shall be entitled to injunctive relief barring further operation of the establishment in the City. An extension of 6 months to obtain an operating permit from the City and an operating license from the Department may be granted in the discretion of the Clerk upon a showing of good cause for the delay.

13(f)(8):

(8) Planned philanthropic initiatives and community improvement programs aimed at the City of Pontiac, which may include a ~~\$1,000~~ donation to a fund administered by the City used to promote social equity in the City of Pontiac, a negatively impacted community, by promoting advocacy around criminal justice issues related to marihuana prohibition, supporting youth who have been negatively impacted by the war on drugs as it relates to the prohibition of marihuana, and community education and outreach on adult-use marihuana in general. The maximum number of scoring points in this category shall be ten (10) points.

13(f)(9):

(9) Whether the applicant has current and final conditional approval for a medical marihuana provisioning center permit pursuant to City of Pontiac's Medical Marihuana Facilities Ordinance, Article XXX-, Section 26.1491 et seq., and is not currently in default of compliance with Article XXX. - This subsection (9) does not apply to those applicants for a medical provisioning center permit who were initially one of the five highest scoring applicants in the zoning district where they applied but are no longer one of the five highest scoring applicants in the zoning district where they applied. The medical applicant entity who has current and final conditional approval for a medical marihuana provisioning center permit shall be awarded the thirty (30) points in this category whether they apply for a retailer permit or a social equity retailer permit as long as the entity was qualified~~s~~ as a ~~s~~Social eEquity Qualified Business applicant when it was conditionally approved for a medical marihuana provisioning center. ~~they apply for a social equity retailer permit under this Ordinance.~~ Applicants with current and final conditional approval for a medical marihuana provisioning center permit pursuant to City of Pontiac's Medical Marihuana Facilities Ordinance, Article XXX , Section 26.1491 et seq may apply for recreational licenses at a different location in any of the four districts allowed under Ordinance #2407, not only

in the district where they were awarded their conditionally approved medical license. The maximum number of scoring points in this category shall be thirty (30) points.

13(g):

(g) Overall scoring and ranking shall be conducted and applied by the Clerk on the basis of assigned points from zero (0) points to one hundred and eighty five (185) points with the lowest overall total score as zero (0) points and the highest possible total score being one hundred and ~~sixtyeighty~~ five (~~165185~~) points.

CITY OF PONTIAC
ORDINANCE NO. #_____

AN ORDINANCE TO ALLOW ADULT-USE MARIHUANA ESTABLISHMENTS TO OPERATE IN THE CITY OF PONTIAC PURSUANT TO THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT, INITIATED LAW 1 OF 2018, MCL 333.27951 ET SEQ.; TO PROVIDE FOR STANDARDS AND PROCEDURES TO PERMIT AND REGULATE ADULT-USE MARIHUANA ESTABLISHMENTS; TO PROVIDE FOR THE IMPOSITION OF PERMIT APPLICATION FEES AND RENEWAL FEES; AND TO IMPOSE CONDITIONS FOR THE OPERATION OF ADULT-USE MARIHUANA ESTABLISHMENTS.

THE CITY OF PONTIAC ORDAINS:

ARTICLE _____. ADULT-USE MARIHUANA BUSINESS LICENSING

Sec. 01. Title.

The title of this ordinance shall be the “City of Pontiac Adult-Use Marihuana Business Ordinance.”

Sec. 02. Purpose and Intent.

A. Purpose. The purpose of this Ordinance is to establish standards and procedures for the issuance, regulation, renewal, suspension, and revocation of business licenses for adult-use marihuana establishments in accordance with the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq. (“MRTMA”) so as to protect the public health, safety, and welfare of residents of the City by setting forth the manner in which adult-use marihuana businesses can be operated in the City. Further the purpose of this Ordinance is to:

(1) Protect the health, welfare and safety of the public through reasonable regulations on adult-use marihuana business operations as it relates to noise, odor, air and water quality, food safety, public safety, security for the establishments and its personnel, and other health and safety concerns;

(2) Protect residential zoned properties and neighborhoods by limiting the location and the concentration of types of Marijuana Businesses to specific areas of the City;

(3) Establish application and license fees to defray and recover the City’s costs for administering and enforcing this ordinance;

(4) Recognize that the City of Pontiac has been identified by the State of Michigan's Cannabis Regulatory Agency as a city that has been disproportionately impacted by marihuana prohibition and enforcement and that social equity in the marihuana industry is necessary to address the historical disproportionate impact of marihuana prohibition and enforcement upon Pontiac residents and to positively impact the Pontiac community;

(5) Minimize the adverse effects from growing, processing, dispensing and storage of marihuana;

(6) Minimize the adverse effects from excessive consumption and use of marihuana;

(7) Coordinate with state laws and regulations addressing Marihuana Businesses; and

(8) To restrict the issuance of Marihuana Business permits only to those individuals and entities that demonstrate an intent and ability to fully comply with this Ordinance and the laws of the City and the State of Michigan.

B. Legislative Intent. This ordinance authorizes the establishment of adult-use marihuana businesses within the City of Pontiac consistent with the provisions of MRTMA, subject to the following:

(1) Use, distribution, cultivation, production, possession, and transportation of marihuana remains illegal under federal law, and marihuana remains classified as a "controlled substance" by federal law. Nothing in this ordinance is intended to promote or condone the production, distribution, or possession of marihuana in violation of any applicable law. Nothing in this ordinance is intended to grant immunity from any criminal prosecution under state or federal law. This ordinance does not protect the owners of properties on which a marihuana commercial operation is occurring from prosecution or from having their property seized by federal law enforcement authorities.

(2) This ordinance is to be construed to protect the public health, safety and welfare over commercial adult-use marihuana business interests. The operation of a permitted adult-use marihuana business in the City is a revocable privilege and not a right in the City. Nothing in this ordinance is to be construed to grant a property right for an individual or business entity to engage, obtain, or have renewed a City-issued permit to engage in the use, distribution, cultivation, production, possession, transportation or sale of adult-use marihuana as a commercial enterprise

in the City. The City determines that the commercialization of marihuana is a “closely regulated industry” as that term is used in U.S. Supreme Court jurisprudence.

(3) Any individual or business entity which purports to have engaged in the use, distribution, cultivation, production, possession, transportation or sale of marihuana as a commercial enterprise in the City without obtaining the required authorization required by this ordinance is deemed to be an illegally established nuisance, and as such is not entitled to legal nonconforming status under this ordinance, the City zoning ordinance, or state statutory or common law.

(4) Nothing in this ordinance is intended to grant immunity from criminal or civil prosecution, penalty or sanction for the cultivation, manufacture, possession, use, sale, distribution or transport of marihuana in any form that is not in strict compliance with the MRTMA and the Marihuana Tracking Act, and all applicable administrative rules promulgated by the State of Michigan regarding the commercialization of marihuana. Strict compliance with all applicable state laws and regulations is a requirement for the issuance or renewal of any permit issued under this ordinance, and noncompliance with any applicable state law or regulation is grounds for the revocation or nonrenewal of any permit issued under this ordinance.

C. Indemnification of the City.

(1) By accepting a permit issued pursuant to this ordinance, the holder waives and releases the City, its officers, elected officials, and employees from any liability for injuries, damages or liabilities of any kind that result from any arrest or prosecution of marihuana business owners, operators, employees, clients or customers for a violation of state or federal laws, rules or regulations.

(2) By accepting a permit issued pursuant to this ordinance, the holder agrees to indemnify, defend and hold harmless the City, its officers, elected officials, employees, and insurers, against all liability, claims or demands arising on account of any claim of diminution of property value by a property owner whose property is located in proximity to a licensed operating marihuana business arising out of, claimed to have arisen out of, or in any manner connected with the operation of a marihuana business or any claim based on an alleged injury to business or property by reason of a claimed violation of the federal Racketeer Influenced and Corrupt Organizations Act (RICO), 18 U.S.C. § 1964(c).

D. Reservation.

(1) The City of Pontiac shall not waive or constrain, in any manner, the right and prerogative of the City of Pontiac to reject any and all applications, to reject an application not accompanied with the required documentation or data required by the application, or to reject an application which is any way incomplete, irregular, not responsive or not responsible.

(2) The City of Pontiac shall not waive or constrain, in any manner, the right and prerogative of the City of Pontiac to amend or repeal this ordinance in any manner, including, but not limited to, the complete prohibition of any type of adult-use marihuana business or limiting the number and types of adult-use marihuana businesses authorized to operate in the City.

(3) Nothing in this ordinance is to be construed to grant or grandfather any marihuana business a vested right, license, permit or privilege for continued operations within the City.

Sec. 03. Definitions.

Unless defined by this ordinance, any term used in this Section that is defined by the MRTMA, or the Administrative Rules promulgated by the Michigan Department of Licensing and Regulatory Affairs addressing marihuana shall have the definition given in MRTMA and in the Rules.

As used in this Section, the following terms shall have the meanings indicated:

"Applicant" means a person who applies for a City-issued permit to operate a Marihuana Business in accordance with the terms of this Ordinance and the City zoning ordinance. With respect to disclosures in an application for a permit issued pursuant to this Ordinance for purposes of ineligibility for a permit and the transfer of an interest in an issued permit, the term "applicant" includes a managerial employee of the applicant, and any person who holds a direct or indirect ownership interest of 6% or more in the applicant. Any person or entity who owns less than 6% of direct or indirect ownership in the applicant but who exercises control over or participates in the management of the applicant shall be deemed to be an Applicant. Applicant includes the following for each type of applicant:

(a) For an individual or sole proprietorship: the proprietor and spouse.

(b) For a partnership and limited liability partnership: all partners holding a direct or indirect ownership interest of 6% or more in the partnership and their spouses.

(c) For a limited partnership and limited liability limited partnership: all general and limited partners holding a direct or indirect ownership interest of 6% or more in the limited partnership or limited liability limited partnership, and their spouses.

(d) For a limited liability company: all members holding a direct or indirect ownership interest of 6% or more in the limited liability company and their spouses, and all managers and their spouses.

(e) For a privately held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, and all stockholders holding a direct or indirect ownership interest of 6% or more in the privately held corporation, and their spouses.

(f) For a publicly held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, and all stockholders holding a direct or indirect ownership interest of 6% or more in the publicly held corporation, and their spouses.

(g) For a multilevel ownership enterprise: any entity or person that receives or has the right to receive 6% or more of the gross or net profits from the enterprise during any full or partial calendar or fiscal year.

(h) For a nonprofit corporation: all individuals and entities with membership or shareholder rights in accordance with the articles of incorporation or the bylaws and their spouses.

(i) For a trust: all trustees, any individual or entity able to control and direct affairs of the trust, and any beneficiary who receives or has the right to receive 6% or more of the gross or net profit distributions of the trust during any full or partial calendar or fiscal year, and their spouses.

"Application" means the form(s) provided by the City, accompanied with the nonrefundable application fee per each permit requested.

"City" means the City of Pontiac, Michigan.

“Class A marihuana grower” means a grower licensed to grow not more than 100 marihuana plants.

“Class A Microbusiness” means a marihuana establishment authorized to operate at a single location and cultivate not more than 300 mature marihuana plants; package marihuana; purchase marihuana concentrate and marihuana-infused products from licensed marihuana processors; sell or transfer marihuana and marihuana-infused products to individuals 21 years of age and older; and transfer marihuana to a safety compliance facility for testing.

“Class B marihuana grower” means a grower licensed to grow not more than 500 marihuana plants.

“Class C marihuana grower” means a grower licensed to grow not more than 2,000 marihuana plants.

"Co-Locate" or "Co-Location" means any combination of growers, processors, retailers, social equity retailers, designated consumption, and Class A microbusiness establishments that are authorized by the City to operate as separate marihuana businesses at a single property but with separate business suites, partitions, and separate means of public ingress/egress from the exterior or from a common lobby area.

"Cultivate" means to propagate, breed, grow, harvest, dry, cure, or separate parts of the marihuana plant by manual or mechanical means.

“Department” means the State of Michigan Department of Licensing and Regulatory Affairs (LARA), including without limitation, the Cannabis Regulatory Agency, or its successor agency.

“Designated Consumption Establishment ” means a marihuana-related business authorized to permit individuals 21 years of age and older to consume marihuana products on the licensed commercial premises located in the C-2 Downtown Overlay District No. 3.

“Disqualifying conviction” means a conviction that makes an applicant ineligible to receive a license under MRTMA and the Rules.

“Equivalent License” means any of the following state operating licenses when held by a single licensee:

- (1) Grower licenses of any class under both the Medical Marihuana Facilities Licensing Act, MCL 333.27101 et. seq. ("MMFLA") and MRTMA.
- (2) Processor licenses under both the MMFLA and MRTMA.
- (3) Secure transporter licenses under both the MMFLA and MRTMA.
- (4) Safety compliance facility licenses under both the MMFLA and MRTMA.
- (5) A provisioning center license under the MMFLA and a retailer establishment license under the MRTMA.

"Grower" means a licensee establishment that cultivates, dries, trims, or cures and packages marihuana for sale or transfer to a processor, retailer, or another grower.

"Industrial Hemp" means the term as defined at MCL 333.27953 (c).

"License" means a license that is issued by the Department under MRTMA that allows the licensee to operate an adult-use marihuana establishment in the City.

"Marihuana" means the term as defined at MCL 333.27953. For purposes of this Ordinance marihuana does not include industrial hemp.

"Marihuana accessories" means the term as defined at MCL 333.27953 (g).

"Marihuana concentrate" means the resin extracted from any part of the plant of the genus cannabis.

"Marihuana Business" means the following adult-use marihuana establishments, whether operated for profit or not for profit: (a) grower, (b) safety compliance facility, (c) processor, (d) retailer, (e) social-equity retailer, (f) secure transporter, (g) Class A microbusiness, (h) designated consumption establishment, (i) marihuana event organizer or (j) temporary marihuana event.

"Marihuana establishment" means a location at which a permittee is permitted to operate under this Ordinance and MRTMA.

"Marihuana Event Organizer" means a person licensed to apply for a temporary marihuana event license.

"Marihuana-Infused Product" means a topical formulation, tincture, beverage, edible substance, or similar product containing marihuana and other ingredients and that is intended for human consumption.

"Marihuana Tracking Act" or "MTA" means Public Act 282 of 2016, MCL 333.27901, et seq., as amended and all future amendments.

"Michigan Regulation and Taxation of Marihuana Act" or "MRTMA" means, Initiated law 1 of 2018, MCL 333.27951, et. seq., as amended and all future amendments.

"Permit" means the permit issued pursuant to this ordinance authorizing the operation of a Marihuana Business in the City.

"Permittee" means a person who receives and holds a permit to operate a Marihuana Business issued by the City under this ordinance.

"Person" means an individual, sole proprietorship, partnership, limited liability partnership, limited partnership, limited liability limited partnership, corporation, limited liability company, trust, or other legal entity, and includes persons within the definition of "applicant" as that term is used in this Ordinance.

"Processor" means a person licensed to purchase or obtain marihuana from a grower establishment and who processes the marihuana and sells or transfers it in packaged form to a retailer, class A microbusiness, or another processor. A processor is not prohibited from handling, processing, marketing or brokering industrial hemp pursuant to the Industrial Hemp Research and Development Act.

"Retailer" means a licensee that obtains marihuana from marihuana establishments and sells or otherwise transfers marihuana to marihuana establishments and to individuals who are 21 years of age or older in accordance with MRTMA.

"Rules" means the unified administrative rules promulgated and from time to time amended by the Department to implement the MMFLA and MRTMA.

"Safety Compliance Facility" means a person licensed to test marihuana, including certification for potency and the presence of contaminants.

"Secure Transporter" means a person licensed to obtain marihuana from marihuana establishments in order to transport marihuana to marihuana establishments.

"School" means and includes buildings and grounds used for school purposes to provide instruction to children and youth in grades pre-kindergarten through 12 by a public, private, denominational, or parochial school.

"Social Equity-Qualified Business" means a marihuana establishment operated by an applicant, including franchisees, –that qualifies for the benefits offered under the social equity program administered by either the Department or the City and who demonstrates and documents 51% or more ownership by social equity qualifying applicants, including ownership structure of the entity that identifies the ownership percentage held by each stakeholder.

"Stakeholder" means, with respect to a trust, the trustee and beneficiaries; with respect to a limited liability company, all members with a direct or indirect ownership interest greater than 6% and all managers; with respect to a corporation, whether profit or non-profit, all stockholders with a direct or indirect ownership interest greater than 6%, directors, corporate officers or persons with equivalent titles; and with respect to a partnership, limited liability partnership, limited partnership and limited liability limited partnership all general and limited partners with a direct or indirect ownership interest greater than 6%."State" means the State of Michigan.

"State Operating License" means a license that is issued by the Department under MRTMA that allows the licensee to operate an adult-use marihuana establishment, as specified in the license.

"Temporary Marihuana Event" means a license held by a marihuana event organizer for an event where the onsite sale or consumption of marihuana products, or both, are authorized at the location indicated on the state license during the dates indicated on the state license.

Sec. 04. Creation of Marihuana Business Commission; Composition; Quorum

(a) There is hereby created a Marihuana Business Commission. There shall be four (4) members of the Marihuana Business Commission. The membership shall elect from among its members a chairman, vice-chairman, and secretary.

