

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

115th Session of the 11th Council – Tuesday, November 7, 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. November 2, 2023, City Council Meeting Minutes including Closed Session Minutes

Recognition of Elected Officials

Agenda Address (Two Minutes Time Limit)

Agenda Items

Ordinances

1. Adoption of an Ordinance to Amend Article VI (Finance), Division 2 (Purchasing) Section 2-256 (Specifications, Contracts, and Bid Documents for Construction Contracts and purchases) to add Subsection (d) Authorizing the Use of a Construction Manager at Risk delivery method for City Construction Projects. **(Second Reading)**
2. Resolution to Approve First Reading of Zoning Ordinance Text Amendment to Amend Section 2.303, Section 2.551, Section 2.552, Section 2.553, Section 2.554, Section 2.555, Section 2.556, Section 2.557, Section 2.559, Section 3.1208 regarding Marihuana and Care Givers Amendment. **(First Reading)**

Resolutions

City Council

3. Resolution Recognizing November 11 as Veterans Day in the City of Pontiac
4. Resolution Recognizing Modesto De La O for his National Commendation by the Veterans of Foreign Wars
5. Resolution Celebrating the Appointment of Attorney Monique Sharpe to the 36th District Court Bench

Economic Development Division

6. Resolution to Approve the Specialty Designated Merchant (SDM) and Class C “Bistro” Licensees as requested by the petitioner, Kegger Burger, 7 N. Saginaw, Suite 1A.

Grants and Philanthropy Department

7. Resolution to Authorize the Mayor to execute the FEMA Public Assistance (PA) Grant Program Agreement between The Michigan Department of State Police, Emergency Management, and homeland Security Division (MSP/EMHSD) and the City of Pontiac.
8. Resolution to authorize City Clerk to publish the proposed Budget Amendment to establish budget revenue in the amount of \$432,386.88 to account 101-000-516.000 Federal Grants – Health.

Purchasing Division

9. Resolution Approving the Purchasing manager to award the bid to CAC Asset Solution, LLC and Onsite Solutions, Inc. dba Versapro Restoration and Construction, and the Mayor or Deputy mayor to execute an agreement with both firms to allow the City’s Code Enforcement Division to board up and secure court ordered property abatements and emergency property structures throughout the City.

Public Comment (Three Minutes Time Limit)

Discussions

10. National News Coverage of Oakland Forward Warrants Clinic in Pontiac on PBS Newshour
11. Oakland County’s Announcement of their Initiative for Retiring Medical Debt of Eligible County Residents

Public Communications

City Council

12. Pontiac District Five Citizens Meeting Thursday, November 9, 2023, at 6:00 pm, held at the Lion’s Den in Pontiac City Hall, with a virtual Zoom option for those interested; that link is available through the city website. For more information, contact Pontiac City Councilman William Parker, Jr.
13. The Dirk Kroll Band Live, Friday, November 10, 2023, at 7:00 pm, held at Pontiac's Little Arts Theatre, 47 N. Saginaw Street in Downtown Pontiac.
14. Oakland History Center and Pontiac Creative Arts Center Gala Auction, Saturday, November 11, 2023, held at the Pontiac Creative Arts Center, 47 Williams Street, Pontiac 48341. Tickets are \$50 and go to support both the History Center and the Creative Arts Center.
15. Pontiac District Seven Eastside Community Meeting, Monday, November 13, 2023 from 7:00 to 9:00 pm, held at Prospect Missionary Baptist Church, 351 Prospect Street in Pontiac. Contact Pontiac City Council President Mike McGuinness for more information.
16. The Art Experience Glimpse & Glimmer Gala, Thursday, November 16, 2023, held at the Flagstar Strand Theatre, 12 N. Saginaw Street in Downtown Pontiac.
17. 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.
18. Pontiac District One Coat and Turkey Drive, Saturday, November 18 from 1:00 to 3:00 pm, held at the Pontiac City Hall Parking Lot; contact City Councilwoman Melanie Rutherford for more information.
19. Pontiac District One Community Meeting, Saturday, November 25 at 3:00 pm, held at the Alley Cat, 31 N. Saginaw Street in downtown Pontiac, contact City Councilwoman Melanie Rutherford for more information.

20. Next Pontiac District Two Community Advisory Group meeting is Monday, November 26 at 7:00 pm, held at Goldner Walsh Garden and Home, 559 Orchard Lake Road in Pontiac.
21. Oakland University Global Jam Night at Pontiac's Little Arts Theatre, Thursday, December 7 at 7:00 pm, the PLAT is located at 47 N. Saginaw Street in Downtown Pontiac. For more information, contact Montrell Barnett at (248) 525-0821.
22. Historic Christmas Open House Friday and Saturday, 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.
23. Pontiac District One Holiday Fellowship Gathering, Saturday, December 16, held at the Bowens Senior Center, 52 Bagley Street in Pontiac.
24. The SteelDrivers Concert at the Flagstar Strand Theatre, Friday, February 16, 2024. Doors Open at 7:00 pm, Show at 8:00 pm. Tickets are now available. The Strand is at 12 N. Saginaw in Downtown Pontiac.

Mayor's Office

25. Downtown Pontiac Parking Enforcement has now Resumed, Parking Kiosks are Activated and Mobile App "Passport" Payment Option is Live
26. Residents Encouraged to Complete Online Survey for Pontiac Youth Recreation Center Amenities
27. 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.

Closing Comments

Mayor Greimel (Seven Minutes Time Limit)
Clerk and City Council (Three Minutes Time Limit)

Adjournment

CONSENT AGENDA

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**Official Proceedings
Pontiac City Council
114th 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, November 2, 2023, at 6:00 p.m. by Council President Mike McGuinness.

Invocation – Minister William Parker Jr. – 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, Brett Nicholson, William Parker Jr., and Melanie Rutherford.

Mayor Tim Greimel was present.
A quorum was announced.

Amendments to and Approval of the Agenda

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

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

No: None

Motion Carried

Consent Agenda

23-377 **Resolution to approve the consent agenda for November 2, 2023.** Moved by Councilperson Rutherford and second by Councilperson Parker.

WHEREAS, the City Council has reviewed the consent agenda for November 2, 2023.
NOW, THEREFORE, BE IT RESOLVED that the City Council approves the consent agenda for November 2, 2023, including October 23, 2023, Parks, Recreation & Public Works Subcommittee Meeting Minutes, October 24, 2023, City Council Meeting Minutes, Resolution approving Blus Cross Blue Shield Insurance renewal with Meadowbrook Insurance Agency, Resolution Recognizing November as native American Heritage Month in Pontiac, and Resolution Recognizing November as National Adoption Month in Pontiac.

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

No: None

Resolution Passed

23-377 (C) **Resolution approving Blus Cross Blue Shield Insurance Renewal with Meadowbrook Insurance Agency.** Moved by Councilperson Rutherford and second by Councilperson Parker.

WHEREAS, Meadowbrook Insurance Agency, the City's insurance agent has presented the City with Proposals for health insurance for coverage beginning September 1, 2014, and Medicare insurance

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coverage beginning January 1, 2015; and to date.

WHEREAS, the City Administrator and Interim HR Director and Deputy Director have reviewed the proposals, have recommended that both proposals are accepted, and have certified available funding for the following below annual benefit renewal programs.

NOW, THEREFORE, BE IT RESOLVED THAT, the City Council approves the proposals from Blue Cross Blue Shield of Michigan, EyeMed and Mutual of Omaha and authorizes the City Administrator to execute all necessary documents, and benefit renewal programs.

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

No: None

Resolution Passed

23-377 (D) **Resolution Recognizing November as Native American Heritage Month in Pontiac.** Moved by Councilperson Rutherford and second by Councilperson Parker.

WHEREAS, each November the United States of America recognizes and celebrates Native American Heritage Month, acknowledging the heritages and cultures of Native Americans and the contributions of Native Americans to the United States; and,

WHEREAS, federal Census figures estimate the Native American population living in the United States at more than 5,000,000 individuals, with a substantial presence in the State of Michigan, and Native Americans have been a part of the Pontiac community for many hundreds of years, long predating the arrival of any other populations; and,

WHEREAS, the Native American community in the United States has made many important advances in the area of law, business, religion, agriculture, art, music, education, technology, architecture, cuisine, theater, innovation, and exploration; and,

WHEREAS, Native Americans have provided Michigan and the United States with unique social and cultural influences, fundamentally enriching the extraordinary character of our state and nation; and, WHEREAS, Pontiac and Michigan are fortunate to count among its population those of Native American descent, who live here, grow businesses here, offer innovative ideas, strengthen our economy, create jobs, build neighborhoods, enhance a sense of community, and contribute to our daily lives; and,

WHEREAS, during this month, many organizations and institutions will celebrate native American Heritage Month through a series of special events featuring history, food, dance, and art, celebrating the rich traditions and many contributions this community has made to the State of Michigan;

NOW THEREFORE, BE IT RESOLVED, the Pontiac City Council hereby recognizes November 2023 as Native American Heritage Month in the City of Pontiac; and

FURTHER RESOLVED, on behalf of the entire Pontiac community, the City Council appreciates and honors the countless achievements of Native Americans and will continue our efforts to ensure our community and our state is a welcoming and inclusive place that provides just and equal opportunities for all; and

FURTHER RESOLVED, the City Council acknowledges, respects, and celebrates the integral role of the Native American community in our economy, culture, and identity of the United States and our home of Pontiac, Michigan; and

FURTHER RESOLVED, we encourage the citizens, organizations, and businesses of Pontiac to observe Native American Heritage Month with appropriate programs and activities the celebrate our Native American neighbors and their contributions to our community.

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

No: None

Resolution Passed

23-377 (E) **Resolution Recognizing November as National Adoption Month in Pontiac.** Moved by Councilperson Rutherford and second by Councilperson Parker.

WHEREAS, each November the United States of America recognizes National Adoption Month to celebrate adoption and to increase awareness of the thousands of children and youth in foster care who are waiting for permanent, loving families; and,

WHEREAS, the City of Pontiac is home to a wide variety of youth from traditional as well as nontraditional families, including but not limited to adopted children, children under guardian care, and foster children; and,

WHEREAS, all children deserve to grow, develop, and have their needs met by being placed with families who can offer a permanent home that is loving, protected, stable, and with a sense of acceptance; and,

WHEREAS, children and youth waiting for adoptive parents and the families who have adopted deserve support from their communities and from related agencies;

NOW THEREFORE, BE IT RESOLVED, the Pontiac City Council hereby recognizes November 2023 as National Adoption Month in the City of Pontiac; and

FURTHER RESOLVED, on behalf of the entire Pontiac community, the City Council appreciates and expresses our gratitude for those families who have adopted; and

FURTHER RESOLVED, the City Council acknowledges that every child deserves a permanent and loving family, and understands that loving and nurturing families are strengthened when dedicated individuals make an important difference in the life of a child through adoption; and

FURTHER RESOLVED, we encourage the citizens, organizations, and businesses of Pontiac to consider ways to engage with and better serve children and youth awaiting adoption and those families going through the adoption process.

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

No: None

Resolution Passed

Recognition of Elected Officials – Tameka Ramsey – Chair of the Charter Revision Commission

Agenda Address

1. Renee Beckley addressed item #10
2. Robert Bass addressed item #10
3. Dr. Deirdre Waterman addressed item #10
4. Paul Wilson addressed item #10
5. Chuck Johnson addressed item #2
6. Darlene Clark addressed item #10
7. Gloria Miller addressed item #10

Agenda Items

Ordinance

2426 **Adoption of An Ordinance to Amend Appendix B of the Municipal Code of the City of Pontiac, Amending Article 2, Section 2.103 – Zoning Map. (Second Reading)** Moved by Councilperson Rutherford and second by Councilperson James.

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

No: None

Ordinance Adopted

Councilman Nicholson was absent for the vote.

****See Ordinance #2426 as Exhibit A after the minutes****

23-378 **Resolution to approve the First Reading on an Ordinance to Amend Article VI (Finance), Division 2 (Purchasing) Section 2-256 (Specifications, Contracts, and Bid Documents for**

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Construction Contracts and purchases) to add Subsection (d) Authorizing the Use of a Construction Manager at Risk delivery method for City Construction Projects. (First Reading)

Moved by Councilperson Rutherford and second by Councilperson Parker.

WHEREAS, before the City of Pontiac City Council for consideration an Ordinance to amend Article VI (Finance), Division 2 (Purchasing) Section 2-256 (Specifications, Contracts and Bid Documents for Construction Contracts and purchases) to add Subsection (d) Authorizing the Use of a Construction Manager at Risk delivery method for City Construction Projects; and
NOW THEREFORE, BE IT RESOLVED, by the Pontiac City Council that it hereby adopts the first reading presented to the City Council on November 2, 2023 an Ordinance to amend Article VI (Finance), Division 2 (Purchasing) Section 2-256 (Specifications, Contracts and Bid Documents for Construction Contracts and purchases) to add Subsection (d) Authorizing the Use of a Construction Manager at Risk delivery method for City Construction Projects.

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

No: None

Resolution Passed

Councilwoman Rutherford was absent for the vote.

Resolutions

City Clerk

23-379

Resolution approving the appointment of Stephen L. Gerhart, Jr. as Chief Assistant Clerk. Moved by Councilperson Carrington and second by Councilperson Nicholson.

WHEREAS, Section 3.202 of the Charter states “the Clerk may, with approval of Council, appoint a chief assistant who serves at the pleasure of the Clerk and performs the duties of the office in the absence or disability of the Clerk.” and;

WHEREAS, The City Clerk is seeking approval to appoint Mr. Stephen L. Gerhart, Jr. to the position of Chief Assistant Clerk and;

WHEREAS, Mr. Gerhart has a master’s degree in public administration and fifteen years of municipal government experience and;

WHEREAS, Mr. Gerhart has served as the Chief Deputy City Clerk for the City of Ann Arbor for over five years. The Deputy City Clerk for the City of Grosse Pointe Woods for over three years. In addition, Mr. Gerhart has worked for both the cities of Dearborn and Dearborn Heights and;

WHEREAS, Mr. Gerhart is a Certified Municipal Clerk (CMC) by the International Institute of Municipal Clerks and a Certified Michigan Professional Municipal Clerk (MiPMC) by the Michigan Association of Municipal Clerks and;

WHEREAS, Mr. Gerhart has over eight years of experience in managing elections for municipalities and;

WHEREAS, Mr. Gerhart professional work experience in multiple cities and his prior service as both a Chief Deputy City Clerk and Deputy City Clerk demonstrates that he is qualified to serve as the Chief Assistant Clerk.

NOW, THEREFORE, BE IT RESOLVED, The Pontiac City Council approves the Clerk’s appointment of Mr. Stephen L. Gerhart, Jr. as the Chief Assistant Clerk effective January 3, 2024, with a salary of \$92,500.

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

No: None

Resolution Passed

Councilman Nicholson was absent for the vote.

Department of Public Works (DPW)

23-374

Resolution to approve contract with Site Industries LLC DBA CemSites to renew

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the CemSites software license used to operate Ottawa Park and Oak Hill Cemeteries and authorize the Mayor or Mayor's designee to sign the agreement. (Postponed from 10/24/2023 Council Meeting) Moved by Councilperson Nicholson and second by Councilperson Parker.

WHEREAS, The Purchasing Manager has ensured that the purchase is following the City's municipal code, Division II. Purchasing, Section 2-517, 2-518, and 2-519 pertaining to major purchases; and WHEREAS, the Purchasing Manager is requesting approval to execute a contract with Site Industries LLC DBA CemSites to renew the CemSites software license used to operate Ottawa Park and Oak Hill cemeteries.

NOW, THEREFORE, IT IS RESOLVED: The Pontiac City Council approves the Mayor or Mayor Designee to execute a contract with Site Industries LLC DBA CemSites to renew the CemSites software license used to operate Ottawa Park and Oak Hill cemeteries.

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

No: None

Resolution Passed

Finance

23-380 Resolution approving a Budget Amendment for Fiscal Year 2023-24 to establish budget appropriation in the amount of \$1,958,300.00 to account 285-699-818.000-ARPCPK-Other Professional Services-Community Parks. (ARPA Funds for Community Parks Improvements)
Moved by Councilperson Rutherford and second by Councilperson 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 \$2,000,000 to establish a park revitalization program for community parks, and to fund the administration of the program, and;

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

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

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

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

No: None

Resolution Passed

23-381 Resolution approving a Budget Amendment for Fiscal Year 2023-24 to establish budget appropriations in the amount of \$78,795.00 to account 285-000-532.000-ARPHRP – Salaries & Wages, \$6,028.00 to account 285-699-715.000-ARPHRP - FICA - City Contribution, \$11,775.00 to account 285-699-716.000-ARPHRP – Medical Insurance, \$5,516.00 to account 285-699-718.500-ARPHRP - MERS Employer Contribution, \$568.00 to account 285-699-719.001-ARPHRP - Dental Insurance, \$10.00 to account 285-699-716.011-ARPHRP – Hearing/Optical,

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\$928.00 to account 285-699-717.000-ARPHRP - Life Insurance, \$1,000.00 to account 285-699-719.000-ARPHRP - Workers Comp, \$ 759.00 to account 285-699-725.000-ARPHRP - Sick and Vacation Contribution, \$1,200.00 to account 285-699-707.003-ARPHRP - Cell Phone Stipend, \$4,000.00 to account 285-699-957.002-ARPHRP – Training, and \$80,000.00 to account 285-699-818.000-ARPHRP - Other Professional Services (ARPA Funds for Home Repair Program Building Inspector). Moved by Councilperson Rutherford and second by Councilperson Nicholson.

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

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

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

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

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

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

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

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

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

No: None

Resolution Passed

23-382 **Resolution approving a Budget Amendment for Fiscal Year 2023-24 to establish budget appropriations in the amount of \$1,000.00 to account 285-699-902.005-ARPBUS - Public Notices, \$10,000.00 to account 285-699-728.000-ARPBUS – Postage, \$5,000.00 to account 285-699-901.000-ARPBUS - Printing and Bindery Service, \$1,000.00 to account 285-699-745.003-ARPBUS – Events, \$500,000.00 to account 285-699-818.019-ARPBUS - Professional Services -Technical Assistance, \$1,250,000.00 to account 285-699-969.004-ARPBUS - Contribution – Grants, \$750,000.00 to account 285-699-818.020-ARPBUS - Professional Services -Loans, and \$83,000.00 to account 285-699-818.000-ARPBUS - Other Professional Services (ARPA Funds for Small Business Support Program Technical Assistance). Moved by Councilperson Rutherford and second by Councilperson Nicholson.**

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

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

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

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

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

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

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

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

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

No: None

Resolution Passed

Mayor's Office

23-383

Resolution approving the appointment of JoAnne Gurley as Director of Law. Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, in accordance with Article IV, Chapter 1, Section 4.106 the Mayor may appoint for each department of the executive branch a director who serves at the pleasure of the Mayor as head of the department; and

WHEREAS, in accordance with Article IV, Chapter 1, Section 4.106 such appointment is subject to the approval of Council; and

WHEREAS, JoAnne Gurley has the experience and professionalism necessary to serve as the Director of Law;

NOW THEREFORE, BE IT RESOLVED, in accordance with the appointment procedures provided by law and the City Charter, Ms. JoAnne Gurley is formally appointed, effective November 20, 2023, as the Director of Law for the City of Pontiac and will receive the budgeted salary of \$110,000 for this position.

Ayes: James, McGuinness, Parker, Carrington and Goodman

No: None

Resolution Passed

Councilpersons Rutherford and Nicholson were absent for the vote.

23-384

Resolution approving the appointment of Linda Durakovic as the Human Resources Director. Moved by Councilperson Nicholson and second by Councilperson Parker.

WHEREAS, in accordance with Article IV, Chapter 1, Section 4.106 the Mayor may appoint for each department of the executive branch a director who serves at the pleasure of the Mayor as head of the department; and

WHEREAS, in accordance with Article IV, Chapter 1, Section 4.106 such appointment is subject to the approval of Council; and

WHEREAS, Melinda Durakovic has the experience and professionalism necessary to serve as the Director of HR; and

WHEREAS, Melinda Durakovic was recommended to the city through a targeted search by GOVHR;

NOW THEREFORE, BE IT RESOLVED, in accordance with the appointment procedures provided by law and the City Charter, Ms. Durakovic is formally appointed, effective immediately, as the Director of Human Resources for the City of Pontiac a will receive the budgeted salary of \$106,090 for this position.

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

No: None

Resolution Passed

Planning Division

23-385 **Resolution approving the Conditional Rezoning Agreement for 729 Linda Vista and authorizing the Mayor to execute the agreement.** Moved by Councilperson Rutheford and second by Councilperson Nicholson.

WHEREAS, before the City of Pontiac City Council for consideration is an Ordinance to amend the City of Pontiac Zoning Ordinance Map to conditionally rezone 9.6 acres at 729 Linda Vista Drive (formerly the Mark Twain School); specifically to amend the Zoning Ordinance Map which list 729 Linda Vista Drive from the classification(s) One Family Dwelling (R-1) to Corridor Commercial (C-3) with the Conditional Rezoning Agreement.

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

NOW THEREFORE, BE IT RESOLVED by the Pontiac City Council that it hereby authorizes the Mayor to Execute the Conditional Rezoning Agreement regarding 454 Auburn Avenue.

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

No: James

Resolution Passed

See Conditional Rezoning Agreement for 729 Linda Vista as Exhibit B after the minutes

Councilman Nicholson left the meeting.

Public Comment

1. Robert Bass
2. H. Bill Maxey
3. Dr. Deirdre Waterman
4. Paul Wilson
5. Renee Beckley
6. Carol Wilson
7. Iola Miller
8. Tameka Ramsey
9. Chuck Johnson
10. Darlene Clark

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11. Gloria Miller

Discussions

City Council's 2023 Pontiac Pride and Beautification Awards Reception, Process Successfully Concluded

A Woman was killed in a hit-and-run crash early in the morning of Saturday, October 28 on University Drive near Kenilworth around 2:30 am, the vehicle did not stop; anyone who has information is asked to call Crime Stoppers at 1-800-SPEAK-UP; a reward is offered for information leading to an arrest in the case and tipsters remain anonymous.

Michigan Department of Transportation Public Meeting on Proposed Changes to M-59 (Huron Street) between Telegraph Road and Woodward Avenue, Thursday, November 2, 2023 from 4:00 to 6:00 pm, held at the Bowens Senior Center, 52 Bagley Street in Pontiac

Gauging Council's Perspective and Considering Next Steps for Community Benefits Requirements for Future Development Projects in Pontiac

Gauging Council's Perspective on a North Oakland County Resources Recycling Authority Concept

23-386 **Resolution to proceed in closed session to discuss the confidential legal opinion and to discuss settlement in connection with pending litigation at 9:21 p.m.** Moved by Councilperson Rutherford and second by Councilperson James.

WHEREAS, in September 2022 a complaint relief was filed against the City of Pontiac in the Circuit Court of Oakland County, *Katz v City of Pontiac*, Case No. #22-195877-CH; and

WHEREAS, Section 8(e) of the Michigan Open Meetings Act provides that a public body may meet in Closed Session to consult with its attorney regarding settlement strategy in connection with pending litigation, but only if an open meeting would have a detrimental financial effect on the litigation or settlement position of the City; and

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

WHEREAS, written confidential communications that are the subject of attorney-client privilege are exempt from disclosure and may be discussed in Closed Session pursuant to Section 8(h) of the Open Meetings Act, MCL 15.268(h).

NOW THEREFORE BE IT RESOLVED, the City Council will proceed in Closed Session pursuant to Section 8(e) and 8(h) of the Open Meetings Act, MCL 15.268(e) and (h), to discuss settlement and the confidential legal opinion of counsel in connection with pending litigation, *Katz v City of Pontiac*.

Ayes: Rutherford, Carrington, Goodman, James and McGuinness

No: None

Resolution Passed

Motion to come out of closed session at 9:44 p.m. Moved by Councilperson Rutherford and second by Councilperson Goodman.

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

No: None

Motion Carried

November 2, 2023, Draft

Communications

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

Mayor, Clerk and Council Closing Comments

Mayor Tim Greimel, Clerk Garland Doyle, Councilwoman Kathalee James, Councilman Mikal Goodman, Councilwoman Melanie Rutherford, and Council President Mike McGuinness made closing comments.

Adjournment

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

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

No: None

Motion Carried

Council President Mike McGuinness adjourn the meeting at 9:56 p.m.

Garland S. Doyle
City Clerk

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF PONTIAC

ORDINANCE NO. 2426

ZONING ORDINANCE MAP AMENDMENT

AN ORDINANCE TO AMEND APPENDIX B OF THE MUNICIPAL CODE OF THE CITY OF PONTIAC, AMENDING ARTICLE 2, SECTION 2.103—ZONING MAP.

THE CITY OF PONTIAC ORDAINS:

Section 1. Amendments.

That the Zoning Map of the City of Pontiac, said map being incorporated by reference in the Zoning Ordinance for the City of Pontiac pursuant to Article 2 therefore, be and the same is hereby amended, changed, and altered to adopt the zoning map attached hereto.

Section 2. Repealer and Severability.

All other parts and provisions of the Zoning Ordinance shall remain in effect, amended only as provided above. If any section, clause or provision of this Ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any Court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

Section 3. Effective Date

The foregoing amendment to the City of Pontiac Zoning Map was approved and adopted by the City Council on _____, 2023, after a public hearing as required pursuant to the Michigan Act 110 of 2006, as amended. The Ordinance shall be effective on

_____, 2023, which date is the eighth day after publication of a Notice of Adoption and Posting of the Zoning Map Amendment in a publication in a newspaper of general circulation in the zoning district as required by Section 401 of Act 110 of 2006, as amended. However, this effective date shall be extended as necessary to comply with the requirements of Section 402 of Act 110, as amended.

ORDINANCE DECLARED ADOPTED.

**CITY OF PONTIAC
CONDITIONAL REZONING AGREEMENT**

This Conditional Rezoning Agreement (the “**Agreement**”) is made this ____ day of _____, 2023, by and between THE CITY OF PONTIAC, with its offices located at 47450 Woodward Ave., Pontiac, MI 48342 (the “**City**”), and ACORP Services, LLC (“**ACORP**”) with its principal office located at 1601 Valdosta Circle., Pontiac, MI 48340.

THE PARTIES RECITE THAT:

WHEREAS, ACORP owns a certain parcel of real property located within the City of Pontiac, which is commonly described as follows:

729 Linda Vista Dr., Pontiac, MI 48342

WHEREAS, ACORP seeks re-zoning of the referenced parcel, as shown on **Exhibit A**. The parcels where rezoning is sought shall be referred to herein as the “Property.” The Property is currently zoned as follows and the legal descriptions for the Property are on **Exhibit A** attached hereto:

Parcel Number(s)	Previous Zoning District	Rezoned to the following Zoning District:
14-21-451-002	One-Family Dwelling District (R-1)	Corridor Mixed Use District (C-3)

WHEREAS, under and pursuant to Section 405 of the Michigan Zoning Enabling Act, 2008 PA 110, as amended (codified at MCL §125.3405 *et seq*), certain conditions voluntarily offered by the owner of land, including an agreement between the City and ACORP, may become a condition of rezoning of the Property; and

WHEREAS, ACORP submitted the Application for Zoning Map Amendment, which was supplemented by the Offer of Conditions on August 29, 2023, attached as **Exhibit B** (collectively “**Application**”), voluntarily offering, in writing, certain conditions to rezone the Property as set forth in the table above, subject to the conditions of this Agreement; and

WHEREAS, the City Planning Commission on September 6, 2023, held a Public Hearing on the request for Conditional Rezoning and proposed amendment to the City’s Zoning Map Ordinance; and

WHEREAS, the City Council on _____, voted to approve the request for Conditional Rezoning and adopted Ordinance No. [add Ordinance number] to amend the City’s Zoning Map Ordinance based upon the conditions set forth in this Agreement and the attached Exhibits;

NOW, THEREFORE, in consideration of the foregoing and the mutual promises hereinafter set forth, the City and ACORP agree as follows:

1. CONDITIONAL REZONING, PROJECT DEVELOPMENT, AND CONDITIONS AND EXCEPTIONS TO USE OF PROPERTY

A. **Conditional Rezoning.** Consistent with MCL §125.3405, the Property has been conditionally rezoned from the classification(s) One-Family Dwelling District (R-1) to Corridor Mixed Use District (C-3) as set forth above, with conditions as approved by the City Council based upon ACORP’s Offer of Conditions, subject to and in accordance with this Agreement, unless this Agreement is amended by mutual agreement of the City and ACORP, following public hearing, or unless ACORP determines to use the Property in accordance with the zoning applicable to the Property under and in accordance with the termination provisions set forth herein. ACORP and future owners of the Property shall not develop and use the Property in a manner inconsistent with this Agreement.