(b) A quorum of the Marihuana Business Commission shall consist of three (3) members.

Sec. 05. Marihuana Business Commission Membership; Qualifications; Term; Vacancies; Compensation.

- (a) Members of the Marihuana Business Commission shall be residents of the city, and shall be chosen so far as reasonably practicable in such a manner as to represent a cross-section of the community.
- (b) Members of the Marihuana Business Commission shall be appointed by the mayor to serve at the pleasure of the mayor for a term of three (3) years. Reappointment of a member to serve an additional consecutive term is subject to council approval.
- (c) If a vacancy occurs on the Marihuana Business Commission, the mayor shall appoint a new member to fill the vacancy.
- (d) Members of the Marihuana Business Commission shall serve without pay.

Sec. 06. Marihuana Business Commission Powers and Duties.

The Marihuana Business Commission shall review and decide all appeals that are forwarded to it by the clerk under this ordinance. The Marihuana Business Commission shall review all appeals de novo. The Marihuana Business Commission shall only overturn a decision or finding of the clerk if it finds such decision or finding to be arbitrary or capricious and not supported by material, substantial, and competent facts on the whole record considered by the clerk in arriving at such decision or finding.

Sec. 07. Marihuana Business Commission Rules and Regulations; Meetings.

- (a) The Marihuana Business Commission shall adopt such rules and regulations as it deems necessary to govern its proceedings and deliberations.
- (b) The rules and regulations adopted by the Marihuana Business Commission shall be subject to approval by the council.
- (c) The Marihuana Business Commission shall maintain a written record of its proceedings and actions which shall be available for public inspection, showing the action of the commission and the vote of each member upon each question considered. All meetings of the commission shall be held in conformance with the open meetings act, Act No. 267 of the Public Acts of 1976, being sections 15.261 to 15.275 of the Michigan Compiled Laws.

Sec. 08. Marihuana Business Rules and Regulations.

(a) In addition to the Rules promulgated by the Department and the statutes of the State of Michigan, the operations of a Marihuana Business shall be conducted in accordance with the provisions of this ordinance and the City Code of Ordinances, including the zoning ordinance.

(b) Retailer establishments, Social Equity Retailer establishments, and Class A Microbusinesses located outside of the Downtown Overlay District shall be closed for business, and no sale or other distribution of marihuana in any form shall occur upon the premises, between the hours of 10:00 p.m. and 7:00 a.m. Retailer establishments, Social Equity Retailer establishments and Class A Microbusinesses located in the Downtown Overlay District shall be closed for business, and no sale or other distribution of marihuana in any form shall occur upon the premises, between the hours of 2:00 a.m. and 7:00 a.m.

(c) Delivery of a marihuana product for sale or transfer to marihuana customers by Retailer Establishments and Social Equity Retailer Establishments is permitted in strict compliance with Department Rules.

(d) Drive throughs and drive through, walk-up window service, and curbside service shall be a prohibited use for all Retailer Establishments, Social Equity Retailer Establishments and Class A Microbusinesses.

Sec. 09. Licensing of Adult-Use Marihuana Businesses.

(a) Number of permitted adult-use Marihuana Businesses.

Type of Establishment

Grower	No limit
Processor	No limit
Secure transporter	No limit
Retailer	17
Social Equity Retailer	6
Class A Microbusiness	5
Safety compliance facility	No limit
Designated Consumption Establishment-North of Huron Street	3
Designated Consumption Establishment-South of Huron Street	-3
Marihuana event organizer	No limit

Sec. 10. City Marihuana Business Permit and Annual Fee Required.

(a) No person shall establish or operate a Marihuana Business located in the City without first meeting all of the requirements set forth in this Ordinance, obtaining a permit from the City Clerk, and obtaining a State Operating License. Permits and State Operating Licenses shall be kept current and publicly displayed within the business. Failure to maintain or display current state licenses and City permits is a violation of this ordinance. A Marihuana Business operating without a City permit under this Ordinance or without a State license is declared to be a public nuisance.

(b) There shall be an initial application fee of \$5,000.00 and an annual nonrefundable renewal of permit fee of \$5,000.00 to defray the administrative and enforcement costs associated with marihuana businesses located in the City.

(c) The City permit fee requirement set forth in this ordinance shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by the Department and any other state regulatory agency, or by City ordinance, including, by way of example, and not limited to, any applicable fees for site plan review, zoning review, inspections, or building permits.

(d) A separate permit is required for each Marihuana Business co-located at a premises from which adult-use marihuana commercial businesses are operated. Operation of a grower, processor, retailer establishment or social equity retailer establishment, Class A microbusiness, and designated consumption establishment at the same co-location is authorized, provided that each establishment is separately licensed and permitted. Co-Location of a retailer establishment or social equity retailer establishment, Class A microbusiness and a designated consumption establishment at the same location as a grower or processing establishment is authorized when in conformity with the City zoning ordinance.

(e) Within thirty (30) days of approval of the applicant's application, the applicant will start all necessary requirements as required by the City to obtain their certificate of occupancy, including, without limitation, complying with all applicable building department, fire department, code and inspection requirements, including the approval of the site plan.

(f) All Marihuana Business permits shall be effective for one (1) year of its original date of issuance by the City and must be renewed annually.

(g) The conditional permittee has one (1) year to complete its site plan upon the approval of the issuance of the Marihuana Business conditional permit. The Community Development Director may extend the completion of the site plan up to an additional six months, provided the applicant demonstrates good cause for the extension.

Sec. 11. Location Criteria.

(a) No marihuana business is eligible to receive a permit unless at the time the application for the marihuana business operating permit is submitted, the location of the proposed business operation complies with the requirements set forth in the City zoning ordinances as required for the specific type of marihuana commercial business for which the permit is being sought.

(b) Mobile marihuana businesses and limited contact transaction operations are prohibited.

(c) A permittee shall not operate a marihuana business at any location in the City other than at the address provided in the application on file with the City Clerk.

Sec. 12. General Permit Application Requirements.

(a) An applicant seeking a permit pursuant to the provisions of this ordinance and licensure by the state under MRTMA must submit an application in writing to the City Clerk on forms provided by the City Clerk. At the time of application, the application must be accompanied by a nonrefundable application fee of \$5,000.00 to defray the costs incurred by the City for processing of the application. In addition, the applicant shall present copies of government-issued photographic identification to accompany the application. Applicants are limited to one application per location. Multiple applications for the same establishment location shall be disqualified.

(b) An application shall be complete and made under the penalty of perjury and shall contain all of the following:

(1) The applicants, all of its stakeholders, and the proposed manager's full name, date of birth, residential and business address, email address, and telephone numbers including emergency contact information, and a copy of a government-issued photographic identification card of the applicant and all stakeholders:

(a) If the applicant is an individual or sole proprietorship, the proprietor and their spouse, if any, shall provide their name, address, date of birth, business address, business telephone number, email address, social security number, and, if applicable, federal tax identification (EIN) number.

(b) If the applicant is not an individual or sole proprietorship, the applicant shall provide information regarding the business entity, including, without limitation, the name and address of the entity, website address (if any), type of business organization, proof of registration with, or a certificate of good standing from, the State of Michigan, or other state or foreign jurisdiction, as applicable, and the names, dates of birth, residential and business addresses, email addresses, phone numbers of each applicant, each stakeholder and their spouses, and the federal tax identification number of the business entity.

(2) ~~Regardless of the definition of Applicant, In addition to the disclosures above,~~ each applicant entity shall disclose in the application the ownership structure of the applicant entity and the identity of every person or entity having a direct or indirect ownership interest in the applicant entity greater than 2.5% by providing the entity or individual name, the ownership percentage, email address, mailing address and if applicable, the date of birth; provided, however, a social equity-qualified business entity who is an applicant must also demonstrate 51% or more ownership by qualifying social-equity applicants. For purposes of this Section 12(b)(2), the term "applicant entity" shall only refer to the person or entity applying for a permit from the City hereunder, and not the owners or managers of such entity. Any person or entity who owns less than 6% of a direct or indirect ownership in the applicant but who exercises control over or participates in the management of the applicant shall be deemed to be an Applicant, if:

~~a) — the disclosed entity is a trust, the applicant shall disclose the names and addresses of the beneficiaries.~~

~~b) — the disclosed entity is a privately held corporation, the names and addresses of all shareholders holding a direct or indirect interest of greater than 5%, officers, and directors.~~

~~e) — the disclosed entity is a publicly held corporation, the names and addresses of all shareholders holding a direct or indirect interest of greater than 5%, officers, and directors.~~

~~d) — the disclosed entity is a partnership or limited liability partnership, the names and addresses of all partners.~~

~~e) — the disclosed entity is a limited partnership or limited liability limited partnership, the names of all partners, both general and limited.~~

~~f) the disclosed entity is a limited liability company, the names and addresses of all members holding a direct or indirect interest of greater than 5%, and managers.~~

(3) If the applicant is not an individual, the articles of incorporation or organization, federal tax identification number and confirmation letter, and the limited liability company's operating agreement, the corporation's shareholder agreement and bylaws, and the partnership agreement for a partnership or limited partnership, as applicable.

(4) A copy of the applicant's notice of prequalification status issued by the Department to operate an adult-use marihuana establishment. If the applicant does not have adult-use prequalification status from the Department, the application will not be processed by the City.

(5) The name and address of the proposed Marihuana Business and any additional contact information deemed necessary by the City Clerk, including the following:

(a) A copy of the deed reflecting the applicant's ownership of the proposed permitted premises, or a purchase agreement or option to purchase the proposed permitted premises as applicable; or

(b) A copy of the lease reflecting the right of the applicant to possess, or an agreement or option reflecting the applicant's right to lease, the proposed permitted

premises, and a notarized statement from the owner of such property authorizing the use of the property for a marihuana business as applicable.

(6) For the applicant and every stakeholder, affirmation from the applicant that each is at least 21 years of age.

(7) A criminal history background report of the applicant's criminal history from the Internet Criminal History Access Tool (ICHAT) or a Michigan State Police criminal history report for applicants residing in Michigan. For applicants who reside in any other state, federal or foreign jurisdiction, or who have resided in any other state, federal or foreign jurisdiction within 5 years prior to the date of the application provide a certified state, federal or foreign jurisdiction sponsored or authorized criminal history report. The applicant is responsible for all charges incurred in requesting and receiving the criminal history report and the report must be dated within thirty (30) days of the date of the application. For purposes of this subsection (7) an applicant includes a managerial employee of the applicant and any person who exercises control over or participates in the management of the applicant.

(8) Written consent authorizing the City to obtain a criminal history report from the Michigan State Police, the Federal Bureau of Investigation, or other applicable state, federal or foreign jurisdiction law enforcement or police agency, to ascertain whether the applicant and stakeholders have any disqualifying convictions or convictions involving dishonesty, theft, fraud, or controlled substances.

(9) A current organization chart that includes position descriptions and the names of each person holding such position, which shall include date of birth, address, copy of photo identification, and email address for any operator, manager, or employee if other than the applicant.

(10) A complete list of all marihuana related business permits and licenses held by applicant.

(11) An attested disclosure whether the applicant or operator has ever had a business license revoked or suspended, and if revoked or suspended, the reason for such revocation or suspension and copies of the orders of revocation or suspension.

(12) An attestation that no applicant or stakeholder is ineligible from holding a state license to operate a marihuana commercial business.

(13) An attestation that the applicant consents to inspections, examinations, searches and seizures required or undertaken pursuant to enforcement of this ordinance.

(14) A statement that no applicant is in default to the City for any property tax, special assessment, utility charges, fines, fees or other financial obligation owed to the City.

(15) For the applicant and for each stakeholder, a resume that includes a business history and any prior experience with a marihuana-related business.

(16) The proposed business plan of the applicant, which shall include without limitation, the following:

(a) A description of the type of the proposed adult-use marihuana commercial operation and its physical address; and

(b) A staffing plan which describes the anticipated or actual number of employees, including an estimate of the number and type of jobs that the business is expected to create, a proposed living wage or salary (at least 200 percent of the Federal Poverty Level for a family of two, at its hourly basis) for all employees pursuant to MCL 125.3501, MCL 125.3502, MCL 125.3504, article VII, § 34 Construction of constitution and law concerning counties, townships, cities, villages and article VII, § 22 Charters, resolutions, ordinances; enumeration of powers of the Michigan Constitution, and a health and welfare benefits package to be paid for such jobs, unless otherwise prohibited by state law, and the goals and objectives to recruit, hire and promote residents of the City; and

(c) A staff training and education plan that the applicant will provide to employees; and

(d) The financial structure, source of financing, development and build-out budget and projected initial operating budget of the proposed Marihuana Business; and

(e) Short and long-term goals and objectives; and

(f) An explanation, with supporting factual data, of the economic benefits to the City and the job creation for local residents to be achieved by the establishment , a proposed living wage or salary (at least 200 percent of the Federal Poverty Level for a family of two, at its hourly basis) for all employees pursuant to MCL 125.3501, MCL 125.3502, MCL 125.3504, article VII, § 34 Construction of constitution and law concerning counties, townships, cities, villages and article VII, § 22 Charters, resolutions, ordinances; enumeration of powers of the Michigan Constitution, and a health and welfare benefits package to be paid for such jobs, unless otherwise prohibited by state law, including plans for community outreach and worker training programs;

(g) If co-location of Marihuana Businesses is proposed, provide an explanation of the integration of such businesses, including a drawing showing the relationship between the businesses being co-located, including floor area and the separation provided between such facilities, including identification of any points of entry, ingress or egress, and controls at each location; and

(h) A neighborhood communication/education plan and strategies; and

(i) Any charitable plans and strategies whether through financial donations or volunteer work.

(17) A lighting plan showing the lighting outside of the marihuana business for security purposes and compliance with applicable City outdoor lighting requirements;

(18) A security plan, including, but not limited to, lighting, alarms, barriers, recording/monitoring devices, safes, and/or security guard arrangements proposed for the establishment and premises. The security plan must contain the specification details of each item of security equipment.

(19) A to-scale diagram of the proposed licensed premises, no larger than 11 inches by 17 inches, showing, without limitation, building floor plan and layout, all entryways, doorways, or passageways, and means of public entry and exits to the proposed licensed premises, loading zones, available on-site parking spaces, including handicapped accessible spaces, fencing at the premises, and all areas in which marihuana will be stored, grown, manufactured or dispensed;

(20) Any proposed elevation drawings, and photographs or other depiction of materials to be visible on the exterior of the proposed Marihuana Business.

(21) A proposed marketing, advertising, and business promotion plan for the proposed Marihuana Business.

(22) A description of planned tangible capital investment in the City for each proposed Marihuana Business.

(23) A social equity plan that (a) promotes and encourages participation and ownership in the marihuana industry by local residents that have been disproportionately impacted by marihuana prohibition and enforcement, and that (b) positively impacts local residents.

(24) A depiction of any proposed signage, text or graphic materials to be shown on the exterior of the proposed Marihuana Business.

(25) A sanitation plan designed to protect against any marihuana being ingested on the premises by any person or animal, describing how the waste and byproduct will be stored and disposed of, and how any marihuana will be rendered unusable upon disposal. The sanitation plan shall include a copy of the proposed contract or letter of intent between the Applicant and sanitation waste provider.

(26) A proposed inventory and recordkeeping plan that will track payment method, amount of payment, time of sale, product quantity, and other product descriptors and compliance with the requirements of the Department.

(27) Proof of financial responsibility in the form of a commitment or letter of intent to issue an insurance policy covering the business and naming the City of Pontiac, its elected and appointed officials, employees, and agents, as additional insured parties, primary and non-contributory available for the payment of any damages arising out of an act or omission of the applicant or its stakeholders, agents, employees, or subcontractors, in the amount of:

- a. at least Two Million Dollars (\$2,000,000) for property damage;
- b. at least Two Million Dollars (\$2,000,000) for injury to one (1) person; and

- c. at least Two Million Dollars (\$2,000,000) for injury to two (2) or more person resulting from the same occurrence.

The insurance policy underwriter must have a minimum A.M. Best Company insurance ranking of B+, consistent with state law. The policy shall provide that the City shall be notified by the insurance carrier thirty (30) days in advance of any cancellation or reduction in coverages.

(28) A signed acknowledgement that the applicant understands that all matters related to marihuana cultivation, possession, dispensing, testing, transporting, distribution and use are subject to federal and state laws and regulations, and that the approval of a permit hereunder does not exonerate or excuse the applicant from abiding by the provisions and requirements and penalties associated therewith. Further, the applicant completely releases and forever discharges the city and its respective employees, agents, facilities, insurers, indemnors, successors, heirs and/or assigns from any and all past, present or future claims, demands, obligations, actions, causes of action, wrongful death claims, rights, damages, costs, losses of services, expenses and compensation of any nature whatsoever, whether based on a tort, contract or other theory or recovery, which the applicant or its stakeholders may now have, or which may hereafter accrue or otherwise be acquired, on account of, or may in any way arise out of the applicant or stakeholders' application for a permit and, if issued a permit, the applicant or stakeholders' operation of a Marihuana Business.

(29) A scaled location area map that identifies the relative locations of, and distances from, Schools, childcare centers, public parks, and religious institutions, as measured along the centerline of the street or streets of address between two fixed points on the centerline determined by projecting straight lines, at right angles to the centerline, from the primary point of ingress to the school, childcare center, religious institution, or public park, nearest to contemplated location, and from the primary point of ingress to the contemplated location.

(30) If the applicant is applying for a permit to operate a Retailer, a Social Equity Retailer, a Class A Microbusiness, a Designated Consumption Establishment, or a Temporary Marihuana Event, a description of drug and alcohol awareness programs to be provided by the applicant to customers and the public.

(31) If the applicant is applying for a permit to operate a grower, a cultivation plan that includes a description of the cultivation methods to be used. Outdoor grows are prohibited.

(32) If the applicant is applying for a permit to operate a grower, a chemical and pesticide storage plan that complies with the requirements of the Department.

(33) An applicant for a Marihuana Secure Transporter license shall provide copies of the vehicle registration for all commercial motor vehicles that will be used to transport marihuana or marihuana-infused products. A secure transporter must provide proof of no-fault automobile insurance with a company licensed to do business in Michigan with limits of liability not less than \$1,000,000 per occurrence combined single limit for bodily injury and property damage.

(34) Any other information -requested by the City Clerk considered to be relevant to the processing or consideration of the application.

(c) An applicant may apply for multiple Marihuana Business permits of the same or different nature, except that Class A Microbusiness applicants may not hold an ownership interest in a grower, processor, retailer, or social equity retailer, and social equity retailer permits are limited to social equity qualified applicants. No person who holds an ownership interest in a safety compliance facility or in a secure transporter may hold an ownership interest in a grower, a processor, a retailer, a social equity retailer, or a Class A microbusiness.

Sec. 13. Marihuana Business Permit Application Process.

(a) Upon receipt of a completed application meeting the requirements of this ordinance and payment of the permit application fee, the Clerk shall refer a copy of the application to the fire department and the Community Development Department, the planning division, and other affected departments for review and compliance with the City Code.

(b) No application for a permit shall be approved unless:

(1) The fire department and the Community Development Department and other affected departments have inspected the proposed location for compliance with all state and local building, electrical, fire, mechanical and plumbing requirements.

- (2) The Community Development Department, the planning division, and other affected departments have confirmed that the proposed location complies with the zoning ordinance.
- (3) The proposed Marihuana Business has been issued a certificate of occupancy and, if necessary, a building permit.
- (4) The City Treasurer confirms the applicant and each stakeholder and the proposed location of the Marihuana Businesses are not in default to the City.
- (c) After sixty (60) days from the effective date of this ordinance, the Clerk shall begin accepting adult-use Marihuana Business applications for a permit to operate a grower, processor, secure transporter, safety compliance facility, marihuana event organizer, and temporary marihuana event.
- (d) The Clerk shall award a conditional permit to any applicant for a permit to operate a grower, processor, secure transporter, safety compliance facility, marihuana event organizer, and temporary marihuana event, upon the determination by the Clerk that the application is complete, the applicant receives the City and State of Michigan approvals required in this ordinance, and the applicant meets all of the requirements of this ordinance and the City Code, including the zoning ordinance. If the City Clerk identifies, or is informed of, a deficiency in an application, the applicant has two (2) weeks to correct the deficiency after notification by the City Clerk. The Clerk will grant a final permit if the applicant obtains final site plan approval and special land use approval within 6 months of receiving a conditional permit, enters into a written agreement with the City confirming that the marihuana establishment will operate in accordance with the business plans, building plans, design standards, social equity plans and all other operational standards described by the applicant in the application materials submitted, and obtains ~~an~~ permit from the City and an operating license from the Department within 18 months after the conditional permit is granted. The agreement shall further provide that if the establishment breaches the agreement, then the City may revoke authorization of the establishment following notice and a public hearing, and that in such event, the City shall be entitled to injunctive relief barring further operation of the establishment in the City. An extension of 6 months to obtain an operating permit from the City and an operating license from the Department may be granted in the discretion of the Clerk upon a showing of good cause for the delay.

(e) Retailer, Social Equity Retailer, Class A Microbusiness and Designated Consumption Establishment Applications. After thirty (30) days from the effective date of this ordinance, a point-based scoring and ranking procedure shall be approved by City Council resolution and the Clerk shall set a 21-day application window period during which applicants may apply for a Retailer, Social Equity Retailer (limited to Social Equity Qualified applicants), Class A Microbusiness and Designated Consumption Establishment permits. After the 21-day application window closes, the Clerk shall assess, evaluate, score and rank all applications for permits to operate a Retailer, Social Equity Retailer, Class A Microbusiness and Designated Consumption Establishment submitted during the twenty-one (21) day application window period. The Clerk shall review all submitted applications for completeness.

(f) In its application assessment, evaluation, scoring, ranking, and deliberations related to permits to operate a Retailer, Social Equity Retailer, Class A Microbusiness, and Designated Consumption Establishment, the Clerk shall assess, evaluate, score, and rank each application based upon a point-based scoring and ranking procedure which shall be approved by City Council resolution, consistent with the requirements, conditions, and provisions of this ordinance in each of the following categories:

(1) The content and sufficiency of the information required to be in the application under this ordinance. Applicant must have submitted all required materials for each category in a professional, organized manner with clear and accurate labeling of all required items. Failure to clearly and accurately label and organize the application materials will result in the deduction of points. The maximum number of scoring points in this category shall be five (5) points.

(2) Whether the proposed Marihuana Business will have a detrimental impact on the surrounding area and neighborhood including the distance of the establishment to properties zoned or used residentially; traffic patterns, traffic mitigation and resident safety; plans for litter control, loitering, noise mitigation, odor mitigation. Applicant shall submit a traffic impact study by a professional traffic engineer. Applicant shall submit a sanitation plan designed to protect against any marihuana being ingested on the premises by any person or animal, describing how the waste and byproduct will be stored and disposed of, and how any marihuana will be rendered unusable upon disposal. The sanitation plan shall include a copy of the proposed contract between the Applicant and sanitation waste

provider. Applicant shall submit an odor control plan satisfying the criteria in Sec. 15 of this ordinance. The maximum number of scoring points in this category shall be twenty (20) points.

(3) Neighborhood Communication/Education Plan on behalf of the proposed Marihuana Business. The plan shall include meetings, at least once per year, with the neighborhood organizations, residents and general public, and to provide a contact for on-going public information, questions and concerns, and written notice to all property owners within 1500 feet of the marihuana business location, neighborhood organizations and City Clerk shall be provided a copy of the written notice two (2) weeks before the public meeting. In addition, to other methods of notice, the written notice shall be sent by mail at least two (2) weeks before the public meeting. The maximum number of scoring points in this category shall be ten (10) points.

(4) Whether the applicant or its stakeholders have made, or plan to make, significant physical investment and improvements to the building where the proposed Marihuana Business is to be located, including the applicant's financial structure, source of financing, development and build-out budget and projected initial operating budget of the proposed Marihuana Business and proposed tangible capital investment; the current and proposed condition of the proposed location; and the applicant's ownership stake in the physical location of the establishment. The maximum number of scoring points in this category shall be ten (10) points.

(5) Whether the applicant and all of its stakeholders have a record of acts that are not detrimental to the public health, security, safety, morals, good order, or general welfare prior to the date of the application; applicant shall demonstrate and document a history of regulatory compliance with all federal, state and local laws and regulations, and shall disclose all complaints, judgments, convictions, administrative and regulatory decisions, permit and license suspensions, revocations and fines, rendered by any federal, state and local government agencies, including but not limited to wage and hour laws, anti-discrimination and civil rights laws, and occupational, health and safety laws. The maximum number of scoring points in this category shall be ten (10) points.

(6) Whether the applicant has disclosed and documented sufficient financial resources and total amount of capitalization to develop, operate and maintain a Retailer, Social Equity

Retailer, Class A Microbusiness or Designated Consumption Establishment, and demonstrates the requisite business experience to execute, the submitted business plan and other plans required by this ordinance. The applicant should disclose and document sources and total amount of capitalization to operate and maintain a Retailer establishment, a Social Equity Retailer, Class A Microbusiness and Designated Consumption Establishment, and include a CPA attested financial statement, a valid pro forma for three years, proof of financial responsibility in the form of a commitment or letter of intent to issue an insurance policy satisfying the criteria in Sec. 12 (b)(27) of this ordinance, attest that the applicant and any of its owners have not filed bankruptcy in the last seven (7) years, have not had liens placed upon financial accounts or property by the Internal Revenue Service or state Treasuries, and has filed personal and/or corporate income tax returns for the past five (5) years. The maximum number of scoring points in this category shall be twenty (20) points.

(7) Description of staffing plan that includes the number and type of full-time and part-time positions the applicant intends to create; the proposed living wage or salary (at least 200 percent of the Federal Poverty Level for a family of two, at its hourly basis) for all employees pursuant to MCL 125.3501, MCL 125.3502, MCL 125.3504, article VII, § 34 Construction of constitution and law concerning counties, townships, cities, villages and article VII, § 22 Charters, resolutions, ordinances; enumeration of powers of the Michigan Constitution, the applicant intends to pay employees, unless otherwise prohibited by state law; whether the applicant has articulated plans and strategies to recruit, hire and mentor for career advancement, a percentage of diverse residents from the City of Pontiac, including those residents who are veterans, low income and/or have a prior controlled substance record (excluding distribution of a controlled substance to a minor); a staff training and education plan that the applicant will provide to employees; an explanation, with supporting factual data, of the economic benefits to the City and the job creation for local residents to be achieved by the establishment; short and long-term goals and objectives; and whether the applicant has articulated plans to provide employee health and welfare benefit plans, including, but not limited to, sick leave, maternity leave, and paternity leave. The applicant shall maintain and provide data to the City Clerk supporting its staffing plan which shall be considered at the time of renewal of any permit issued pursuant to this ordinance to determine compliance. The maximum number of scoring points in this category shall be ten (10) points.

(8) Planned philanthropic initiatives and community improvement programs aimed at the City of Pontiac, which may include a ~~\$1,000~~ donation to a fund administered by the City used to promote social equity in the City of Pontiac, a negatively impacted community, by promoting advocacy around criminal justice issues related to marihuana prohibition, supporting youth who have been negatively impacted by the war on drugs as it relates to the prohibition of marihuana, and community education and outreach on adult-use marihuana in general. The maximum number of scoring points in this category shall be ten (10) points.

(9) Whether the applicant has current and final conditional approval for a medical marihuana provisioning center permit pursuant to City of Pontiac's Medical Marihuana Facilities Ordinance, Article XXX-, Section 26.1491 et seq., and is not currently in default of compliance with Article XXX. - This subsection (9) does not apply to those applicants for a medical provisioning center permit who were initially one of the five highest scoring applicants in the zoning district where they applied but are no longer one of the five highest scoring applicants in the zoning district where they applied. The medical applicant entity who has current and final conditional approval for a medical marihuana provisioning center permit shall be awarded the thirty (30) points in this category whether they apply for a retailer permit or a social equity retailer permit as long as the entity was qualified~~s~~ as a ~~s~~Social eEquity Qualified Business applicant when it was conditionally approved for a medical marihuana provisioning center. they apply for a social equity retailer permit under this Ordinance. Applicants with current and final conditional approval for a medical marihuana provisioning center permit pursuant to City of Pontiac's Medical Marihuana Facilities Ordinance, Article XXX , Section 26.1491 et seq may apply for recreational licenses at a different location in any of the four districts allowed under Ordinance #2407, not only in the district where they were awarded their conditionally approved medical license. The maximum number of scoring points in this category shall be thirty (30) points.

(10) Whether the applicant has rehabilitated and/or redeveloped within three (3) years before the submittal of the application under this ordinance, or will rehabilitate and/or redevelop, an existing building by demolishing and rebuilding or completely renovating a building that has been vacant or had been vacant as registered with the City for one (1) year or more. The maximum number of scoring points in this category shall be ten (10) points.

(11) Whether the applicant has rehabilitated and/or redeveloped within three (3) years before the submittal of the application under this ordinance, or will rehabilitate and/or redevelop, an existing building by demolishing and rebuilding or completely renovating a building that meets the definition of blighted or dangerous as such term is defined in the City's Code of Ordinances. The maximum number of scoring points in this category shall be ten (10) points.

(12) Whether an applicant proposes a social equity plan that promotes and encourages social equity participation and ownership in the marihuana industry by persons who reside in disproportionately impacted communities in those Michigan communities designated by the State of Michigan, who have been disproportionately impacted by marijuana prohibition and enforcement, and to positively impact those communities, in accordance with MCL 333.27958(1)(j). The maximum number of scoring points in this category shall be fifteen (15) points.

(13) Whether an applicant demonstrates social equity participation and greater than 50% ownership by persons who reside in disproportionately impacted communities in those Michigan communities designated by the State of Michigan, who have been disproportionately impacted by marijuana prohibition and enforcement, and to positively impact those communities, in accordance with MCL 333.27958(1)(j). The maximum number of scoring points in this category shall be fifteen (15) points.

(14) Whether an applicant applying for a retailer or social equity retailer permit ~~was the~~ highest scoring conditionally approved medical provisioning center applicant in the zoning district in which the applicant applied, including all those applicants tied for the highest score in that zoning district. The maximum number of points in this category shall be ten (10) points.

(g) Overall scoring and ranking shall be conducted and applied by the Clerk on the basis of assigned points from zero (0) points to one hundred and eighty five (185) points with the lowest overall total score as zero (0) points and the highest possible total score being one hundred and ~~sixtyeighty~~ five (~~165~~185) points.

(h) At the conclusion of the twenty-one (21) day application period, the Clerk shall begin processing applications for permits to operate retailer establishments, awarding 17 conditional

permits to the highest scoring applicants as limited by the applicable overlay zoning districts. In the event of an evaluation scoring tie, which causes there to be more than seventeen (17) applicants who achieve scores sufficient to qualify for a permit, the scoring-tied applicants will be entered into a random draw and the tie will be resolved through a blind lottery drawing to determine which applicant will receive recommendation for approval. Those applications randomly selected shall be eligible to receive a permit to operate a Retailer. In the event that the number of Retailer permits falls below the maximum number authorized under this ordinance, the clerk shall not be required to score applicants. Instead, the clerk shall evaluate applications in the order that they are submitted and shall award permits for Retailers to an applicant who submits a complete application, receives the approvals required in this section, and meets the requirements of this ordinance. However, in no event shall the number of Retailer permits exceed the maximum number authorized under this ordinance.

(i) At the conclusion of the twenty-one (21) day application period, the Clerk shall begin processing applications for permits to operate Class A Microbusinesses, awarding conditional permits to the five (5) highest scoring applicants as limited by the applicable overlay zoning districts. In the event of an evaluation scoring tie, which causes there to be more than five (5) applicants who achieve scores sufficient to qualify for a permit, the scoring-tied applicants will be entered into a random draw and the tie will be resolved through a blind lottery drawing to determine which applicant will receive recommendation for approval. Those applications randomly selected shall be eligible to receive a permit to operate a Class A Microbusiness. In the event that the number of Class A Microbusiness permits falls below the maximum number authorized under this ordinance, the Clerk shall not be required to score applicants. Instead, the Clerk shall evaluate applications in the order that they are submitted and shall award permits for Class A Microbusinesses to an applicant who submits a complete application, receives the approvals required in this section, and meets the requirements of this ordinance. However, in no event shall the number of Class A Microbusiness permits exceed the maximum number authorized under this ordinance.

(j) At the conclusion of the twenty-one (21) day application period, the Clerk shall begin processing applications for permits to operate Designated Consumption Establishments, awarding conditional permits to the three (3) highest scoring applicants for the North of Huron locations. In the event of an evaluation scoring tie, which causes there to be more than three (3) applicants who achieve scores sufficient to qualify for a permit, the scoring-tied applicants will be

entered into a random draw and the tie will be resolved through a blind lottery drawing to determine which applicant will receive recommendation for approval. Those applications randomly selected shall be eligible to receive a permit to operate a Designated Consumption Establishment. In the event that the number of Designated Consumption Establishment permits falls below the maximum number authorized under this ordinance, the Clerk shall not be required to score applicants. Instead, the Clerk shall evaluate applications in the order that they are submitted and shall award permits for Designated Consumption Establishment to an applicant who submits a complete application, receives the approvals required in this section, and meets the requirements of this ordinance. However, in no event shall the number of Designated Consumption Establishment permits exceed the maximum number authorized under this ordinance.

(k) At the conclusion of the twenty-one (21) day application period, the Clerk shall begin processing applications for permits to operate Designated Consumption Establishments, awarding conditional permits to the three (3) highest scoring applicants for the South of Huron locations. In the event of an evaluation scoring tie, which causes there to be more than three (3) applicants who achieve scores sufficient to qualify for a permit, the scoring-tied applicants will be entered into a random draw and the tie will be resolved through a blind lottery drawing to determine which applicant will receive recommendation for approval. Those applications randomly selected shall be eligible to receive a permit to operate a Designated Consumption Establishment. In the event that the number of Designated Consumption Establishment permits falls below the maximum number authorized under this ordinance, the Clerk shall not be required to score applicants. Instead, the Clerk shall evaluate applications in the order that they are submitted and shall award permits for Designated Consumption Establishment to an applicant who submits a complete application, receives the approvals required in this section, and meets the requirements of this ordinance. However, in no event shall the number of Designated Consumption Establishment permits exceed the maximum number authorized under this ordinance.