B. **Project Definition.** The Project shall be based on ACORP’s Site Plan Approval Application Submittal Package that is to be submitted subsequent to the approval and execution of this Agreement and is a condition of this Agreement as more fully set forth below. Except as modified herein or pursuant to any variances or deviations approved by the City, the Property shall remain subject to all other zoning and use district regulations of the City Zoning Ordinance, for property zoned Corridor Mixed Use District (C-3), as applicable in accordance with the zoning of each respective parcel as set forth above, and as limited by ACORP’s Offer of Conditions, and shall remain subject to all other requirements of the City’s building, zoning, and other land use regulations.

C. - **Offered Conditions.** ACORP has voluntarily offered the following condition in consideration for the City’s granting of the rezoning:

- i. The property shall not be utilized for any of the following uses without an applicant receiving a separate Conditional Rezoning approval from the City:
 - a. Automobile Services (Commercial) as defined in the City's Zoning Ordinance
 - b. Bakery or confectionary
 - c. Bar, tavern, or alcohol service establishment
 - d. Child care center or day care center
 - e. Funeral home or mortuary
 - f. Hotel or inn
 - g. Medical marijuana facility
 - h. Personal service establishment as defined in the City's Zoning Ordinance
 - i. Pet boarding facility
 - j. Restaurant
 - k. Retail sales
 - l. Terminal public transportation
 - m. Toxic or hazardous material storage and/or distribution
 - n. Hospital
 - o. Veterinary hospital and/or clinic
 - p. Outdoor retail sales
 - q. Outdoor sidewalk and/or patio dining
- ii. Any and all outdoor storage shall be prohibited on the site.

D. **Acknowledgement.** ACORP hereby acknowledges that the rezoning with conditions was proposed by ACORP to induce the City to grant the rezoning, and that the City relied upon such proposal in granting the rezoning pursuant to the terms spelled out in the conditional rezoning agreement; and, ACORP further agrees and acknowledges that the conditions and conditional rezoning agreement are intended to comply with all applicable state and federal law and constitution, and that the Agreement is valid and was entered into on a voluntary basis, and represents a permissible exercise of authority by the City. ACORP further represents and warrants that it agrees to all of the following:

- i. That the property in question shall not be developed or used in a manner inconsistent with this conditional rezoning agreement.
- ii. That each of the requirements and conditions set forth in this Agreement represents a necessary and reasonable measure which, when considered with all other conditions and requirements, is roughly proportional to the increased impact created by the use represented in the approved rezoning with conditions, taking into consideration the changed zoning district classification and the specific use

authorization granted.

- iii. Nothing in this Agreement shall be construed as replacing the requirement for ACORP to obtain preliminary and final Site Plan, subdivision, condominium, or special land use review and approval, as applicable.

2. **PERIOD OF APPROVAL.** Unless extended by the City Council for good cause, the rezoning with conditions shall expire following a period of two (2) years from the effective date of the rezoning unless bona fide development of the property pursuant to approved building and other permits required by the City commences within the two (2) year period and proceeds diligently and in good faith as required by ordinance to completion.

A. **Expiration.** In the event bona fide development has not commenced within two (2) years from the effective date of the rezoning, the rezoning with conditions and the conditional rezoning agreement shall be void and of no effect unless, before such expiration, ACORP applies for an extension in accordance with MCL 125.3405 and the Pontiac Zoning Ordinance.

B. **Effect of Expiration.** If the rezoning with conditions becomes void in the manner provided in this section, no development shall be undertaken or permits for development issued until a new zoning district classification of the property has been established. Either or both of the following actions may be taken:

- i. ACORP may seek a new rezoning of the property and the City may approve same; and/or
- ii. Pursuant to MCL 125.3405, the land shall revert to its former zoning classification following the process for approval of a rezoning with conditions.

C. **Extension.** If an extension of approval is granted by the City Council, a new conditional rezoning agreement with the new expiration date shall be recorded in accordance with the Pontiac zoning ordinance.

3. **RECORDATION.** This Rezoning shall become effective following publication in the manner provided by law and recording of the conditional rezoning agreement with the County Register of Deeds.

4. **DEFAULT.** A violation of the terms of this conditional rezoning agreement shall constitute a violation of the zoning ordinance and the City may seek any lawful remedies as a result thereof.

5. **ENTIRE AGREEMENT.** This Agreement, the exhibits attached hereto, if any, and the instruments which are to be executed in accordance with the requirements hereof set forth all the covenants, agreements, stipulations, promises, conditions, and understandings between the City and ACORP concerning the Project as of the date hereof, and there are no covenants, agreements, stipulations, promises, conditions or understandings, either oral or written, between them other than as set forth herein.

6. **RELATIONSHIP OF THE PARTIES.** The relationship of the City and ACORP shall be defined solely by the expressed terms of this Agreement, including the implementing documents described or contemplated herein, and neither the cooperation of the parties hereunder nor anything expressly or implicitly contained herein shall be deemed or construed to create a partnership, limited or general, or joint venture between the City and ACORP, nor shall any party or their agent be deemed to be the agent or employee of any other party to this Agreement.

7. **MODIFICATION.** This Agreement can be modified or amended only by a written instrument expressly referring hereto and executed by the City and ACORP.

8. **MICHIGAN LAW TO CONTROL.** This Agreement and the rights and obligations of the parties hereunder shall be construed in accordance with Michigan law.

9. **DUE AUTHORIZATION.** The City and ACORP each warrant and represent to the other that this Agreement and the terms and conditions hereof have been duly authorized and approved by, in the case of the City, its City Council and all other governmental agencies, all whose approval may be required as a precondition to the effectiveness hereof, , and that the persons who have executed this Agreement below have been duly authorized to do so.

10. **SUCCESSORS AND ASSIGNS.** The terms, provisions, and conditions of this Agreement are for the benefit of the Property and shall run with the Property and shall bind and inure to the benefit of the parties to this Agreement and their respective successors, assigns, and transferees.

11. **NO PERSONAL LIABILITY.** The obligations hereunder of the City and ACORP shall constitute solely the obligations of the respective entities to be satisfied solely from their respective assets, and no officer, Board member, agent, employee or partner of any of said entities shall have any personal obligation, responsibility or liability for the performance of the terms of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date first set forth above.

WITNESSED:

WITNESSED:

Approved as to Form:

By: _____

Its: _____

SIGNED:

CITY OF PONTIAC

By:

Its:

By:

Its:

SIGNED:

ACORP

By:

Its:

EXHIBIT A

(Legal Description)

T3N, R10E, SEC 21 ASSESSOR'S PLAT NO 13 LOTS 33 TO 37 INCL EXC W 50 FT OF EACH, ALSO EXC N 25 FT OF LOT 37 EXC W 50 FT THEREOF, ALSO LOTS 50 TO 53 INCL, ALSO LOTS 55, 56 & 57, ALSO ALL OF VAC PONTIAC DR ADJ TO SD LOTS

EXHIBIT B

Copy of Application for Conditional Rezoning

(See following pages)

#1

ORDINANCE

CITY OF PONTIAC

ORDINANCE NO. # _____

AN ORDINANCE TO AMEND ARTICLE VI (FINANCE), DIVISION 2 (PURCHASING) SECTION 2-526 (SPECIFICATIONS, CONTRACTS, AND BID DOCUMENTS FOR CONSTRUCTION CONTRACTS AND PURCHASES) TO ADD SUBSECTION (D) AUTHORIZING THE USE OF A CONSTRUCTION MANAGER AT RISK DELIVERY METHOD FOR CITY CONSTRUCTION PROJECTS.

THE CITY OF PONTIAC ORDAINS:

ARTICLE _____. FINANCE

Sec. 2-526 Specifications, contracts and bid documents for construction contracts and purchases.

- (a) Specifications, contracts and bid documents for construction contracts and purchases where written specifications are utilized shall be drawn in accordance with the directives set forth in this division and shall be prepared by the using department, subject to the approval of the Purchasing Agent. Whenever a commodity is to be procured or disposed of by more than one department, the purchasing division shall establish standard specifications after consulting with all involved departments.
- (b) Notwithstanding the foregoing provisions regarding the preparation of contract specifications and the provisions of this division regarding the procedures for advertising, bidding and award of City contracts, the administration of construction contracts after the award thereof shall be the responsibility of the department or division as designated by the Mayor, and not the Purchasing Agent.
- (c) Notices of projects or items sought through a competitive bid process shall be posted on the City's web page and also on the MITN website. Notices shall be posted for a minimum period of one week. Notices shall direct respective bidders to the City's website where the complete bid package is available.
- (d) **Construction Manager at Risk Delivery Method.** In the event the City appoints a Construction Manager (CM) under a Construction Manager at Risk ("CMAR") contract delivery method with a Guaranteed Maximum Price to manage a construction project on behalf of the City, such CM is authorized to carry out the duties of the Purchasing Agent as described in this

Division, provided that all such duties performed by the CM are subject to the written approval and authorization of the Purchasing Agent.

1. The CM shall post invitation for bids on the City's web page and on the MITN website with the assistance of the Purchasing Agent to the extent such assistance is needed. The invitation for bids may direct the bidders to submit the bids directly to the CM. After the deadline to submit bids, the CM shall provide copies of the bids received to the Purchasing Agent, and review and make recommendations to the Purchasing Agent for the award of subcontracts to the lowest responsible bidder pursuant to the requirements of this Division.

2. The Purchasing Agent shall make the final determination as to the lowest responsible bidder. The CM may prepare a Guaranteed Maximum Price ("GMP") proposal(s) under the CMAR contract which shall include only City approved competitively bid subcontracts, conducted in accordance with this Division, for the performance of the work.

3. Upon written approval and authorization of the Purchasing Agent of the GMP proposal(s) and execution of the GMP proposal(s) executed by the Mayor or his or her designee and approved by the majority of the City Council, the CM may directly contract with the City-approved competitively-bid subcontractors, pursuant to a written subcontract approved by the Purchasing Agent, and the CM shall directly supervise and be responsible for the work of the subcontractors as proscribed in the CMAR contract with the City.

#2

ORDINANCE

**Resolution of the Pontiac City Council
To Approve First Reading of Zoning Ordinance Text Amendment
to Amend Article 2, Chapter 2, Section 2.303,
to Amend Article 2, Chapter 5, Section 2.551,
to Amend Article 2, Chapter 5, Section 2.552,
to Amend Article 2, Chapter 5, Section 2.553,
to Amend Article 2, Chapter 5, Section 2.554,
to Amend Article 2, Chapter 5, Section 2.555,
to Amend Article 2, Chapter 5, Section 2.556,
to Amend Article 2, Chapter 5, Section 2.557,
to Amend Article 2, Chapter 5, Section 2.559,
to Amend Article 2, Chapter 5, Section 3.1208,**



**Resolution to Approve First Reading of Zoning Ordinance Text Amendment to Amend
Section 2.303, Section 2.551, Section 2.552, Section 2.553, Section 2.554, Section 2.555,
Section 2.556, Section 2.557, Section 2.559, Section 3.1208 regarding Marihuana.**

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 November 7, 2023, at 47450 Woodward Ave,
Pontiac, MI 48342 at 6:00 p.m., there were:

PRESENT:

ABSENT:

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

WHEREAS, before the City of Pontiac City Council for consideration is an Ordinance to amend the following sections of the City of Pontiac Zoning Ordinance: Section 2.303, Section 2.551, Section 2.552, Section 2.553, Section 2.554, Section 2.555, Section 2.556, Section 2.557, Section 2.559, Section 3.1208.

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

NOW THEREFORE, BE IT RESOLVED by the Pontiac City Council that it hereby adopts the first reading of the amendments to the City of Pontiac's Zoning Ordinance as presented to the City Council on November 7, 2023.

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 _____, 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.

Dated: November ____, 2023

By: _____
Its: City Clerk



COMMUNITY DEVELOPMENT DEPARTMENT

TO: Planning Commission
FROM: Mark Yandrick, Planning Manager
DATE: November 2, 2023
RE: Zoning Text Amendment: Adult-Use Marihuana and Caregivers

Executive Summary:

The City Council adopted Ordinance 2407 in April which amended the zoning ordinance to allow Adult-Use Marihuana and regulate caregivers in the City of Pontiac.

While a referendum was filed earlier this year, the petitioner of the referendum has repealed the referendum request and the ordinance can proceed as adopted. While the City Council is considering licensing-related amendments to the adult-use marihuana licensing for the municipal ordinance, these proposed amendments do not affect or directly relate to the existing zoning ordinance, or the zoning amendments proposed.

This proposal to the zoning ordinance prohibits the use of any shade of the color green, and any shade of green, on a building's architecture or signage. It also recommends restricting caregivers to 2,000 square feet per parcel.

Planning Commission recommends APPROVAL of the Zoning Text Amendments, 3-1, with one (1) condition of approval.

Overview:

Prohibiting Green

The City has approved an ordinance that prohibits images and wording related to marihuana on buildings for the Marihuana Ordinance. Because Marihuana is still a federally recognized drug, there are additional safeguards placed on the content of signage.

The City is requesting to prohibit green on buildings and signage. The color green is synonymous with the messaging and logos for marihuana and the establishments that are directly associated with the production, growth, sales, and transport. The prohibition of green on buildings and signs would protect the aesthetics of the street and surrounding area and prevent an expansion of the messages about signage for the business and the location of the marihuana establishment.

This language is used in multiple locations for each adult marihuana land use and this amendment incorporates this prohibition within each land use section of the ordinance.

Caregiver

While the City passed legislation in the Zoning Ordinance 2407 in April, the restriction limits caregivers to M-1 (Light Manufacturing) and IP-1 (Industrial Park) Zoning Districts but it is not limited by size.

Caregivers, by State Statute, allow for a caregiver to grow up to 12 plants for up to 6 people, which may include the caregiver. This licensing is managed through the State of Michigan. For a limitation of 72 plants, staff concludes that a caregiver should need no more than 2,000 square feet for the occupied space for all business aspects of the caregiving operation.

Cleanup

Additionally, staff recommends the clean-up of two small scrivener errors from the original Section 2.303 of the ordinance. These amendments do not change the policy but clean it up to align with the marihuana land use per overlay district in Table 2.2.

Not more than ~~eight~~ five (5) (Marihuana) Retailers are to be located in any one of the four (4) Adult-Use Marihuana Business Overlay Districts; Social Equity Retailers authorized by City ordinance are allowed in any one of the four (4) ~~Downtown~~ Adult-Use Marihuana Business Overlay Districts; not more than five (5) Class A Microbusinesses are allowed across all Adult-Use Marihuana Business Overlay Districts; and not more than six (6) Designated Consumption Establishments shall be allowed in the Downtown Adult-Use Marihuana Business Overlay District with three (3) Designated Consumption Establishments permitted north of Huron Street and three (3) Designated Consumption Establishments permitted south of Huron Street; Grower, Safety Compliance Facility, Secure Transporter, are allowed in the East Walton Boulevard and Cesar E. Chavez Adult-Use Marihuana Business Overlay Districts; Temporary Marihuana Events shall be allowed only in the Downtown Adult-Use Marihuana Business Overlay District; and Primary Caregivers or Caregivers, shall be located by special exception approval in the IP-1 and M-1 Zoning Districts.

Planning Commission Recommendation

Planning Commission reviewed the recommendations during a Public Hearing on November 1, 2023. They recommend APPROVAL to City Council with the one (1) following condition.

1. In Article 3.1208, Section B, the words “residential dwelling unit” shall be removed because it does relate to a regulation in the ordinance.

The Ordinance is updated in the City Council packet to reflect this condition to strike “residential dwelling unit” from the existing ordinance.

THE PROPOSED ORDINANCE WOULD AMEND THE CITY OF PONTIAC ZONING ORDINANCE TO PROHIBIT GREEN PAINT ON SIGNAGE AND EXTERIORS OF ADULT-USE MARIHUANA BUSINESSES IN DESIGNATED OVERLAY DISTRICTS AND LIMIT CAREGIVER FACILITIES TO 2,000 SQUARE FEET, ADDING:

Uses Permitted, Technical Correction

ARTICLE 2, CHAPTER 2, SECTION 2.303 Table 2.1 (Uses Permitted by District) and Table 2.2 (Adult Marihuana Uses By Overlay District)

Not more than ~~eight (8)~~ five (5) (Marihuana) Retailers are to be located in any one of the four (4) Adult-Use Marihuana Business Overlay Districts; Social Equity Retailers authorized by City ordinance are allowed in any one of the four (4) ~~Downtown~~ Adult-Use Marihuana Business Overlay Districts; not more than five (5) Class A Microbusinesses are allowed across all Adult-Use Marihuana Business Overlay Districts; and not more than six (6) Designated Consumption Establishments shall be allowed in the Downtown Adult-Use Marihuana Business Overlay District with three (3) Designated Consumption Establishments permitted north of Huron Street and three (3) Designated Consumption Establishments permitted south of Huron Street; Grower, Safety Compliance Facility, Secure Transporter, are allowed in the East Walton Boulevard and Cesar E. Chavez Adult-Use Marihuana Business Overlay Districts; Temporary Marihuana Events shall be allowed only in the Downtown Adult-Use Marihuana Business Overlay District; and Primary Caregivers or Caregivers, shall be located by special exception approval in the IP-1 and M-1 Zoning Districts.

Adult Use Marihuana Grower

ARTICLE 2, CHAPTER 5, SECTION 2.551(G)(5) SIGNAGE

5. Signage shall not be painted any shade of green or be constructed of any material that is green in appearance, consistent with Section 2.551(J)(4).

ARTICLE 2, CHAPTER 5, SECTION 2.551(J)(4) EXTERIOR FACADE AND SIGNAGE

4. Exterior Facade and Signage. Exterior surfaces and signage of an Adult-use Marijuana Grower Establishment as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

Adult Use Marihuana Processor

ARTICLE 2, CHAPTER 5, SECTION 2.552(G)(5) SIGNAGE

5. Signage shall not be painted any shade of green or be constructed of any material that is green in appearance, consistent with Section 2.552(J)(4).

ARTICLE 2, CHAPTER 5, SECTION 2.552(J)(4) EXTERIOR FACADE AND SIGNAGE

4. Exterior Facade and Signage. Exterior surfaces and signage of an Adult-use Marihuana Processor as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

Adult Use Marihuana Retailer

ARTICLE 2, CHAPTER 5, SECTION 2.553(G)(5) SIGNAGE

5. Signage shall not be painted any shade of green or be constructed of any material that is green in appearance, consistent with Section 2.553(J)(4).

ARTICLE 2, CHAPTER 5, SECTION 2.553(I)(6) EXTERIOR FACADE AND SIGNAGE

6. Exterior Facade and Signage. Exterior surfaces and signage of an Adult-use Marihuana Retailer or Social Equity Retailer as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

Adult Use Marihuana Class A Micro Business

ARTICLE 2, CHAPTER 5, SECTION 2.554(H)(5) SIGNAGE

5. Signage shall not be painted any shade of green or be constructed of any material that is green in appearance, consistent with Section 2.554(J)(4).

ARTICLE 2, CHAPTER 5, SECTION 2.554(J)(5) EXTERIOR FACADE AND SIGNAGE

5. Exterior Facade and Signage. Exterior surfaces and signage of a Class A Microbusiness as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

Adult Use Marihuana Designated Consumption Establishment

ARTICLE 2, CHAPTER 5, SECTION 2.555(F)(5) SIGNAGE

5. Signage shall not be painted any shade of green or be constructed of any material that is green in appearance, consistent with Section 2.555(H)(5).

ARTICLE 2, CHAPTER 5, SECTION 2.555(H)(5) EXTERIOR FACADE AND SIGNAGE

5. Exterior Facade and Signage. Exterior surfaces and signage of a Designated Consumption Establishment as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

Adult Use Marihuana Safety Compliance Facility

ARTICLE 2, CHAPTER 5, SECTION 2.556(G)(5) SIGNAGE

5. Signage shall not be painted any shade of green or be constructed of any material that is green in appearance, consistent with Section 2.556(H)(3).

ARTICLE 2, CHAPTER 5, SECTION 2.556(H)(3) EXTERIOR FACADE AND SIGNAGE

3. Exterior Facade and Signage. Exterior surfaces and signage of a Safety Compliance Facility as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

Adult Use Marihuana Secure Transporter

ARTICLE 2, CHAPTER 5, SECTION 2.557(F)(5) SIGNAGE

5. Signage shall not be painted any shade of green or be constructed of any material that is green in appearance, consistent with Section 2.557(H)(5).

ARTICLE 2, CHAPTER 5, SECTION 2.557(H)(5) EXTERIOR FACADE AND SIGNAGE

5. Exterior Facade and Signage. Exterior surfaces and signage of a Secure Transporter Establishment as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

Adult Use Marihuana Primary Caregiver

ARTICLE 2, CHAPTER 5, SECTION 2.559(A)(7) CERTIFICATE OF OCCUPANCY

7. A certificate of occupancy shall be required for any Caregiver licensed under this Article. No certificate of occupancy shall be issued for any Caregiver facility exceeding 2,000 square feet, regardless of the number of caregivers on site at any time.

ARTICLE 2, CHAPTER 5, SECTION 2.559(G)(5) SIGNAGE

5. Signage shall not be painted any shade of green or be constructed of any material that is green in appearance, consistent with Section 2.559(I)(4).

ARTICLE 2, CHAPTER 5, SECTION 2.559(I)(4) EXTERIOR FACADE AND SIGNAGE

4. Exterior Facade and Signage. Exterior surfaces and signage of a Primary Caregiver Facility as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

ARTICLE 3, CHAPTER 12 ADULT USE MARIHUANA BUSINESS DISTRICTS, SECTION 8 BUFFER DISTANCE REQUIREMENTS

- B. Such distance between the school, childcare center, public park, or religious institution, and the contemplated location 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, childcare center, or religious institution, ~~residential-dwelling-unit~~ or from the entrance to a public park, and from the primary point of ingress to the adult-use marihuana business along the centerline to the primary street address building entrance.

CITY OF PONTIAC
ORDINANCE NO. #_____

AN ORDINANCE TO AMEND THE CITY OF PONTIAC ZONING ORDINANCE TO INCLUDE ADULT-USE MARIHUANA BUSINESSES IN DESIGNATED OVERLAY DISTRICTS AND USES TO INCLUDE:

ARTICLE 2, CHAPTER 1, SECTION 2.101, TABLE 1 ZONING DISTRICTS, SPECIAL PURPOSE ZONING DISTRICTS;

ARTICLE 2, CHAPTER 2, SECTION 2.203; SECTION 2.204; SECTION 2.205; and SECTION 2.303, TABLE 2.1-USSES PERMITTED WITHIN ADULT-USE MARIHUANA OVERLAY DISTRICTS; AND PRIMARY CAREGIVERS OR CAREGIVERS USE PERMITTED IN ZONING DISTRICTS IP-1 AND M-1 BY SPECIAL EXCEPTION;

ARTICLE 2, CHAPTER 3, SECTION 2.304; SECTION 2.305; SECTION 2.306; SECTION 2.307; SECTION 2.308; SECTION 2.309; SECTION 2.310; SECTION 2.311; SECTION 2.312; SECTION 2.313; SECTION 2.314, TO AMEND TABLE 2 REFERENCE TO TABLE 2.1

ARTICLE 2 CHAPTER 4; SECTION 2.403; TO AMEND TABLE 2 REFERENCE TO TABLE 2.1

ARTICLE 2 CHAPTER 4; SECTION 2.501; TO AMEND TABLE 2 REFERENCE TO TABLE 2.1

ARTICLE 2, CHAPTER 5 - DEVELOPMENT STANDARDS FOR SPECIFIC USES TO ADD SECTIONS 2.551 Adult-Use Marihuana Grower Establishments; 2.552 Adult-Use Marihuana Processor; 2.553 Adult-Use Marihuana Retailer; Social Equity Retailer; 2.554 Adult-Use Class A Microbusiness; 2.555 Adult-Use Marihuana Designated Consumption Establishment; 2.556 Adult-Use Marihuana Safety Compliance Facility; 2.557 Adult-Use Marihuana Secure Transporter; 2.558 Temporary Marihuana Event; AND 2.559 Primary Caregiver or Caregiver;

ARTICLE 3, SPECIAL PURPOSE ZONING DISTRICTS TO ADD CHAPTER 12 - ADULT-USE MARIHUANA BUSINESS OVERLAY DISTRICTS; AND

ARTICLE 4, SECTION 2, SECTION 4.206; TO AMEND TABLE 2 REFERENCE TO TABLE 2.1

ARTICLE 4, SECTION 3, SECTION 4.303; TO AMEND TABLE 2 REFERENCE TO TABLE 2.1

ARTICLE 7 DEFINITIONS TO ADD CHAPTER 2 AND CHAPTER 3, Article 7 — Definitions

THE CITY OF PONTIAC ORDAINS:

Article 2, Chapters 1 and 2, Section 2.101 Table 1 and Section 2.303 Table 2, Zoning Districts to add:

Abbreviation	General Zoning Districts	Abbreviation	Special Purpose Zoning Districts
To Remain The Same	To Remain The Same	--	--
		--	--
		AUMOD	Adult-Use Marihuana Overlay District

Amend Article 2, Chapter 2, Section 2.203, Permitted Uses By District:

A. **Uses Permitted in Each District.** Except for Adult-Use Marihuana Business uses, Table 2 lists the permitted uses in each district. Table 2.1 and Table 2.2 list the permitted Adult-Use Marihuana Business uses in each Adult-Use Marihuana Overlay Districts as defined in this ordinance. Refer to Article 7, Chapter 2 for definitions of all uses listed in the following *Table 2.1 and Table 2.2*. In addition, Primary Caregivers shall be permitted by special exception in IP-1 and M-1 Zoning Districts.

B. **Development Standards Applicable to Uses.** Whenever a specific development standard is included for a particular use in *Table 2.1 or Table 2.2*, any development must comply with the requirements of the referenced section. All development standards are listed in Article 2, Chapter 5.

C. **Footnotes.** Refer to the footnotes to the table of permitted uses in Section 2.205. Footnotes applicable to each zoning district or category of zoning districts are listed in parentheses in the heading of *Table 2.1 and Table 2.2*.

D. **Special Purpose Zoning Districts Not Listed in Table 2.1.** Refer to Article 3 for the uses and development standards applicable in the special purpose zoning districts. Special purpose zoning districts are not listed in Table 2, and include the PURD Planned Unit Residential District, R-5 Manufactured Housing District, R-O Recreation-Open Space District, P-1 Parking District, G-O-T Government Office Technology District, C-C Civic Center District, MUD – Mixed Use District, TC Town Center District, and SP Special Purpose District.

Amend Article 2, Section 2, Section 2.204 Zoning District Design Standards

The following *Table 2.1* lists the uses that may be permitted in each zoning district, provided that the development also meets the design and building standards set forth for each district in Chapters 3 through 6 of this O, along with all other development standards contained in this Ordinance. For instance, while multiple family apartment buildings may be permitted in various zoning districts, each zoning district will have different standards for building bulk, location, and design. The customized design standards set forth in each zoning district are tailored to the existing and intended character of each zoning district and are further intended to prevent contextually inappropriate development from occurring within the City.

Amend Article 2, Chapter 2, Section 2.205 to add Subsection D:

D. The maximum allowable number of Adult-Use Marihuana Retailers in the City of Pontiac shall be seventeen (17) and the maximum number of Adult-Use Marihuana Social Equity Retailers shall be six (6). The maximum number of Marihuana Retail permits in each Adult-Use Marihuana Overlay District (AUMOD) shall be as set forth in Table 2.2, Adult Marihuana Uses by Overlay District, Including Limits Per Overlay District.

Amend Article 2, Chapter 2, Section 2.303 Table 2.1 (Uses Permitted by District) and Table 2.2 (Adult Marihuana Uses By Overlay District).

Not more than five (5) (Marihuana) Retailers are to be located in any one of the four (4) Adult-Use Marihuana Business Overlay Districts; Social Equity Retailers authorized by City ordinance are allowed in any one of the four (4) Adult-Use Marihuana Business Overlay Districts; not more than five (5) Class A Microbusinesses are allowed across all Adult-Use Marihuana Business Overlay Districts; and not more than six (6) Designated Consumption Establishments shall be allowed in the Downtown Adult-Use Marihuana Business Overlay District with three (3) Designated Consumption Establishments permitted north of Huron Street and three (3) Designated Consumption Establishments permitted south of Huron Street; Grower, Safety Compliance Facility, Secure Transporter, are allowed in the East Walton Boulevard and Cesar E. Chavez Adult-Use Marihuana Business Overlay Districts; Temporary Marihuana Events shall be allowed only in the Downtown Adult-Use Marihuana Business Overlay District; and Primary Caregivers or Caregivers, shall be located by special exception approval in the IP-1 and M-1 Zoning Districts.

Table 2.1 Uses Permitted by District

Commercial, Office, and Service Uses											
	Residential Districts			Commercial Districts					Industrial Districts		
	R-1	R-2	R-3	C-0	C-1	C-2	C-3	C-4	M-1	M-2	IP-1
Designated Consumption Establishment											Section 2.555
Adult-Use Marihuana Grower Facility											Section 2.551
Adult-Use Marihuana Class A Microbusiness											Section 2.554
Adult-Use Marihuana Processor											Section 2.552

Adult-Use Marihuana Retailer or Social Equity Retailer													Section 2.553
Adult-Use Marihuana Safety Compliance Facility													Section 2.556
Adult-Use Marihuana Secure Transporter					X		X		X	X			Section 2.557
	R-1	R-2	R-3	C-0	C-1	C-2	C-3	C-4	M-1	M-2	IP-1		
Adult-Use Marihuana Temporary Marihuana Event													Section 2.558
Caregiver									X		X		Section 2.559

Table 2.2, Adult Marihuana Uses By Overlay District, Including Limits Per Overlay District

Adult-Use Marihuana Overlay Districts (AUMOD)					
	Downtown Overlay (District 3)	Cesar E. Chavez Overlay (District 2)	East Walton Overlay (District 1)	Woodward Gateway Overlay (District 4)	
Designated Consumption Establishment	O 3 – N of Huron 3 – S of Huron				Section 2.555
Adult-Use Marihuana Grower Facility		O 3	O 3		Section 2.551
Adult-Use Marihuana Class A Microbusiness (5 across all districts)	O	O	O	O	Section 2.554

Adult-Use Marihuana Processor		0 3	0 3		Section 2.552
Adult-Use Marihuana Retailer	0 5	0 5	0 5	0 2	Section 2.553
Adult-Use Marihuana Social Equity Retailer	0 1	0 2	0 2	0 1	Section 2.553
Adult-Use Marihuana Safety Compliance Facility		0	0		Section 2.556
Adult-Use Marihuana Secure Transporter		0	0		Section 2.557
Adult-Use Marihuana Temporary Marihuana Event	#				Section 2.558

o = Special Exception Permit required. Applicants must have a conditionally approved Adult-Use Marihuana Business Permit from the City of Pontiac.

= Temporary Use Permitted with the Proper City of Pontiac Permitting with any necessary Building and Zoning Approvals.

Note: If a number is listed in Table 2.2, that is the maximum allowed in that overlay district. If a number is not listed, there is no limitation per Overlay District, but applicants must receive proper Adult-Use Marihuana permits from the City.

Amend Article 2 Chapter 3; Section 2.304 R-1, R-1A, R-1B One Family Dwelling Districts

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the R-1 district.

Amend Article 2 Chapter 3; Section 2.305 R-2, Two Family Dwelling Districts

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the R-2 district.

Amend Article 2 Chapter 3; Section 2.306 R-3, Multi-Family Dwelling Districts

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the R-3 district.

Amend Article 2 Chapter 3; Section 2.307 C-0, Residential Office District

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the C-0 district.

Amend Article 2 Chapter 3; Section 2.308 C-1, Local Business/Residential Mixed-Use District.

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the C-1 district.

Amend Article 2 Chapter 3; Section 2.309 C-2, Downtown Mixed-Use District

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the C-2 district.

Amend Article 2 Chapter 3; Section 2.310 C-3 Corridor Commercial Mixed-Use District.

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the C-3 district.

Amend Article 2 Chapter 3; Section 2.311 C-4 Suburban Business District.

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the C-4 district.

Amend Article 2 Chapter 4; Section 2.311 M-1, Limited Industrial District

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the M-1 district.

Amend Article 2 Chapter 4; Section 2.311 M-2, Limited Industrial District

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the M-2 district.

Amend Article 2 Chapter 4; Section 2.311 IP-1, Industrial Park District

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the IP-1 district.

Amend Article 2 Chapter 4; Section 2.403 Permitted Private Frontage Layouts

Table 4. Permitted Private Frontage Layouts by Zoning District

Footnote A: Community, Education, and Institution Uses listed in *Table 2.1*. Uses Permitted by District are exempt from the private frontage requirements and need only comply with the setback requirements for the zoning district in which they are located.

Amend Article 2 Chapter 4; Section 2.501 Mixed Use Building – Residential with Non-Residential

B. Permitted Uses. Non-residential uses permitted in a mixed-use building are limited to those that are permitted in the district by *Table 2.1. Uses Permitted by District*. Special exception approval is required if a particular use that is proposed within a mixed-use building is listed as a special exception use in *Table 2.1*.

Amend Article 2, Chapter 5 – Development Standards for Specific Uses is amended to add SECTIONS 2.551 Adult-Use Marihuana Grower Establishments; 2.552 Adult-Use Marihuana Processor; 2.553 Adult-Use Marihuana Retailer; Social Equity Retailer; 2.554 Adult-Use Class A Microbusiness; 2.555 Adult-Use Marihuana Designated Consumption Establishment; 2.556 Adult-Use Marihuana Safety Compliance Facility; 2.557 Adult-Use Marihuana Secure Transporter; 2.558 Temporary Marihuana Event; AND 2.559 Primary Caregiver or Caregiver:

2.551 Adult-Use Marihuana Grower Establishments.

“Adult-Use Marihuana Grower” means a licensed and City-permitted marihuana establishment that cultivates, dries, trims, or cures and packages marihuana for sale to a processor or marihuana retailer, as defined in the Michigan Regulation and Taxation of the Marihuana Act (“MRTMA”). As used in this ordinance, growers shall include class A growers, class B growers, and class C growers.

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

“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.

A. General Provisions.

1. Consumption, smoking, and inhalation of marihuana and/or alcohol shall be prohibited on the premises of a marihuana grower facility, and a sign shall be posted on the premises of each facility indicating that consumption is prohibited on the premises.
2. The premises shall be open for inspection and/or investigation at any time by City investigators during the stated hours of operation and at such other times as anyone is present on the premises. The premises shall be open for inspection and/or investigation at any time by the City Fire Department or Building Department. If the inspection or investigations indicate non-compliance with the City's Municipal Code, Building Code, Fire

Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement or Fire Marshal the operations shall be suspended until the property owner or operator brings the premises into compliance.

3. All activity related to the marihuana growing shall be done indoors.

4. Any marihuana grower establishment shall maintain a log book and/or database identifying by date the amount of marihuana and the number of marihuana plants on the premises which shall not exceed the amount permitted under the grower license issued by the State of Michigan. This log shall be available to law enforcement personnel to confirm that the marihuana grower does not have more marihuana than authorized at the location and shall not be used to disclose more information than is reasonably necessary to verify the lawful amount of marihuana at the facility. A grower establishment shall enter all transactions, current inventory, and other information as required by the State into the statewide monitoring system as required by law.

5. The marihuana grower facility shall, at all times, comply with the MRTMA and the rules and regulations of the Department of Licensing and Regulatory Affairs—Bureau of Marihuana Regulations (“LARA”), as amended from time to time.

B. Security.

1. The marihuana grower facility shall continuously monitor the entire premises on which it is operated with surveillance systems that include security cameras that operate 24 hours a day, seven (7) days a week. The video recordings shall be maintained in a secure, off-site location for a period of 30 days, and must be coordinated with the Oakland County Sheriff's Department.

2. Any usable marihuana remaining on the premises of a marihuana grower while the marihuana facility is not in operation shall be secured in a safe permanently affixed to the premises.

C. Space Separation.

1. Unless permitted by the MRTMA, public areas of the marihuana grower facility must be separated from restricted or nonpublic areas of the grower facility by a permanent barrier.

2. Unless permitted by the MRTMA, no marihuana is permitted to be stored or displayed in an area accessible to the general public.

D. Nuisance Prohibited.

1. Marihuana grower establishments shall be free from Infestation by insects, rodents, birds, or vermin of any kind.
2. Marihuana grower establishments shall produce no products other than usable marihuana intended for human consumption.
3. No marihuana grower shall be operated in a manner creating noise, dust, vibration, glare, fumes, or odors detectable to normal senses beyond the boundaries of the property on which the marihuana grower is operated.

E. Licensing.

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of a marihuana grower facility.
2. Marihuana grower uses are not permitted outside the Cesar Chavez and Walton Blvd. Adult-Use Marihuana Business Overlay Districts.

F. Disposal of Waste.

1. Disposal of marihuana shall be accomplished in a manner that prevents its acquisition by any person who may not lawfully possess it and otherwise in conformance with State law.
2. Litter and waste shall be properly removed and the operating systems for waste disposal shall be maintained in an adequate manner as approved by the City so that they do not constitute a source of contamination in areas where marihuana is exposed.
3. That portion of the structure where chemicals, such as, herbicides, pesticides, and fertilizers are stored shall be subject to inspection and approval by the local Fire Department to ensure compliance with the Michigan Fire Protection Code.

G. Signage.

1. It shall be prohibited to display any signs that are inconsistent with State and local laws and regulations.
2. It shall be prohibited to use advertising material that is misleading, deceptive, or false, or that is designed to appeal to minors or in violation of LARA regulations.
3. It shall be prohibited to use the symbol or image of a marihuana leaf in any exterior building signage.
4. No licensed marihuana grower shall place or maintain, or cause to be placed or maintained, an advertisement of marihuana in any form or through any medium:
 - i. Within 1,000 feet of the real property comprising a public or private elementary, vocational, or secondary school; and
 - ii. Within 100 feet of a public or private youth center, public swimming pool or a church or other structure in which religious services are conducted.

H. Co-Location.

1. There shall be no accessory uses permitted within the same grower establishment location other than a processor, retailer, social equity retailer, Class A microbusiness, or designated consumption establishment provided all said uses are in conformance with this zoning ordinance, the City's Adult-Use Marihuana Business ordinance, the Michigan Regulation and Taxation of the Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq. ("MRTMA") and state and local regulations promulgated thereunder.
2. Multiple class C licenses may be stacked in the same grower establishment as defined by the MRTMA and shall only be considered as one establishment for the purposes of this subsection. A separate application fee is required to be paid for each class C license.

I. Building Design.

1. Floors, walls, and ceilings shall be constructed in such a manner that they may adequately be cleaned and kept clean and in good repair.

2. Any buildings, fixtures, and other facilities shall be maintained in a sanitary condition.
3. All necessary building, electrical, plumbing, and mechanical permits shall be obtained for any portion of the structure in which electrical wiring, lighting, and/or watering devices that support the cultivation, growing, or harvesting of marihuana are located.

J. Site Design

Grower marihuana businesses seeking approval from the City of Pontiac shall comply with the following site design standards, even if the site is the location of an existing business. These standards are for the public health, safety, aesthetics, and well-being of the business, patrons, and surrounding residential neighborhoods.

1. Landscaping. The applicant shall establish the required landscape buffer and required landscaping from Chapter 4 within any buffer between the proposed adult-use marihuana facilities, including bufferyards adjacent or across the street from properties zoned R-1, R-1a, R-1b, and R-2 where there are existing non-conformities. Existing buildings and utility boxes are exempt from this bufferyard and landscaping requirement. Where underground and overhead utility lines exist, appropriate landscaping shall be installed to not interfere with the public utility lines. In the Downtown Adult-Use Marihuana Business Overlay District, only, the following additional landscaping requirements shall apply:
 - a. All available areas for green space on a parcel containing an Adult-Use Retail Establishment shall be covered with landscape material for 100 percent of the area.
 - b. Landscaping shall be compatible with existing landscape buckets located in the Downtown Adult-Use Marihuana Business Overlay District.
2. Site Lighting. An adult-use marihuana site shall meet all the required lighting standards of Chapter 5. Additionally, exterior lighting fixtures including neon, LED, flashing lights, or similarly noxious or obtrusive lighting or effects shall be prohibited. Each site shall have a minimum lighting standard of 0.5 Foot-candles Average Maintained: Measured at grade in all parking and loading areas and pedestrian pathways. Actual site

measurement compliance shall not drop below a minimum of 0.3 foot-candles at any one location. For design purposes, the light loss factor (LLF) shall be calculated at:

- a. 0.7 LLF for Incandescent, Metal Halide, and Mercury Vapor lamp sources.
 - b. 0.8 LLF for Fluorescent and Sodium lamp sources.
 - c. 0.9 LLF for Light Emitting Diode (LED) lamp sources.
3. Window and Window Coverings. Pursuant to MCL 333.27961, establishments may not allow cultivation, processing, sale, or display of marihuana or marihuana accessories to be visible from a public place outside of the marihuana establishment without the use of binoculars, aircraft, or other optical aids.
- a. Generally, no more than 60% of the total window area may be opaque in appearance. However, the Planning Commission may approve an increase above 60% in total window area, which may be opaque in appearance if necessary for the Establishment to comply with this section and MCL 333.27961.
 - b. While opaque windows are authorized pursuant to the requirements of this section, such opacity shall only be accomplished by blackening or other means (such as covering behind or in front of the window) and shall not be accomplished by the boarding of windows. The boarding of windows shall only be authorized under the following circumstances: (1) severe weather conditions which necessitate the boarding of windows to avoid damage to the Establishment or (2) if necessary for the duration of short-term construction, not to exceed a ninety (90) day period.
 - c. In the event the Planning Commission determines that architectural profiles as depicted on submitted plans is inadequate for purposes of aesthetics, the Planning Commission may require Developer provide alternative architectural elements in lieu of clear, transparent windows, including but not limited to, changes in lighting, landscaping, projections or recesses on a wall plane. Boarding, blacking out (by use of any color or shade), or opaqueness of windows is not considered clear, transparent or translucent.

4. Exterior Paint and Signage. Exterior surfaces and signage of an Adult-use Marijuana Grower Establishment as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

2.552 Adult-Use Marihuana Processor.

“Processor” means a licensed and City-permitted marihuana facility authorized 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, social equity retailer, class A microbusiness, or another processor.

A. General Provisions.

1. The processor shall comply at all times and in all circumstances with the MRTMA, and the general rules of LARA, as they may be amended from time to time.
2. Consumption, smoking, and inhalation of marihuana and/or alcohol shall be prohibited on the premises of a marihuana processor, and a sign shall be posted on the premises of each marihuana processor indicating that consumption is prohibited on the premises.
3. The premises shall be open for inspection and/or investigation at any time by City investigators during the stated hours of operation and at such other times as anyone is present on the premises. The premises shall be open for inspection and/or investigation at any time by the City Fire Department or Building Department. If the inspection or investigations indicate non-compliance with the City’s Municipal Code, Building Code, Fire Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement or Fire Marshal the operations shall be suspended until property owner or operator brings the premises into compliance.
4. Any processor facility shall maintain a log book and/or database identifying by date the amount of marihuana and the number of marihuana products on the premises which shall not exceed the amount permitted under the processor license issued by the State of Michigan. This log shall be available to law enforcement personnel to confirm that the processor does not have more marihuana than authorized at the location and shall not be used to disclose more information than is reasonably necessary to verify the lawful amount of marihuana at the facility. A processor shall enter all transactions, current inventory, and

other information as required by the State into the statewide monitoring system as required by law.

5. Processor facilities shall not produce any products other than those marihuana-infused products allowed by the MRTMA and the rules promulgated thereunder.

B. Security.

1. The marihuana processor facility shall continuously monitor the entire premises on which it is operated with surveillance systems that include security cameras that operate 24 hours a day, seven (7) days a week. The video recordings shall be maintained in a secure, off-site location for a period of 30 days, and must be coordinated with the Oakland County Sheriff's Department.

2. Any usable marihuana and marihuana products remaining on the premises of a marihuana processor while the marihuana facility is not in operation shall be secured in a safe permanently affixed to the premises.

3. All marihuana and marihuana products shall be contained within the building in an enclosed, locked facility in accordance with the MRTMA, as amended.

C. Space Separation.

1. Unless permitted by the MRTMA, public areas of the marihuana processor facility must be separated from restricted or nonpublic areas of the processor facility by a permanent barrier.

2. Unless permitted by the MRTMA, no marihuana is permitted to be stored or displayed in an area accessible to the general public.

D. Nuisance Prohibited.

1. Processor facilities shall be free from infestation by insects, rodents, birds, or vermin of any kind.

2. No marihuana processor shall be operated in a manner creating noise, dust, vibration, glare, fumes, or odors detectable to normal senses beyond the boundaries of the property on which the marihuana processor is operated.

E. Licensing.

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of a marihuana processor facility.
2. Marihuana processor uses are not permitted outside the Cesar Chavez and Walton Blvd. Adult-Use Marihuana Business Overlay Districts.

F. Disposal of Waste.

1. Disposal of marihuana shall be accomplished in a manner that prevents its acquisition by any person who may not lawfully possess it and otherwise in conformance with State law.
2. Litter and waste shall be properly removed and the operating systems for waste disposal are maintained in an adequate manner as approved by the City so that they do not constitute a source of contamination in areas where marihuana is exposed.

G. Signage.

1. It shall be prohibited to display any signs that are inconsistent with State and local laws and regulations.
2. It shall be prohibited to use advertising material that is misleading, deceptive, or false, or that is designed to appeal to minors or in violation of LARA regulations.
3. It shall be prohibited to use the symbol or image of a marihuana leaf in any exterior building signage.
4. No licensed marihuana processor shall place or maintain, or cause to be placed or maintained, an advertisement of marihuana in any form or through any medium:
 - a. Within 1,000 feet of the real property comprising a public or private elementary, vocational, or secondary school; and

- b. Within 100 feet of a public or private youth center, public swimming pool or a church or other structure in which religious services are conducted.

H. Co-Location.

1. There shall be no accessory uses permitted within the same processor facility location other than those associated with a grower, adult-use marihuana retailer, social equity retailer, Class A microbusiness, or designated consumption establishment provided all said uses are in conformance with this zoning ordinance, City's Adult-Use Marihuana Business ordinance, the Michigan Regulation and Taxation of the Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq. ("MRTMA") and state and local regulations promulgated thereunder.
2. The dispensing of marihuana at the processor facility shall be prohibited.

I. Building Design.

1. Floors, walls, and ceilings shall be constructed in such a manner that they may adequately be cleaned and kept clean and in good repair.
2. Any buildings, fixtures, and other facilities shall be maintained in a sanitary condition.

J. Site Design

Processor businesses seeking approval from the City of Pontiac shall comply with the following site design standards, even if the site is the location of an existing business. These standards are for the public health, safety, aesthetics, and well-being of the business, patrons, and surrounding residential neighborhoods.

1. Landscaping. The applicant shall establish the required landscape buffer and required landscaping from Chapter 4 within any buffer between the proposed adult-use marihuana facilities, including bufferyards adjacent or across the street from properties zoned R-1, R-1a, R-1b, and R-2 where there are existing non-conformities. Existing buildings and utility boxes are exempt from this bufferyard and landscaping requirement. Where underground and overhead utility lines exist, appropriate landscaping shall be installed to not interfere with the public utility lines.

2. Site Lighting. An adult-use marihuana processor site shall meet all the required lighting standards of Chapter 5. Additionally, exterior lighting fixtures including neon, LED, flashing lights, or similarly noxious or obtrusive lighting or effects shall be prohibited. Each site shall have a minimum lighting standard of 0.5 Foot-candles Average Maintained: Measured at grade in all parking and loading areas and pedestrian pathways. Actual site measurement compliance shall not drop below a minimum of 0.3 foot-candles at any one location. For design purposes, the light loss factor (LLF) shall be calculated at:
 - a. 0.7 LLF for Incandescent, Metal Halide, and Mercury Vapor lamp sources.
 - b. 0.8 LLF for Fluorescent and Sodium lamp sources.
 - c. 0.9 LLF for Light Emitting Diode (LED) lamp sources.
3. Window and Window Coverings. Pursuant to MCL 333.27961, establishments may not allow cultivation, processing, sale, or display of marihuana or marihuana accessories to be visible from a public place outside of the marihuana establishment without the use of binoculars, aircraft, or other optical aids.
 - a. Generally, no more than 60% of the total window area may be opaque in appearance. However, the Planning Commission may approve an increase above 60% in total window area, which may be opaque in appearance if necessary for the Establishment to comply with this section and MCL 333.27961.
 - b. While opaque windows are authorized pursuant to the requirements of this section, such opacity shall only be accomplished by blackening or other means (such as covering behind or in front of the window) and shall not be accomplished by the boarding of windows. The boarding of windows shall only be authorized under the following circumstances: (1) severe weather conditions which necessitate the boarding of windows to avoid damage to the Establishment or (2) if necessary for the duration of short-term construction, not to exceed a ninety (90) day period.
 - c. In the event the Planning Commission determines that architectural profiles as depicted on submitted plans is inadequate for purposes of aesthetics, the Planning

Commission may require Developer provide alternative architectural elements in lieu of clear, transparent windows, including but not limited to, changes in lighting, landscaping, projections or recesses on a wall plane. Boarding, blacking out (by use of any color or shade), or opaqueness of windows is not considered clear, transparent or translucent.

4. Exterior Paint and Signage. Exterior surfaces and signage of an Adult-use Marihuana Processor as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

2.553 Adult-Use Marihuana Retailer; Social Equity Retailer.

“Retailer” and “Social Equity Retailer” means a licensed and City-permitted marihuana establishment that purchases marihuana from a grower or processor and sells, supplies, or provides marihuana to marihuana establishments and to individuals who are 21 years of age or older in accordance with MRTMA and the City’s Adult-Use Marihuana Business Ordinance.

A. General Provisions.

1. Consumption, smoking, and inhalation of marihuana and/or alcohol shall be prohibited on the premises of a Retailer or Social Equity Retailer and a sign shall be posted on the premises indicating that consumption is prohibited on the premises.
2. Retailers and Social Equity Retailers shall be closed for business between the hours of 10:00 p.m. and 7:00 a.m. with the exception of Retailers or Social Equity Retailers operating in the Downtown Overlay District which shall be closed for business between the hours of 2:00 am and 7:00 a.m.
3. The premises of a Retailer or Social Equity Retailer shall be open for inspection and/or investigation at any time by City investigators during the stated hours of operation and at such other times as anyone is present on the premises. The premises shall be open for inspection and/or investigation at any time by the City Fire or Building Department. If the inspection or investigations indicate non-compliance with the City’s Municipal Code, Building Code, Fire Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement or Fire Marshal the operations shall be suspended until property owner or operator brings the premises into compliance.

4. Any retailer or social-equity retailer shall maintain a log book and/or database identifying by date the amount of marihuana and the number of marihuana products on the premises which shall not exceed the amount permitted under the processor license issued by the State of Michigan. This log shall be available to law enforcement personnel to confirm that the processor does not have more marihuana than authorized at the location and shall not be used to disclose more information than is reasonably necessary to verify the lawful amount of marihuana at the facility. A retailer or social-equity retailer shall enter all transactions, current inventory, and other information as required by the State into the statewide monitoring system as required by law.

B. Security.

1. Retailers and Social Equity Retailers shall continuously monitor the entire premises on which they are operated with surveillance systems that include security cameras that operate 24 hours a day, seven (7) days a week. The video recordings shall be maintained in a secure, off-site location for a period of 30 days, and must be coordinated with the Oakland County Sheriff's Department.

2. Any usable marihuana remaining on the premises of a Retailer or Social Equity Retailer while not in operation shall be secured in a safe permanently affixed to the premises.

C. Space Separation.

1. Unless permitted by the MRTMA public areas of the Retailer or Social Equity must be separated from restricted or nonpublic areas of the retailer by a permanent barrier.

2. Unless permitted by the MRTMA, no marihuana is permitted to be stored or displayed in an area accessible to the general public.

3. Marihuana may be displayed in a sales area only if permitted by the MRTMA.

D. Nuisance Prohibited. No Retailer or Social Equity Retailer shall be operated in a manner creating noise, dust, vibration, glare, fumes, or odors detectable to normal senses beyond the boundaries of the property on which the Marihuana Retailer is operated.

E. Licensing.

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of a Retailer or Social Equity Retailer.
2. The number of Adult-Use Retailers and/or Adult-Use Marihuana Social Equity Retailers which may be established in each of the following Adult-Use Marihuana Business Overlay Districts shall be governed by Table 2.2 as set forth in Article 2, Chapter 2, Section 2.303.
3. Except as otherwise permitted by state law, and the City Adult-Use Marihuana Business Ordinance, Retailers and Social Equity Retailers are not permitted within the same locations as non-marihuana uses.

F. **Disposal of Waste.** Disposal of marihuana shall be accomplished in a manner that prevents its acquisition by any person who may not lawfully possess it and otherwise in conformance with State law.

G. **Signage.**

1. It shall be prohibited to display any signs that are inconsistent with local laws or regulations or State law.
2. It shall be prohibited to use advertising material that is misleading, deceptive, or false, or that is designed to appeal to minors or in violation of LARA regulations.
3. It shall be prohibited to use the symbol or image of a marihuana leaf in any exterior building signage.
4. No licensed Marihuana Retailer or Social Equity Retailer shall place or maintain, or cause to be placed or maintained, an advertisement of marihuana in any form or through any medium:
 - a. Within 1,000 feet of the real property comprising a public or private elementary, vocational, or secondary school; and
 - b. Within 100 feet of a public or private youth center, public swimming pool or a church or other structure in which religious services are conducted.

H. **Co-Location.** There shall be no accessory uses permitted within the same Retailer or Social Equity Retailer establishment other than a grower, processor, Class A microbusiness, designated consumption establishment or other Retailer or Social Equity Retailer establishment, provided all said uses are in conformance with this Zoning Ordinance, City's Adult-Use Marihuana Business ordinance, the Michigan Regulation and Taxation of the Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq. ("MRTMA") and state and local regulations promulgated thereunder.

I. **Site Design.**

Retailers and Social Equity Retailers seeking approval from the City of Pontiac shall comply with the following site design standards, even if the site is the location of an existing business. These standards are for the public health, safety, aesthetics, and well-being of the business, patrons, and surrounding neighborhoods.

1. **Four-sided Architecture:** All Building Façades visible from an adjacent Lot or Street shall be constructed with the same building material quality and compatible architectural variety on all Building Façades in a compatible context to the rest of the building.
2. **Landscaping.** The applicant shall establish the required landscape buffer and required landscaping from Chapter 4 within any buffer between the proposed adult-use marihuana facilities, including bufferyards adjacent or across the street from properties zoned R-1, R-1a, R-1b, and R-2 where there are existing non-conformities. Existing buildings and utility boxes are exempt from this bufferyard and landscaping requirement. Where underground and overhead utility lines exist, appropriate landscaping shall be installed to not interfere with the public utility lines. In the Downtown Adult-Use Marihuana Business Overlay Districts, only, the following additional landscaping requirements shall apply:
 - a. All available areas for greenspace on a parcel containing an Adult-Use Retail Facility shall be covered with landscape material for 100 percent of the area.
 - b. Landscaping shall be compatible with existing landscape buckets located in the Downtown Adult-Use Marihuana Business Overlay District.
3. **Site Lighting.** An adult-use marihuana site shall meet all the required lighting standards of Chapter 5. Additionally, exterior lighting fixtures including neon, LED, flashing lights,

or similarly noxious or obtrusive lighting or effects shall be prohibited. Each site shall have a minimum lighting standard of 0.5 Foot-candles Average Maintained: Measured at grade in all parking and loading areas and pedestrian pathways. Actual site measurement compliance shall not drop below a minimum of 0.3 foot-candles at any one location. For design purposes, the light loss factor (LLF) shall be calculated at:

- a. 0.7 LLF for Incandescent, Metal Halide, and Mercury Vapor lamp sources.
 - b. 0.8 LLF for Fluorescent and Sodium lamp sources.
 - c. 0.9 LLF for Light Emitting Diode (LED) lamp sources.
4. **Drive-Throughs**. Drive throughs and drive through, walk-up window service, and curbside service shall be a prohibited use for any "Retailer" or "Social Equity Retailer" establishment.
5. **Window and Window Coverings**. Pursuant to MCL 333.27961, establishments may not allow cultivation, processing, sale, or display of marihuana or marihuana accessories to be visible from a public place outside of the marihuana establishment without the use of binoculars, aircraft, or other optical aids.
 - a. Generally, no more than 60% of the total window area may be opaque in appearance. However, the Planning Commission may approve an increase above 60% in total window area, which may be opaque in appearance if necessary for the Establishment to comply with this section and MCL 333.27961.
 - b. While opaque windows are authorized pursuant to the requirements of this section, such opacity shall only be accomplished by blackening or other means, such as covering behind or in front of the window and shall not be accomplished by the boarding of windows. The boarding of windows shall only be authorized under the following circumstances: (1) severe weather conditions which necessitate the boarding of windows to avoid damage to the Establishment or (2) if necessary for the duration of short-term construction, not to exceed a ninety (90) day period.

c. In the event the Planning Commission determines that architectural profiles as depicted on submitted plans is inadequate for purposes of aesthetics, the Planning Commission may require Developer provide alternative architectural elements in lieu of clear, transparent windows, including but not limited to, changes in lighting, landscaping, projections or recesses on a wall plane. Boarding, blacking out (by use of any color or shade), or opaqueness of windows is not considered clear, transparent or translucent.