(l) At the conclusion of the twenty-one (21) day application period, the Clerk shall begin processing applications for permits to operate Social Equity Retailer establishments, awarding conditional permits to the six (6) highest scoring applicants as limited by the applicable overlay zoning districts. In the event of an evaluation scoring tie, which causes there to be more than six (6) applicants who achieve scores sufficient to qualify for a permit, the scoring-tied applicants will

be entered into a random draw and the tie will be resolved through a blind lottery drawing to determine which applicant will receive recommendation for approval. Those applications randomly selected shall be eligible to receive a permit to operate a Social Equity Retailer. In the event that the number of Social Equity Retailer permits falls below the maximum number authorized under this ordinance, the clerk shall not be required to score applicants. Instead, the clerk shall evaluate applications in the order that they are submitted and shall award permits for Social Equity Retailers to an applicant who submits a complete application, receives the approvals required in this section, and meets the requirements of this ordinance. However, in no event shall the number of Social Equity Retailer permits exceed the maximum number authorized under this ordinance.

(m) The Clerk will grant a final permit to a retailer, social equity retailer, Class A microbusiness and designated consumption establishment if the applicant obtains final site plan approval and special land use approval within 6 months of receiving a conditional permit, obtains an operating permit from the City and an operating license from the Department within 18 months after the conditional permit is granted, and enters into a written agreement with the City confirming that the marihuana establishment will operate in accordance with the business plans, building plans, design standards, social equity plans and all other operational standards described by the applicant in the application materials submitted. The agreement shall further provide that if the establishment breaches the agreement, then the City may revoke authorization of the establishment following notice and a public hearing, and that in such event, the City shall be entitled to injunctive relief barring further operation of the establishment in the City. An extension of 6 months to obtain an operating permit from the City and an operating license from the Department may be granted in the discretion of the Clerk upon a showing of good cause for the delay.

(n) Nothing in this section is intended to confer a property or other right, duty, privilege or interest in a permit of any kind or nature whatsoever, including, but not limited to, any claim of entitlement.

(o) The Clerk may engage professional expert consultant assistance in performing the Clerk's duties and responsibilities under this Ordinance.

Sec. 14. Social Equity Retailers

(a) The City has created a permit process to allow state social equity qualifiers to apply for and be awarded social equity retailer permits in zoning districts designated in the City zoning ordinance. The City shall permit six (6) social equity retailer licenses for social equity applicants, including franchisees, who demonstrate and document 51% or more ownership by social equity qualifying applicants, including ownership structure of the entity that identifies the ownership percentage held by each stakeholder.

(b) Social equity applicants for social equity retailer permits may apply for other available adult-use permits including retailer establishment permits, except they may not apply for a Class A microbusiness, safety compliance facility or secure transporter permit. Social equity retailer applicants are limited to one application per location. Multiple applications for the same social equity establishment location shall be disqualified.

Sec. 15. Odor Control.

(a) No Marihuana Business, permittee, person, tenant, occupant, licensee, landlord or property owner shall permit the release of marihuana odors from any origin to cause obvious odors emanating from the premises in which they derived and interfere with the reasonable and comfortable use and enjoyment of another's property. Whether or not a marihuana odor interferes with the reasonable and comfortable use and enjoyment of another's property shall be determined by the objective standards of a reasonable person of normal sensitivity.

(b) Marihuana Businesses shall use sufficient procedures to prevent smoke, odor, debris, dust, fluids and other substances from escaping the premises of the Marihuana Business. If any smoke, odor, debris, dust, fluids or other substances leave the Marihuana Business in a detectable amount sufficient to interfere with the reasonable and comfortable use and enjoyment of adjacent property, or that causes damage to property, the permittee for the Marihuana Business and the owner of the premises shall be jointly and severally liable for such conditions and shall be responsible for immediate, full cleanup and correction of such condition. The permittee shall properly dispose of all such materials, and other substances in a safe, sanitary, and secure manner in compliance with all federal and state laws and regulations, and this chapter.

1. A plan for ventilation of the Marihuana Business that describes the ventilation systems that will be used to prevent any odor of marihuana off the premises of the business. Such plan shall also include all ventilation systems used to control the environment for the plants and describe how such systems operate with the systems

preventing any odor leaving the premises. For marihuana infused products, such plan shall also include all ventilation systems used to mitigate noxious gases or other fumes used or created as part of the production process.

2. Cultivated, produced, or distributed by a Marihuana Business. A Marihuana Business shall be ventilated so that the odor of marihuana cannot be detected by a person with a normal sense of smell at the exterior of the Marihuana Business or at any adjoining use or property.

3. Sufficient measures and means of preventing smoke, odor, debris, dust, fluids and other substances from exiting a Marihuana Business must be provided at all times. In the event that any odors, debris, dust, fluids or other substances exit a marihuana establishment, the owner of the subject premises and the permittee shall be jointly and severally liable for such conditions and shall be responsible for immediate, full clean-up and correction of such condition. The Marihuana Business shall properly dispose of all such materials, items and other substances in a safe, sanitary and secure manner and in accordance with all applicable federal, state and local laws and regulations.

Sec. 16. Social Equity

(a) A permittee must use good-faith efforts in hiring employees who have been negatively impacted by marihuana prohibition. Adult-use recreational marihuana businesses should use good-faith efforts to hire and retain 25 percent of its employees who are low income or live in the City of Pontiac.

Sec. 17. Class A Microbusinesses

(a) A Class A microbusiness is subject to all applicable provisions in this Ordinance related to growers, processors, and retailers.

(b) All Class A Microbusinesses, shall comply with all applicable requirements of the City of Pontiac's zoning ordinance except where otherwise specified in this Ordinance.

(c) All Class A Microbusinesses shall be classified as Special Land Uses in the permitted zoning districts.

(d) A masonry screen wall shall be provided along all property lines abutting property that is zoned for residential use, subject to the requirements of the Pontiac Code of Ordinances.

(e) Class A Microbusinesses are prohibited if the location is within 1,000 feet from any pre-existing School; (i) the distance separation requirement between the school and the contemplated location set forth above shall be measured along the centerline of the street or streets of address between two fixed points on the centerline determined by projecting straight lines, at right angles to the centerline, from the primary point of ingress to the School, and from the primary point of ingress to the contemplated location along the centerline to the primary street address building entrance, regardless of the ownership of property or Permittee.

(f) Class A Microbusinesses located outside of the Downtown Overlay District shall be closed for business, and no sale or other distribution of marihuana in any form shall occur upon the premises between the hours of 10:00 p.m. and 7:00 a.m. Class A Microbusinesses located in the Downtown Overlay District shall be closed for business, and no sale or other distribution of marihuana in any form shall occur upon the premises, between the hours of 2:00 a.m. and 7:00 a.m.

(g) Drive throughs and drive through, walk-up window service, and curbside service shall be a prohibited use for all Class A Microbusinesses.

Sec. 18. Designated Consumption Establishments.

(a) All Designated Consumption Establishments shall comply with all applicable requirements of the City of Pontiac's zoning ordinance.

(b) Designated Consumption Establishments shall be limited to Downtown Overlay District as identified in the City zoning ordinance and on the City Zoning Map, with three Designated Consumption Establishments permitted north of Huron Street and three Designated Consumption Establishments permitted south of Huron Street.

(c) Designated Consumption Establishments shall be closed for business, and no consumption of marihuana in any form shall occur upon the premises between the hours of 2:00 a.m. and 7:00 a.m.

(d) Designated Consumption Establishments shall be classified as Special Land Uses in the permitted zoning districts.

(e) A masonry screen wall shall be provided along all property lines abutting property that is zoned for residential use, subject to the requirements of the Pontiac Code of Ordinances.

(f) Designated Consumption Establishments are prohibited if the location is within 1,000 feet from any pre-existing School; (i) the distance separation requirement between the school and the contemplated location set forth above shall be measured along the centerline of the street or streets of address between two fixed points on the centerline determined by projecting straight lines, at right angles to the centerline, from the primary point of ingress to the School, and from the primary point of ingress to the contemplated location along the centerline to the primary street address building entrance, regardless of the ownership of property or Permittee.

(f) A Designated Consumption Establishment shall:

(1) Install and maintain an operable ventilation and filtration system to remove smoke to the outside of the building and eliminate odor at the property line of the premises;

(2) Prominently display a sign near the entrance of the business which carries the following warning:

WARNING: Marihuana use by pregnant or breastfeeding women, or by women planning to become pregnant, may result in fetal injury, preterm birth, low birth weight, or developmental problems for the child.

Sec. 19. Marihuana Business Co-Location and Stacking.

(a) Separate Marihuana Business grower, processor, retailer, social equity retailer, Class A microbusiness, and designated consumption establishment uses, shall be permitted to co-locate at a single property subject to permit approval for each use from the City. Co-located establishments operating at the same location must have permit approval for each Marihuana Business type and use described above.

(b) Consistent with the MRTMA and the Rules, applicants for Class C grower permits shall be allowed to stack and receive multiple Class C grower permits, and to operate under each permit in a single establishment.

Sec. 20. Transfer of Location Prohibited; Transfer of Ownership and Assets.

(a) Transfer of Location Prohibited. Permittees may not transfer a permit issued under this ordinance to a different location. Conditionally approved medical marihuana permit holders may apply for adult-use permits at a different location than the location applied for under the Medical Marihuana Facilities Ordinance, Article XXX, Section 26.1491 et seq. in any of the four zoning districts allowed under Ordinance #2407, not only in the zoning district where the applicant was awarded a conditionally approved medical marihuana permit. Current and final conditionally approved medical marihuana applicants for provisioning center permits who choose to apply under this ordinance at a different location would receive the 30 scoring points under Section 13(f)(9) of this ordinance for the location that had been conditionally approved under the Medical Marihuana Facilities Ordinance Article XXX-, Section 26.1491 et seq.

(b) Transfer of Ownership or Assets. Permittees may apply to the Clerk to transfer ownership or assets of a permittee's business and the permit issued under this ordinance to a different individual or entity, subject to receiving in advance written approval from the Clerk and the Department pursuant to the MRTMA and the Rules. In order to request City approval to transfer ownership or assets and a permit to a different individual or entity, the permittee must make a written request to the Clerk, indicating the current permittee and the proposed permittee. The proposed permittee shall submit a complete application to the Clerk, and the Clerk shall grant the request so long as the proposed permittee meets all requirements outlined in this Ordinance and the Department authorizes the transfer pursuant to the MRTMA and the Rules. A sale or transfer of an ownership interest of a social equity applicant shall be at a price no less than fair market value and the buyer or transferee shall be qualified as a social equity applicant.

(c) With submission of a complete transfer of ownership or assets application, the proposed permittee for an ownership or asset transfer shall pay a nonrefundable application fee of \$5,000.00, in order to offset costs of the City associated with review of the proposed permittee's qualifications for a permitted marihuana business operation.

Sec. 21. Permits Generally

(a) Permittees shall report any material change in the required information to the Clerk within twenty four (24) hour and shall report any non-material change in the required information to the Clerk within ten (10) business days of the change. Failure to do so may result in a fine, suspension or revocation of the license.

(b) Permit approval shall not be effective, and no Marihuana Business may operate, unless the Marihuana Business has obtained a State License, the site of the proposed use and proposed structure for the Marihuana Business has zoning approval for such use, and the final site plan and special exception permit has been approved by the Planning Commission.

Sec. 22. Term of Marihuana Business Permit.

(a) Approval of a permit shall be for a period of one calendar year subject to continued compliance with this ordinance, the City Code, MRTMA and the Rules.

(b) Each permit for that current year shall be displayed in a conspicuous spot in the location.

(c) A permittee shall remove any expired permit on display and replace it with the current permit. A permittee shall not attempt nor act in any fraudulent manner in regard to the display of any permit.

Sec. 23. Closing of Marihuana Business.

(a) A permittee that closes a Marihuana Business must comply with the requirements issued by the Michigan Cannabis Regulatory Agency.

(b) Within thirty (30) days of a permittee ceasing operations, written notification must be provided to the City Clerk.

(c) The permittee shall furnish to the City a current forwarding address, phone number and email for all permittees.

(d) The permittee shall surrender its Marihuana Business permit to the City upon the expiration of the thirty (30) days' notice to the City.

Sec. 24. Annual Marihuana Business Permit Renewal.

(a) Application for a permit renewal shall be made in writing to the Clerk at least 30 days prior to the expiration of an existing permit. Failure to submit a completed application for renewal of an existing permit along with the required renewal fee to the City Clerk on or before the license expiration date shall be grounds for the revocation or suspension of a permit. Any authorized establishment that has not timely submitted a renewal application as required herein shall suspend all business operations until such time as a renewal permit has been obtained.

- (b) An application for permit renewal shall be made under oath on forms provided by the Clerk.
- (c) An application for permit renewal shall be accompanied by a renewal fee of \$5,000.00 for each permit to help defray administrative and enforcement costs of the City associated with the operation of the Marihuana Business.
- (d) Upon receipt of a completed application for renewal of a permit meeting the requirements of this ordinance and payment of the permit renewal fee, the Clerk shall refer a copy of the renewal application to the fire department and the Community Development Department, planning division, and other appropriate City departments and officials for review.
- (e) No application for a permit renewal shall be approved unless:
 - (1) The fire department and the Community Development Department, planning division, and other appropriate departments have, within the past calendar year, inspected the proposed location for compliance with all state and local building, electrical, fire, mechanical and plumbing requirements.
 - (2) The Community Development Department, planning division, and other relevant departments have confirmed that the location complies with the zoning ordinance.
 - (3) The permittee possesses the necessary State Operating Licenses in good standing with the Department.
 - (4) The applicant has operated the Marihuana Business in accordance with the conditions and requirements of this ordinance and the City Code.
 - (5) The permittee has not been determined to be a public nuisance.
 - (6) An explanation, with supporting factual data, that the operations of the business have been consistent with all of the plans submitted with its application for a permit, including but not limited to the staffing plan, the neighborhood communication/education plan, and proof of an insurance policy covering the business and naming the City of Pontiac, its elected and appointed officials, employees, and agents, as additional insured parties, primary and non-contributory available for the payment of any damages arising out of an act or omission of the applicant or its stakeholders, agents, employees, or subcontractors, in the amount of:

- a. at least Two Million Dollars (\$2,000,000) for property damage;
- b. at least Two Million Dollars (\$2,000,000) for injury to one (1) person; and
- c. at least Two Million Dollars (\$2,000,000) for injury to two (2) or more person resulting from the same occurrence.

The insurance policy underwriter must have a minimum A.M. Best Company insurance ranking of B+, consistent with state law. The policy shall provide that the City shall be notified by the insurance carrier thirty (30) days in advance of any cancellation or reduction in coverages.

(7) An explanation, with supporting factual data, of the efforts and success achieved by the social equity plan of the business to promote and encourage participation in the marihuana industry by local residents that have been disproportionately impacted by marihuana prohibition and enforcement, and the positive impact of the social equity plan on local residents.

(9) The City Treasurer has confirmed that the applicant and each stakeholder is not in default to the City for any property tax, special assessment, utility charges, fines, fees or other financial obligation owed to the City.

(10) The City has reviewed the application and determined that the applicant has satisfied the requirements of this Ordinance with respect to the criminal background check and security plan.

(11) Unless the applicant shows good cause, the applicant shall demonstrate to the City Clerk that the applicant was open and conducting business for a minimum of twenty (20) hours per week during each and every week of the prior year. The term “good cause” shall mean substantial grounds, such as an emergency, fire damage, or other unforeseeable circumstances that prevented the applicant from conducting business for a minimum of twenty (20) hours per week during each and every week of the prior year. Economic or financial decisions, or inability to secure capital or financial resources that prevented an applicant from conducting business for a minimum of twenty (20) hours per week during the prior year shall not be good cause.

(f) If written approval is given by each department or entity identified in this section, and the Clerk determines that the applicant has satisfied subsections (a), (b), (c), (d) and (e) of this Section, then the Clerk shall renew the permit of the applicant.

Sec. 25. Denial, Nonrenewal, Suspension, or Revocation of Marihuana Business Permit; Basis for Action; Appeal.

(a) Each Marihuana Business within the City for which a permit is granted shall be operated and maintained in accordance with all applicable City, State and federal laws, rules, and regulations. Any permit issued under this Ordinance may be revoked or suspended by the City after written notice and an administrative hearing if a City official finds and determines that grounds for revocation or suspension exist. Any grounds for revocation or suspension of a permit must be provided to the permittee at least ten (10) days prior to the date of the hearing by first class mail to the address given on the application or any address provided to the Clerk in writing subsequent to the filing of an application. The Clerk shall notify an applicant of the reasons for denial of an application for a permit, for permit renewal, or for suspension or revocation of a permit, or any adverse decision under this ordinance and provide the applicant or permittee an administrative hearing with the opportunity to be heard.