6. Exterior Paint and Signage. Exterior surfaces and signage of an Adult-use Marihuana Retailer or Social Equity Retailer as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

2.554 Adult-Use Class A Microbusiness.

“Class A Microbusiness” means a licensed and City-permitted 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 in accordance with MRTMA and the City’s Adult-Use Marihuana Ordinance.

A. General Provisions.

1. Class A Microbusiness 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.
2. Consumption, smoking, and inhalation of marihuana and/or alcohol shall be prohibited on the premises of a Class A Microbusiness, and a sign shall be posted on the premises of each Class A Microbusiness indicating that consumption is prohibited on the premises.
3. The premises shall be open for inspection and/or investigation at any time by City investigators during the stated hours of operation and at such other times as anyone is present on the premises. The premises shall be open for inspection and/or investigation at any time by the City Fire Department or Building Department. If the inspection or investigations indicate non-compliance with the City’s Municipal Code, Building Code, Fire

Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement, or Fire Marshal the operations shall be suspended until the property owner or operator brings the premises into compliance.

4. Any Class A Microbusiness shall maintain a log book and/or database identifying by date the amount of marihuana and the number of marihuana products on the premises which shall not exceed the amount permitted under the processor license issued by the State of Michigan. This log shall be available to law enforcement personnel to confirm that the processor does not have more marihuana than authorized at the location and shall not be used to disclose more information than is reasonably necessary to verify the lawful amount of marihuana at the facility. A Class A Microbusiness shall enter all transactions, current inventory, and other information as required by the State into the statewide monitoring system as required by law.

B. Security.

1. Class A Microbusinesses shall continuously monitor the entire premises on which they are operated with surveillance systems that include security cameras that operate 24 hours a day, seven (7) days a week. The video recordings shall be maintained in a secure, off-site location for a period of 30 days, and must be coordinated with the Oakland County Sheriff's Department.

2. Any usable marihuana remaining on the premises of a Class A Microbusiness while the Marihuana Retailer is not in operation shall be secured in a safe permanently affixed to the premises.

C. Space Separation.

1. Unless permitted by the MRTMA public areas of the Class A Microbusiness must be separated from restricted or nonpublic areas of the retailer by a permanent barrier.

2. Unless permitted by the MRTMA, no marihuana is permitted to be stored or displayed in an area accessible to the general public.

3. Marihuana may be displayed in a sales area only if permitted by the MRTMA.

D. **Nuisance Prohibited.** No Class A Microbusiness shall be operated in a manner creating noise, dust, vibration, glare, fumes, or odors detectable to normal senses beyond the boundaries of the property on which the Class A Microbusiness is operated.

E. **Drive-Through.** Drive-throughs and drive-through, walk-up window service, and curbside service on the premises of a Class A Microbusiness shall not be permitted.

F. **Licensing.**

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of a Class A Microbusiness.

2. Class A Microbusiness is a Special Land Use (also referred to as Special Exception under this Ordinance) and no more than five (5) Class A Microbusinesses shall be permitted by the City.

3. Except as otherwise permitted by state law, and the City's Adult-Use Marihuana Business Ordinance, Class A Microbusinesses are not permitted within the same establishment location as non-marihuana uses.

G. **Disposal of Waste.** Disposal of marihuana shall be accomplished in a manner that prevents its acquisition by any person who may not lawfully possess it and otherwise in conformance with State law.

H. **Signage.**

1. It shall be prohibited to display any signs that are inconsistent with local laws or regulations or State law.

2. It shall be prohibited to use advertising material that is misleading, deceptive, or false, or that is designed to appeal to minors or in violation of LARA regulations.

3. It shall be prohibited to use the symbol or image of a marihuana leaf in any exterior building signage.

4. No licensed Class A Microbusiness shall place or maintain, or cause to be placed or maintained, an advertisement of marihuana in any form or through any medium:

- a. Within 1,000 feet of the real property comprising a public or private elementary, vocational, or secondary school; and
 - b. Within 100 feet of a public or private youth center, public swimming pool or a church or other structure in which religious services are conducted.
- I. **Co-Location.** There shall be no accessory uses permitted within the same Class A Microbusiness establishment location other than a grower, processor, adult-use marihuana retailer, social equity retailer, or designated consumption establishment, provided all said uses are in conformance with this Zoning Ordinance, City's Adult-Use Marihuana Business ordinance, the Michigan Regulation and Taxation of the Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq. ("MRTMA") and state and local regulations promulgated thereunder..
- J. **Site Design.** Any adult-use marihuana business seeking approval from the City of Pontiac shall comply with the following site design standards, even if the site is the location of an existing business. These standards are for the public health, safety, aesthetics, and well-being of the business, patrons, and surrounding residential neighborhoods.
 - 1. **Four-sided Architecture.** All Building Façades visible from an adjacent Lot or Street shall be constructed with the same building material quality and compatible architectural variety on all Building Façades in a compatible context to the rest of the building.
 - 2. **Landscaping.** The applicant shall establish the required landscape buffer and required landscaping from Chapter 4 within any buffer between the proposed adult-use marihuana facilities, including bufferyards adjacent or across the street from properties zoned R-1, R-1a, R-1b, and R-2 where there are existing non-conformities. Existing buildings and utility boxes are exempt from this bufferyard and landscaping requirement. Where underground and overhead utility lines exist, appropriate landscaping shall be installed to not interfere with the public utility lines.
 - 3. **Site Lighting.** An adult-use marihuana site shall meet all the required lighting standards of Chapter 5. Additionally, exterior lighting fixtures including neon, LED, flashing lights, or similarly noxious or obtrusive lighting or effects shall be prohibited. Each site shall have a minimum lighting standard of 0.5 Foot-candles Average Maintained: Measured at grade in all parking and loading areas and pedestrian pathways. Actual site

measurement compliance shall not drop below a minimum of 0.3 foot-candles at any one location. For design purposes, the light loss factor (LLF) shall be calculated at:

- a. 0.7 LLF for Incandescent, Metal Halide, and Mercury Vapor lamp sources.
- b. 0.8 LLF for Fluorescent and Sodium lamp sources.
- c. 0.9 LLF for Light Emitting Diode (LED) lamp sources.

4. **Window and Window Coverings.** Pursuant to MCL 333.27961, establishments may not allow cultivation, processing, sale, or display of marihuana or marihuana accessories to be visible from a public place outside of the marihuana establishment without the use of binoculars, aircraft, or other optical aids.

a. Generally, no more than 60% of the total window area may be opaque in appearance. However, the Planning Commission may approve an increase above 60% in total window area, which may be opaque in appearance if necessary for the Establishment to comply with this section and MCL 333.27961.

b. While opaque windows are authorized pursuant to the requirements of this section, such opacity shall only be accomplished by blackening or other means (such as covering behind or in front of the window) and shall not be accomplished by the boarding of windows. The boarding of windows shall only be authorized under the following circumstances: (1) severe weather conditions which necessitate the boarding of windows to avoid damage to the Establishment or (2) if necessary for the duration of short-term construction, not to exceed a ninety (90) day period.

c. In the event the Planning Commission determines that architectural profiles as depicted on submitted plans is inadequate for purposes of aesthetics, the Planning Commission may require Developer provide alternative architectural elements in lieu of clear, transparent windows, including but not limited to, changes in lighting, landscaping, projections or recesses on a wall plane. Boarding, blacking out (by use of any color or shade), or opaqueness of windows is not considered clear, transparent or translucent.

5. Exterior Paint and Signage. Exterior surfaces and signage of a Class A Microbusiness as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

2.555 Adult-Use Designated Consumption Establishment.

“Designated Consumption Establishment” means a marihuana-related business authorized to permit individuals 21 years of age and older to consume marihuana and marihuana products on the licensed commercial premises located in the Downtown Overlay District No. 3. in accordance with MRTMA and the City's Adult-Use Marihuana Ordinance.

A. General Provisions.

1. 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.
2. Consumption of marihuana in any form at a Designated Consumption Establishment shall occur indoors. A Designated Consumption Establishment shall post signage on any outdoor areas, including patios, decks, and greenspace, indicating that smoking and other consumption of marihuana is prohibited.
3. Tobacco smoking and/or alcohol shall be prohibited on the premises of a Designated Consumption Establishment and a sign shall be posted on the premises of each Designated Consumption Establishment indicating that tobacco smoking and/or alcohol is prohibited on the premises.
4. The premises shall be open for inspection and/or investigation at any time by City investigators during the stated hours of operation and at such other times as anyone is present on the premises. The premises shall be open for inspection and/or investigation at any time by the City Fire Department or Building Department. If the inspection or investigations indicate non-compliance with the City's Municipal Code, Building Code, Fire Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement or Fire Marshal the operations shall be suspended until property owner or operator brings the premises into compliance.

5. Designated Consumption Establishments shall maintain a log book and/or database identifying by date the amount of marihuana and the number of marihuana products on the premises which shall not exceed the amount permitted under the processor license issued by the State of Michigan. This log shall be available to law enforcement personnel to confirm that the processor does not have more marihuana than authorized at the location and shall not be used to disclose more information than is reasonably necessary to verify the lawful amount of marihuana at the facility. A Designated Consumption Establishment shall enter all transactions, current inventory, and other information as required by the State into the statewide monitoring system as required by law.

B. Security.

1. Designated Consumption Establishments shall continuously monitor the entire premises on which they are operated with surveillance systems that include security cameras that operate 24 hours a day, seven (7) days a week. The video recordings shall be maintained in a secure, off-site location for a period of 30 days, and must be coordinated with the Oakland County Sheriff's Department.

2. Any usable marihuana remaining on the premises of a Designated Consumption Establishment while the Designated Consumption Establishment is not in operation shall be secured in a safe permanently affixed to the premises.

C. Nuisance Prohibited. No Designated Consumption Establishment shall be operated in a manner creating noise, dust, vibration, glare, fumes, or odors detectable to normal senses beyond the boundaries of the property on which the Designated Consumption Establishment is operated.

D. Licensing.

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of a Designated Consumption Establishment.

2. A Designated Consumption Establishment is Special Land Use and shall be limited to Downtown Adult-Use Marihuana Business Overlay District as identified in the City zoning ordinance and on the City Zoning Map, with three (3) Designated Consumption Establishments permitted north of Huron Street, and three (3) Designated Consumption Establishments permitted south of Huron Street.

3. Except as otherwise permitted by state law and the City's Adult-Use Marihuana Business Ordinance Designated Consumption Establishments are not permitted within the same facility locations as non-marihuana uses.

E. Disposal of Waste. Disposal of marihuana shall be accomplished in a manner that prevents its acquisition by any person who may not lawfully possess it and otherwise in conformance with State law.

F. Signage.

1. It shall be prohibited to display any signs that are inconsistent with local laws or regulations or State law.

2. It shall be prohibited to use advertising material that is misleading, deceptive, or false, or that is designed to appeal to minors or in violation of LARA regulations.

3. It shall be prohibited to use the symbol or image of a marihuana leaf in any exterior building signage.

4. No licensed Designated Consumption Establishment shall place or maintain, or cause to be placed or maintained, an advertisement of marihuana in any form or through any medium:

a. Within 1,000 feet of the real property comprising a public or private elementary, vocational, or secondary school; and

b. Within 100 feet of a public or private youth center, public swimming pool or a church or other structure in which religious services are conducted.

G. Co-Location. There shall be no accessory uses permitted within the same Designated Consumption Establishment location other than a grower, processor, adult-use marihuana retailer, or social equity retailer, provided all said uses are in conformance with this Zoning Ordinance, City's Adult-Use Marihuana Business ordinance, the Michigan Regulation and Taxation of the Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq. ("MRTMA") and state and local regulations promulgated thereunder.

H. Site Design.

Any adult-use marihuana business seeking approval from the City of Pontiac shall comply with the following site design standards, even if the site is the location of an existing business. These standards are for the public health, safety, aesthetics, and well-being of the business, patrons, and surrounding residential neighborhoods.

1. **Four-sided Architecture.** All Building Façades visible from an adjacent Lot or Street shall be constructed with the same building material quality and compatible architectural variety on all Building Façades in a compatible context to the rest of the building.

2. **Landscaping.** The applicant shall establish the required landscape buffer and required landscaping as set forth in Chapter 4 within any buffer between the proposed adult-use marihuana facilities, including bufferyards adjacent or across the street from properties zoned R-1, R-1a, R-1b, and R-2 where there are existing non-conformities. Existing buildings and utility boxes are exempt from this bufferyard and landscaping requirement. Where underground and overhead utility lines exist, appropriate landscaping shall be installed to not interfere with the public utility lines.

3. **Site Lighting.** An adult-use marihuana site shall meet all the required lighting standards of Chapter 5. Additionally, exterior lighting fixtures including neon, LED, flashing lights, or similarly noxious or obtrusive lighting or effects shall be prohibited. Each site shall have a minimum lighting standard of 0.5 Foot-candles Average Maintained: Measured at grade in all parking and loading areas and pedestrian pathways. Actual site measurement compliance shall not drop below a minimum of 0.3 foot-candles at any one location. For design purposes, the light loss factor (LLF) shall be calculated at:

- a. 0.7 LLF for Incandescent, Metal Halide, and Mercury Vapor lamp sources.
- b. 0.8 LLF for Fluorescent and Sodium lamp sources.
- c. 0.9 LLF for Light Emitting Diode (LED) lamp sources.

4. **Window and Window Coverings.** Pursuant to MCL 333.27961, establishments may not allow cultivation, processing, sale, or display of marihuana or marihuana accessories to be visible from a public place outside of the marihuana establishment without the use of binoculars, aircraft, or other optical aids.

a. Generally, no more than 60% of the total window area may be opaque in appearance. However, the Planning Commission may approve an increase above 60% in total window area, which may be opaque in appearance if necessary for the Establishment to comply with this section and MCL 333.27961.

b. While opaque windows are authorized pursuant to the requirements of this section, such opacity shall only be accomplished by blackening or other means (such as covering behind or in front of the window) and shall not be accomplished by the boarding of windows. The boarding of windows shall only be authorized under the following circumstances: (1) severe weather conditions which necessitate the boarding of windows to avoid damage to the Establishment or (2) if necessary for the duration of short-term construction, not to exceed a ninety (90) day period.

c. In the event the Planning Commission determines that architectural profiles as depicted on submitted plans is inadequate for purposes of aesthetics, the Planning Commission may require Developer provide alternative architectural elements in lieu of clear, transparent windows, including but not limited to, changes in lighting, landscaping, projections or recesses on a wall plane. Boarding, blacking out (by use of any color or shade), or opaqueness of windows is not considered clear, transparent or translucent.

5. Exterior Paint and Signage. Exterior surfaces and signage of a Designated Consumption Establishment as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

2.556 Adult-Use Marihuana Safety Compliance Facility.

“Safety compliance facility” means a safety compliance facility as defined by the MRTMA and the administrative Marihuana Rules, including R 420.107 as amended, that takes or receives marihuana from a licensed grower, processor, retailer, social equity retailer, or Class A Microbusiness, collects random samples, tests the marihuana for contaminants, potency, and for tetrahydrocannabinol and other cannabinoids, and returns the test results, and may return the marihuana to a licensed grower, processor, retailer, social equity retailer, or Class A Microbusiness.

A. General Provisions.

1. Consumption, smoking, and inhalation of marihuana and/or alcohol shall be prohibited on the premises of a marihuana safety compliance facility, and a sign shall be posted on the premises of each marihuana safety compliance facility indicating that consumption is prohibited on the premises.
2. The premises shall be open for inspection and/or investigation at any time by City investigators during the stated hours of operation and at such other times as anyone is present on the premises. The premises shall be open for inspection and/or investigation at any time by the City Fire Department or Building Department. If the inspection or investigations indicate non-compliance with the City's Municipal Code, Building Code, Fire Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement or Fire Marshal the operations shall be suspended until property owner or operator brings the premises into compliance.
3. Marihuana safety compliance facilities shall maintain a log book and/or a database accurately identifying all transactions, current inventory, and other information by date and source. A safety compliance facility shall enter all transactions, current inventory, and other information as required by the State into the statewide monitoring system as required by law.

B. Security.

1. The marihuana safety compliance facility shall continuously monitor the entire premises on which it is operated with surveillance systems that include security cameras that operate 24 hours a day, seven (7) days a week. The video recordings shall be maintained in a secure, off-site location for a period of 30 days, and must be coordinated with the Oakland County Sheriff's Department.
2. Any usable marihuana remaining on the premises of a marihuana safety compliance facility while the marihuana safety compliance facility is not in operation shall be secured in a safe permanently affixed to the premises.
3. All marihuana shall be contained within the building in an enclosed, locked facility in accordance with the MRTMA, as amended.

C. Space Separation.

1. Unless permitted by the MRTMA, public areas of the marihuana safety compliance facility must be separated from restricted or nonpublic areas of the safety compliance facility by a permanent barrier.
2. Unless permitted by the MRTMA, no marihuana is permitted to be stored in an area accessible to the general public.

D. Nuisance Prohibited. No marihuana safety compliance facility shall be operated in a manner creating noise, dust, vibration, glare, fumes, or odors detectable to normal senses beyond the boundaries of the property on which the marihuana safety compliance facility is operated.

E. Licensing.

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of a marihuana safety compliance facility.
2. Marihuana safety compliance facility uses are permitted in the Cesar Chavez, Walton Blvd., and Downtown Adult-Use Marihuana Business Overlay Districts.

F. Disposal of Waste.

1. Disposal of marihuana shall be accomplished in a manner that prevents its acquisition by any person who may not lawfully possess it and otherwise in conformance with State law.
2. Litter and waste shall be properly removed and the operating systems for waste disposal are maintained in an adequate manner as approved by the City so that they do not constitute a source of contamination in areas where marihuana is exposed.

G. Signage.

1. It shall be prohibited to display any signs that are inconsistent with State and local laws and regulations.
2. It shall be prohibited to use advertising material that is misleading, deceptive, or false, or that is designed to appeal to minors or in violation of LARA regulations.

3. It shall be prohibited to use the symbol or image of a marihuana leaf in any exterior building signage.

4. No licensed marihuana safety compliance facility shall place or maintain, or cause to be placed or maintained, an advertisement of marihuana in any form or through any medium:

a. Within 1,000 feet of the real property comprising a public or private elementary, vocational, or secondary school; and

b. Within 100 feet of a public or private youth center, public swimming pool or a church or other structure in which religious services are conducted.

H. Building Design.

1. Floors, walls and ceilings shall be constructed in such a manner that they may adequately be cleaned and kept clean and in good repair.

2. Any buildings, fixtures and other facilities shall be maintained in a sanitary condition.

3. Exterior Paint and Signage. Exterior surfaces and signage of a Safety Compliance Facility as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

2.557 Adult-Use Marihuana Secure Transporter.

"Secure transporter" means a marihuana-related business located in the City that stores marihuana and transports marihuana between adult-use marihuana businesses for a fee. A secure transporter shall comply at all times with the MRTMA and the rules promulgated thereunder.

A. General Provisions.

1. Consumption and/or use of marihuana shall be prohibited at an establishment of a secure transporter.

2. A vehicle used by a secure transporter is subject to administrative inspection by a law enforcement officer at any point during the transportation of marihuana to determine compliance with all State and local laws, rules, regulations and ordinances.

3. The premises of a secured transporter located within the City shall be open for inspection and/or investigation at any time by City investigators during the stated hours of operation and at such other times as anyone is present on the premises. The premises shall be open for inspection and/or investigation at any time by the City Fire Department. If the inspection or investigations indicate non-compliance with the City's Municipal Code, Building Code, Fire Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement or Fire Marshal the operations shall be suspended until property owner or operator brings the premises into compliance.

4. A secure transporter licensee and each stakeholder thereof shall not have an interest in a grower, processor, retailer, social equity retailer, Class A Microbusiness, Designated Consumption Establishment, or safety compliance facility and shall not be a registered qualifying patient or a registered primary caregiver.

5. All secure transporters shall maintain a log book and/or database identifying each transaction by date, the amount of marihuana and the number of marihuana products being transported and the source. This log shall be available to law enforcement personnel to inspect. A secure transporter shall enter all transactions, current inventory, and other information as required by the State into the statewide monitoring system as required by law.

B. Secure Storage.

1. Storage of marihuana by a secure transporter shall comply with the following:

- a. The storage facility shall not be used for any other commercial purpose.
- b. The storage facility shall not be open or accessible to the general public.
- c. The storage facility shall be maintained and operated so as to comply with all State and local rules, regulations and ordinances.

2. All marihuana stored within the facility shall be stored within enclosed, locked facilities in accordance with the MRTMA, as amended.

C. **Sanitation.** All persons working in direct contact with marihuana being stored by a secure transporter shall conform to hygienic practices while on duty, including but not limited to:

1. Maintaining adequate personal cleanliness.
2. Washing hands thoroughly in adequate hand-washing areas before starting work and at any other time when the hands may have become soiled or contaminated.
3. Refraining from having direct contact with marihuana if the person has or may have an illness, open lesion (including boils, sores, or infected wounds) or any other abnormal source of microbial contamination until the condition is corrected.

D. **Disposal of Waste.**

1. Disposal of marihuana shall be accomplished in a manner that prevents its acquisition by a person who may not lawfully possess it and otherwise in conformance with State law.
2. Litter and waste shall be properly removed and the operating systems for waste disposal are maintained in an adequate manner as approved by the City so that they do not constitute a source of contamination in areas where marihuana is exposed.

E. **Transport Driver.**

1. A secure transporter shall comply with all of the following:
 - a. Each driver transporting marihuana must have a chauffeur's license issued by the State.
 - b. Each employee who has custody of marihuana or money that is related to a marihuana transaction shall not have been convicted of or released from incarceration for a felony under the laws of this State, any other state, or the United States within the past five (5) years.
 - c. Each vehicle shall always be operated with a two (2) person crew with at least one (1) individual remaining with the vehicle during the transportation of marihuana.

2. A route plan and manifest shall be entered into the statewide monitoring system and a copy shall be carried in the transporting vehicle and presented to a law enforcement officer upon request.
3. The marihuana shall be transported by one (1) or more sealed containers and not be accessible while in transit.
4. A secure transporter vehicle shall not bear markings or other indication that it is carrying marihuana or a marihuana-infused product.

F. Signage.

1. It shall be prohibited to display any signs that are inconsistent with local laws or regulations or State law.
2. It shall be prohibited to use advertising material that is misleading, deceptive, or false, or that is designed to appeal to minors or in violation of LARA regulations.
3. It shall be prohibited to use the symbol or image of a marihuana leaf in any exterior building signage.
4. No licensed marihuana secure transporter shall place or maintain, or cause to be placed or maintained, an advertisement of marihuana in any form or through any medium:
 - a. Within 1,000 feet of the real property comprising a public or private elementary, vocational, or secondary school; and
 - b. Within 100 feet of a public or private youth center, public swimming pool or a church or other structure in which religious services are conducted.

G. Licensing.

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of a marihuana secure transporter use.
2. Marihuana secure transporter uses are permitted in the Cesar Chavez and the East Walton Blvd. Marihuana Business Overlay Districts and in the C-1, C-3, M-1 and M-2 zoning districts outside the Adult-Use Marihuana Business Overlay Districts.

3. Marihuana secure transporters are not permitted within the same facility with other adult-use marihuana business uses.

H. **Site Design**

Any adult-use marihuana business seeking approval from the City of Pontiac shall comply with the following site design standards, even if the site is the location of an existing business. These standards are for the public health, safety, aesthetics, and well-being of the business, patrons, and surrounding residential neighborhoods.

1. **Four-sided Architecture.** All Building Façades visible from an adjacent Lot or Street shall be constructed with the same building material quality and compatible architectural variety on all Building Façades in a compatible context to the rest of the building.
2. **Landscaping.** The applicant shall establish the required landscape buffer and required landscaping from Chapter 4 within any buffer between the proposed adult-use marihuana facilities, including bufferyards adjacent or across the street from properties zoned R-1, R-1a, R-1b, and R-2 where there are existing non-conformities. Existing buildings and utility boxes are exempt from this bufferyard and landscaping requirement. Where underground and overhead utility lines exist, appropriate landscaping shall be installed to not interfere with the public utility lines.
3. **Site Lighting.** An adult-use marihuana site shall meet all the required lighting standards of Chapter 5. Additionally, exterior lighting fixtures including neon, LED, flashing lights, or similarly noxious or obtrusive lighting or effects shall be prohibited. Each site shall have a minimum lighting standard of 0.5 Foot-candles Average Maintained: Measured at grade in all parking and loading areas and pedestrian pathways. Actual site measurement compliance shall not drop below a minimum of 0.3 foot-candles at any one location. For design purposes, the light loss factor (LLF) shall be calculated at:
 - a. 0.7 LLF for Incandescent, Metal Halide, and Mercury Vapor lamp sources.
 - b. 0.8 LLF for Fluorescent and Sodium lamp sources.
 - c. 0.9 LLF for Light Emitting Diode (LED) lamp sources.
4. **Window and Window Coverings.** Pursuant to MCL 333.27961, establishments may not allow cultivation, processing, sale, or display of marihuana or marihuana accessories to

be visible from a public place outside of the marihuana establishment without the use of binoculars, aircraft, or other optical aids.

a. Generally, no more than 50% of the total window area may be opaque in appearance. However, the Planning Commission may approve an increase above 50% in total window area, which may be opaque in appearance if necessary for the Establishment to comply with this section and MCL 333.27961.

b. While opaque windows are authorized pursuant to the requirements of this section, such opacity shall only be accomplished by blackening or other means (such as covering behind or in front of the window) and shall not be accomplished by the boarding of windows. The boarding of windows shall only be authorized under the following circumstances: (1) severe weather conditions which necessitate the boarding of windows to avoid damage to the Establishment or (2) if necessary for the duration of short-term construction, not to exceed a ninety (90) day period.

c. In the event the Planning Commission determines that architectural profiles as depicted on submitted plans is inadequate for purposes of aesthetics, the Planning Commission may require Developer provide alternative architectural elements in lieu of clear, transparent windows, including but not limited to, changes in lighting, landscaping, projections or recesses on a wall plane. Boarding, blacking out (by use of any color or shade), or opaqueness of windows is not considered clear, transparent or translucent.

5. Exterior Paint and Signage. Exterior surfaces and signage of a Secure Transporter Establishment as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

2.558 Temporary Marihuana Event.

“Temporary Marihuana Event” means a temporary license held by a Temporary Marihuana Event Organizer for an event where the onsite sale or consumption of marihuana products, or both, are authorized to permit individuals 21 years of age and older to consume marihuana products on the premises indicated on the state license during the dates indicated on the state license.

A. General Provisions.

1. Use or consumption of alcohol shall be prohibited on the premises of a Temporary Marihuana Event and signs shall be posted at the Temporary Marihuana Event indicating that alcohol consumption is prohibited on the premises.
2. The premises or location of the Temporary Marihuana Event shall be open for inspection and/or investigation at any time by City investigators, including City Fire Department, Building Department or other law enforcement agencies. If the inspection or investigations indicate non-compliance with the City's Municipal Code, Building Code, Fire Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement or Fire Marshal the event shall be suspended until Temporary Marihuana Event Organizer brings the premises into compliance.
3. Temporary Marihuana Events shall maintain a log book and/or a database identifying by date the amount of marihuana on the premises and from which particular source. A Temporary Marihuana Event shall enter all transactions, current inventory, and other information as required by the State into the statewide monitoring system as required by law.

B. Licensing.

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of the Temporary Marihuana Event.
2. Temporary Marihuana Events are only permitted in the Downtown Adult-Use Marihuana Business Overlay District.
3. The hours of operation of a Temporary Marihuana Event shall be from 7:00 am to 10:00 pm. A single Temporary Marihuana Event may not exceed a maximum two (2) day period. The total days that Temporary Marihuana Events may take place shall not exceed four (4) days total in any calendar month.
4. The Temporary Marihuana Event Organizer shall submit for approval a zoning application for a Temporary Marihuana Event which shall include permission from the

property owner and provide hours of operation, a detailed narrative of the event, an operational plan, a security and safety plan and safety measures.

5. The Temporary Marihuana Event Organizer shall submit for approval a site plan identifying pedestrian and vehicular parking areas.

2.559 Primary (Medical Marihuana) Caregiver or Caregiver.

"Primary Caregiver" or "Caregiver" means a person who is at least 21 years old and who has agreed to assist with a Qualifying patient's medical use of marihuana and who has not been convicted of any felony within the past 10 years, has never been convicted of a felony involving illegal drugs or a felony that is an assaultive crime as defined in section 9a of chapter X of the code of criminal procedure, 1927 PA 175, MCL 770.9a, and holds a current and valid registration with the State of Michigan in accordance with the Michigan Medical Marihuana Act, Initiated Law 1 of 2008, MCL 333.26421 et seq. ("MMMA"), and any applicable City permit. A registered caregiver shall comply at all times with the MMMA, the rules promulgated thereunder, this ordinance, and applicable City ordinances. The term "Qualifying patient" means qualifying patient under the MMMA.

A. General Provisions.

1. A registered primary caregiver, operating in compliance with the MMMA, the rules promulgated thereunder, the requirements of this ordinance and applicable City ordinances, shall be permitted only in zoning districts IP-1 and M-1 by special exception. The City makes the following findings in support of its determination that the regulation of primary caregivers as permitted in zoning districts IP-1 and M-1 by special exception is consistent with the purposes and intent of the MMMA:

- a. The MMMA's protections are limited to individuals suffering from serious or debilitating medical conditions or symptoms, to the extent that the individuals' marihuana use is carried out in compliance with the provisions of the MMMA, including the provisions related to the operations of registered primary caregivers.
- b. The MMMA's definition of "medical use" of marihuana includes the "transfer" of marihuana "to treat or alleviate a registered qualifying patient's debilitating medical condition or symptoms associated with the debilitating medical condition," but only if

such "transfer" is performed by a registered primary caregiver who is connected with the same qualifying patient through the registration process established by the Department of Licensing and Regulatory Affairs, and who is otherwise operating in strict compliance with the MMMA and the MMMA General Rules.

- c. The MMMA provides that a registered primary caregiver may assist no more than five (5) qualifying patients with their medical use of marihuana.
- d. By permitting the operations of registered primary caregivers by special exception in zoning districts IP-1 and M-1, the City promotes the MMMA's purpose of ensuring that (i) a registered primary caregiver is not assisting more than five (5) qualifying patients with their medical use of marihuana, and (ii) a registered primary caregiver does not unlawfully expand its operations beyond five (5) qualifying patients so as to become an illegal commercial grow operation.

2. Consumption, smoking, and inhalation of marihuana and/or alcohol shall be prohibited on the premises of a primary caregiver, and a sign shall be posted on the premises of each facility indicating that consumption is prohibited on the premises.

3. The premises shall be open for inspection and/or investigation at any time by City investigators during the stated hours of operation and at such other times as anyone is present on the premises. The premises shall be open for inspection and/or investigation at any time by the City Fire Department or Building Department. If the inspection or investigations indicate non-compliance with the City's Municipal Code, Building Code, Fire Code and/or Zoning Code, then upon order from the City Building Official, City Code Enforcement or Fire Marshal the operations shall be suspended until property owner or operator brings the premises into compliance.

4. Acquisition, possession, cultivation, use, delivery or distribution of marihuana by the primary caregiver, shall be conducted indoors. A registered primary caregiver may keep and cultivate, in an "enclosed, locked facility" (as that term is defined by the MMMA), up to 12 marihuana plants for each registered qualifying patient with whom the registered primary caregiver is connected through the registration process established by the Department of Licensing and Regulatory Affairs, and up to 12 additional marihuana plants for personal use if the primary caregiver is also registered as a qualifying patient under the MMMA.

5. The primary caregiver shall maintain a log book and/or database identifying by date the amount of marihuana and the number of marihuana plants on the premises which shall not exceed the amount permitted under the MMMA. This log shall be available to law enforcement personnel to confirm that the primary caregiver does not have more marihuana than authorized at the location and shall not be used to disclose more information than is reasonably necessary to verify the lawful amount of marihuana at the facility.

6. The primary caregiver shall, at all times, comply with the MMMA and the rules and regulations of the Department of Licensing and Regulatory Affairs—Bureau of Marihuana Regulations (“LARA”), as amended from time to time.

7. A certificate of occupancy shall be required for any Caregiver licensed under this Article. No certificate of occupancy shall be issued for any Caregiver facility exceeding 2,000 square feet, regardless of the number of caregivers on site at any time.

B. Security.

1. The primary caregiver facility shall continuously monitor the entire premises on which it is operated with surveillance systems that include security cameras that operate 24 hours a day, seven (7) days a week. The video recordings shall be maintained in a secure, off-site location for a period of 30 days, and must be coordinated with the Oakland County Sheriff's Department.

2. Any usable marihuana remaining on the premises of a primary caregiver while the marihuana facility is not in operation shall be secured in a safe permanently affixed to the premises.

C. Space Separation.

1. Unless permitted by the MMMA, public areas of the primary caregiver facility must be separated from restricted or nonpublic areas of the primary caregiver facility by permanent barrier.

2. Unless permitted by the MMMA, no marihuana is permitted to be stored or displayed in an area accessible to the general public.

D. Nuisance Prohibited.

1. Primary caregiver facilities shall be free from Infestation by insects, rodents, birds, or vermin of any kind.
2. Primary caregiver facilities shall produce no products other than usable marihuana intended for human consumption.
3. No primary caregiver facility shall be operated in a manner creating noise, dust, vibration, glare, fumes, or odors detectable to normal senses beyond the boundaries of the property on which the marihuana grower is operated.

E. Licensing.

1. The state license and city permit required by this chapter shall be prominently displayed on the premises of a primary caregiver facility.
2. Primary caregiver uses are not permitted outside the IP-1 and M-1 zoning districts.
3. Except for the primary caregiver, no other person shall deliver marihuana to the qualifying patient.

F. Disposal of Waste.

1. Disposal of marihuana shall be accomplished in a manner that prevents its acquisition by any person who may not lawfully possess it and otherwise in conformance with State law.
2. Litter and waste shall be properly removed and the operating systems for waste disposal are maintained in an adequate manner as approved by the City so that they do not constitute a source of contamination in areas where marihuana is exposed.
3. That portion of the structure where the storage of any chemicals such as herbicides, pesticides, and fertilizers shall be subject to inspection and approval by the local Fire Department to ensure compliance with the Michigan Fire Protection Code.

G. Signage.

1. It shall be prohibited to display any signs that are inconsistent with State and local laws and regulations.
2. It shall be prohibited to use advertising material that is misleading, deceptive, or false, or that is designed to appeal to minors or in violation of LARA regulations.
3. It shall be prohibited to use the symbol or image of a marihuana leaf in any exterior building signage.
4. No registered primary caregiver shall place or maintain, or cause to be placed or maintained, an advertisement of marihuana in any form or through any medium:
 - a. Within 1,000 feet of the real property comprising a public or private elementary, vocational, or secondary school; and
 - b. Within 100 feet of a public or private youth center, public swimming pool or a church or other structure in which religious services are conducted.

H. Building Design.

1. Floors, walls, and ceilings shall be constructed in such a manner that they may adequately be cleaned and kept clean and in good repair.
2. Any buildings, fixtures, and other facilities shall be maintained in a sanitary condition.
3. All necessary building, electrical, plumbing, and mechanical permits shall be obtained for any portion of the structure in which electrical wiring, lighting, and/or watering devices that support the cultivation, growing, or harvesting of marihuana are located.

I. Site Design

Primary caregivers seeking approval from the City shall comply with the following site design standards. These standards are for the public health, safety, aesthetics, and well-being of the business, patrons, and surrounding residential neighborhoods.

1. **Landscaping.** The applicant shall establish the required landscape buffer and required landscaping from Chapter 4 within any buffer between the proposed adult-use marihuana facilities, including bufferyards adjacent or across the street from properties

zoned R-1, R-1a, R-1b, and R-2 where there are existing non-conformities. Existing buildings and utility boxes are exempt from this bufferyard and landscaping requirement. Where underground and overhead utility lines exist, appropriate landscaping shall be installed to not interfere with the public utility lines.

2. **Window and Window Coverings.** Pursuant to MCL 333.27961, establishments may not allow cultivation, processing, sale, or display of marihuana or marihuana accessories to be visible from a public place outside of the marihuana establishment without the use of binoculars, aircraft, or other optical aids.

- a. Generally, no more than 60% of the total window area may be opaque in appearance. However, the Planning Commission may approve an increase above 60% in total window area, which may be opaque in appearance if necessary for the Establishment to comply with this section and MCL 333.27961.

- b. While opaque windows are authorized pursuant to the requirements of this section, such opacity shall only be accomplished by blackening or other means (such as covering behind or in front of the window) and shall not be accomplished by the boarding of windows. The boarding of windows shall only be authorized under the following circumstances: (1) severe weather conditions which necessitate the boarding of windows to avoid damage to the Establishment or (2) if necessary for the duration of short-term construction, not to exceed a ninety (90) day period.

- c. In the event the Planning Commission determines that architectural profiles as depicted on submitted plans is inadequate for purposes of aesthetics, the Planning Commission may require Developer provide alternative architectural elements in lieu of clear, transparent windows, including but not limited to, changes in lighting, landscaping, projections or recesses on a wall plane. Boarding, blacking out (by use of any color or shade), or opaqueness of windows is not considered clear, transparent or translucent.

4. **Exterior Paint and Signage.** Exterior surfaces and signage of a Primary Caregiver Facility as defined herein shall not be painted any shade of green or be constructed of any material that is green in appearance.

Amend Article 3 Special Purpose – Zoning District is amended to add Chapter 12 Adult Use Marihuana Business Districts

3.1201 Intent.

The purpose of the Adult-Use Marihuana Business Overlay Districts is to provide for the placement of adult-use marihuana business establishments and related uses as authorized in accordance with the Michigan Regulation and Taxation of the Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq. ("MRTMA") and the City's Adult-Use Marihuana Business Ordinance, so as to protect the public health, safety, and welfare of residents of the City and to minimize potential adverse impacts on adjacent property owners and neighborhoods.

3.1202 Adult-Use Marihuana Business Overlay District Uses.

Except as otherwise provided or restricted by this ordinance, the City's Adult-Use Marihuana Business Ordinance and the regulations promulgated thereunder, the following adult-use marihuana business uses are authorized in the Adult-Use Marihuana Business Overlay Districts, provided the development also meets the design and building standards set forth in Section 3.1212 and Article 2, Chapter 5, Development Standards for Specific Uses:

- A. Retailer;
- B. Social Equity Retailer;
- C. Safety compliance facility;
- D. Secure transporter;
- E. Grower;
- F. Processor;
- G. Class A Marihuana Microbusiness;
- H. Designated Consumption Establishment;
- I. Temporary Marihuana Event.

3.1203 Adult-Use Marihuana Business Overlay District Permitted Accessory Uses.

- A. Off-street parking, loading and unloading as required per Section 4.307; and
- B. Any use that is not incidental to the permitted principal use.

3.1204 Adult-Use Marihuana Business Overlay District Requiring Site Plan Review.

All adult-use Marihuana business uses are subject to site plan review set forth in Section 6.202.

3.1205 Licensing.

All operators of adult-use marihuana businesses listed in Section 3.1202 must obtain State of Michigan license and applicable City of Pontiac permits, including but not limited to, adult-use marihuana businesses, building, and zoning.

3.1206 Standards for Approval.

For consideration of adult-use marihuana business uses by the Planning Commission, the Commission shall review each application for the purpose of determining that each adult-use marihuana business on its location will satisfy the following criteria:

- A. The adult-use marihuana business will not impact surrounding residential neighborhoods.
- B. The adult-use marihuana business will provide easy access for persons with accessible parking.
- C. The adult-use marihuana business will be adequately served by utilities with sufficient capacity.
- D. The corridors and streets surrounding the adult-use marihuana business will have the capacity to accommodate Adult-Use Marihuana Business Overlay District's potential increases in traffic volumes.
- E. The adult-use marihuana business will demonstrate a safe and secure environment and uphold the public welfare of the community.
- F. The adult-use marihuana business will not add unintended or impromptu costs to City and municipal services.
- G. The adult-use marihuana business will comply with Section 6.303, Standards for Approval.

3.1207 Adult-Use Marihuana Business Overlay District Location Description.

Adult-Use Marihuana Business Overlay District boundaries are established on the Adult-Use Marihuana Business Overlay District maps. These overlay districts are part of the City of Pontiac Zoning Map. The Adult-Use Marihuana Business Overlay District maps may be a single sheet or composed of several map sheets and shall be kept on record in the City of Pontiac Clerk and Building Safety offices.

The adult-use marihuana business uses permitted in the Adult-Use Marihuana Business Overlay District must meet the following requirements:

A. East Walton Overlay District (Overlay District 1). All properties along Walton Blvd. and streets north of Walton Blvd., but not including areas north of Collier Road between the west side of Telegraph Road to Fuller Street, including those contained within Overlay Map 1 for this Adult-Use Marihuana Business Overlay District.

1. Not more than eight (8) permits to operate an Adult-Use Marihuana Retailer and/or Adult-Use Marihuana Social Equity Retailer shall be awarded in this Overlay District No. 1. See Overlay Map 1 for this Adult-Use Marihuana Business Overlay District.

B. Cesar Chavez District (Overlay District 2). All properties along Cesar Chavez, starting from the Kennett Road Landfill and areas south to Cesar Chavez to W. Montcalm St.

1. Not more than seven (7) licenses to operate an Adult-Use Marihuana Retailer and/or Adult-Use Marihuana Social Equity Retailer shall be awarded in this Overlay District No. 2. See Overlay Map 2 for this Adult-Use Marihuana Business Overlay District.

C. Downtown Overlay District (Overlay District 3). All properties within Downtown District.

1. Not more than six (6) permits to operate an Adult-Use Marihuana Retailer and/or Adult-Use Marihuana Social Equity Retailer shall be awarded in this Overlay District No. 3. See Overlay Map 3 for this Adult-Use Marihuana Business Overlay District.

2. In addition, Designated Consumption Establishments shall be limited to Downtown Adult-Use Marihuana Business Overlay District, with a maximum of three (3) Designated Consumption Establishments permitted north of Huron Street and a maximum of three (3) Designated Consumption Establishments permitted south of Huron Street.

D. **Woodward Gateway Overlay District (Overlay District 4).** All Properties located along Woodward Avenue that are depicted within Overlay Map 4 (Starting from Huron Street and continuing South along Woodward and ending South of South Boulevard).

1. Not more than three (3) licenses to operate an Adult-Use Marihuana Retailer and/or Adult-Use Marihuana Social Equity Retailer shall be awarded in this Overlay District No.
4. See Overlay Map 4 for this Adult-Use Marihuana Business Overlay District.

The overlay district is a regulatory tool to implement the establishment of adult-use marihuana businesses in the City of Pontiac. An overlay district is applied over one (1) or more previously established zoning districts, establishing additional or stricter regulations, standards and criteria for adult-use marihuana business uses in addition to those of the underlying zoning district.

3.1208 Buffer Distance Restrictions.

A. Except in the Downtown Overlay District, A proximity of any proposed adult-use marihuana businesses shall not be less than:

1. One thousand (1,000) feet from an operational public or private school;
2. Five hundred (500) feet from an operational commercial childcare organization (non-home occupation) that is licensed and registered with the State of Michigan Department of Health and Human Services or its successor agency;
3. Five hundred (500) feet from a public park;
4. Except in the Downtown Overlay District (OVERLAY No. 3). All properties, in all other overlay districts, a proposed adult-use marihuana businesses shall not be less than five hundred (500) feet from a religious institution that is defined as tax exempted by the Oakland County Assessor; and

B. Such distance between the school, childcare center, public park, or religious institution, and the contemplated location 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, childcare center, or religious institution, ~~residential dwelling unit~~ or from the entrance to a public park, and from the

primary point of ingress to the adult-use marihuana business along the centerline to the primary street address building entrance.

C. If a parcel lot of the Adult-Use Marihuana establishment does not meet the minimum buffer distance as set forth above, an Adult-Use marihuana retailer and/or Adult-Use Marihuana Social Equity Retailer shall be prohibited at that location.

3.1209 Co-Location.

A. Consistent with the Michigan Regulation and Taxation of the Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq. ("MRTMA") and rules promulgated by the Department, the City's Adult-Use Marihuana Ordinance, and except as other provided in the zoning ordinance, any combination of growers, processors, marihuana retailers, social equity retailers, Class A Microbusinesses, and designated consumption establishments may operate as separate adult-use marihuana businesses at the same physical location.

B. Consistent with the MRTMA and rules promulgated by the Department, applicants for class C grower permits shall be allowed to receive multiple such permits and operate under each permit in a single establishment.

3.1210 Building Design, Area, Height, Bulk, and Placement.

A. Four-sided Architecture: All Building Façades visible from an adjacent Lot or Street shall be constructed with the same building material quality and compatible architectural variety on all Building Façades in a compatible context to the rest of the building.

B. Building and design improvements must comply with the underlying zoning requirements of Article 2, Chapter 4, Private Frontage Design Standards, and the specific uses development standards outlined in Article 2, Chapter 5.

C. If the provisions of the Adult-Use Marihuana Business Overlay District are silent on building and design requirements, the requirements of the underlying district shall apply.

D. If the building and design requirements of the Adult-Use Marihuana Business Overlay District conflict with the requirements of the underlying district, then the building and design requirements of the Adult-Use Marihuana Business Overlay District shall supersede the underlying district regulations.

E. Odor shall be managed through the installation of activated carbon filters on exhaust outlets to the building exterior from any rooms used for production, processing, testing, packaging, selling, research and warehousing. Negative air pressure shall be maintained within the rooms.

F. An alternative odor control system may be approved by the Pontiac Building Official based on a report by a registered mechanical engineer licensed by the State of Michigan, demonstrating that the alternative system will control odor equally or better than the required activated carbon filtration system.

G. Generators must be installed to operate the air filter system in case of power outage or failure.

H. Exterior lighting fixtures including neon, LED, flashing lights, or similarly noxious or obtrusive lighting or effects shall be prohibited, including lighting device with intermittent fading, flashing, blinking, rotating or strobe light illumination on any adult-use marihuana business building, structure or property.

I. Luminous tube lighting (e.g., neon, rope lighting) shall not be used to outline or frame doors, building elevators and/or windows.

J. Luminous tube and exposed bulb fluorescent lighting is prohibited as an architectural detail on all building/structures (e.g., along the roof line, eaves) and on all building facades.

K. Exterior site lighting must be installed in site parking areas, egress, and ingress areas. Lighting must be compliant with Article 4, Chapter 5.

L. It shall be prohibited to display any signs that are inconsistent with State or local law, and Article 5.

M. It shall be prohibited to use the symbol or image of a marihuana leaf or the medical "green cross" symbol in any exterior building signage.

N. The following sign language is not permitted on any adult-use marihuana business building use: Marihuana, Marijuana, Cannabis, Ganja, Dope, Roach, Hash, Reefer or any other word/phrase with similar likeness.

O. Window signs that occupy not more than ten percent of the inside surface of the window area of each floor level of a business or building are permitted.

3.1211 Alternative Design Standards Applicable to Adult-Use Marihuana Retail and Social Equity Retail Establishments in Woodward Gateway Overlay District

Due to Woodward Gateway Overlay District's standing as a strategic corridor for growth and development in the City, the District's status as the "Gateway" (i.e. entry) to the City of Pontiac, additional standards shall apply in this District as set forth herein to provide adequate screening from adjacent properties and maintain the character and quality of Developments located at the entryway to the City. In the event that a design standard set forth in this section conflicts with any alternative design standards set forth in this Chapter, the design standards set forth herein shall be applied to the Woodward Gateway Overlay District. Nothing in this Section shall be construed as negating the requirement for Adult-Use Retailer and Social Equity Retailer establishments located in the Woodward Gateway Overlay District to comply with any regulations set forth in this Chapter that do not otherwise conflict with this Section.

For the reasons set forth herein, the additional design standards set forth in this Section shall apply to Adult-Use Marihuana Retailers and Social Equity retailers located in the Woodward Gateway Overlay District:

- A. A five (5) foot bufferyard shall be maintained on all sides of the parcel and shall conform to the following standards:
 - 1. The bufferyard may be interrupted only to provide for roads or driveways for vehicular access.
 - 2. Grass, ground cover, or other suitable live plant material shall be planted over the entire bufferyard area, except that paving may be used in areas of intensive pedestrian circulation.
 - 3. A minimum of two (2) deciduous canopy trees shall be planted for each 100 lineal feet, or portion thereof, of required bufferyard length. Alternatively, one (1) deciduous canopy tree and four (4) evergreen trees shall be planted for each 100 lineal feet, or portion thereof, of required bufferyard length. Deciduous canopy trees and/or evergreen trees set forth under this Section shall meet the minimum caliper requirements as set forth under the City of Pontiac's Zoning Ordinance, Article 4, Chapter 4.

4. For the purpose of determining required plant material, required bufferyard area length shall be measured along the exterior periphery of the bufferyard area.
5. Parking Lot Landscaping Requirements:
 - a. Any premises having a parking lot or lots with an area of 6,000 square feet or greater shall provide landscape areas within the interior of the parking lot.
 - b. Interior landscaping shall provide coverage of eight percent (8%) of the parking lot surface area.
 - c. Landscaped areas shall be placed within the perimeter of a parking lot. The perimeter of a parking lot is defined by placing a simple geometric shape around the external edges of the lot. Landscaping areas located in the corners or otherwise set in from the edge of the parking lot where such area would otherwise be paved are considered to be within the parking lot and may be included as a part of the required landscaping.
 - d. Required parking or paving setbacks, screening, bufferyard, or other landscaping required by this ordinance shall not be utilized to meet any other requirement of these landscaping provisions.
 - e. A minimum of one (1) canopy tree, one (1) understory tree, and two (2) shrubs shall be installed for every 300 square feet of landscaped area.
 - f. The use of concrete, asphalt or other paved surface inside the required landscape areas shall be prohibited.
 - g. All landscaped areas shall be designed and located to standards acceptable to the Planning Commission that clearly define internal streets, traffic lanes and parking areas and maintain intersection sight distance. In addition:
 - 1) Landscaped areas within a parking lot shall have a minimum width of nine (9) feet.
 - 2) Raised concrete curbing shall be placed around the perimeter of all landscaped areas located within a parking lot. Up to two (2) gaps each of 12

inches or less are permitted per landscaped area to allow for the drainage of stormwater into landscape islands for the purposes of irrigation.

3.1212 Review Authority and Establishment.

A. The Planning Commission shall be the special exception and site plan review authority for the permitted adult-use marihuana business uses in the Adult-Use Marihuana Business Overlay Districts.

B. Adult-use marihuana business uses must be in accordance with the Special Exception permit review standards contained in Article 6, Chapter 3.

C. A special exception permit for adult-use marihuana business uses requires public notice of 500 feet from the proposed adult-use marihuana business.

D. All permitted adult-use marihuana businesses uses must be in accordance with the uses and development standards outlined in Article 2.

E. Within the Adult-Use Marihuana Business Overlay Districts all requirements of the underlying districts remain in effect, except where these regulations provide an alternative to such requirements.

Amend Article 4 Chapter 2; Section 4.206, Keeping of Household Animals or Pets.

C. Permitted and Special Exception Uses. Refer to *Table 2.1* for permitted and special exception uses in the IP-1 district.

Amend Article 4 Chapter 3; Section 4.303, Minimum Parking Requirements

B. Minimum Parking Required. The minimum number of off-street parking spaces shall be determined in accordance with the following Table 8. For the list of uses that are included in each category, refer to Table 2.1 or the use definition categories in Article 7, Chapter 2.

Article 7 – Definitions - amend to Add Chapter 2 Definitions, and Chapter 3, General Definitions as follows:

Article 7 – Chapter 2 Definitions

7.202 Commercial, Office and Service Uses.

[Add] “Designated Consumption Establishment” means a licensed marihuana establishment authorized to permit individuals 21 years of age and older to consume marihuana products on the licensed commercial premises.

[Add] “Class A Microbusiness” means a licensed and City-permitted 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 in accordance with MRTMA and the City’s Adult-Use Marihuana Ordinance

[Add] “Marihuana Retailer” or “Social Equity Retailer” means a licensed and City-permitted marihuana establishment that purchases marihuana from a grower or processor and sells, supplies, or provides marihuana to marihuana establishments and to individuals who are 21 years of age or older in accordance with MRTMA and the City’s Adult-Use Marihuana Business Ordinance.

[Amend] “Safety compliance facility” means a safety compliance facility as defined by the MRTMA and the administrative Marihuana Rules, including R 420.107 as amended, that takes or receives marihuana from a licensed grower, processor, retailer, social equity retailer, or Class A Microbusiness, collects random samples, tests the marihuana for contaminants, potency, and for tetrahydrocannabinol and other cannabinoids, and returns the test results, and may return the marihuana to a licensed grower, processor, retailer, social equity retailer, or Class A Microbusiness.

[Amend] “Secure transporter” means a marihuana-related business located in this State that stores marihuana and transports marihuana between adult-use marihuana businesses for a fee. A secure transporter shall comply at all times with the MRTMA and the rules promulgated thereunder.

7.203 Industrial Uses.

[Add] **Downtown Adult-Use Marihuana Business Overlay District.** See Map 3.

[Add] **Cesar Chavez Adult-Use Marihuana Business Overlay District.** See Map 2.

[Amend] Grower. A commercial entity that cultivates, dries, trims, or cures and packages marihuana for sale to a processor, provisioning center, or marihuana retailer. As used in this ordinance, grower shall include class A growers, class B growers, and class C growers, and as further regulated by either MMFLA or MRTMA as to the number of plants that each class is authorized to grow in accordance with the grower's state license and City permit.

[Add] "Primary Caregiver" or "Caregiver". Is a person who is at least 21 years old and who acquires, possesses, cultivates, uses, delivers or distributes marihuana to treat or alleviate a debilitating medical condition and has agreed to assist with a qualified patient's medical use of marihuana, who has not been convicted of any felony within the past 10 years, has never been convicted of a felony involving illegal drugs or a felony that is an assaultive crime as defined in section 9a of chapter X of the code of criminal procedure, 1927 PA 175, MCL 770.9a, and holds a current and valid registration with the State of Michigan in accordance with the Michigan Medical Marihuana Act, Initiated Law 1 of 2008, MCL 333.26421 et seq. ("MMMA"), and any applicable City permit.

[Amend] K. Processor. Commercial entity that purchases marihuana from a grower and that extracts resin from the marihuana or creates a marihuana-infused product for sale and transfer in package form to a provisioning center or marihuana retailer, including social-equity retailer.

[Amend] Q. Safety Compliance Facility. A safety compliance facility as defined by the MRTMA and the administrative Marihuana Rules, including R 420.107 as amended, that takes or receives marihuana from a licensed grower, processor, retailer, social equity retailer, or Class A Microbusiness, collects random samples, tests the marihuana for contaminants, potency, and for tetrahydrocannabinol and other cannabinoids, and returns the test results, and may return the marihuana to a licensed grower, processor, retailer, social equity retailer, or Class A Microbusiness.

[Amend] S. Secure Transporter. A commercial entity located in this State that stores marihuana and transports marihuana between medical marihuana facilities for a fee, marihuana retailer, or microbusiness Class A.

[Add] **Walton Blvd. Adult-Use Marihuana Business Overlay District.** See Map 1.

[Add] **Woodward Gateway Overlay District.** See Map 4.

Article 7 – General Definitions, Chapter 3

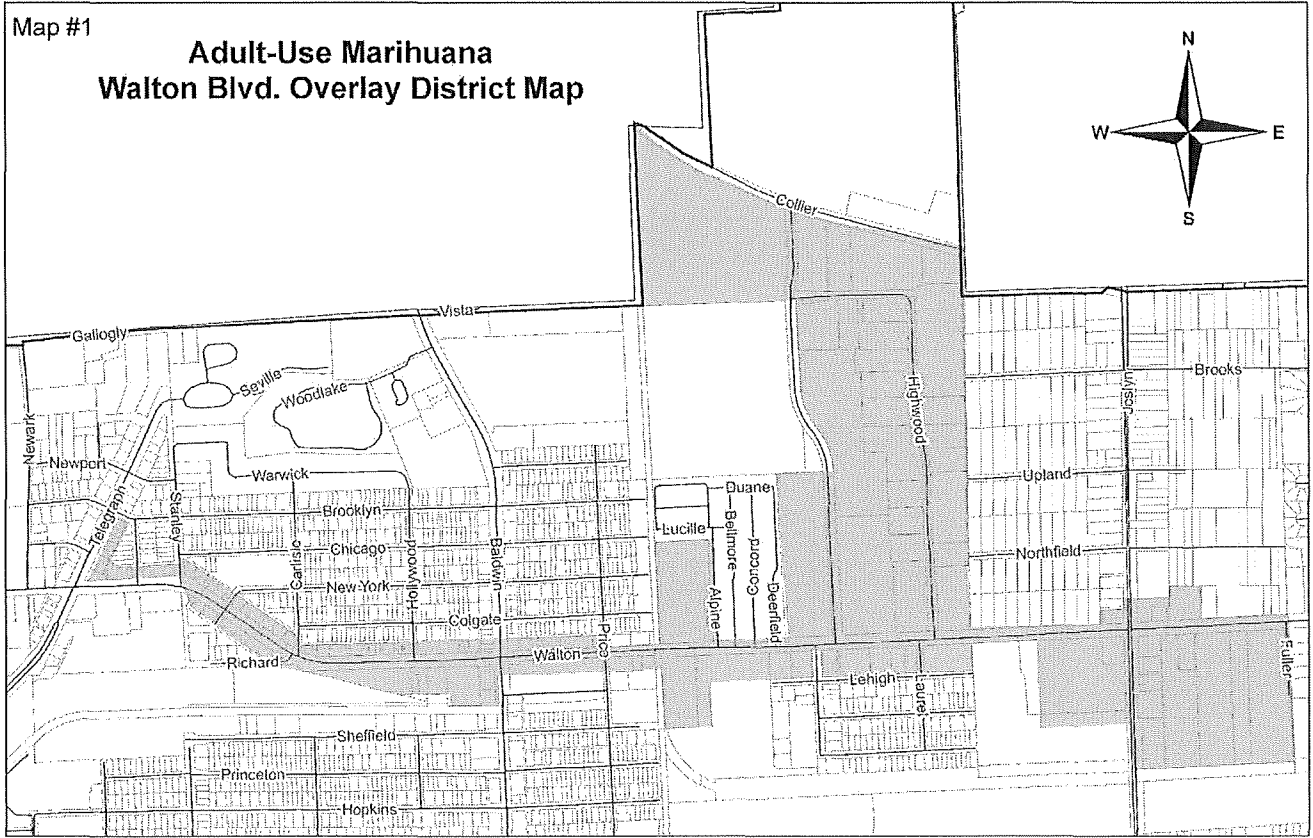
[Add] **MRTMA.** The Michigan Regulation and Taxation of the Marihuana Act, Initiated Law 1 of 2018, being Sections 333.27951 to 333.27967 of the Michigan Compiled Laws, and the administrative rules promulgated thereunder.