(b) In addition to any other reasons set forth in this ordinance, the City may refuse to issue a permit, may refuse to grant renewal of a permit, and may suspend or revoke a permit pursuant to Pontiac City Ordinance sections 1-24 or for any of the following reasons:

(1) A violation of any provision of this Ordinance, including, but not limited to, the failure to provide the information required by this Ordinance;

(2) Any disqualifying conviction or pattern of convictions by the permittee or any stakeholder of the permittee including any conviction of any felony or any misdemeanor involving controlled substances, theft, or dishonesty by the applicant, permittee, stakeholder, or any person holding an ownership interest in the licensee;

(3) Failure of the permittee to obtain or maintain a State License or approval pursuant to MRTMA and MMFLA;

(4) Commission of fraud or misrepresentation or the making of a false statement by the applicant, permittee, or any stakeholder of the applicant or permittee, while engaging in any activity for which this Ordinance requires a permit;

(5) The Marihuana Business is determined by the City to have become a public nuisance or otherwise is operating in a manner detrimental to the public health, safety or welfare;

(6) Failure of the permittee to maintain the property causing a blighted or other condition in violation of any City ordinance, including but not limited to, Ord. No. 2355, 8-9-18, or in violation of any state law, including but not limited to, MCL 125.538 to 125.542.

(7) Any default in the payment of any charges, taxes, or fees, to the City if not cured upon thirty (30) days following notice sent by electronic means or mail to the address of the Marihuana Business. This cure period does not apply to scoring of initial applications for Retailer, Social Equity Retailer, Class A Microbusiness and Designated Consumption Establishment permits;

(8) Violation of any State law applicable to Marihuana Businesses.

(9) Failure to obtain or maintain a certificate of occupancy from the Building Department;

(10) Failure of the permittee to obtain or maintain a permit or to renew a permit from the City Clerk; or

(11) The establishment's approved site plan is determined to be in substantial violation by the City.

(12) Applicants submitted more than one application for the same location.

(c) Appeal of denial of an application, denial of renewal, or revocation or suspension of a permit: Any applicant or permittee aggrieved by the denial, non-renewal, suspension or revocation of a permit or adverse decision under this ordinance may appeal to the Clerk, by filing with the Clerk, within fourteen (14) days after notice of the action complained of has been mailed or e-mailed to the applicant or to permittee's last known address on the records of the Clerk, a written statement setting forth fully the grounds for the appeal. The Clerk shall appoint a hearing officer to hear and evaluate the appeal and make a written recommendation and report to the Clerk. The Clerk shall review the report and recommendation of the hearing officer and issue a written decision. The Clerk's decision may be appealed to the Marihuana Business Commission by filing an appeal in writing to the Marihuana Business Commission no later than thirty (30) days after the Clerk's decision. The review on appeal of a denial, non-renewal, suspension, or revocation or adverse

action shall be by the Marihuana Business Commission pursuant to this ordinance. The Marihuana Business Commission shall overturn a decision or finding of the Clerk if it finds such decision or finding to be arbitrary or capricious and/or not supported by material, substantial, and competent facts on the whole record considered by the Clerk in arriving at such decision or finding. Any decision by the Marihuana Business Commission on an appeal shall be final for purposes of judicial review. The Clerk may engage professional consultants to assist with the review and scoring of applications under this section.

(d) Following the denial of a permit to an applicant for a retailer permit, social equity retailer permit, Class A microbusiness permit or designated consumption establishment permit, and any subsequent appeal during the recommendation and issuance process, the Clerk may move to recommend the application with the next highest number of scoring points as determined in the application process to be awarded a permit.

(e) The City Clerk shall notify the Michigan Cannabis Regulatory Agency of all renewal applications which are renewed or denied, and all permits that are suspended or revoked.

(f) A permittee whose renewal application is denied, must submit a new application as a new applicant.

Sec. 26. Penalties; temporary suspension of a permit.

(a) The City may require an applicant or permittee of a Marihuana Business to produce documents, records, or any other material pertinent to the investigation of an applicant or permittee or to an alleged violation of this Ordinance or state law and rules. Failure to provide the required material may be grounds for application denial, or permit suspension or revocation.

(b) Any person in violation of any provision of this Ordinance, including the operation of a Marihuana Business without a permit shall be responsible for a civil infraction and shall be subject to a civil fine and costs. Increased civil fines may be imposed for a repeat violation. As used in this Ordinance "repeat violation" shall mean a second or any subsequent infraction of the same requirement or provision committed by a person or establishment within any twenty-four (24) month period. Unless otherwise specifically provided in this Ordinance, the penalty schedule is as follows:

- (1) Five Hundred Dollars (\$500), plus costs, for the first violation;

- (2) One Thousand Dollars (\$1,000), plus costs, for a repeat violation;
- (3) Three Thousand Dollars (\$3,000), plus costs for any repeat violation that continues for more than one day.

(c) The City may temporarily suspend a Marihuana Business permit without a prior hearing if the City finds that public safety or welfare requires emergency action affecting the public health, safety, or welfare. The City shall cause the temporary suspension by issuing a suspension notice in connection with institution of proceedings for notice and a hearing.

(d) If the City temporarily suspends a permit without a prior hearing, the permittee is entitled to a hearing within thirty (30) days after the suspension notice has been served on the permittee or posted on the permitted premises. The hearing shall be limited to the issues cited in the suspension notice.

(e) If the City does not hold a hearing within thirty (30) days after the date the suspension was served on the permittee or posted on the permitted premises, then the suspended permit shall be automatically reinstated and the suspension vacated.

(f) The penalty provisions herein are not intended to foreclose any other remedy or sanction that might be available to, or imposed by the City, including criminal prosecution.

Sec. 27. Severability Clause.

Should any word, phrase, sentence, paragraph, or section of this Ordinance be held invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

Sec. 28. Effective Date.

This Ordinance shall become effective: (a) 30 days following the date of adoption, (b) the effective date of the amendment to ordinance #2360 (removing the prohibition of marihuana establishments); or (c) the effective date of the zoning code text amendments permitting Adult-Use Marihuana Business land uses, whichever is later.

Sec. 29. Publication.

CERTIFICATION

The foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of Pontiac, County of Oakland, State of Michigan, at a regular meeting of the City Council held on _____ day of _____, 2023, and public notice of said meeting was given pursuant to and in accordance with the requirements of Act No. 267 of the Public Acts of 1976, as amended, being the Open Meetings Act, and the minutes of said meeting have been or will be made available as required by said Act.

Members Present: _____

Members Absent: _____

It was moved by Member _____ and supported by Member _____ to adopt the Ordinance.

Members voting Yes: _____

Members voting No: _____

Members Abstaining: _____

The Ordinance was declared adopted by the Mayor and has been recorded with the City of Pontiac.

Garland Doyle, City Clerk
City of Pontiac, Michigan

ADOPTED:

PUBLISHED:

EFFECTIVE:

#14

RESOLUTION

Resolution of the Pontiac City Council



Resolution to approve the agreement between the City and Thurin Law Group, PLLC to serve as the Hearing Officer in accordance with Ordinance 2357(B) City of Pontiac Medical Marihuana Facilities Ordinance at a cost not to exceed \$10,000.00 and authorize the Mayor to sign the agreement

WHEREAS, the voters of the City of Pontiac approved the City of Pontiac Medical Marihuana Facilities Ordinance (Ordinance 2357 (B)) in 2018, and;

WHEREAS, Ordinance 2357 (B) section 9 gives the Clerk the authority to “award permits “to any applicant for a permit to operate a grower, processor, secure transporter, or safety compliance”, and;

WHEREAS, Ordinance 2357 (B) section 9 states that the Clerk “shall assess, evaluate, score and rank each application based upon a scoring and ranking procedure developed by the clerk” for provisioning center applications, and;

WHEREAS, Ordinance 2357 (B) section 16 states that “any applicant or permittee aggrieved by the denial or revocation of a permit or adverse decision under this ordinance may appeal to the clerk, who shall appoint a hearing officer to hear and evaluate the appeal and make a recommendation to the clerk”, and;

WHEREAS, the Clerk has appointed Roma Thurin, Esq. and the law firm of Thurin Law Group, PLLC to serve as the hearing officer under Ordinance 2357(B) at a cost not to exceed \$10,000.00, and;

WHEREAS, other attorneys of the Thurin Law Group, PLLC may serve as the hearing officer if necessary.

NOW, THEREFORE, BE IT RESOLVED, the Pontiac City Council approves the agreement between the City of Pontiac and Thurin Law Group, PLLC to serve as the Hearing Officer under Ordinance 2357(B) at a cost not to exceed \$10,000.00 and authorizes the Mayor to sign the agreement.



September 29, 2023

Via Electronically

City of Pontiac
City Clerk Garland Doyle
47450 Woodward Ave.
Pontiac, MI 48342

Dear City Clerk Doyle,

Thank you for the opportunity to serve as "Hearing Officer" under the City of Pontiac Medical Marihuana Facilities Ordinance 2357(B) (the "Representation"). The engagement terms of this letter are listed below.

Client. The client in this matter shall be the City of Pontiac/City Clerk (the "Client"). This engagement does not create an attorney-client relationship with any other person or entity. The point of contact for the Representation shall be the City Clerk.

Scope of Engagement. During the Representation, we will provide legal advice to the City Clerk, in his official capacity, in connection with his duties under the City of Pontiac Medical Marihuana Facilities Ordinance 2357(B) (hereinafter "the Ordinance") and matters related thereto. This includes legal advice with regard to applications for marihuana permits in the City of Pontiac, including but not limited to,

- (1) serving as a hearing officer for the purposes of hearing appeals of medical marihuana facility applicants in accordance with the Ordinance;
- (2) hearing and deciding appeals in the role of the hearing officer;
- (3) drafting written proposals for decisions for the Client following each appeal hearing, and
- (4) consulting with the Client for the purpose of drafting rules regarding the appropriate format for hearing officer appeal hearings consistent with the Ordinance.

We will NOT provide any service or advice other than legal advice.

Conflict of Interest and Disclosure. Thurin Law Group, PLLC, including its member(s), employee(s), and consultants (collectively "Thurin Law Group") agree that it will not represent any:

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- (1) organization,
- (2) individual with an ownership interest in an organization, or
- (3) individual submitting an application for a marihuana facility license with the City of Pontiac.

Thurin Law Group further agrees that it will not review, analyze, grade, or hear the appeal on any application for any:

- (1) organization,
- (2) individual with an ownership interest in an organization, or
- (3) individual submitting an application for a marihuana facility license with the City of Pontiac that it has previously represented in any capacity.

To the extent permissible pursuant to the Michigan Rules of Professional Conduct, Thurin Law Group further agrees that it will provide disclosure of any such previous representation including:

- (1) the client previously represented,
- (2) the nature of the representation, and
- (3) the time period of the previous representation. Such disclosure shall be updated on an ongoing basis as necessary.

Thurin Law Group has been retained by clients in the marihuana industry. It has not offered any legal advice to any client pertaining to any issue in the City of Pontiac. It is not aware of any of those clients applying for a license in the City of Pontiac. Thurin Law Group is not terminating its relationship with any clients should it turn out that the client has applied to Pontiac. It will disclose the relationship to the City of Pontiac and advise the City of Pontiac to use another law firm to serve as a "Hearing Officer" to review any matter relating to that client.

During this engagement and for a period of one year after the engagement has concluded, Thurin Law Group, PLLC, Roma Thurin, Esq., and any Thurin Law Group attorneys who directly and personally assist with the Representation are prohibited from providing any legal representation for the City of Pontiac in any capacity, other than as identified herein.

Rates and Charges. To manage costs, Roma Thurin will be principally responsible for the Representation. Other attorneys and professional staff may be utilized as appropriate. A curriculum vitae of Roma Thurin has been sent separately. Hourly rates shall be:

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\$200 per hour for Roma Thurin and other attorneys
\$100 per hour for non-attorney staff

This engagement shall not exceed \$10,000.00 unless otherwise agreed upon by the parties in writing. Invoices will be addressed to the City of Pontiac, c/o City Clerk Garland Doyle, 47450 Woodward Ave., Pontiac, MI 48342. Annual increases in attorney rates are the norm. Out-of-pocket expenses, if any, will be sent directly to the Client for payment, or we will pay those expenses and invoice the Client for the expense. A detailed invoice will be provided monthly and due net 30 days. Interest at 1% per month is charged to late payments. If necessary, costs of collection, including attorney fees, are chargeable to the Client.

Federal Law. As you are aware, marijuana is currently still illegal under federal law. The laws of the State of Michigan and the City of Pontiac that allow for medical marihuana are not recognized by the federal government or by federal law enforcement authorities. State and local laws have no effect on applicable federal laws, which may impose criminal and civil penalties for the possession, transportation, sale, or distribution of marihuana or for any activity related to marihuana products, services, business, or other activities. We are not providing any advice with respect to any federal law, including federal marihuana laws, implicated b) the City of Pontiac's decision to regulate and license medical marihuana facilities.

Other Legal Matters. We are Special Counsel to the Client, and we only represent the Client to the extent provided herein. We will not provide advice, including legal advice, on any matter outside the scope of this letter. The Client should contact its General Counsel or the City Attorney on any matters falling outside the scope of this Representation.

Dispute Resolution. If any dispute arises regarding the services provided to the Client by us or the charges for those services and related expenses, then we and the Client will first try in good faith to settle the dispute directly. If the dispute is not resolved, it shall be submitted to a third-party neutral facilitator in accordance with the mediation rules of the American Arbitration Association. If the dispute is not resolved in mediation, the dispute shall be settled through binding arbitration in accordance with the Commercial Arbitration Rules of the American Arbitration Association except as modified here. Judgment upon the award may be entered in any court of competent jurisdiction. The mediation and arbitration proceedings, including any hearings, shall be held in the Detroit metropolitan area. Client and we agree that neither is entitled to or shall request punitive or exemplary damages and that the arbitrators shall not have the authority to award such damages or any damages in excess of actual pecuniary damages.

Termination. The City of Pontiac, by resolution of the City Council, or Roma Thurin by written notice to the City Clerk, may terminate this engagement at any time, with or without cause,

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upon 30 days' notice to the other party, whereupon a final invoice will be provided, and all accounts settled.

Document Retention. At the conclusion of the Representation, original documents, if any, shall be returned to Client and Client's file will be closed. We agree to store Client's file and any documents associated with Client's file for a minimum period of 5 years following the conclusion of the Representation. At any time after 5 years following the conclusion of the Representation, we may, at our discretion, destroy Client's closed file without advance written notice to the Client of our intention to destroy the file. At any time prior to the file's destruction, Client may request in writing a copy of any portion of Client's file, and Client agrees to pay a reasonable fee for any copies requested.

Please sign below and return this letter to me electronically or by mail. By signing this letter, you acknowledge that you have read, understood, consent to, and have had the opportunity to consult with independent counsel regarding the terms of this letter and that you have the actual authority to enter into this Representation.

Sincerely,

THURIN LAW GROUP, PLLC

Roma Thurin, Esq. /s/
By: Roma Thurin
Its: Attorney and Authorized Agent

Dated: 09/29/2023

Terms and Conditions Approved By: The City of Pontiac

_____/s/
By: Tim Greimel
Its: Mayor Dated:

Dated: _____

Legal & Business Consulting Firm

(484) 632-1973 | info@thurinlawgroup.com | thurinlawgroup.com

ROMA THURIN, ESQ.
romathurin@thurinlawgroup.com

STRATEGIC BUSINESS EXECUTIVE

ATTORNEY/EXECUTIVE DIRECTOR/EXECUTIVE PROGRAM ADMINISTRATOR/FUND DEVELOPER

Founder and Managing Partner of Thurin Law Group, PLLC and Third Coast Cannabis Consulting LLC is a licensed attorney in the states of Michigan and New York. For over 30 years, Attorney Thurin has practiced transactional law with a recent emphasis on corporate law and cannabis business development.

Specific experience in Michigan's Cannabis Industry includes a 100% success rate of obtaining Michigan Medical Marihuana Facilities License ("MMFLA") and Michigan Regulation and Taxation of Marihuana ("MRTMA") municipal and state license approvals for her clients; assisting with investment transactions and capitalization funding, brokering cannabis acquisitions (land, buildings, and businesses); executive coaching; and assisting cannabis companies on business operations, management, and regulatory compliance. Board Member and Secretary of the State Bar of Michigan Cannabis Law Section; previously served as Board Treasurer.

Experience also includes working as Vice President and Chief Operations Officer for Caro Community Hospital, as Senior Development Officer - Corporate Accounts for Goodwill of Greater Washington, and as Vice President and Project Developer of a 12-million-dollar faith-based community initiative and church-building project.

Additionally, served as Executive Director and Grant Writer of a 125-bed non-profit men's homeless shelter encompassing 26 facilities under Federal Housing and Urban Development Programs. Also served as a Government Contract Developer and Contract Manager.

Also has a master's in divinity, and leadership development and served as a Prison Minister, City of Saginaw, Councilmember, volunteered as Executive Director of Mid-Michigan Children's Museum, Evangelism Coordinator, Asset Development Committee Member of Saginaw Community Foundation, Chief Operating Officer, and Financial Consultant for various other community and faith-based organizations including the Boys and Girls Club of Saginaw, Michigan, generating over \$5.1 Million in charitable funds.

Possesses excellent coaching, consulting, communication skills, deductive analysis, and leadership abilities. Married to retired Grand Rapids Police Officer, Jose "Tony" Gamez. Currently provides board development, business management, and legal assistance services to cannabis and nonprofit entities, including but not limited to, Standing Stronger Together Corporation and Seen Heard Connected Corporation.

An Attorney, with visionary and strategic coalition relationship-builder experience who defines, plans, and executes effective business strategies and operations. Driving business performance improvement and managing change by leading people through regulatory regulations for goal-oriented results. Identifies business development opportunities and implements the execution of best practices and fund development. High-energy professional, effective communicator, both orally and written, who is extremely responsive to operational and financial challenges with confidence, determination, and focus.

EXECUTIVE CORE COMPETENCIES

Staffing, Recruitment, and Human Capital Management
Strategic Business Thinking and Planning
Client Relationship and Conflict Management
Project and Operational Development
Cross-Functional Team Leadership and Building
Innovative Organization Design

Attorney and Regulatory Compliance
Contract Negotiation and Management
Financial and Budget Management
Risk Management and Problem Solving
Educational Programming
Procurement and Fund Development

EXECUTIVE PROFILE

Principle Attorney and Managing Partner/Executive Business Coach and Consultant
Thurin Law Group, PLLC, Stanton, Michigan

Provide legal services, business and financial management, and leadership and development to businesses and non-profit organizations. Knowledgeable of business acumen that ensured Municipal and State cannabis regulatory compliance and certification with Small Business Administration, Federal Acquisition Regulations, and other Federal, State, and Municipal procurement, policies, procedures, cannabis business licensing rules, and regulations.

- Defined, developed, and executed operational needs and requirements of contract awards to satisfy customer performance requirements and to obtain future acquisitions.
- Formulated organizational structures and profiles, policies and procedures, benchmarks and development plans for start-ups, capital improvements, and operational funds.
- Consulted and counseled clients, including but not limited to struggling businesses, on commercial and financial matters, reversing losing performance, and achieving 20% to 40% in growth of services and revenues. Rebuilt clients into market-driven, customer-centric organizations.
- Negotiated multi-million-dollar purchase and sale agreements, drafted commercial lease agreements, and conducted merger and acquisition due diligence and annual financial audits for cannabis and other commercial business licensing.

Senior Development Officer

Goodwill Greater Washington, Washington, DC

Develops \$2.5 Million fundraising goals for philanthropy, business sponsorship, and volunteerism \ that align with the organizational mission of transforming lives and communities through the power of education and employment.

- Serves as a primary point of contact for businesses that partner with Goodwill of Greater Washington.
 - Created corporate campaign development strategy, including grant writing: *Engage, Employ, and Invest*.
 - Provide community outreach and business development services.
-

Business Services Representative

Goodwill Greater Washington, Washington, DC

Markets Workforce Development (WFD) Division employment services to diverse employers within the Washington, DC Metro area to ensure placement outcomes are achieved with Vocational Rehabilitation (*People with Disabilities*) and other Employment Job Service Programs.

- Through independent judgment develops job development plans and sourcing strategies to ensure Division placement outcomes are achieved by establishing and maintaining relationships with diverse employers and job candidates.
- Spearheads the delivery of Business Placement Services through a consultative approach to achieve employers' WFD-identified recruitment needs.
- Makes presentations, conducts, or facilitates employer workshops, and meets with employers individually to provide information on the labor market, tax credits, and cooperative ventures (partnered efforts).
- Networks with the business community by attending various networking events and serving on various community and business committees.
- Prepares WFD reports for multiple programs.

Vice President/Chief Operating Officer

New Covenant Incorporated, Saginaw, MI

Project Developer for \$12 Million Faith-Based Community Economic Development Project.

- Negotiated and drafted legal business documents, government grants, and foundation grants.
- Implemented, executed, and managed project finance packaging and construction over the site.
- Successfully wrote and obtained quasi-state/county real estate bid proposal for a \$6 million 10-year lease.

Executive Director

Restoration Community Outreach, Saginaw, MI

Served under the direction of the Board of Directors, successfully managed the overall operations, (including recruiting and staffing), and protected of organization's financial assets while ensuring compliance with board directives and applicable grantor, federal and state requirements (HUD and Community Development Block Grants).

- Responsible for writing, implementing, and managing over \$2.5 Million in private, federal, and state health and services grants.
 - Oversaw management of a 26-unit men's homeless shelter with safe-haven facilities, emergency shelter, shelter plus care, and transitional and housing permanent.
 - Implemented diverse housing first, supportive and health services, and educational and food programming to support 176 homeless men annually.
 - Served as a board and committee member of various advocacy and community organizations serving homeless and low-income communities.
-

Vice President/Chief Operating Officer
Caro Community Hospital, Caro, MI

Worked with and assisted the hospital President in planning and implementing hospital policies and procedures that met or exceeded federal, state, and healthcare industry standards.

- Answerable for work of considerable difficulty pertaining to the overall operations, clinical services, and corporate compliance of the hospital.
- Directly supervised and coordinated all areas of patient care and administrative support services overseeing a \$5 Million plus budget.
- Recruited physicians, managed employee grievances, and managed hospital auxiliary with the capital campaign.

Attorney
Braun Kendrick Finkbeiner, PLC, Saginaw, MI

- Prepared and presented cases in the areas of healthcare, corporations, and hospital clients.
- Negotiated and drafted contracts for hospital equipment, physician services, physician practice acquisitions, hospital merger, and acquisitions, and managed care organizations contracts.
- Junior Associate within a law firm of more than 110 attorneys: managing all business operations and client files, including supervision of associate staff attorney and secretarial staff.
- Researched and drafted New York State Stock Exchange Arbitration Board hearing decisions.

Community Volunteer

- A board member on a variety of community organizations generated over \$5.1 Million in charitable funds.
- Provided financial management, business, and legal assistance to various nonprofit organizations.
- Volunteer Executive Director of Mid-Michigan Children's Museum, Minister for Prison Ministry, Evangelism Coordinator, Asset Development Committee of Saginaw Community Foundation, Chief Operating Officer, and Financial Consultant for various community and faith-based organizations including the Boys and Girls Club of Saginaw, Michigan.

EDUCATION

Jurist Doctor

University Of Richmond's T.C. Williams School of Law, Richmond, Virginia (May 1993)
SUNY University at Buffalo, School of Law
Cambridge University, Cambridge, England

Master of Divinity (Leadership Development/Missions)

Liberty University, Lynchburg, Virginia (May 2018)

Bachelor of Science (Finance)

Saint John's University, Queens, New York (May 1989)

TRAINING/TRAIN-THE-TRAINERS/STRATEGIC PLANNING FACILITATION

Dept. of Housing and Urban Development Shelter plus Care Training and Super Nova Grant Writing
Michigan State Housing Development Authority State of Michigan Homeless Coalition
Substance Abuse and Mental Health Services Administration SSI/SSDI Outreach Assessment and
Recovery Facilitator
National League of Cities Public Service Leadership Development
Standing Stronger Together Corporation First Responder and Veteran Clinically Informed Peer-Led
Support
Seen Heard Connected Corporation Bringing Awareness and Financial Assistance to Marginalized People
State Bar of Michigan Cannabis Law Section Annual Conferences (Board Member, Secretary, Treasurer,
and Presenter)
Women's Huron Valley Correctional Facility Resolving Conflict and Boundaries Minister

AWARDS AND RECOGNITIONS/BAR ADMISSION AND CERTIFICATIONS

Minority Business Development Leadership Award
Girl Scouts Woman of the Year Award
State of Michigan Bar Association (Cannabis Law Section Board Member)
State of New York Bar Association
Certificate of Ordination

#15

RESOLUTION

CITY OF PONTIAC
Oakland County, Michigan

RESOLUTION

No. _____

At a Regular Meeting of the City Council of the City of Pontiac, Oakland County, Michigan, held at the 47450 Woodward Ave., Pontiac, MI 48342 on the 10th day of October 2023, at 6 p.m.

PRESENT: _____

ABSENT: _____

The following resolution was offered by the Department of Public Works Director Allen H. Cooley, III and the Purchasing Manager Alicia Martin.

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 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.

ADOPTED: YEAS: _____

NAYS: _____

ABSENT: _____

The foregoing Resolution was declared and adopted on the date.

CITY OF PONTIAC

By: Garland Doyle
Its: Clerk

STATE OF MICHIGAN)
)ss.
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified Clerk of City of Pontiac, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of the proceedings taken by the City Council at a regular meeting held on ____ day of _____, 2023.

IN WITNESS THEREOF, I have hereunto affixed my official signature this ____ day of _____, 2023

CITY OF PONTIAC

By: Garland Doyle
Its: Clerk



INNOVATIVE IDEAS
EXCEPTIONAL DESIGN
UNMATCHED CLIENT SERVICE

March 23, 2023

Mr. Al Cooley III
Director of Public Works
City of Pontiac
47450 Woodward Avenue
Pontiac, MI 48342

**Re: Proposal for Municipal Engineering Services for 2023-2024
Using the State of Michigan MiDeal Program**

Dear Mr. Cooley:

DLZ Michigan, Inc. (DLZ), is pleased to submit this proposal to you for providing Municipal Engineering Services to the City of Pontiac (CITY). As you are aware, the State of Michigan operates an extended purchasing program that allows cities to buy goods and services from State contracts. This program has been authorized by the Michigan legislature since 1984. Members of the MiDEAL program benefit directly from the reduced cost of goods and services and indirectly by eliminating the time needed to process bids. DLZ has been selected by the State for design and construction services through the MiDEAL program under Contract No. 00876 (Attached as Exhibit A). We are very proud of our record of service as it relates to cost and performance on the assignments that we have undertaken.

SCOPE OF SERVICES

The CITY has selected DLZ as one of its preferred vendors for Engineering Services. Services will be performed utilizing DLZ's ISID MiDEAL Agreement #00876, dated April 16, 2021. Under this contract, DLZ will be assigned the oversight and management of multiple departmental activities as a supplement to the existing staff. The initial scope of work, as identified below, is expected to include activities within Phase 100-700 of the MiDEAL contract.

Per our discussion, it is our understanding that the CITY is seeking as-needed engineering support services for the Department of Public Works. The proposed services include, at a minimum, the following:

- DLZ will provide the following Municipal Engineering Services to the CITY.
 - Hold office hours in the DPW to support CITY staff in addressing a variety of engineering issues.
 - Attend Staff meetings to support the DPW Director
 - Attend coordination meetings with other consultants to coordinate activities and support the CITY in managing its obligations to support those entities in the projects assigned.
 - Attend pre-development meetings to provide guidance to potential developers.
 - Coordination of review services and issues with the Planning Department.
 - Oversight of design/construction engineering services provided by other consultants for the preparation of construction bid documents for assigned construction projects.
 - Assist the CITY in discussions on infrastructure issues with the Oakland County Water Resources

4494 Elizabeth Lake Rd, Waterford Township, MI 48328 | OFFICE 248.681.7800 | ONLINE WWW.DLZ.COM

Akron Bellefontaine Bridgeville Burns Harbor Chicago Cincinnati Cleveland Columbus Detroit Flint Fort Wayne Indianapolis Joliet
Kalamazoo Lansing Lexington Louisville Madison Melvindale Munster Muskegon Pittsburgh Port Huron Saint Joseph South Bend Toledo
Waterford

Commissioner (OCWRC).

- Assist in the acquisition of easements needed for infrastructure projects.
- Prepare the planning and programming for a Capital Improvement Program for the CITY related to roads and facilities.
- Assist the CITY in the development of Ordinances for protection and preservation of the Infrastructure.
- Investigate complaints from residents and prepare a resolution as directed by the CITY.
- Meet with CITY staff and officials to review specific projects and operating procedures.
- Advise CITY officials and staff on technical matters related to the infrastructure and environment.
- Other duties and tasks as assigned by the DPW Director.

In conjunction with the services to be performed above, DLZ will provide evidence of maintaining insurance coverage related to Workers Compensation & Employers Liability, General Liability, Automobile Liability, and Architect Engineer Professional Liability. A copy of the certificate for the insurance coverage to be maintained and confirming the policies upon which the CITY has been named as an added insured is attached as Exhibit B.

PROPOSAL

We are proposing Ms. Shannon Filarecki, P.E. to be the primary contact and liaison with the CITY. Ms. Filarecki has been operating in the industry for almost 30 years and has experience as a director of Public Works. She is familiar with the requirement of Act 51 for road funding including the requirements for submittal of annual reporting, map updates, and asset management plans. Ms. Filarecki will be initially assigned to hold office hours two (2) to three (3) days a week to assess the CITY's needs. Additional support staff within DLZ would be assigned at the direction of the DPW Director to meet the needs of the above-mentioned projects and other issues that may arise.

SERVICE FEE

For services described in the **SCOPE OF SERVICES**, DLZ proposes to charge, and the City agrees to pay, on an hourly basis for services rendered an amount not to exceed \$75,000 without written consent from the CITY. Services shall be invoiced using the Standard Rate Schedule of ISID MiDEAL Contract #00876, as set forth as attached Exhibit A. Payment will be made monthly in proportion to services performed upon presentation of proper invoices. The Terms and Conditions of DTMB ISID MiDEAL Contract #00876, dated April 16, 2021, are incorporated here into and made a part of this Work Order Proposal. The Client referred to in the Standard Terms and Conditions means the City of Pontiac. Additional Services not included herein may be performed on an hourly-rate basis with authorization from the CITY. If authorized, Additional Services shall be invoiced using the Standard Rate Schedule of ISID MiDEAL Contract #00876.

Services under this agreement may be terminated by either party upon thirty (30) days written notice. In the event of termination, CITY will pay DLZ for all services and reimbursable expenses rendered to the date of termination.



INNOVATIVE IDEAS
EXCEPTIONAL DESIGN
UNMATCHED CLIENT SERVICE

City of Pontiac
Professional Engineering Services
March 23, 2023
Page 3 of 3

If you approve and accept this Proposal, please sign, date, and return one copy of this Proposal for our records. Should you prefer to issue a Purchase Order as your official acceptance, we request that you reference this Proposal in your paperwork.

DLZ appreciates the consideration for the proposed professional services. This offer will remain open for acceptance for 60 days. If for any reason you should have questions, please do not hesitate to call Shannon Filarecki, P.E. at (248) 681-7800.

Sincerely,
DLZ MICHIGAN, INC.

Manoj Sethi, P.E.
President

Attachments:
Exhibit A: ISID MiDeal Contract #00876
Exhibit B: Certificate of Insurance

Approved and Accepted

Signature

Printed Name

Timothy Greig

Title

Mayor of Pontiac

Date

April 19, 2023

PO#

April 4, 2023 Approved Minutes

WHEREAS, the City of Pontiac DPW will purchase trailers needed for carrying lawn mowing equipment.
WHEREAS, it is necessary to have this equipment to properly in house mowing operations.

NOW, THEREFORE IT IS RESOLVED:

WHEREAS, the Pontiac City Council authorizes the DPW Director to purchase needed mowing equipment from U.S.27 Motorsports & Trailers for a cost of \$10,998.00.

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

No: None

Resolution Passed

23-136 **Resolution to authorize the City Clerk to publish the proposed budget amendment to establish budget appropriation in the amount of \$591,004 to account 285-458-977.010 – ARPDW – Street Sweepers.** Moved by Councilperson Nicholson and second by Councilperson Parker.

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 \$1,000,000 to Pedestrian Enhancements and DPW Support; and,
WHEREAS, in an effort to put ARPA funds into action, and to mitigate the impacts of COVID-19 on Pontiac residents, the administration is proposing the purchase of 2 street sweepers to aid the Department of Public Works staff in blight removal, and to reduce sediment collection through storm water infrastructure; and,
WHEREAS, the following budget amendment reflects funding for the associated costs, and;
WHEREAS, the budget amendment will increase the budgeted appropriations in the amount of \$591,004, representing the purchase of the aforementioned equipment.
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 \$591,004 to account 285-458-977.010-ARPDW – Street Sweepers.

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

No: None

Resolution Passed

Purchasing

23-137 **Resolution approving DLZ Engineering Firm 2023-2024 Services to add to the authorized List of Contractors for City Use.** Moved by Councilperson Rutherford and second by Councilperson Goodman.

WHEREAS, The Purchasing Manager has ensured that participating in a cooperative to obtain professional engineering services is allowed according to Pontiac Code Section 2-523;
WHEREAS, A not-to-exceed amount of \$75,000 has been identified and a purchase order will be issued for this amount to DLZ;

April 4, 2023 Approved Minutes

NOW, THEREFORE, BE IT RESOLVED The Pontiac City Council approves that the mayor executes the DZL's Proposal for Engineering Services.

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

No: None

Resolution Passed

Treasury

23-138

Updated Resolution approving the Annual Board of Review Hardship Exemption Guidelines. Moved by Councilperson Goodman and second by Councilperson Rutherford.