[Add] **Marihuana Business.** Are 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.

Section 1. Amendments.

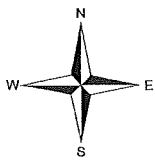
That the Zoning Map of the City of Pontiac, said map being incorporated by reference in the Zoning Ordinance for the City of Pontiac pursuant to Article 2, is hereby amended, changed, and altered so that hereafter the zoning classifications for the below-described areas shall include four (4) Adult Use Marihuana Overlay Districts (AUMODs) as described herein:

- (1) **Adult-Use Marihuana East Walton Overlay District (Overlay District 1)**, (See Map 1, below), which includes all properties along Walton Blvd. and streets north of Walton Blvd., but not including areas north of Collier Road between the west side of Telegraph Road to Fuller Street, subject to all other locational requirements and regulations on adult-use marihuana facilities set forth in the City of Pontiac Zoning Ordinance as to the East Walton Overlay District.
- (2) **Adult-Use Marihuana Cesar Chavez Overlay District (Overlay District 2)**, (See Map 2, below) which includes all properties along Cesar Chavez, starting from the Kennett Road Landfill and areas south to Cesar Chavez to W. Montcalm St., subject to all other locational requirements and regulations on adult-use marihuana facilities as set forth in the City of Pontiac Zoning Ordinance as to the Cesar Chavez Overlay District.
- (3) **Adult-Use Marihuana Downtown Overlay District (Overlay District 3)**, (See Map 3, below), which includes all properties within the Downtown District as depicted in Map 3, subject to all other locational requirements and regulations on adult-use marihuana facilities as set forth in the City of Pontiac Zoning Ordinance as to the Downtown Overlay District.
- (4) **Adult-Use Marihuana Woodward Gateway Overlay District (Overlay District 4)**, (See Map 4, below), which includes all Properties located along Woodward Avenue that are depicted within Overlay Map 4 (Starting from Huron Street and continuing South along Woodward and ending South of South Boulevard.), subject to all other locational requirements and regulations on adult-use marihuana facilities as set forth in the City of Pontiac Zoning Ordinance as to the Woodward Gateway Overlay District.



Map #2

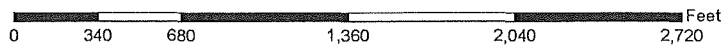
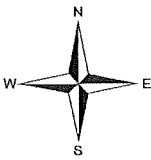
Adult-Use Marihuana Cesar Chavez Overlay District Map



0 500 1,000 2,000 3,000 4,000 Feet

Map #3

Adult-Use Marihuana Downtown Overlay District Map





Section 2. Repealer and Severability.

All other parts and provisions of the Zoning Ordinance shall remain in effect, amended only as provided above. If any section, clause, or provision of this Ordinance shall be declared to be unconstitutional, void, illegal, or ineffective by any Court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

Section 3. Effective Date

The foregoing amendment to the City of Pontiac Zoning Map was approved and adopted by the City Council on _____, 2023, after a public hearing as required pursuant to the Michigan Act 110 of 2006, as amended. The Ordinance shall be effective on _____, 2023, which date is the eighth day after publication of a Notice of Adoption and Posting of the Zoning Map Amendment in a publication in a newspaper of general circulation in the zoning district as required by Section 401 of Act 110 of 2006, as amended. However, this effective date shall be extended as necessary to comply with the requirements of Section 402 of Act 110, as amended.

ORDINANCE DECLARED ADOPTED.

#3

RESOLUTION

CITY OF PONTIAC RESOLUTION



Recognizing Modesto De La O for his National Commendation by the Veterans of Foreign Wars

Whereas, Mr. Modesto De La O is a resident of Pontiac, Michigan and grew up in the community as well, graduating from Pontiac's public schools; and,

Whereas, Mr. De La O is a United States Marine Corps veteran, and is a member and past post commander of Veterans of Foreign Wars Post 1370 located in Pontiac; and,

Whereas, Mr. De La O has undertaken substantial community service to support his fellow veterans, continuously worked to support the Michigan National Guard, advocated for incarcerated veterans, and established his nonprofit organization, Foxhole, to support veterans' wellbeing; and,

Whereas, for his admirable work, Mr. De La O received the Distinguished Service Award at the Veterans of Foreign Wars VFW National Convention on July 25, 2023; and,

Whereas, the Distinguished Service Award recognizes VFW members for exemplary or extraordinary service to our country through demonstrated actions that promote the spirit of the VFW, through volunteer actions in service, companionship and activities to benefit their local community; now,

Therefore, Be It Resolved, the Pontiac City Council, in partnership with Mayor Tim Greimel, hereby recognizes, commends, and thanks Mr. Modesto De La O for his continued valiant service to his fellow veterans and to his City of Pontiac; and further

Resolved, the City Council congratulates Mr. De La O on his significant national recognition by the Veterans of Foreign Wars, with his well-deserved receiving of their Distinguished Service Award at the VFW National Convention this year.

PONTIAC CITY COUNCIL • *Pontiac, Michigan* • *November 7, 2023*

Mike McGuinness, *Council President*

Mikal Goodman, *Councilmember*

Brett Nicholson, *Councilmember*

Melanie Rutherford, *Councilmember*

William A. Carrington, *President Pro Tem*

Kathalee James, *Councilmember*

William Parker, Jr., *Councilmember*

with Tim Greimel, Mayor

#4

RESOLUTION



CITY OF PONTIAC RESOLUTION

Recognizing November 11 as Veterans Day in the City of Pontiac

Whereas, it is with sincere gratitude that the Pontiac City Council recognizes November 11, the anniversary of the ending of World War I, by paying tribute to the heroes of that tragic struggle and remembering those who have served the United States military; and,

Whereas, in the intervening year, the United States has been involved in subsequent military conflicts, which have added millions of veterans living and dead to the honor rolls of this Nation; and,

Whereas, Congress passed a concurrent resolution on June 4, 1928 (44 Stat. 1962), calling for the observance of November 11 with appropriate ceremonies, and later provided in an act approved May 13, 1938 (52 Stat. 351), that the eleventh of November should be a legal holiday and was then commonly known as Armistice Day; and,

Whereas, in order to expand the significance of that commemoration and in order that a grateful nation might pay appropriate tribute to the veterans of all wars who have contributed so much to the preservation of this Nation, the Congress, by an act approved June 1, 1954 (68 Stat. 168), changed the name of the holiday to Veterans Day; and,

Whereas, many residents of Pontiac have served the United States in the military; now,

Therefore, Be It Resolved, the Pontiac City Council, in partnership with Mayor Tim Greimel, hereby recognizes November 11, 2023 as Veterans Day in Pontiac; and further

Resolved, the City Council calls upon the citizens of Pontiac to observe November 11 as Veterans Day and, on that day, let us remember the sacrifices of those who fought so courageously on the seas, in the air, and on foreign shores to preserve our freedom and let us commit ourselves to the task of promoting an enduring peace, so that their efforts shall not have been in vain.

PONTIAC CITY COUNCIL • Pontiac, Michigan • November 7, 2023

Mike McGuinness, Council President

Mikal Goodman, Councilmember

Brett Nicholson, Councilmember

Melanie Rutherford, Councilmember

William A. Carrington, President Pro Tem

Kathalee James, Councilmember

William Parker, Jr., Councilmember

with **Tim Greimel**, Mayor

#5

RESOLUTION



CITY OF PONTIAC RESOLUTION CELEBRATING THE APPOINTMENT OF ATTORNEY MONIQUE SHARPE TO THE 36th DISTRICT COURT BENCH

Whereas, the City of Pontiac, Michigan acknowledges citizens and City staff whose exemplary character and accomplishments have had a profound impact of elevating and inspiring the community; and,

Whereas, Attorney Monique Sharpe has had a strong, multifaceted professional career dealing with the law, public policy, criminal justice, and government; and,

Whereas, Attorney Sharpe was an employee of the City of Pontiac, working for the City for over six years as a Legislative Coordinator, Policy Advisor and, ultimately, Legislative Counsel for the Pontiac City Council; and,

Whereas, Attorney Sharpe served the Pontiac City Council with effectiveness, integrity, and professionalism, resulting in substantial benefits to the residents and taxpayers of the City of Pontiac as well as the restoration of their rights, protections, and resources; and,

Whereas, most recently, she has served as Deputy General Counsel for the 36th District Court of Michigan; and,

Whereas, Michigan Governor Gretchen Whitmer announced her appointment of Attorney Sharpe to a judicial vacancy on the 36th District Court on October 26, 2023, with her term on the bench commencing on November 16, 2023; now,

THEREFORE, BE IT RESOLVED, the Pontiac City Council, in partnership with Mayor Tim Greimel, hereby celebrates the appointment of Attorney Monique Sharpe to the 36th District Court of Michigan; and further

RESOLVED, the City Council, on behalf of the entire Pontiac community, extends our congratulations and best wishes to Judge Sharpe on this next chapter of her professional career and in future endeavors; and further

RESOLVED, the City Council commends Governor Whitmer for making such a strong appointment, as Judge Sharpe will be an exemplary public servant.

PONTIAC CITY COUNCIL • Pontiac, Michigan • November 7, 2023

Mike McGuinness, Council President

Mikal Goodman, Councilmember

Brett Nicholson, Councilmember

Melanie Rutherford, Councilmember

William A. Carrington, President Pro Tem

Kathalee James, Councilmember

William Parker, Jr., Councilmember

with **Tim Greimel**, Mayor

#6

RESOLUTION



COMMUNITY DEVELOPMENT DEPARTMENT

TO: City Council President, Micheal McGuinness & Pontiac City Council
FROM: Deborah Younger, Economic Development Manger
DATE: October 26, 2023
SUBJECT: Kegger Burger Redevelopment Liquor License

We seek a Pontiac City Council Resolution to approve the redevelopment liquor license application as requested by the petitioner, Kegger Burger, located at 7 N. Saginaw Suite 1A. We further recommend this application be considered by the Michigan Liquor Control Commission.

Mr. Rounayq currently owns and operates Fillmore 13 located at 7 N. Saginaw in Downtown Pontiac. The Fillmore 13 has established itself as a key downtown venue for residents and visitors alike. Mr. Rounayq is committed to adding to the local economy. Mr. Rounayq has invested an excess of \$80,000 in capital improvements to the project. Kegger Burger will be at casual diner/brewery also located at 7 N. Saginaw Suite 1A.

STAFF RECCOMENDATION

We recommend approval to comply with the City of Pontiac Ordinance 2366 for a Redevelopment Liquor License for Kegger Burger located at 7. North Saginaw, Suite 1A.

Proposed Resolution

Resolution to approve the Specialty Designated Merchant (SDM) and Class C “Bistro” Licensees as requested by the petitioner, Kegger Burger, 7 N. Saginaw, Suite 1A, and further recommend this application be considered for approval by the Michigan Liquor Control Commission. Moved by Councilperson _____ and seconded by Councilperson _____.

Whereas, the City of Pontiac chooses to engage in MCL 436.15211a (1) (b) (i) for the issuance of New-On Premises Development District License and establishment of Redevelopment Licenses in the Tax Increment Finance Authority Act (TIFA) District and under Part 3 of Public Act 57 of 2018.

Whereas, Kegger Burger, Parcel ID 64-14-29-476-032-014, 7 N. Saginaw, Suite 1A, has made a petition for Specialty Designated Merchant (SDM) and Class C “Bistro” license and meets eligibility requirements for licensure issuance under MCL 436.1521a (1) (b)(i).

Whereas, Kegger Burger, 7 N. Saginaw, Suite 1A shall comply with City of Pontiac Ordinance 2366 to allow for Redevelopment Liquor License and conditions for issuance and operations of the Specially Designated Merchant (SDM) and Class C “Bistro” License and MCL 436.15211a (1) (b)(i).

Be it Resolved, that the petition for Specialty Designated Merchant (SDM) and Class C “Bistro” License on behalf of the petitioner, Kegger Burger, 7 N. Saginaw, Suite 1A, is hereby approved and the City Council further recommends this application be considered for approval by the Michigan Liquor Control Commission.



OAKLAND COUNTY EXECUTIVE DAVID COULTER

Equalization Division
(248) 858-0740 | equal@oakgov.com

August, 2023

Mr. Garland Doyle, City Clerk
City of Pontiac
47450 Woodward Ave.
Pontiac, MI 48342-2271

RE: Amended Affidavit for the Michigan Liquor Control Commission (MLCC)

Dear Mr. Doyle:

Enclosed you will find an amended Affidavit of Micheal Lohmeier, Assessor for the City of Pontiac and Oakland County Equalization Officer for use with applications you may present to the Michigan Liquor Control Commission (MLCC) this year regarding the liquor licenses available to your community under MCL 436.1521a (1) (b). This amended affidavit inclusive of the supporting private investment detail will replace the packet sent to you in April of this year. Please note that the values have not changed in this amended packet, but there were minor text changes to conform to a request made by the Michigan Liquor Control Commission. This affidavit continues to represent value limited to Private Investments associated with your Tax Increment Finance Authority (TIFA) District for tax years 2019 through 2023 and **will require Clerk Certification before advancing it to the Michigan Liquor Control Commission as part of an application packet.**

If you have any questions or require our further involvement in this matter, please feel free to contact either me by phone at (248) 858-4994 or E-mail at etzkorns@oakgov.com.

Stacey Etzkorn
Appraiser III

23_lccaffitr_64.docx
Enclosures

AFFIDAVIT OF MICHEAL LOHMEIER


STATE OF MICHIGAN)
)
COUNTY OF OAKLAND)

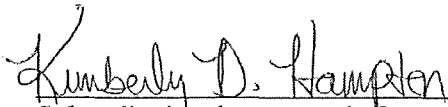
NOW COMES Micheal Lohmeier, and being first duly sworn, deposes and states as follows:

1. That I am the Assessor for the City of Pontiac, Oakland County, Michigan and make this affidavit to the Michigan Liquor Control Commission as required under Section 521a (MCL 436.1521a (1) (b)) of the Michigan Liquor Control Code of 1998 (PA 58 of 1998, as Amended) and in anticipation of applications for public on-premises licenses in addition to those quota licenses allowed the City of Pontiac under Section 531 (1).
2. As the Assessor for the City of Pontiac and after a diligent inquiry and review of the books and records of the City of Pontiac, I hereby certify to the Michigan Liquor Control Commission that the total amount of Private Investment, attributable to Building Permit Activity and new Personal Property, in their Tax Increment Finance Authority (TIFA) District (established under PA 450 of 1980 now part of PA 57 of 2018) for the five (5) years preceding and ending December 31, 2022 is detailed as follows:

Tax Year 2019	(01/01/18 – 12/31/18)	33,328,412
Tax Year 2020	(01/01/19 – 12/31/19)	18,805,820
Tax Year 2021	(01/01/20 – 12/31/20)	58,069,020
Tax Year 2022	(01/01/21 – 12/31/21)	21,721,660
Tax Year 2023	(01/01/22 – 12/31/22)	32,164,500

Further deponent sayeth not.


Micheal Lohmeier


Subscribed and sworn to before me
this 16th day of August, 2023
Kimberly D. Hampton, Notary Public
Oakland County, State of Michigan
My commission expires: 09-14-2025
Acting in Oakland County, Michigan

City of Pontiac
Private Investment - Tax Year 2019

Private Investment - Real Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-14-07-331-004	ELLIS, ANISSA	1585 MARSHBANK DR	5,280
64-14-07-479-007	PETERANN'S SUPER CHIEF LLC	340 W WALTON BLVD	42,212
64-14-19-205-039	CAMAJ, ANTON	946 CESAR E CHAVEZ AVE	6,160
64-14-29-106-003	GREGORY JR, CHARLES L	306 ARUSHA DR	2,260
64-14-29-106-010	POWELL, JULIA A	375 LAKE LAURA DR	68,160
64-14-29-176-005	ORTIZ-LOPEZ, KARINA	368 N JOHNSON AVE	2,800
64-14-29-180-005	CARTER, STEVEN	CASS	3,100
64-14-29-181-008	LAGRONE SR, MARLEN	202 N CASS AVE	2,440
64-14-29-181-016	LAGRONE, MARLEN A	37 CLOSE ST	2,300
64-14-29-251-005	RICHARDSON, TAMIKA	20 SANDERSON AVE	3,320
64-14-29-276-026	DIXON, JOHN	31 CLAIRMONT PL	2,400
64-14-29-278-010	MURADIAN SHARON	48720 WOODWARD	20,820
64-14-29-278-013	GRACE GOSPEL FELLOWSHIP	257 N PERRY	1,440
64-14-29-452-009	M1 BUNKER LLC	108 W LAWRENCE ST	129,440
64-14-29-453-011	SHANEY, EILEEN	180 W PIKE ST	2,800
64-14-30-252-003	YARBROUGH, DEYANNA	551 KONGONI DR	92,740
64-14-30-252-035	FLORENCE, RAVEN N	307 ARUSHA DR	137,120
64-14-30-252-047	CLARK, LEONARD	274 TOM AVE	2,980
64-14-30-252-069	GAMBLE, ELDRIDGE	247 TOM AVE	3,000
64-14-30-252-094	ELAM, TERRI	301 PAYNE AVE	45,360
64-14-30-252-142	DYER, TERRI	326 SHARI ST	2,200
64-14-30-252-212	SHOE HORSE LLC	244 TUCKER ST	66,820
64-14-30-254-156	SHOE HORSE, LLC	324 SAMBURU ST	2,940
64-14-30-254-157	SHOE HORSE, LLC	322 SAMBURU ST	2,940
64-14-30-254-158	SHOE HORSE, LLC	320 SAMBURU ST	2,940
64-14-30-254-159	SHOE HORSE, LLC	318 SAMBURU ST	2,940
64-14-30-254-160	SHOE HORSE, LLC	316 SAMBURU ST	2,940
64-14-30-254-161	SHOE HORSE, LLC	314 SAMBURU ST	2,940
64-14-30-254-162	SHOE HORSE, LLC	310 SAMBURU ST	2,940
64-14-30-254-163	SHOE HORSE, LLC	308 SAMBURU ST	2,940
64-14-30-254-164	SHOE HORSE, LLC	306 SAMBURU ST	2,940
64-14-30-254-165	SHOE HORSE, LLC	304 SAMBURU ST	2,940
64-14-30-254-166	SHOE HORSE, LLC	302 SAMBURU ST	2,940
64-14-30-254-167	SHOE HORSE, LLC	300 SAMBURU ST	2,940
64-14-30-254-168	SHOE HORSE, LLC	296 SAMBURU ST	2,940
64-14-30-254-169	SHOE HORSE, LLC	294 SAMBURU ST	2,940
64-14-30-254-170	SHOE HORSE, LLC	292 SAMBURU ST	2,940
64-14-30-254-171	SHOE HORSE, LLC	290 SAMBURU ST	2,940
64-14-30-254-172	SHOE HORSE, LLC	286 SAMBURU ST	2,940
64-14-30-254-173	SHOE HORSE, LLC	284 SAMBURU ST	2,940
64-14-30-254-174	SHOE HORSE, LLC	242 SAMBURU ST	2,940
64-14-30-254-175	SHOE HORSE, LLC	240 SAMBURU ST	2,940
64-14-30-254-176	SHOE HORSE, LLC	238 SAMBURU ST	2,940
64-14-30-254-177	SHOE HORSE, LLC	236 SAMBURU ST	2,940
64-14-30-254-178	SHOE HORSE, LLC	234 SAMBURU ST	2,940
64-14-30-254-179	SHOE HORSE, LLC	232 SAMBURU ST	2,940
64-14-30-254-180	SHOE HORSE, LLC	230 SAMBURU ST	2,940
64-14-30-254-181	SHOE HORSE, LLC	231 STONEGATE W	2,940
64-14-30-254-182	SHOE HORSE, LLC	233 STONEGATE W	2,940
64-14-30-254-183	SHOE HORSE, LLC	235 STONEGATE W	2,940
64-14-30-254-184	SHOE HORSE, LLC	237 STONEGATE W	2,940
64-14-30-254-185	SHOE HORSE, LLC	239 STONEGATE W	2,940
64-14-30-254-186	SHOE HORSE, LLC	241 STONEGATE W	2,940
64-14-30-254-187	SHOE HORSE, LLC	243 STONEGATE W	2,940
64-14-30-254-188	SHOE HORSE, LLC	287 STONEGATE W	2,940
64-14-30-254-189	SHOE HORSE, LLC	289 STONEGATE W	2,940
64-14-30-254-190	SHOE HORSE, LLC	291 STONEGATE W	2,940
64-14-30-254-191	SHOE HORSE, LLC	293 STONEGATE W	2,940
64-14-30-254-192	SHOE HORSE, LLC	295 STONEGATE W	2,940
64-14-30-254-193	SHOE HORSE, LLC	297 STONEGATE W	2,940
64-14-30-254-194	SHOE HORSE, LLC	301 STONEGATE W	2,940
64-14-30-254-195	SHOE HORSE, LLC	303 STONEGATE W	2,940

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<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-14-30-254-196	SHOE HORSE, LLC	305 STONEGATE W	2,940
64-14-30-254-197	SHOE HORSE, LLC	307 STONEGATE W	2,940
64-14-30-254-198	SHOE HORSE, LLC	309 STONEGATE W	2,940
64-14-30-254-199	SHOE HORSE, LLC	311 STONEGATE W	2,940
64-14-30-254-200	SHOE HORSE, LLC	315 STONEGATE W	2,940
64-14-30-254-201	SHOE HORSE, LLC	317 STONEGATE W	2,940
64-14-30-254-202	SHOE HORSE, LLC	319 STONEGATE W	2,940
64-14-30-254-203	SHOE HORSE, LLC	321 STONEGATE W	2,940
64-14-30-254-204	SHOE HORSE, LLC	323 STONEGATE W	2,940
64-14-30-254-205	SHOE HORSE, LLC	325 STONEGATE W	2,940
64-14-30-254-206	SHOE HORSE, LLC	324 STONEGATE E	2,940
64-14-30-254-207	SHOE HORSE, LLC	322 STONEGATE E	2,940
64-14-30-254-208	SHOE HORSE, LLC	320 STONEGATE E	2,940
64-14-30-254-209	SHOE HORSE, LLC	318 STONEGATE E	2,940
64-14-30-254-210	SHOE HORSE, LLC	316 STONEGATE E	2,940
64-14-30-254-211	SHOE HORSE, LLC	314 STONEGATE E	2,940
64-14-30-254-212	SHOE HORSE, LLC	310 STONEGATE E	2,940
64-14-30-254-213	SHOE HORSE, LLC	308 STONEGATE E	2,940
64-14-30-254-214	SHOE HORSE, LLC	306 STONEGATE E	2,940
64-14-30-254-215	SHOE HORSE, LLC	304 STONEGATE E	2,940
64-14-30-254-216	SHOE HORSE, LLC	302 STONEGATE E	2,940
64-14-30-254-217	SHOE HORSE, LLC	300 STONEGATE E	2,940
64-14-30-254-218	SHOE HORSE, LLC	296 STONEGATE E	2,940
64-14-30-254-219	SHOE HORSE, LLC	294 STONEGATE E	2,940
64-14-30-254-220	SHOE HORSE, LLC	292 STONEGATE E	2,940
64-14-30-254-221	SHOE HORSE, LLC	290 STONEGATE E	2,940
64-14-30-254-222	SHOE HORSE, LLC	288 STONEGATE E	2,940
64-14-30-254-223	SHOE HORSE, LLC	286 STONEGATE E	2,940
64-14-30-254-224	SHOE HORSE, LLC	272 STONEGATE E	2,940
64-14-30-254-225	SHOE HORSE, LLC	270 STONEGATE E	2,940
64-14-30-254-226	SHOE HORSE, LLC	268 STONEGATE E	2,940
64-14-30-254-227	SHOE HORSE, LLC	266 STONEGATE E	2,940
64-14-30-254-228	SHOE HORSE, LLC	264 STONEGATE E	2,940
64-14-30-254-229	SHOE HORSE, LLC	262 STONEGATE E	2,940
64-14-30-254-230	SHOE HORSE, LLC	263 ALHAMBRA ST	2,940
64-14-30-254-231	SHOE HORSE, LLC	265 ALHAMBRA ST	2,940
64-14-30-254-232	SHOE HORSE, LLC	267 ALHAMBRA ST	2,940
64-14-30-254-233	SHOE HORSE, LLC	269 ALHAMBRA ST	2,940
64-14-30-254-234	SHOE HORSE, LLC	271 ALHAMBRA ST	2,940
64-14-30-254-235	SHOE HORSE, LLC	273 ALHAMBRA ST	2,940
64-14-30-254-236	SHOE HORSE, LLC	287 ALHAMBRA ST	2,940
64-14-30-254-237	SHOE HORSE, LLC	289 ALHAMBRA ST	2,940
64-14-30-254-238	SHOE HORSE, LLC	291 ALHAMBRA ST	2,940
64-14-30-254-239	SHOE HORSE, LLC	293 ALHAMBRA ST	2,940
64-14-30-254-240	SHOE HORSE, LLC	295 ALHAMBRA ST	2,940
64-14-30-254-241	SHOE HORSE, LLC	297 ALHAMBRA ST	2,940
64-14-30-254-242	SHOE HORSE, LLC	301 ALHAMBRA ST	2,940
64-14-30-254-243	SHOE HORSE, LLC	303 ALHAMBRA ST	2,940
64-14-30-254-244	SHOE HORSE, LLC	305 ALHAMBRA ST	2,940
64-14-30-254-245	SHOE HORSE, LLC	307 ALHAMBRA ST	2,940
64-14-30-254-246	SHOE HORSE, LLC	309 ALHAMBRA ST	2,940
64-14-30-254-247	SHOE HORSE, LLC	311 ALHAMBRA ST	2,940
64-14-30-254-248	SHOE HORSE, LLC	315 ALHAMBRA ST	2,940
64-14-30-254-249	SHOE HORSE, LLC	317 ALHAMBRA ST	2,940
64-14-30-254-250	SHOE HORSE, LLC	319 ALHAMBRA ST	2,940
64-14-30-254-251	SHOE HORSE, LLC	321 ALHAMBRA ST	2,940
64-14-30-254-252	SHOE HORSE, LLC	323 ALHAMBRA ST	2,940
64-14-30-254-253	SHOE HORSE, LLC	325 ALHAMBRA ST	2,940
64-14-32-210-022	BISHOP, LAURIE	132 JACKSON ST	2,800
64-14-32-232-002	CONSUMERS ENERGY COMPANY	55 WESSEN ST	143,680
64-14-33-101-032	AUB WOOD-PONTIAC LLC	96 AUBURN AVE	600,260
64-14-33-160-008	37 ADVENTURES, LLC	37 TURK ST	61,060
64-14-34-380-046	PONTIAC CENTER INVESTMENT LLC		21,960
64-IR-18-100-152	WILLIAMS INTERNATIONAL COMPANY LLC	1999 CENTERPOINT PKWY	18,045,240

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Total Private Real Property:			19,808,272