WHEREAS, Public Act 253 of 2020, requires the governing body of each city and township to determine and make available to the public the policy and guidelines the Board of Review utilizes in granting reductions in property assessments due to limited income and assets, referred to as "Poverty Exemptions."

WHEREAS: It is the intent of the Council to adopt guidelines in compliance with the act.

NOW THEREFORE, THE PONTIAC CITY COUNCIL RESOLVES that in order to be eligible for a poverty exemption a person shall do all of the following on an annual basis:

1. Be an owner of and occupy as a principal residence the property for which an exemption is requested.
2. The subject property must be classified as a single family residential parcel or residential condominium property with a valid homeowner's Principle Residence Exemption (PRE) currently in effect.
3. Submit completed Form 5737 Application for MCL 211.7u Poverty Exemption and Form 5739 Affirmation of Ownership and Occupancy to Remain Exempt by Reason of Poverty.
4. Submit the most recent year's copies of the following for all persons residing in the homestead:
 - a. Produce a valid driver's license or Michigan State Identification card for all persons residing in the household.
 - b. Federal Income Tax Return-1040, 1040A or 1040E and Michigan Income Tax Return- MI 1040, MI1040A or MI1040EZ.
 - c. Senior Citizens Homestead Property Tax Form MI-1040CR-1 or General Homestead Property Tax Claim MI-1040CR-4.
 - d. Benefit Statement from ADC, Pension, Retirement, Social Security Administration and/or Michigan Social Services as to moneys paid to you during previous year. (along with a signed form 4988).
5. Produce a copy of the deed, land contract or other evidence of parcel ownership of all real property owned by the applicant if requested by the Board of Review.

BE IT FURTHER RESOLVED that applicant(s) must complete the application form in its entirety and return to the Treasurer's or Equalization Office. Any application submitted to the Board of Review which has not been filled out in its entirety shall be denied by the Board of Review. Appeals of said denial shall be made to the Michigan Tax Tribunal.

BE IT FURTHER RESOLVED that applicant(s) may apply for Poverty Exemption to only one session of the Board of Review (March, July, or December) and any appeal of the Board's decision shall be made to the Michigan Tax Tribunal.

BE IT FURTHER RESOLVED that the Board of Review can request any other additional information including additional tax returns, financial statements, land contracts, personal or family trust documents, vehicle titles and any other records or affidavits that the Board may deem necessary in order to make a poverty exemption determination, asset limit determination or income level determination.

BE IT FURTHER RESOLVED that completed applications may be brought to the Board of Review on the day of an appointment, but in order to have timely consideration by the Board the application-with supporting documents-should be made available to the Board 1 week prior to the meeting date.

BE IT FURTHER RESOLVED that applications may be reviewed and acted upon by the Board of Review without applicant(s) being present. However, the Board may request that any or all applicants be

#16

RESOLUTION



COMMUNITY DEVELOPMENT DEPARTMENT

City of Pontiac

Real Estate Disposition Policy

Community Development Department

Economic Development Division

Resolution Adopting Real Estate Disposition Policy

WHEREAS, The City of Pontiac has the need to assemble or dispose of vacant, tax foreclosed, and public property in a coordinated manner to foster the development of that property and to promote homeownership, neighborhood revitalization, and economic growth in the City of Pontiac; and

WHEREAS, staff have determined that it is necessary and appropriate to adopt a comprehensive policy to address the City's sales and disposition policies with respect to the vacant land in its inventory (the "Real Estate Disposition Policy"); and

WHEREAS, the Board has determined that it is necessary and appropriate to adopt the Vacant Land Policy as set forth in Exhibit 1 attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED BY PONTIAC CITY COUNCIL that (1) the Real Estate Disposition Policy attached hereto as Exhibit 1 is hereby adopted.

The foregoing resolution was offered by _____ who moved its adoption. The motion was seconded by _____ and upon being put to a vote was as follows

Exhibit 1

City of Pontiac

Real Estate Disposition Policy

Community Development Department

Economic Development Division

POLICY OVERVIEW

The Real Estate Disposition Policy facilitates the sale of City-owned properties. The City of Pontiac makes real estate available for purchase and redevelopment, and the Economic Development Division is authorized to accept purchase applications. These policies may be updated periodically and published on the City's website.

These policies should enhance the speed and efficiency with which the City is able to sell its real estate. The City has identified five different real estate types and the policies for each are outlined below.

I. SIDE LOTS

Objective

To sell certain City-owned vacant lots to owners of occupied residential property to be used for residential, recreational, or agricultural purposes.

Definition of a Side Lot

A "Side Lot" is defined as a parcel of property in the City's inventory that meets all the following criteria:

- (1) The lot must be a vacant residential property without a structure.
- (2) The lot must not exceed 7,500 square feet in size, and it must not measure more than 300 linear feet on any side.
- (3) The lot must be adjacent to an applicant's property that contains an occupied residential structure of 1-4 units (the "Applicant's Occupied Property"). Side Lots are (a) vacant lots adjacent to the Applicant's Occupied Property (left side, right side).
- (4) There must be no delinquent or currently due property taxes in connection with the lot.
- (5) The lot must (a) be zoned one of the following residential R-1, R-2, R-3 zoning categories; or (b) if it is not, the City may choose to make it eligible as a Side Lot if the lot's most recent previous use was as a 1-4-unit residential structure.
- (6) A side lot purchase will require a lot combination at the purchaser's expense.
- (7) The City may choose to remove a property from Side Lot eligibility at any time and for any reason, including so that it can be sold pursuant to another City Disposition Program or to otherwise support broader City strategies.

Side Lot Purchaser Eligibility

To be eligible to purchase a property as a Side Lot, a prospective purchaser must meet all the following criteria:

- (1) The purchaser must hold title to the Applicant's Occupied Property, which could include being a purchaser (but not a seller) in a land contract agreement.
- (2) The purchaser must be current on property taxes or be in good standing with a payment with respect to all property owned in the City of Pontiac.
- (3) The purchaser must not own any real property (including both the contiguous lot and all other property in the City) that is subject to any un-remediated citation of the state and local codes and ordinances.
- (4) In the event that both adjacent property owners desire to acquire the same side lot, the lot may be transferred to the highest bidder for the property or divided and transferred among the interested contiguous property owners.

Pricing

Side lots are priced at \$500 plus the costs of taxes, and other property transfer fees.

II. ACCESSORY STRUCTURE LOTS

Objective

To sell certain City-owned lots improved by only one or more accessory structures to owners of occupied residential property to be used for residential, recreational, or agricultural purposes.

Definition of an Accessory Structure Lot

An "Accessory Structure Lot" is defined as a parcel of property in the City's inventory that meets all the following criteria:

- (1) The lot must be vacant except for one or more accessory structures. What constitutes an accessory structure is determined by the City and may include, among other structure types, garages, sheds, gazebos, or carports.
- (2) The lot must not exceed 7,500 square feet in size, and it must not measure more than 300 linear feet on any side and the accessory structure must not exceed 750 square feet in size.
- (3) The lot must be street adjacent to the Applicant's Occupied Property. Accessory Structure Lots are lots with an accessory structure street adjacent to the Applicant's Occupied Property (left side, right side), but not across an alley nor across the street.

- (4) There must be no delinquent or currently due property taxes in connection with the lot.
- (5) The lot must (a) be zoned one of the following residential zoning categories R1, R2, or R3 (b) if it is not, the City may choose to make it eligible as an Accessory Structure Lot if the lot's most recent previous use was as a 1–4-unit residential structure.
- (6) The accessory structure must be met all state and local codes and ordinances within one year of purchase. Or may be subject to revert to the City.
- (7) An accessory lot purchase will require a lot combination at the purchaser's expense.
- (8) The City may choose to remove a property from Accessory Structure Lot eligibility at any time and for any reason, including so that it can be sold pursuant to another City Disposition Program or to otherwise support broader City strategies.

Accessory Structure Lot Purchaser Eligibility

To be eligible to purchase a property as an Accessory Structure Lot, a prospective purchaser must meet all the following criteria:

- (1) The purchaser must hold title to the Applicant's Occupied Property, which could include being a purchaser (but not a seller) in a land contract agreement.
- (2) The purchaser must be current on property taxes or be in good standing with a payment plan with respect to all property owned in the City of Pontiac.
- (3) The purchaser must not own any real property that is subject to that is subject to any un-remediated citation of the state and local codes and ordinances.

Pricing

Accessory Structure Lots are priced at \$500 plus taxes, and other transfer fees.

III. INFILL HOUSING LOTS

Objective

To encourage construction of new residential housing, including affordable housing, in the City.

Definition of an Infill Housing Lot

An "Infill Housing Lot" is defined as a parcel of property in the City's inventory that meets all the following criteria:

- (1) The lot must be vacant except for one or more accessory structures. What constitutes an accessory structure is determined by the City and may include, among other structure types, garages, sheds, gazebos, or carports.

(2) The lot must not exceed 7,500 square feet in size, and it must not measure more than 300 linear feet on any side and the accessory structure must not exceed 750 square feet in size.

(3) The lot may or may not be adjacent to an occupied residential unit.

(4) There must be no delinquent or currently due property taxes in connection with the lot.

(5) The lot must (a) be zoned one of the following residential zoning categories R1, R2, or R3 (b) if it is not, the City may choose to make it eligible as an Infill Housing Lot if the lot's most recent previous use was as a 1–4-unit residential structure.

(6) The City may choose to remove a property from Infill Housing Lot eligibility at any time and for any reason, including so that it can be sold pursuant to another City Disposition Program or to otherwise support broader City strategies.

(7) In the event that there are more than one interested purchaser, the City shall select purchaser through a comprehensive selection process that may weigh factors including, price, community benefit, purchaser experience and financial capacity, proposed use of the lot, and support of neighbors and local organizations.

Infill Housing Lot Purchaser Eligibility

To be eligible to purchase property as an Infill Housing Lots, a prospective purchaser must meet all the following criteria:

(1) The purchaser must use the lot to support the development of new housing.

(2) There must be no delinquent or currently due property taxes in connection with the lot.

(3) The purchaser must be current on all property taxes or be in good standing with a payment plan with respect to all property owned in the City of Pontiac.

(4) The purchaser must not own any real property that is subject to any un-remediated citation of state and local codes or ordinances.

(5) The purchaser must provide a thorough description of the proposed development.

(6) The purchaser must be in good standing with any agreements the purchaser is party to with the City.

(7) The purchaser must enter into development agreement with the City setting forth the terms of development, including, experience and capacity, development's type and density, schedules and timelines for development and construction, financial capacity to complete the development and targeted populations. Lots will revert to the City for failure to comply with the terms and conditions of the development agreement.

Pricing

Infill housing lots may be sold at taxable value, fair market value or at a price reasonable to allow the development to proceed plus taxes, transfer fees, and parcel combination fees.

IV. COMMERCIAL UNBUILDABLE PARCELS

Objective

To sell certain City-owned vacant parcels to commercial entities to be used for commercial or industrial purposes.

Definition of an Unbuildable Parcel

A “Unbuildable Parcel” is defined as a parcel of property in the City’s inventory that meets all the following criteria:

- (1) The parcel must be a vacant commercial or industrial property without a structure.
- (2) The parcel must not have an apparent way to develop either due to zoning, access, or size.
- (3) The parcel must be adjacent or near an applicant’s existing or proposed commercial or industrial property and necessary to support the business enterprise.
- (4) There must be no delinquent or currently due property taxes in connection with the parcel.
- (5) The parcel must be zoned in accordance with the intended use.
- (6) The City may choose to remove a property from Unbuildable Parcel eligibility at any time and for any reason, including so that it can be sold pursuant to another City Disposition Program or to otherwise support broader City strategies.

Unbuildable Parcel Purchaser Eligibility

To be eligible to purchase a property as an Unbuildable Parcel, a prospective purchaser must meet all the following criteria:

- (1) The purchaser must hold title to the parcel(s) where the business is operated.
- (2) The purchaser must be current on property taxes or be in good standing with a payment plan entered into with the Oakland County Treasurer’s Office with respect to all property owned in the City of Pontiac.
- (3) The purchaser must not own any real property in the City that is subject to any un-remediated citation of the state and local codes and ordinances.

(4) If there are more than one interested purchaser, the City shall select purchaser through a comprehensive selection process that may weigh factors including, price, community benefit, purchaser experience and financial capacity, proposed use of the lot, and support of neighbors and local organizations.

Pricing

Unbuildable Parcels are priced at taxable value plus the taxes, property transfers and parcel combinations fees.

IV. COMMERCIAL BUILDABLE PARCELS

Objective

To sell certain City-owned vacant parcels to commercial entities to be used for commercial or industrial purposes.

Definition of an Unbuildable Parcel

A "Buildable Parcel" is defined as a parcel of property in the City's inventory that meets all the following criteria:

- (1) The parcel must be a vacant commercial or industrial property without a structure.
- (2) There must be no delinquent or currently due property taxes in connection with the parcel.
- (3) The parcel must be zoned in accordance with the intended use.
- (4) The purchaser must enter into a development agreement which reverts the parcel(s) back to the City if the terms and conditions of the agreement are not met.
- (5) If there are more than one interested purchaser, the City shall select purchaser through a comprehensive selection process that may weigh factors including, price, community benefit, purchaser experience and financial capacity, proposed use of the lot, and support of neighbors and local organizations.
- (6) The City may choose to remove a property from Unbuildable Parcel eligibility at any time and for any reason, including so that it can be sold pursuant to another City Disposition Program or to otherwise support broader City strategies.

Buildable Parcel Purchaser Eligibility

To be eligible to purchase a property as an Unbuildable Parcel, a prospective purchaser must meet all the following criteria:

- (1) The purchaser must provide a detailed development plan with timelines and schedules, that demonstrates experience and financial capability.

(2) The purchaser must be current on property taxes or be in good standing with a payment plan entered into with the Oakland County Treasurer's Office with respect to all property owned in the City of Pontiac.

(3) The purchaser must not own any real property in the City that is subject to any un-remediated citation of the state and local codes and ordinances.

Pricing

Buildable Parcels are priced at fair market value plus the taxes, property transfers and parcel combinations fees.

V. IMPROVED REAL ESTATE

Objective

To sell City-owned improved real estate for redevelopment purposes.

Definition of Improved Real Estate

"improved Real Estate" means real estate in the City's inventory on which there is a structure or inclosure and is subject to the following criteria:

(1) The City may choose to remove a property from Improved Real Estate at any time and for any reason, including so that it can be sold pursuant to another City Disposition Program or to otherwise support broader City strategies.

(2) In the event that there are more than one interested purchaser, the City shall select purchaser through a comprehensive selection process that may weigh factors including, price, community benefit, purchaser experience and financial capacity, proposed use of the lot, and support of neighbors and local organizations.

Improved Real Estate Purchaser Eligibility

To be eligible to purchase Improved Real Estate, a prospective purchaser must meet all the following criteria:

(1) The purchaser must use Improved Real Estate to support redevelopment projects.

(2) There must be no delinquent or currently due property taxes in connection with the Real Estate.

(3) The purchaser must be current on all property taxes or be in good standing with a payment plan with respect to all property owned in the City of Pontiac.

(4) The purchaser must not own any real property that is subject to any un-remediated citation of state and local codes or ordinances.

(5) The purchaser must provide a thorough description of the proposed development.

(6) The purchaser must be in good standing with any agreements the purchaser is party to with the City.

(7) The purchaser must enter into development agreement with the City setting forth the terms of development, including, experience and capacity, development's type and density, schedules and timelines for development and construction, financial capacity to complete the development and targeted populations. Improved Real Estate will revert to the City for failure to comply with the terms and conditions of the development agreement.

Pricing

Improved Real Estate will be sold at fair market value plus costs taxes, property transfer and parcel combination fees.

#17

RESOLUTION



COMMUNITY DEVELOPMENT DEPARTMENT

RESOLUTION TO ESTABLISH AN OBSOLETE PROPERTY REHABILITATION DISTRICT FOR PARCEL NUMBER 14-27-306-014, RED CHICKWEED, LLC PROJECT LONGFELLOW SCHJOL LOCATED AT 31 N. Astor STREET

WHEREAS, pursuant to Obsolete Property Rehabilitation Act (OPRA) P.A. 146 of 2000 as amended, the City of Pontiac, by resolution may establish an obsolete property rehabilitation district; and

WHEREAS, prior to establishing an of obsolete property rehabilitation district, a written public notice was publicly posted and available for any and all residents or taxpayers in the City of Pontiac may appear and be heard; and

WHEREAS, Red Chickweed, LLC ("Petitioner") is the owner of that certain real property located in the City of Pontiac and legally described below ("the Property"); and

WHEREAS, Petitioner is requesting establishment of an obsolete property rehabilitation district for parcel number 64-1414-27-306-014, located at 31 N Astor Street: and

WHEREAS, the commencement of the rehabilitation of facility did not occur before the establishment of the Obsolete Property Rehabilitation District; and

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Pontiac hereby grant an Obsolete Property Rehabilitation District for the real property, located in the Obsolete Property Rehabilitation District located at 31 North Astor Street, Pontiac Michigan, (Parcel number 64-14-27-306-014) Additionally, a Development Agreement will be engaged for compliance to terms specified.