Private Investment - Personal Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-000-011	DAVITA DIALYSIS #327	450 N TELEGRAPH RD	48,660
64-99-00-001-002	TECH MECHANICAL INC	1490 E HIGHWOOD BLVD	34,900
64-99-00-001-006	AMERICAS BEST CONTACTS & EYEGLASSES	310 N TELEGRAPH RD	2,920
64-99-00-001-034	SUMMER BREEZE LAWN CARE	803 CESAR E CHAVEZ AVE	640
64-99-00-001-048	UNIFIRST CORP	1300 AUBURN AVE	960,180
64-99-00-001-054	JOMAR PERFORMANCE PRODUCTS LLC	211 N CASS AVE	20,000
64-99-00-001-104	MARRIOTT AUBURN HILLS PONTIAC	3600 CENTERPOINT PKWY	728,260
64-99-00-002-024	SPRINT SPECTRUM LP	750 MARTIN LUTHER KING JR BLV	11,940
64-99-00-002-052	GREAT LAKES FINISHING SVC	408 AUBURN AVE	80
64-99-00-002-066	INTERNATIONAL PAINT - WAREHOUSE	117 BRUSH ST	49,860
64-99-00-002-186	GRIMALDI, NANCY	860 CESAR E CHAVEZ AVE	7,320
64-99-00-002-253	MALLY CORPORATION	97 N CASS AVE	4,820
64-99-00-003-027	AMITY NAILS LLC	337 W WALTON BLVD	120
64-99-00-003-031	A CUT ABOVE	743 AUBURN AVE	200
64-99-00-003-074	STATE FARM AGENT	45477 WOODWARD AVE	140
64-99-00-004-016	PRAXAIR WELDING GAS & SUPPLY	1065 CESAR E CHAVEZ AVE	2,760
64-99-00-004-026	FM SYLVAN INC	815 AUBURN AVE	2,340
64-99-00-004-074	DUNKIN DONUTS	600 S OPDYKE RD	22,400
64-99-00-004-077	AFFORDABLE AUTO SALES	245 SOUTH BLVD E	940
64-99-00-004-110	IRVIN AUTOMOTIVE	2600 CENTERPOINT PKWY	18,120
64-99-00-004-115	FAMILY DOLLAR STORE #25971	757 AUBURN AVE	4,880
64-99-00-005-005	MAACO	1250 CESAR E CHAVEZ AVE	2,160
64-99-00-005-130	ADVANCED DISPOSAL SERVICES	575 COLLIER RD	15,120
64-99-00-005-131	STAR EMS	63 OAKLAND AVE	60,640
64-99-00-006-021	HARBOR FREIGHT TOOLS 210	600 N TELEGRAPH RD	7,760
64-99-00-006-035	PRO-SEAL INC	35 W SILVERDOME INDUSTRIAL PAR	25,160
64-99-00-006-051	BRAVO CAFE	621 AUBURN AVE	620
64-99-00-006-083	ARBY'S #7699	800 S OPDYKE RD	17,500
64-99-00-007-008	ENGLISH GARDENS	20 CONGRESS ST	5,360
64-99-00-007-009	OAKLAND AUTO REPAIR	45905 WOODWARD AVE	6,660
64-99-00-007-032	GOYETTE MECHANICAL	1733 E HIGHWOOD BLVD	180
64-99-00-007-038	READING EQUIPMENT	55 E SILVERDOME INDUSTRIAL PAR	8,140
64-99-00-007-048	WEST CONSTRUCTION SERVICES	79 OAKLAND AVE	13,320
64-99-00-007-094	T-MOBILE CENTRAL LLC	1501 E HIGHWOOD BLVD	6,720
64-99-00-007-155	TDG ARCHITECTS LLC	79 OAKLAND AVE	2,040
64-99-00-008-000	LTM AUTO TRUCK &	1591 E HIGHWOOD BLVD	102,620
64-99-00-008-024	INDUSTRIAL PACKING	79 W HOWARD ST	10,000
64-99-00-008-063	T-MOBILE	3600 CENTERPOINT PKWY	4,120
64-99-00-008-067	BLOOMFIELD AUTO REPAIR	44732 WOODWARD AVE	300
64-99-00-008-112	LEE MACHINERY MOVERS	631 CESAR E CHAVEZ AVE	5,140
64-99-00-008-116	AT&T MOBILITY LLC	54 N MILL ST	20
64-99-00-008-119	T-MOBILE CENTRAL LLC	240 E MONTCALM ST	4,340
64-99-00-008-140	TACO BELL	1200 S OPDYKE RD	17,360
64-99-00-009-002	KFC #5380	1000 S OPDYKE RD	121,060
64-99-00-009-040	GREAT LAKES AUTO REPAIR	309 W WALTON BLVD	400
64-99-00-009-072	SPRINT SPECTRUM LP		2,960
64-99-00-010-015	ONE IMAGE INC	860 CESAR E CHAVEZ AVE	10,000
64-99-00-010-056	BLOOMFIELD SPORTS	867 SOUTH BLVD E	3,300
64-99-00-011-024	T-MOBILE CENTRAL LLC	1420 N TELEGRAPH RD	2,160
64-99-00-011-072	OC TEES	180 N SAGINAW ST	15,000
64-99-00-012-035	MERRIFIELD MACHINERY SOLUTIONS	1651 E HIGHWOOD BLVD	620
64-99-00-013-018	CMG CONSTRUCTION DIVISION	148 W WALTON BLVD	500
64-99-00-013-020	SH NORTH AMERICA	2800 CENTERPOINT PKWY	2,480
64-99-00-013-032	DASI	31 OAKLAND AVE # 100-1	56,880
64-99-00-013-060	SHARPER TEK	486 S OPDYKE RD	2,300
64-99-00-013-075	TIANHAI ELECTRICAL NORTH AMER INC	70 E SILVERDOME INDUSTRIAL PAR	55,760
64-99-00-013-081	SPRINT SPECTRUM LP	3600 CENTERPOINT PKWY	44,660

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64-99-00-014-010	MICHIGAN AUTO SALES	614 CESAR E CHAVEZ AVE	1,000
64-99-00-014-014	VILLA	354 N TELEGRAPH RD	7,320
64-99-00-014-067	WOODWORTH INC	500 CENTERPOINT PKWY	1,221,500
64-99-00-015-004	AUTO ZONE #104346	608 AUBURN AVE	680
64-99-00-015-005	SLC METER	595 BRADFORD ST	30,000
64-99-00-015-010	GODDARD COATINGS COMPANY	490 S OPDYKE RD	2,900
64-99-00-015-025	CONSUMERS ENERGY	490 N TELEGRAPH RD	1,240
64-99-00-015-085	AT&T MOBILITY LLC	1420 N TELEGRAPH RD	7,100
64-99-00-016-006	I-AUTOMOTIVE GROUP	985 CESAR E CHAVEZ AVE	20
64-99-00-016-031	CUTTING EDGE COMPUTERS	1671 E HIGHWOOD BLVD	7,200
64-99-00-016-051	FORMAN MILLS	250 N TELEGRAPH RD	4,940
64-99-00-016-097	ENERGY POWER SYSTEMS LLC	750 SOUTH BLVD E	904,340
64-99-00-017-014	ORKIN, LLC #547	2001 CENTERPOINT PKWY STE 104	2,240
64-99-00-017-020	KNIGHTS TENT & PARTY RENTAL	1450 E HIGHWOOD BLVD	18,980
64-99-00-017-073	HONOR HEALTH	1701 BALDWIN AVE STE 203	18,220
64-99-00-017-075	HONOR COMMUNITY HEALTH	114 ORCHARD LAKE RD	20,200
64-99-00-017-077	PLATINUM DETAIL AND	293 W WALTON BLVD	2,500
64-99-00-017-092	XALT ENERGY LLC	750 SOUTH BLVD E	1,349,960
64-99-00-017-096	J M BALLARD INTERNATIONAL	51920 WOODWARD AVE	146,940
64-99-00-017-097	LORYCO, INC	51920 WOODWARD AVE	10,160
64-99-00-017-098	ADVANCE HEALTHCARE HOSPITAL LLC	50 N PERRY ST FL 6TH	6,420
64-99-00-017-099	OAKLAND MANOR	50 N PERRY ST FL 1ST	2,840
64-99-00-018-007	I.M. BRANDED	2020 RING RD	40
64-99-00-018-012	TOO CLASSY	382 N TELEGRAPH RD	200
64-99-00-018-018	HEAVY HARVEST HYDRO	339 W WALTON BLVD	140
64-99-00-018-040	HOUSE OF CARS	592 CESAR E CHAVEZ AVE	20
64-99-00-018-081	GONZALEZ CONTRACT SERVICES	1670 E HIGHWOOD BLVD	57,560
64-99-00-018-091	WENDY'S	1700 S OPDYKE RD	2,440
64-99-00-018-094	OAKLAND INTEGRATED HEALTH SERVICES	196 CESAR E CHAVEZ AVE	1,320
64-99-00-018-106	W PACKAGING	128 W SHEFFIELD AVE	295,280
64-99-00-018-107	HELLO INDUSTRIES INC	37 TURK ST	171,340
64-99-00-018-120	UEG LLC	1250 CESAR E CHAVEZ AVE	178,320
64-99-00-018-129	AT&T SERVICES INC	263 E WALTON BLVD	60
64-99-00-018-138	TIM HORTON'S	1600 S OPDYKE RD	4,800
64-99-00-019-007	FAMILY DOLLAR # 12075	96 AUBURN AVE	124,460
64-99-00-019-015	SUSPENSION KINGS	446 CESAR E CHAVEZ AVE	12,000
64-99-00-019-016	WILLIAMS INTERNATIONAL COMPANY LCC	2000 CENTERPOINT PKWY	3,803,200
64-99-00-019-017	NAFTA BENCHMARK	2500 CENTERPOINT PKWY	6,000
64-99-00-019-028	LBI LIMITED	58 W HURON ST	5,000
64-99-00-019-045	SIMMON'S LEGAL	77 BAGLEY ST	1,800
64-99-00-019-058	URBAN DESIRE BOUTIQUE	386 N TELEGRAPH RD	1,200
64-99-00-019-064	ISN'T SHE LOVELY	333 W WALTON BLVD	10,000
64-99-00-019-088	JOHNSON LANDSCAPING	27 LINFERE ST	80,000
64-99-00-019-094	HTH COMMUNICATIONS	1450 E HIGHWOOD BLVD	210,480
64-99-00-019-097	FULL UPHOLSTERY	900 CESAR E CHAVEZ AVE	8,000
64-99-00-019-108	PENSKE VEHICLE SERVICES INC	640 SOUTH BLVD E	371,780
64-99-00-930-085	ACCURATE APPRAISALS & REALTY	31 OAKLAND AVE LOWR 30	6,340
64-99-00-930-243	AKZO NOBEL COATINGS INC	27 BRUSH ST	156,680
64-99-00-940-088	MIKE & LOUIS PIANO	132 CESAR E CHAVEZ AVE	60
64-99-00-940-118	FIRST STUDENT	959 CESAR E CHAVEZ AVE	35,460
64-99-00-950-018	TNT'S BAR & GRILLE	910 CESAR E CHAVEZ AVE	15,320
64-99-00-950-033	PACIFIC PRIDE	1200 CESAR E CHAVEZ AVE	2,820
64-99-00-950-137	GENE'S RIB SHACK	557 AUBURN AVE	3,360
64-99-00-950-199	NEW AGAIN COLLISION	415 N CASS AVE	380
64-99-00-950-269	AKZO NOBEL COATINGS INC	120 FRANKLIN RD	4,300
64-99-00-960-052	LEE CONTRACTING	631 CESAR E CHAVEZ AVE	3,540
64-99-00-960-141	NELCO SUPPLY COMPANY	49751 WOODWARD AVE	680
64-99-00-960-177	LOU'S TRUCKING	1780 E HIGHWOOD BLVD	366,440
64-99-00-960-186	AMERICAN MATERIAL HANDLING	1711 E HIGHWOOD BLVD	1,180
64-99-00-970-059	RICK'S MOTORCAR CO	870 CESAR E CHAVEZ AVE	1,880
64-99-00-970-173	CYB LLINGS INC	31 OAKLAND AVE STE 125	940
64-99-00-970-183	WENDYS	1700 S OPDYKE RD	2,660
64-99-00-980-016	LEO NAILS & SPA	312 N TELEGRAPH RD	140
64-99-00-980-020	OAKLAND POINTE PARTNERS LLC	402 N TELEGRAPH RD	30,000

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64-99-00-980-090	LEMON GRASS	3999 CENTERPOINT PKWY STE 108	14,700
64-99-00-980-094	MARATHON	1500 S OPDYKE RD	2,880
64-99-00-980-127	PONTIAC REGIONAL CHAMBER	402 N TELEGRAPH RD	80
64-99-00-990-000	ALLIED WASTE 253	1633 W HIGHWOOD BLVD	22,060
64-99-00-990-035	SAN MARINO OUTDOOR SERVICES	1160 CESAR E CHAVEZ AVE	2,320
64-99-00-990-090	TUNE MASTER	307 CESAR E CHAVEZ AVE	280
64-99-00-990-098	SUN VALLEY	45108 WOODWARD AVE STE 400	60
64-99-00-990-126	DETROIT MEDIA PARTNERSHIP	551 BRADFORD ST	540
64-99-00-990-136	MARRIOTT RESIDENCE INN	3333 CENTERPOINT PKWY	47,940
64-99-00-990-137	COURTYARD BY MARRIOTT	3555 CENTERPOINT PKWY	26,680
64-99-00-990-150	T-MOBILE CENTRAL LLC	580 N CASS AVE	3,640
64-99-00-990-152	ORION CONSTRUCTION INC	1000 DURANT AVE	2,920
64-99-00-990-206	AT&T MOBILITY LLC	803 CESAR E CHAVEZ AVE	84,440
64-99-80-100-175	ABC APPLIANCE INC	1 W SILVERDOME INDUSTRIAL PAR	159,820
64-99-80-103-600	FPT PONTIAC DIVISION LLC	500 COLLIER RD	1,440
64-99-80-104-405	FIXIN TO FISH	675 W WALTON BLVD	40
64-99-80-106-900	ASPHALT SPECIALIST INC	1780 E HIGHWOOD BLVD	199,420
64-99-80-107-500	SPARKLE CAR WASH	684 AUBURN AVE	220
64-99-80-107-750	AUBURN COLLISION CENTER	500 S OPDYKE RD	46,060
64-99-80-303-250	SUPERBUBBLES LLC	335 N CASS AVE	360
64-99-80-306-650	WASTE MANAGEMENT OF MICHIGAN	245 E WALTON BLVD	27,300
64-99-80-309-250	COMMUNICATION WORKERS	684 CESAR E CHAVEZ AVE	11,360
64-99-80-403-550	AT&T MOBILITY LLC	1501 E HIGHWOOD BLVD # LOC 3	21,920
64-99-80-404-405	DIXIELAND CAR WASH	842 CESAR E CHAVEZ AVE	180
64-99-80-404-600	DOLLAR TREE STORES INC	266 N TELEGRAPH RD	2,640
64-99-80-502-050	ELAM BROTHERS DINER	45258 WOODWARD AVE	15,000
64-99-80-503-150	ENERGY SHIELD INC	138 W PIKE ST	5,100
64-99-80-503-155	ENGLEWOOD BEAUTY SUPPLY INC	660 AUBURN AVE	4,600
64-99-80-604-400	FORREST MANOR	138 W LAWRENCE ST	160
64-99-80-706-500	GOODYEAR TIRE & RUBBER #6527	50300 WOODWARD AVE	9,680
64-99-80-800-200	H&R BLOCK	494 N TELEGRAPH RD	1,720
64-99-80-900-750	INLAND PLYWOOD CO	375 N CASS AVE	3,380
64-99-80-960-044	AT&T MOBILITY LLC	3600 CENTERPOINT PKWY	69,920
64-99-80-960-052	VERIZON WIRELESS	700 RING RD	2,360
64-99-80-970-056	VERIZON WIRELESS	580 N CASS AVE # DT831	14,080
64-99-81-401-850	NEWTON CRANE ROOFING INC	353 N CASS AVE	96,600
64-99-81-605-600	PITNEY BOWES INC		6,120
64-99-81-609-100	PONTIAC MOOSE LODGE #182	1047 CESAR E CHAVEZ AVE	220
64-99-81-805-450	RODGES LANDSCAPING INC	517 AUBURN AVE	8,000
64-99-81-901-045	SALLY BEAUTY SUPPLY #457	324 N TELEGRAPH RD	2,840
64-99-81-901-120	SAMS LIQUOR STOP INC	676 CESAR E CHAVEZ AVE	10,460
64-99-81-904-000	SCOTT & SON SPEEDOMETER SVC CORP	196 W WALTON BLVD	12,000
64-99-81-904-800	SERVICE GLASS CO INC	120 W PIKE ST	940
64-99-81-908-600	SIRING CAR WASH	237 W WALTON BLVD	120
64-99-81-917-600	SUNOCO	45054 WOODWARD AVE	1,160
64-99-82-002-460	SPENCER OIL CO	95 W PIKE ST	32,220
64-99-82-101-000	UNITED PARCEL SERVICE	1056 CESAR E CHAVEZ AVE	242,580
64-99-82-304-400	THERAMATRIX INC	900 AUBURN AVE STE 101	2,420
Total Private Personal Property:			13,520,140
Total PRIVATE Real/Personal Property:			33,328,412

City of Pontiac
Private Investment - Tax Year 2020

Private Investment - Real Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-14-07-330-018	HONGYEON, KIM	1620 MARSHBANK DR	9,640
64-14-08-352-020	REED, PILAR L	256 W CHICAGO AVE	1,220
64-14-17-101-010	BERNEY COMMERCIAL AQUISITIONS LLC	212 W SHEFFIELD AVE	106,340
64-14-19-129-041	WILLIAMS, GARY JOHN	1010 DURANT AVE	73,480
64-14-19-432-018	SETZER PROPERTIES WRN LLC	1000 VANGUARD DR	5,697,840
64-14-20-353-010	V & C HOLDINGS LLC	512 CESAR E CHAVEZ AVE	2,420
64-14-29-131-011	RAMOS, BLANCA	486 N JOHNSON AVE	2,440
64-14-29-177-005	ROSALES, SAMUEL A	392 N JOHNSON AVE	2,960
64-14-29-183-015	RAMIREZ, AARON	60 SANDERSON AVE	2,660
64-14-29-278-016	GRACE GOSPEL FELLOWSHIP	241 N PERRY ST	240
64-14-29-278-017	GRACE GOSPEL FELLOWSHIP	235 N PERRY ST	1,860
64-14-29-452-009	M1 BUNKER LLC	108 W LAWRENCE ST	40,960
64-14-29-453-008	PD PROPERTY INVESTMENTS LLC	55 WILLIAMS	32,060
64-14-29-453-033	112 PIKE LLC	112 W PIKE ST	628,780
64-14-30-252-094	ELAM, TERRI	301 PAYNE AVE	46,240
64-14-30-252-219	GOLEM, JEREMY	211 LASSEIGNE ST	2,080
64-14-32-210-017	EVANS, MARY	146 JACKSON ST	2,300
64-14-32-210-043	EVANS, MARY	JACKSON	2,800
64-14-32-233-009	51920 WOODWARD LLC	51920 WOODWARD AVE	53,680
64-14-33-101-028	NEWGUY LLC	72 AUBURN AVE	161,900
64-14-33-160-008	37 ADVENTURES, LLC	37 TURK ST	41,320
64-14-33-201-019	DAVENPORT, DAVID	S SHIRLEY	500
64-14-33-205-023	GERHARZ, PATRICK	160 S FRANCIS AVE	2,620
64-14-34-454-002	ULTIMATE SOCCER ARENAS	871 SOUTH BLVD E	367,760
64-IR-18-100-152	WILLIAMS INTERNATIONAL COMPANY LLC	1999 CENTERPOINT PKWY	320,720
Total Private Real Property:			7,604,820

Private Investment - Personal Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-000-007	TRACKER MARINE LLC	85 W WALTON BLVD	62,420
64-99-00-000-011	DAVITA DIALYSIS #327	450 N TELEGRAPH RD	28,680
64-99-00-001-006	AMERICAS BEST CONTACTS & EYEGLASSES	310 N TELEGRAPH RD	2,160
64-99-00-001-034	SUMMER BREEZE LAWN CARE	803 CESAR E CHAVEZ AVE	840
64-99-00-001-048	UNIFIRST CORP	1300 AUBURN AVE	871,160
64-99-00-001-054	JOMAR PERFORMANCE PRODUCTS LLC	211 N CASS AVE	19,000
64-99-00-001-104	MARRIOTT AUBURN HILLS PONTIAC	3600 CENTERPOINT PKWY	76,820
64-99-00-002-024	SPRINT SPECTRUM LP	750 MARTIN LUTHER KING JR BLV	20,220
64-99-00-002-052	DESIGNER FURNITURE SERVICES	408 AUBURN AVE	60
64-99-00-002-186	GRIMALDI, NANCY	860 CESAR E CHAVEZ AVE	140
64-99-00-002-253	MALLY CORPORATION	97 N CASS AVE	100
64-99-00-003-033	BAGGETT-HAYES,EARLENE	110 N PERRY ST	80
64-99-00-003-074	STATE FARM AGENT	45477 WOODWARD AVE	120
64-99-00-004-016	PRAXAIR WELDING GAS & SUPPLY	1065 CESAR E CHAVEZ AVE	3,620
64-99-00-004-026	FM SYLVAN INC	815 AUBURN AVE	20,060
64-99-00-004-055	MODELS & TOOLS INC	1590 E HIGHWOOD BLVD	15,220
64-99-00-004-074	DUNKIN DONUTS	600 S OPDYKE RD	2,560
64-99-00-004-077	AFFORDABLE AUTO SALES	245 SOUTH BLVD E	40
64-99-00-005-005	MAACO	1250 CESAR E CHAVEZ AVE	93,060
64-99-00-005-130	ADVANCED DISPOSAL SERVICES	575 COLLIER RD	732,140
64-99-00-005-131	STAR EMS	63 OAKLAND AVE	220,700
64-99-00-006-021	HARBOR FREIGHT TOOLS 210	600 N TELEGRAPH RD	21,860
64-99-00-006-035	PRO-SEAL INC	35 W SILVERDOME INDUSTRIAL PAR	2,660
64-99-00-006-051	BRAVO CAFE	621 AUBURN AVE	500
64-99-00-006-083	ARBY'S #7699	800 S OPDYKE RD	5,600
64-99-00-007-008	ENGLISH GARDENS	20 CONGRESS ST	150,400
64-99-00-007-038	READING EQUIPMENT	55 E SILVERDOME INDUSTRIAL PAR	1,520
64-99-00-007-048	WEST CONSTRUCTION SERVICES	79 OAKLAND AVE	8,520
64-99-00-007-094	T-MOBILE CENTRAL LLC	1501 E HIGHWOOD BLVD	1,600
64-99-00-007-155	TDG ARCHITECTS LLC	79 OAKLAND AVE	240

City of Pontiac
Private Investment - Tax Year 2020

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-008-000	LTM AUTO TRUCK &	1591 E HIGHWOOD BLVD	4,300
64-99-00-008-140	TACO BELL	1200 S OPDYKE RD	2,280
64-99-00-009-001	LEE INDUSTRIAL CONTRACTING	605 CESAR E CHAVEZ AVE	16,060
64-99-00-009-002	KFC #5380	1000 S OPDYKE RD	2,300
64-99-00-009-038	ULTIMATE SOCCER ARENAS	867 SOUTH BLVD E	218,360
64-99-00-009-040	GREAT LAKES AUTO REPAIR	309 W WALTON BLVD	3,240
64-99-00-010-056	BLOOMFIELD SPORTS	867 SOUTH BLVD E	60
64-99-00-010-065	BEAUTY SECRETS BY CANDY	308 N TELEGRAPH RD	300
64-99-00-011-002	LCA RESALE & MORE	570 AUBURN AVE STE B	60
64-99-00-011-024	T-MOBILE CENTRAL LLC	1420 N TELEGRAPH RD	640
64-99-00-011-072	OC TEES	180 N SAGINAW ST	280
64-99-00-012-035	MERRIFIELD MACHINERY SOLUTIONS	1651 E HIGHWOOD BLVD	1,860
64-99-00-012-075	VHS RHAB INSTITUTE OF MI	867 SOUTH BLVD E	274,260
64-99-00-013-060	SHARPER TEK	486 S OPDYKE RD	15,880
64-99-00-013-075	TIANHAI ELECTRICAL NORTH AMER INC	70 E SILVERDOME INDUSTRIAL PAR	29,860
64-99-00-013-081	SPRINT SPECTRUM LP	3600 CENTERPOINT PKWY	13,260
64-99-00-014-014	VILLA #3058	354 N TELEGRAPH RD	4,500
64-99-00-014-067	WOODWORTH INC	500 CENTERPOINT PKWY	422,260
64-99-00-015-004	AUTO ZONE #104346	608 AUBURN AVE	1,480
64-99-00-015-005	SLC METER	595 BRADFORD ST	580
64-99-00-015-010	GODDARD COATINGS COMPANY	490 S OPDYKE RD	4,780
64-99-00-015-025	CONSUMERS ENERGY	490 N TELEGRAPH RD	1,000
64-99-00-015-085	AT&T MOBILITY LLC	1420 N TELEGRAPH RD	127,680
64-99-00-016-006	I-AUTOMOTIVE GROUP	985 CESAR E CHAVEZ AVE	20
64-99-00-016-031	CUTTING EDGE COMPUTERS	1671 E HIGHWOOD BLVD	56,180
64-99-00-016-051	FORMAN MILLS	250 N TELEGRAPH RD	4,000
64-99-00-016-090	POSCO DAEWOO AMERICA CORP	660 SOUTH BLVD E	3,820
64-99-00-016-092	DAEWOO INTERNATIONAL	660 SOUTH BLVD E	1,116,000
64-99-00-017-009	LINGER COMPANY	8 BRUSH ST	80
64-99-00-017-014	ORKIN, LLC #547	2001 CENTERPOINT PKWY STE 104	29,060
64-99-00-017-020	KNIGHTS TENT & PARTY RENTAL	1450 E HIGHWOOD BLVD	7,160
64-99-00-017-045	GT WOODWARD METALS	55 TURK ST	1,520
64-99-00-017-069	BEAUTY & SHAVE LOUNGE	45826 WOODWARD AVE	1,000
64-99-00-017-073	HONOR HEALTH	1701 BALDWIN AVE STE 203	4,720
64-99-00-017-075	HONOR COMMUNITY HEALTH	114 ORCHARD LAKE RD	2,360
64-99-00-017-092	XALT ENERGY LLC	750 SOUTH BLVD E	248,080
64-99-00-017-098	ADVANCE HEALTHCARE HOSPITAL LLC	50 N PERRY ST FL 6TH	5,200
64-99-00-017-099	OAKLAND MANOR	50 N PERRY ST FL 1ST	2,300
64-99-00-018-018	HEAVY HARVEST HYDRO	339 W WALTON BLVD	120
64-99-00-018-040	HOUSE OF CARS	592 CESAR E CHAVEZ AVE	20
64-99-00-018-094	OAKLAND INTEGRATED HEALTH SERVICES	196 CESAR E CHAVEZ AVE	21,060
64-99-00-018-106	W PACKAGING	128 W SHEFFIELD AVE	505,180
64-99-00-018-107	HELLO INDUSTRIES INC	37 TURK ST	361,100
64-99-00-018-138	TIM HORTON'S	1600 S OPDYKE RD	3,900
64-99-00-019-002	LOGISTIC INSIGHT CORP	537 BRADFORD ST	85,160
64-99-00-019-007	FAMILY DOLLAR # 12075	96 AUBURN AVE	28,460
64-99-00-019-016	WILLIAMS INTERNATIONAL COMPANY LCC	2000 CENTERPOINT PKWY	22,380
64-99-00-019-017	NAFTA BENCHMARK	2500 CENTERPOINT PKWY	120
64-99-00-019-028	LBI LIMITED	58 W HURON ST	1,000
64-99-00-019-058	URBAN DESIRE BOUTIQUE	386 N TELEGRAPH RD	20
64-99-00-019-088	JOHNSON LANDSCAPING	27 LINFERE ST	1,520
64-99-00-019-094	HTH COMMUNICATIONS	1450 E HIGHWOOD BLVD	4,000
64-99-00-019-097	FULL UPHOLSTERY	900 CESAR E CHAVEZ AVE	160
64-99-00-020-008	PHAT HEAD'Z BARBER SHOP	743 AUBURN AVE	2,000
64-99-00-020-013	EL TORO MEXICAN BAR & GRILL	3800 CENTERPOINT PKWY	91,380
64-99-00-020-014	FCA NA LLC	2500 CENTERPOINT PKWY	60,000
64-99-00-020-015	LEMUS CONCRETE	856 CESAR E CHAVEZ AVE	5,000
64-99-00-020-016	MACK'S AUTO SALES	820 CESAR E CHAVEZ AVE	8,800
64-99-00-020-060	VR LIFE ARCADE	320 N TELEGRAPH RD	80,000
64-99-00-020-061	BOOST MOBILE	352 N TELEGRAPH RD	6,000
64-99-00-020-080	MOTOR CITY DIRECT AUTO	45671 WOODWARD AVE	44,000
64-99-00-020-083	AT&T MOBILE	585 CESAR E CHAVEZ AVE	40,000
64-99-00-020-084	THE WING STOP	505 SOUTH BLVD E	24,000
64-99-00-020-089	FEDEX FRIGHT	1000 VANGUARD DR	2,048,060