LAND IN THE CITY OF PONTIAC, OAKLAND COUNTY MICHIGAN, DESCRIBED AS FOLLOW:

T3N, R10e, SEC 27 HOMESTEAD PARK NO. 1 LOT 486 TO 189 INCL 7 E 236 FT OF LOT 10 A.P. NO 105 ADJ ON WEST.

#18

RESOLUTION



COMMUNITY DEVELOPMENT DEPARTMENT

**CITY OF PONTIAC CITY
COUNCIL**

**RESOLUTION TO SCHEDULE A PUBLIC HEARING TO APPROVE THE OBSOLETE PROIPERTY
REHABILITATION APPLICATION EXEMPTION CERTIFICATE FOR RED CHICKWEED, LLC FOR
PARCEL NUMBER 14-27-306-014 LOCATED AT 31 N. ASTOR STREET, PONTIAC MICHIGAN**

WHEREAS, pursuant to the Obsolete Property Act (OPRA) P.A. 146 of 2000 as amended, the City of Pontiac, by resolution may approve an exemption certificate; and

WHERAS, Red Chickweed, LLC("Petitioner) is the owner of that certain real property located in the City of Pontiac and legally described below ("Property "); and

WHEREAS, Petitioner is requesting an Obsolete Property Rehabilitation Act Exemption Certificate ("Property") for parcel number 14-276-306-014 located at 431 N. Astor St., Pontiac, Michigan; and

WHEREAS, the City of Pontiac should give public notice of the hearing not less than 10 days or more than 30 days before the hearing as set forth in the Obsolete Property Rehabilitation Act P.A.146 of 2000 as amended; and

WHEREAS, construction, alternation or installation of the proposed facilities have not commenced at the time of the filing the applications for the obsolete property rehabilitation; and

WHEREAS, the Pontiac City Council deems it to be in the public interest of the City of Pontiac to schedule a public hearing to approve the application of the Obsolete Property Rehabilitation Application Exemption Certificate and to give notice of such a public hearing as provided in the Obsolete Property Rehabilitation Act P.A. 146 of 2000, as amended; and

NOW, THEREFORE BE IT RESOLVED, by the Pontiac City Council, that Pontiac hereby schedules a public hearing to approve the Obsolete Property Rehabilitation Application Exemption Certificate for parcel number 14-27-306-014, located at 31 N. Astor St. in the City of Pontiac, Oakland County, State of Michigan, such hearing to be held on October 24, 2023, at 6:00 PM; and

FURTHER RESOLVED, by the Pontiac City Council, that the Pontiac City Council hereby instructs the City Clerk to publish such public hearing notice 10 days prior to the public hearing. adopted by the City Council of Pontiac, County of Oakland, Michigan.

#19

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

Executive Branch

TO: Honorable City Council President and City Council

FROM: Khalfani Stephens, Deputy Mayor

CC: Mayor Tim Greimel

DATE: October 6, 2023

RE: **Resolution to authorize contract with Human resource Advantage Advisory (HRAA)**

Honorable Council President and Members of the City Council:

As you are aware, the City of Pontiac is currently without an HR Director. While we have engaged the services of a professional HR firm to assist with the recruitment, we do expect that full process will take at least 4 weeks before a new Director is in place.

This is a critical time for our department. We are going through union negotiations, preparing for benefits renewal & open enrollment, and have several outstanding complex employee issues that need to be resolved (including but not limited to disbursement of accrued time, long term disability claims and FMLA inquiries).

HRAA was on site this week to help with the transition and to assess the estimated workload over the next 4-6 weeks. Given the amount of work that needs to be completed, we would like to request the authority to contract with HRAA for a cost not to exceed \$36,000. This should be enough to fill the gap between now and the time a full time HR Director can come onboard. Additionally, it should allow for some overlap to allow HRAA to meet with the new hire and pass on any unfinished projects face to face.

Attachment



CITY OF PONTIAC CITY COUNCIL

Resolution to authorize contract with Human resource Advantage Advisory (HRAA)

Whereas, The position of HR Director for the city of Pontiac is currently vacant; and

Whereas, The City of Pontiac, has urgent HR needs that if left unattended would be detrimental to all employees and the city as a whole; and

Whereas, The nature of the current needs exceeds the capacity of the existing staff alone; and

Whereas, The administration has worked with Human Resources Advantage Advisory (HRAA) within the limits of their existing contractual ability to set a scope of work and plan for transition;

Now Therefore Be It Resolved, the Pontiac City Council authorizes the mayor or his designee to contract with HRAA to provide HR consulting services at an amount not to exceed \$36,000.

#20

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

Executive Branch

TO: Honorable City Council President and City Council

FROM: Cody MacPhee, Information Technology

THROUGH: Khalfani Stephens, Deputy Mayor

DATE: September 29, 2023

RE: **Resolution to approve the purchase of Desktop Personal Computers, Laptops and Monitors for City Hall 2023-2024 refresh project**

EXECUTIVE SUMMARY

In order to maintain the highest level of efficiency and security, IT has implemented a refresh plan in which on third of all computers are replaced each year. Since the city's migration to Office 365, many of older computers are experiencing delays when users are trying to do their daily work.

This resolution is a request to authorize the purchase of desktop computers and laptops to complete this year's refresh project. The Information Technology division has budgeted \$46,400 this fiscal year for the purchase of computer equipment.

STATEMENT OF NEED

1. Some city employees are using desktop computers that are over four years old.
2. Upgrading to Office 365 creates a burden on the older processors and decreases the efficiency of city hall employees.
3. Windows 10 on older computers cannot upgrade to Windows 11 due to hardware deficiencies. The latest security features will not be available to these computers.

SOLUTION:

1. Purchase 12 Dell desktop computers and 12 Dell Monitors and 4 Dell laptops and 8 Dell Tablets

COSTS:

1. Purchase 12 Dell Optiplex 7010 Desktop computers at \$850 each
2. Purchase 12 Dell 22 inch Monitors at \$130 each
3. Purchase 4 Dell Latitude 3440 Laptops at \$1,200 each
4. Purchase 8 Dell 7320 Tablets/Keyboards/Docking Stations at \$1,890 each

Advantages of upgrading courthouse computers:

1. Faster Processing speeds
2. Newest security features only available on new computers

RESOLUTION ON FOLLOWING PAGE



Resolution to Approve the Purchase of Desktop Computers, Tablets and Monitors for City Hall Refresh Project

WHEREAS, City Hall employees currently use desktop computers, laptops and tablets that are over four years old; and

WHEREAS, The use of new computer equipment will greatly increase the efficiency of city hall employees; and

WHEREAS, \$46,400 has been budgeted for the computer refresh project in the FY2023-2024 budget; and

WHEREAS, Insight Public Sector offers the lowest quote for the Optiplex 7010 desktop computer, the Dell 22 inch monitor, the Dell Latitude 3440 laptop and the Dell 7320 tablet through the State of Michigan MiDeal program

NOW, THEREFORE, HEREBY BE IT RESOLVED that the Pontiac City Council approves the purchase of Dell Computers, laptops, tablets and Monitors not to exceed \$32,000 from Insight Public Sector LLC.

#21

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

Executive Branch

TO: Honorable City Council President and City Council

FROM: Cody MacPhee, Information Technology

THROUGH: Khalfani Stephens, Deputy Mayor

DATE: September 29, 2023

RE: **Resolution to approve the purchase of Desktop Personal Computers, Laptops and Monitors for the 50th District Court Phase II**

EXECUTIVE SUMMARY

Due to the COVID epidemic, the 50th District Court was not open for an extended period of time. While computers in City Hall were getting regular computer refresh replacements, the courthouse was not. This has resulted in courthouse employees using desktop computers that are over six years old. In addition, most of the monitors at the courthouse are small and over 11 years old. Since the city's migration to Office 365, many of these users are experiencing significant delays when trying to do their daily work.

In April 2023, City Council approved the first phase of this refresh and was completed in July and August 2023.

This resolution is a request to complete the computer refresh of the remaining outdated computers and laptops. The 50th District Court has budgeted \$45,000 this fiscal year for the purchase of computer equipment.

STATEMENT OF NEED

1. Courthouse employees are using desktop computers that are over six years old.
2. Upgrading to Office 365 creates a burden on the older processors and decreases the efficiency of courthouse employees.
3. Windows 10 on older computers cannot upgrade to Windows 11 due to hardware deficiencies. The latest security features will not be available to these computers
4. Monitors at the courthouse are at least 11 years old and are not compatible with new PCs.

SOLUTION:

1. Purchase 18 Dell desktop computers and 18 Dell Monitors and 4 Dell laptops

COSTS:

1. Purchase 18 Dell Optiplex 7010 Desktop computers at \$849.00
2. Purchase 18 Dell 22 inch Monitors at \$129.99 each
3. Purchase 4 Dell Latitude 3440 Laptops at \$1,063 each

Advantages of upgrading courthouse computers:

1. Faster Processing speeds
2. Newest security features only available on new computers

RESOLUTION ON FOLLOWING PAGE



**Resolution to Approve the Purchase of Desktop Computers and Monitors for the
50th District Court**

WHEREAS, 50th District Court employees currently use desktop computers that are over six years old; and

WHEREAS, The computer monitors at the 50th District Court are not compatible with modern computers; and

WHEREAS, The use of new computer equipment will greatly increase the efficiency of courthouse employees; and

WHEREAS, \$45,000 has been budgeted for District Court computer equipment in the FY2023-2024 budget; and

WHEREAS, Insight Public Sector offers the lowest quote for the Optiplex 7010 desktop computer, the Dell 22 inch monitor and the Dell Latitude 3440 laptop through the State of Michigan MiDeal program

NOW, THEREFORE, HEREBY BE IT RESOLVED that the Pontiac City Council approves the purchase Dell Computers and Monitors not to exceed \$25,000 from Insight Public Sector LLC

#22

RESOLUTION



TO: City Council

FROM: Mark Yandrick, Planning Manager

DATE: May 18, 2023, *Updated October 3, 2023*

RE: Street Vacation, 1104 Baldwin

Executive Summary

PVSA23-01 is a request for an alley vacation by Najah Hermiz to allow access to his property at 1104 Baldwin. This is the first step for the applicant in order to re-open an automobile dealership at this site.

Planning Commission recommended approval of the vacation, 6-0, with no conditions at the May 3, 2023 public hearing. City Council approved the resolution at the May 23, 2023 meeting.

Update (October 3, 2023):

The Oakland County Register of Deeds requests that an updated resolution for this vacation because the previous version insinuated that it would be 'combined'. The language has been updated to reflect the vacation proposed.

This new resolution does not require any further changes and the Planning Commission public hearing held in May still satisfies this requirement.



Figure 1: The Location of the Alley in Question (Highlighted in Red)

The applicant is proposing a vacation of the alley parcel to the east of 1104 Baldwin. The property is zoned Commercial Corridor (C-3) and the applicant intends to reopen this site as an automobile dealership after the site been vacant for approximately 4-5-years. The only access to the parcel is via the city owned back alley off East Fairmount Avenue. This creates an access issue for the property owner and the customers that patron their business. The applicant has been able to procure signatures from the adjacent lot owners.

The City acquired this alley by a deed in 1952 for alleyway purposes. Due to the fact that this was established as an alley, the Michigan Land Division Act does not allow the City to sell this land.

Figure 2: The Only Access to This Parcel is Via the Back Alley



Standards for Approval

In reviewing an application for any type of street vacation, the planning commission shall find the proposed vacation complies with the general standards in the zoning ordinance. The following are staff's comments on each standard:

1. Whether the street, alley or other public right-of-way or easement is actually necessary for access to any parcel of property, or to provide any necessary service to any parcel of property.

Access to the parcel can only be achieved via the alley in question. There are no other properties that need access to the street.

2. Whether the vacation of the right-of-way or easement would make access to properties, or travel from one location or another, substantially more difficult, time consuming or inconvenient, or whether the vacation would have no substantial effect on access, convenience of travel, or traffic patterns.

The alley does not provide for through traffic. The only use of the alley is to provide access to 1104 Baldwin and therefore approval of this vacation will not hinder the public's access to parcels or travel time from one location to another.

3. Whether the vacation of the street, alley or other public right-of-way will be substantially detrimental to, or will substantially increase, the value and/or utility of adjacent or nearby properties.

Approval of this vacation will allow the property owner at 1104 Baldwin to enjoy access to their parcel without being a detriment to any other adjacent properties.

4. Whether the use of the street, alley or other right-of-way, as a result of the generation of noise, dust, or for any other reason, is detrimental or disturbing to the use or occupancy of nearby properties.
There is no reason to believe approval of this vacation will result in an increase in the generation of noise, dust, or any other negative off site impact.
5. Whether other existing streets, alleys or rights-of-way provide sufficient access to all parcels of property that may be served by the right-of-way proposed for vacation.
The property may be reconfigured to have access directly off Baldwin, however, access via the alley off E Fairmount Avenue makes the most sense as this is how the property is currently being accessed.
6. Whether or not the street, alley or other right-of-way has ever been improved by the city or by any other entity.
From current conditions, it does not appear there has been significant, if any at all, improvements to this alley and property, other than allowance for a curb cut and access to the applicant's previous property. It is unknown whether current improvements were privately or public invested but staff assumes it was privately improvement to access this lot. The northern section of this alley is grass and unimproved.
7. Whether the subject right-of-way is necessary to provide access to police, fire or other public safety services.
The alley is needed to provide access for police and fire to the property at 1104 Baldwin and no other properties.
8. Whether it is anticipated that the subject right-of-way will be needed for future public uses.
There does not appear to be any reason this alley will be needed for public use in the future. The only parcel that uses this alley for access is 1104 Baldwin.

Summary

Based on this staff report and the engineering attachment from the Public Works Department, there does not appear to be public purpose for this alley and parcel. This vacation is consistent with previous alley vacation in the immediate vicinity.

Staff Recommendation

Planning Commission recommended approval of the vacation, 6-0, with no conditions at the May 3, 2023 public hearing.

**Resolution of the Pontiac City Council to Approve the Petition of
Vacation of Alleyway adjacent to 1104 Baldwin Road.**



**Resolution of the Pontiac City Council to Approve the Petition of Vacation of Alleyway adjacent
to 1104 Baldwin Road to be Granted by the Pontiac City Council.**

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 May 23, 2023, 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, Parcel 14-17-403-004 was previously dedicated to the public for use as an Alleyway adjacent
to 1104 Baldwin Road, Pontiac, MI.

WHEREAS, the owner of 1104 Baldwin, Pontiac, MI submitted an application to vacate the alleyway
adjacent to 1104 Baldwin which is also known as Parcel 14-17-403-004.

WHEREAS, the City of Pontiac City Council finds that the Petition to Vacate the alleyway adjacent
to 1104 Baldwin which is also known as Parcel 14-17-403-004 satisfies the requirements of City of
Pontiac Ordinances 102-70.

WHEREAS, the City of Pontiac City Council finds it is in the best interest for the health, safety, and
welfare, to approve the recommendation of the Petition to Vacate the alleyway adjacent to 1104
Baldwin which is also known as Parcel 14-17-403-004.

NOW THEREFORE, BE IT RESOLVED by the Pontiac City Council to approve the Petition to
Vacate the alleyway adjacent to 1104 Baldwin which is also known as Parcel 14-17-403-004.

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 of 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 _____, 2023 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.

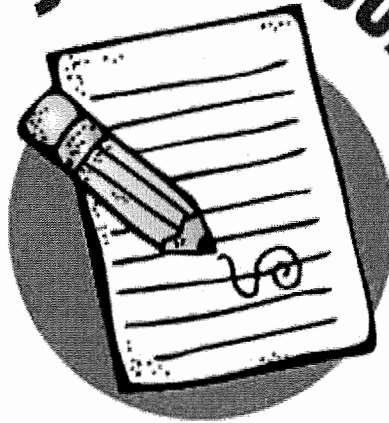
By: _____
Its: City Clerk

Dated: _____

#42

COMMUNICATION

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Have YOU made a difference
in YOUR community?
Tell us about it in 500 words or less...
and YOU could win a
\$5000 Scholarship
through the 2023
**Making a
Difference
Scholarship**
ESSAY COMPETITION

Who can Qualify?

Individuals must be a high school student who
resides in one of the following communities:
the City of Auburn Hills, the City of Pontiac,
Waterford Twp., or White Lake Twp.

How to Apply: Submit application with a 500
word essay, **no later than Noon on Nov. 1, 2023.**

Essay must be in the applicant's own words
on what the applicant has done personally, "to
make a difference in his/her local community".

To Learn More: Scan this code
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Linda Zabik, (248) 421-7198, or email
to: he@holidayextravaganza.org

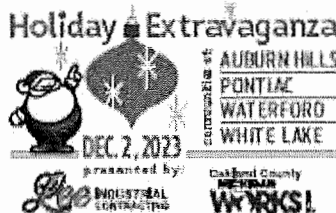
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#43

COMMUNICATION

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Holiday Extravaganza

communities of:

AUBURN HILLS
PONTIAC
WATERFORD
WHITE LAKE

11:00 AM

HOLIDAY PARADE

saturday

DEC.
2nd
2023

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TIME!
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JOIN US BEFORE & AFTER
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◀ 12-3 PM



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