City of Pontiac
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<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-020-099	GONZALEZ MANUFACTURING TECHNOLOGIES	1670 E HIGHWOOD BLVD	20,660
64-99-00-940-088	MIKE & LOUIS PIANO	132 CESAR E CHAVEZ AVE	60
64-99-00-940-118	FIRST STUDENT	959 CESAR E CHAVEZ AVE	8,280
64-99-00-950-033	PACIFIC PRIDE	1200 CESAR E CHAVEZ AVE	2,280
64-99-00-950-137	GENE'S RIB SHACK	557 AUBURN AVE	60
64-99-00-960-177	LOU'S TRUCKING	1780 E HIGHWOOD BLVD	2,058,920
64-99-00-960-186	AMERICAN MATERIAL HANDLING	1711 E HIGHWOOD BLVD	1,280
64-99-00-970-059	RICK'S MOTORCAR CO	870 CESAR E CHAVEZ AVE	40
64-99-00-970-184	BURGER KING #1055	2200 S OPDYKE RD	10,300
64-99-00-980-069	CLARKSTON WINDOW & DOOR	151 CESAR E CHAVEZ AVE	660
64-99-00-980-090	LEMON GRASS	3999 CENTERPOINT PKWY STE 108	280
64-99-00-980-095	EURO-PEDS	3000 CENTERPOINT PKWY	620
64-99-00-980-127	PONTIAC REGIONAL CHAMBER	402 N TELEGRAPH RD	60
64-99-00-990-000	ALLIED WASTE 253	1633 W HIGHWOOD BLVD	49,960
64-99-00-990-035	SAN MARINO OUTDOOR SERVICES	1160 CESAR E CHAVEZ AVE	1,880
64-99-00-990-098	SUN VALLEY	45108 WOODWARD AVE STE 400	40
64-99-00-990-136	MARRIOTT RESIDENCE INN	3333 CENTERPOINT PKWY	20,540
64-99-00-990-137	COURTYARD BY MARRIOTT	3555 CENTERPOINT PKWY	21,280
64-99-00-990-150	T-MOBILE CENTRAL LLC	580 N CASS AVE	120
64-99-00-990-152	ORION CONSTRUCTION INC	1000 DURANT AVE	2,360
64-99-00-990-206	AT&T MOBILITY LLC	803 CESAR E CHAVEZ AVE	15,500
64-99-80-303-250	SUPERBUBBLES LLC	335 N CASS AVE	140
64-99-80-306-650	WASTE MANAGEMENT OF MICHIGAN	245 E WALTON BLVD	21,100
64-99-80-403-550	AT&T MOBILITY LLC	1501 E HIGHWOOD BLVD # LOC 3	93,800
64-99-80-404-405	DIXIELAND CAR WASH	842 CESAR E CHAVEZ AVE	140
64-99-80-500-740	EASTERN OIL COMPANY	590 S PADDOCK ST	133,960
64-99-80-503-150	ENERGY SHIELD INC	138 W PIKE ST	25,960
64-99-80-604-400	FORREST MANOR	138 W LAWRENCE ST	140
64-99-80-706-500	GOODYEAR TIRE & RUBBER #6527	50300 WOODWARD AVE	5,060
64-99-80-800-200	H&R BLOCK	494 N TELEGRAPH RD	580
64-99-80-900-750	INLAND PLYWOOD CO	375 N CASS AVE	2,740
64-99-80-960-044	AT&T MOBILITY LLC	3600 CENTERPOINT PKWY	6,280
64-99-80-960-052	VERIZON WIRELESS	700 RING RD	102,160
64-99-80-970-056	VERIZON WIRELESS	580 N CASS AVE # DT831	640
64-99-81-307-050	METALWORKING LUBRICANTS CO	25 W SILVERDOME INDUSTRIAL PAR	12,580
64-99-81-401-850	NEWTON CRANE ROOFING INC	353 N CASS AVE	9,440
64-99-81-605-600	PITNEY BOWES INC		35,980
64-99-81-606-600	PONTIAC CEILING & PARTITION	715 AUBURN AVE	32,980
64-99-81-609-100	PONTIAC MOOSE LODGE #182	1047 CESAR E CHAVEZ AVE	180
64-99-81-614-000	PROPERTIES LTD	715 AUBURN AVE	6,160
64-99-81-805-450	RODGES LANDSCAPING INC	517 AUBURN AVE	160
64-99-81-901-045	SALLY BEAUTY SUPPLY #457	324 N TELEGRAPH RD	440
64-99-81-908-600	SIRING CAR WASH	237 W WALTON BLVD	100
64-99-81-917-600	SUNOCO	45054 WOODWARD AVE	940
64-99-82-002-460	SPENCER OIL CO	95 W PIKE ST	2,100
64-99-82-101-000	UNITED PARCEL SERVICE	1056 CESAR E CHAVEZ AVE	59,740

Total Private Personal Property: 11,201,000

Total PRIVATE Real/Personal Property: 18,805,820

City of Pontiac
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Private Investment - Real Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-14-08-380-020	AIMS LLC	81 W COLGATE AVE	4,600
64-14-29-176-009	DIXON III, ALEXANDER	285 N CASS AVE	3,100
64-14-29-207-024	LOR, NENG	26 CLARK ST	2,960
Total Private Real Property:			10,660

Private Investment - Personal Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-005-121	JAC PRODUCTS	3937 CAMPUS DR	736,880
64-99-00-008-112	LEE MACHINERY MOVERS	675 OAKLAND AVE	190,580
64-99-00-010-062	JOYSON SAFETY SYSTEMS	2600 CENTERPOINT PKWY	3,064,300
64-99-00-014-067	WOODWORTH INC	500 CENTERPOINT PKWY	10,733,620
64-99-00-015-082	NORTHSTAR METALCRAFT, LLC	35 W SILVERDOME INDUSTRIAL PAR	36,900
64-99-00-015-098	GONZALES PRODUCTIONS	1670 E HIGHWOOD BLVD	911,620
64-99-00-017-015	LHP ENGINEERING SOLUTIONS	2800 CENTERPOINT PKWY	210,140
64-99-00-017-044	FANUC AMERICA CORP	2031 CENTERPOINT PKWY	1,780,060
64-99-00-017-096	J M BALLARD INTERNATIONAL	500 SOUTH BLVD E	104,120
64-99-00-017-097	LORYCO, INC	51920 WOODWARD AVE	5,960
64-99-00-018-007	I.M. BRANDED	2020 RING RD	2,331,320
64-99-00-018-128	ERAE ANS MANUFACTURING	2011 CENTERPOINT PKWY	524,600
64-99-00-019-016	WILLIAMS INTERNATIONAL COMPANY LLC	2000 CENTERPOINT PKWY	2,469,900
64-99-00-020-128	ERAE AMS USA MANUFACTURING LLC	2011 CENTERPOINT PKWY	7,274,260
64-99-00-930-243	AKZO NOBEL COATINGS INC	27 BRUSH ST	6,963,140
64-99-00-950-068	DETROIT STEEL TREATING CO	1631 E HIGHWOOD BLVD	410,300
64-99-00-950-269	AKZO NOBEL COATINGS INC	120 FRANKLIN RD	187,800
64-99-00-960-052	LEE CONTRACTING	631 CESAR E CHAVEZ AVE	2,362,820
64-99-00-960-073	FREIBORNE INDUSTRIES INC	15 W SILVERDOME INDUSTRIAL PAR	419,600
64-99-00-990-091	HEAT TREATING SERV PLANT 3	915 CESAR E CHAVEZ AVE	713,740
64-99-80-103-600	FPT PONTIAC DIVISION LLC	500 COLLIER RD	4,635,900
64-99-80-104-075	ALUMINUM BLANKING CO	360 W SHEFFIELD AVE	6,785,780
64-99-80-802-900	HEAT TREATING SERVICE CORP OF AMER	217 CENTRAL AVE	5,205,020
Total Private Personal Property:			58,058,360

Total PRIVATE Real/Personal Property: **58,069,020**

City of Pontiac
Private Investment - Tax Year 2022

Private Investment - Real Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-14-08-302-005	MIRACLE, JANINE K	1600 STANLEY AVE	140
64-14-08-351-006	MARTIN, JAMES	236 W BROOKLYN AVE	3,080
64-14-08-379-002	JARRETT, JERAL DEAN	161 W NEW YORK	1,340
64-14-19-204-011	PAVELICK, BARBARA J	833 SARASOTA AVE	4,160
64-14-19-432-004	LEE MACHINERY MOVERS INC	675 CESAR E CHAVEZ AVE	165,440
64-14-20-354-025	GONZALES, ELIZONDO	466 CESAR E CHAVEZ AVE	1,540
64-14-21-303-001	CARRINGTON, WILLIAM A	150 MARQUETTE ST	9,320
64-14-21-303-002	CARRINGTON, WILLIAM A	398 EDISON ST	9,060
64-14-21-303-043	CARRINGTON, WILLIAM A	404 EDISON ST	7,220
64-14-21-305-003	SPITZLEY WALTER P	132 N GLENWOOD	1,020
64-14-27-354-023	MACIEJEWSKI, JAMES	645 AUBURN AVE	113,400
64-14-29-106-011	WJH LLC	365 LAKE LAURA DR	10,000
64-14-29-106-012	WJH LLC	355 LAKE LAURA DR	103,540
64-14-29-106-013	WJH LLC	345 LAKE LAURA DR	95,620
64-14-29-106-014	WJH LLC	335 LAKE LAURA DR	10,000
64-14-29-106-015	WJH LLC	325 LAKE LAURA DR	77,540
64-14-29-106-016	WJH LLC	315 LAKE LAURA DR	10,000
64-14-29-183-004	CINTON-AVILA, MARIA	ALLISON	4,800
64-14-29-255-011	JADDOU, BILL	70 LAFAYETTE ST	183,520
64-14-29-257-006	MCKENZIE, LAWRENCE	39 CLARK ST	4,160
64-14-29-276-017	RESCUED HOMES LLC	48 FAIRGROVE ST	2,220
64-14-29-278-023	RESCUED HOMES LLC	76 FAIRGROVE ST	1,240
64-14-29-408-001	JOHNSON SR, CORNELIUS H	49 CARTER ST	8,800
64-14-30-252-153	WILBURN, ROBERT	312 ARNOLD AVE	90,440
64-14-30-252-192	JACKSON-COATES, WANDA	734 W MARGARET LN	94,400
64-14-30-252-219	GOLEM, JEREMY	211 LASSEIGNE ST	1,260
64-14-30-255-077	GRIFFIN, MELVIN S	221 TUCKER ST	15,960
64-14-32-211-053	SMART SOLUTIONS	89 BAGLEY ST	70,200
64-14-33-461-018	KIRKSEY, MICHAEL	652 GOING ST	3,940
64-14-34-202-002	PRESBYTERIAN VILLAGE		52,140
64-14-34-202-006	PRESBYTERIAN VILLAGE NORTH	380 S OPDYKE RD	517,500
64-14-34-202-007	PRESBYTERIAN VILLAGE NORTH	380 S OPDYKE	129,760
64-14-34-452-019	PONTIAC CENTER EAST LLC		142,220
64-14-34-452-021	PONTIAC CENTER EAST LLC		160,880
64-14-34-454-005	PONTIAC CENTER EAST LLC		129,740
64-19-03-126-008	PONTIAC SOUTH BOULEVARD LLC	2011 CENTERPOINT PKWY	7,513,200
64-19-03-427-007	LPP CENTERPOINT LLC	3111 CENTERPOINT PKWY	600,000
Total Private Real Property:			10,348,800

Private Investment - Personal Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-000-011	DAVITA DIALYSIS #327	450 N TELEGRAPH RD	246,520
64-99-00-001-006	AMERICAS BEST CONTACTS & EYEGLASSES	310 N TELEGRAPH RD	14,520
64-99-00-001-034	SUMMER BREEZE LAWN CARE	803 CESAR E CHAVEZ AVE	960
64-99-00-001-048	UNIFIRST CORP	1300 AUBURN AVE	611,560
64-99-00-001-054	JOMAR PERFORMANCE PRODUCTS LLC	211 N CASS AVE	6,240
64-99-00-001-104	MARRIOTT AUBURN HILLS PONTIAC	3600 CENTERPOINT PKWY	14,320
64-99-00-002-020	BOWEN PAVING INC	1001 CESAR E CHAVEZ AVE	10,620

City of Pontiac
Private Investment - Tax Year 2022

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-002-052	DESIGNER FURNITURE SERVICES	408 AUBURN AVE	120
64-99-00-002-066	INTERNATIONAL PAINT - WAREHOUSE	117 BRUSH ST	1,260
64-99-00-002-151	BIG LOTS STORES INC #1636	300 N TELEGRAPH RD	29,180
64-99-00-002-253	MALLY CORPORATION	97 N CASS AVE	160
64-99-00-002-270	W E BOWEN TRUCKING INC	1001 CESAR E CHAVEZ AVE	820
64-99-00-002-299	AT&T SERVICES INC		720
64-99-00-003-033	BAGGETT-HAYES,EARLENE	110 N PERRY ST	140
64-99-00-004-016	LINDE GAS & EQUIPMENT	1065 CESAR E CHAVEZ AVE	984,700
64-99-00-004-026	FM SYLVAN INC	815 AUBURN AVE	4,000
64-99-00-004-077	AFFORDABLE AUTO SALES	245 SOUTH BLVD E	80
64-99-00-004-115	FAMILY DOLLAR STORE #25971	757 AUBURN AVE	2,060
64-99-00-005-005	MAACO	1250 CESAR E CHAVEZ AVE	3,120
64-99-00-005-131	STAR EMS	63 OAKLAND AVE	18,560
64-99-00-006-021	HARBOR FREIGHT TOOLS 210	600 N TELEGRAPH RD	1,500
64-99-00-006-035	PRO-SEAL INC	35 W SILVERDOME INDUSTRIAL PAR	38,040
64-99-00-006-051	BRAVO CAFE	621 AUBURN AVE	900
64-99-00-006-083	ARBY'S #7699	800 S OPDYKE RD	43,420
64-99-00-007-008	ENGLISH GARDENS	20 CONGRESS ST	10,600
64-99-00-007-038	READING EQUIPMENT	55 E SILVERDOME INDUSTRIAL PAR	2,660
64-99-00-007-094	T-MOBILE CENTRAL LLC	1501 E HIGHWOOD BLVD	2,940
64-99-00-007-155	TDG ARCHITECTS LLC	79 OAKLAND AVE	8,540
64-99-00-008-000	LTM AUTO TRUCK &	1591 E HIGHWOOD BLVD	14,240
64-99-00-008-063	T-MOBILE	3600 CENTERPOINT PKWY	65,400
64-99-00-008-119	T-MOBILE CENTRAL LLC	240 E MONTCALM ST	10,200
64-99-00-009-001	LEE INDUSTRIAL CONTRACTING	605 CESAR E CHAVEZ AVE	460
64-99-00-009-040	GREAT LAKES AUTO REPAIR	309 W WALTON BLVD	660
64-99-00-010-065	BEAUTY SECRETS BY CANDY	308 N TELEGRAPH RD	540
64-99-00-011-002	LCA RESALE & MORE	570 AUBURN AVE STE B	100
64-99-00-011-024	T-MOBILE CENTRAL LLC	1420 N TELEGRAPH RD	160,240
64-99-00-011-072	OC TEES	180 N SAGINAW ST	520
64-99-00-013-032	GOENGINEER OF UTAH	31 OAKLAND AVE # 100-1	4,160
64-99-00-013-060	SHARPER TEK	486 S OPDYKE RD	350,900
64-99-00-013-075	TIANHAI ELECTRICAL NORTH AMER INC	70 E SILVERDOME INDUSTRIAL PAR	32,300
64-99-00-014-014	VILLA #3058	354 N TELEGRAPH RD	21,720
64-99-00-015-004	AUTO ZONE #104346	608 AUBURN AVE	9,780
64-99-00-015-005	SLC METER	595 BRADFORD ST	1,020
64-99-00-015-010	GODDARD COATINGS COMPANY	490 S OPDYKE RD	23,200
64-99-00-015-085	AT&T MOBILITY LLC	1420 N TELEGRAPH RD	1,820
64-99-00-016-006	I-AUTOMOTIVE GROUP	985 CESAR E CHAVEZ AVE	40
64-99-00-016-031	CUTTING EDGE COMPUTERS	1671 E HIGHWOOD BLVD	59,120
64-99-00-016-051	FORMAN MILLS	250 N TELEGRAPH RD	7,200
64-99-00-016-090	POSCO DAEWOO AMERICA CORP	660 SOUTH BLVD E	44,880
64-99-00-017-014	ORKIN, LLC #547	2001 CENTERPOINT PKWY STE 104	2,740
64-99-00-017-020	KNIGHTS TENT & PARTY RENTAL	1450 E HIGHWOOD BLVD	335,120
64-99-00-017-046	FADEGAUDZ	378 N TELEGRAPH RD	40
64-99-00-017-069	BEAUTY & SHAVE LOUNGE	45826 WOODWARD AVE	40
64-99-00-017-073	HONOR HEALTH	1701 BALDWIN AVE STE 203	1,700
64-99-00-017-075	HONOR COMMUNITY HEALTH	114 ORCHARD LAKE RD	720
64-99-00-017-098	ADVANCE HEALTHCARE HOSPITAL LLC	50 N PERRY ST FL 6TH	9,340
64-99-00-018-040	HOUSE OF CARS	592 CESAR E CHAVEZ AVE	40
64-99-00-018-081	GONZALEZ CONTRACT SERVICES	1670 E HIGHWOOD BLVD	1,900
64-99-00-018-107	HELLO INNOVATIONS	37 TURK ST	610,140

City of Pontiac
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<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-018-128	ERAE ANS MANUFACTURING	2011 CENTERPOINT PKWY	524,600
64-99-00-018-129	AT&T SERVICES INC	263 E WALTON BLVD	100
64-99-00-019-007	FAMILY DOLLAR # 12075	96 AUBURN AVE	1,100
64-99-00-019-016	WILLIAMS INTERNATIONAL COMPANY LCC	2000 CENTERPOINT PKWY	45,620
64-99-00-019-028	LBI LIMITED	58 W HURON ST	200
64-99-00-019-058	URBAN DESIRE BOUTIQUE	386 N TELEGRAPH RD	40
64-99-00-020-008	PHAT HEAD'Z BARBER SHOP	743 AUBURN AVE	60
64-99-00-020-060	VR LIFE ARCADE	320 N TELEGRAPH RD	2,680
64-99-00-020-083	AT&T MOBILE	585 CESAR E CHAVEZ AVE	1,340
64-99-00-020-089	FEDEX FRIGHT	1000 VANGUARD DR	155,780
64-99-00-020-099	GONZALEZ MANUFACTURING TECHNOLOGIES	1670 E HIGHWOOD BLVD	700
64-99-00-021-006	XPS AUTOMATION	1651 E HIGHWOOD BLVD	1,320
64-99-00-021-032	OAK STREET HEALTH	462 N TELEGRAPH RD	1,500
64-99-00-021-033	P'S & Q'S BAKERY	586 N TELEGRAPH RD	200
64-99-00-021-035	FLAVORS OF JAMAICA	406 N TELEGRAPH RD	400
64-99-00-021-039	WELLNESS PLAN MEDICAL CENTER	46156 WOODWARD AVE	400
64-99-00-021-046	OPDYKE MEDICAL	3959 CENTERPOINT PKWY	102,320
64-99-00-021-047	HOWARD TERNES PACKAGING COMPANY	537 BRADFORD ST	48,620
64-99-00-021-058	SDS STONE PAVING	1248 CESAR E CHAVEZ AVE	2,640
64-99-00-021-079	DONG HA USA, INC	2011 CENTERPOINT PKWY	36,380
64-99-00-022-001	R-7 LAUNDRY	577 AUBURN AVE	30,000
64-99-00-022-005	BALDWIN HEALTH CENTER FOR CHILDREN	1701 BALDWIN AVE STE 103	8,000
64-99-00-022-029	LIONS CLUB II	371 N SAGINAW ST	1,200
64-99-00-022-041	THE 374	374 N TELEGRAPH RD	4,000
64-99-00-022-047	SMART START DEVELOPMENT &	214 W WALTON BLVD	4,000
64-99-00-022-059	MARBLE MECHANICAL	715 AUBURN AVE	2,000
64-99-00-022-101	IRWIN AUTOMOTIVE PRODUCTS	2600 CENTERPOINT PKWY	386,660
64-99-00-940-088	MIKE & LOUIS PIANO	132 CESAR E CHAVEZ AVE	100
64-99-00-950-033	PACIFIC PRIDE	1200 CESAR E CHAVEZ AVE	4,100
64-99-00-950-137	GENE'S RIB SHACK	557 AUBURN AVE	120
64-99-00-960-052	LEE CONTRACTING	631 CESAR E CHAVEZ AVE	1,669,240
64-99-00-960-177	LOU'S TRUCKING	1780 E HIGHWOOD BLVD	3,265,500
64-99-00-970-184	BURGER KING #1055	2200 S OPDYKE RD	33,260
64-99-00-980-069	CLARKSTON WINDOW & DOOR	151 CESAR E CHAVEZ AVE	3,080
64-99-00-980-090	LEMON GRASS	3999 CENTERPOINT PKWY STE 108	500
64-99-00-980-094	MARATHON	1500 S OPDYKE RD	3,320
64-99-00-980-095	EURO-PEDS	3000 CENTERPOINT PKWY	1,120
64-99-00-980-127	PONTIAC REGIONAL CHAMBER	402 N TELEGRAPH RD	100
64-99-00-990-000	ALLIED WASTE 253	1633 W HIGHWOOD BLVD	520,620
64-99-00-990-035	SAN MARINO OUTDOOR SERVICES	1160 CESAR E CHAVEZ AVE	3,380
64-99-00-990-098	SUN VALLEY	45108 WOODWARD AVE STE 400	80
64-99-00-990-136	MARRIOTT RESIDENCE INN	3333 CENTERPOINT PKWY	2,000
64-99-00-990-137	COURTYARD BY MARRIOTT	3555 CENTERPOINT PKWY	259,960
64-99-00-990-150	T-MOBILE CENTRAL LLC	580 N CASS AVE	8,780
64-99-00-990-206	AT&T MOBILITY LLC	803 CESAR E CHAVEZ AVE	77,600
64-99-80-100-175	ABC APPLIANCE INC	1 W SILVERDOME INDUSTRIAL PAR	13,620
64-99-80-104-075	ALUMINUM BLANKING CO	360 W SHEFFIELD AVE	300
64-99-80-303-250	CASS CAR WASH LLC	335 N CASS AVE	240
64-99-80-306-800	MARATHON GAS	325 N CASS AVE	1,960
64-99-80-403-550	AT&T MOBILITY LLC	1501 E HIGHWOOD BLVD # LOC 3	77,560
64-99-80-404-405	DIXELAND CAR WASH II LLC	842 CESAR E CHAVEZ AVE	260
64-99-80-404-600	DOLLAR TREE STORES INC	266 N TELEGRAPH RD	10,840

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<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-80-500-740	EASTERN OIL COMPANY	590 S PADDOCK ST	14,860
64-99-80-503-150	ENERGY SHIELD INC	138 W PIKE ST	46,200
64-99-80-604-400	FORREST MANOR	138 W LAWRENCE ST	240
64-99-80-706-500	GOODYEAR TIRE & RUBBER #6527	50300 WOODWARD AVE	3,060
64-99-80-800-200	H&R BLOCK	494 N TELEGRAPH RD	1,100
64-99-80-900-750	INLAND PLYWOOD CO	375 N CASS AVE	4,300
64-99-80-960-044	AT&T MOBILITY LLC	3600 CENTERPOINT PKWY	72,040
64-99-80-960-052	VERIZON WIRELESS	700 RING RD	8,720
64-99-80-970-056	VERIZON WIRELESS	580 N CASS AVE # DT831	28,000
64-99-81-307-050	METALWORKING LUBRICANTS CO	25 W SILVERDOME INDUSTRIAL PAR	23,140
64-99-81-605-600	PITNEY BOWES INC		500
64-99-81-609-100	PONTIAC MOOSE LODGE #182	1047 CESAR E CHAVEZ AVE	320
64-99-81-901-045	SALLY BEAUTY SUPPLY #457	324 N TELEGRAPH RD	300
64-99-81-908-600	SIRING CAR WASH	237 W WALTON BLVD	180
64-99-81-917-600	SUNOCO	45054 WOODWARD AVE	1,680
64-99-82-002-460	SPENCER OIL CO	95 W PIKE ST	3,760
64-99-82-101-000	UNITED PARCEL SERVICE	1056 CESAR E CHAVEZ AVE	13,580
64-99-82-304-400	THERAMATRIX INC	900 AUBURN AVE STE 101	2,840
	Total Private Personal Property:		11,372,860
	Total PRIVATE Real/Personal Property:		21,721,660

City of Pontiac
Private Investment - Tax Year 2023

Private Investment - Real Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-14-07-302-012	MOEGGENBORG, NICHOLAS	1678 VALDOSTA CIR	12,220
64-14-07-376-001	RAYMOND, MICHAEL R	650 W WALTON BLVD	48,640
64-14-07-480-001	LOZANO, FELIPE	1566 RICHMOND AVE	121,360
64-14-08-352-006	KENDALL, EMMA	241 W BROOKLYN AVE	1,820
64-14-08-379-013	SNIDER, CHRISTOPHER	105 W NEW YORK AVE	100,480
64-14-20-355-037	424 CESAR LLC	424 CESAR E CHAVEZ AVE	18,120
64-14-21-303-004	BRENT, ROBERT	142 MARQUETTE ST	7,340
64-14-21-303-012	ROMERO ROMUALDO, JOSE A	104 MARQUETTE ST	2,600
64-14-27-354-028	BELL, SHARROUN	634 HOMESTEAD DR	9,400
64-14-28-456-021	CHN UNITY PARK	333 AUBURN AVE	60,980
64-14-29-103-017	LIIMATTA, FREDDIE	26 WISNER	28,720
64-14-29-104-007	ELIZONDO GONZALES	356 N CASS AVE	4,800
64-14-29-104-034	GONZALES, ELIZONDO	352 CASS	4,800
64-14-29-106-004	WJH LLC	314 ARUSHA DR	83,520
64-14-29-106-008	PAPPALA, PADMAVATI SRINIVAS	395 LAKE LAURA DR	94,140
64-14-29-106-011	VAUGHN, CHANTEIL	365 LAKE LAURA DR	200,620
64-14-29-106-012	FREEMAN, MICHAEL LANARD	355 LAKE LAURA DR	144,420
64-14-29-106-013	BENION, DAJUANE	345 LAKE LAURA DR	131,560
64-14-29-106-014	STIMAGE, DAVID	335 LAKE LAURA DR	237,720
64-14-29-106-015	SMITH, NAKIRA A	325 LAKE LAURA DR	135,880
64-14-29-106-016	SANCHEZ, JEANNETTE OLEA	315 LAKE LAURA DR	85,720
64-14-29-256-036	TRIPLE W. PROPERTIES	79 OAKLAND AVE	98,520
64-14-30-252-026	WJH LLC	396 LAKE LAURA DR	10,000
64-14-30-252-027	WJH LLC	404 LAKE LAURA DR	10,000
64-14-30-252-032	WJH LLC	478 ARUSHA DR	10,000
64-14-30-252-041	WJH LLC	408 KONGONI DR	10,000
64-14-30-252-052	WJH LLC	304 TOM AV	10,000
64-14-30-252-055	WJH LLC	318 TOM AV	10,000
64-14-30-252-059	WJH LLC	317 TOM AV	10,000
64-14-30-252-060	WJH LLC	313 TOM AV	10,000
64-14-30-252-066	WJH LLC	263 TOM AV	10,000
64-14-30-252-067	WJH LLC	257 TOM AV	10,000
64-14-30-252-068	WJH LLC	253 TOM AV	10,000
64-14-30-252-100	SIMPSON, GLENN	263 PAYNE AVE	209,980
64-14-30-252-219	GOLEM, JEREMY	211 LASSEIGNE ST	2,940
64-14-30-254-103	FORDHAM, TRESA	258 STONEGATE E	36,080
64-14-33-104-008	TOLLBROOK BROKERAGE LLC	118 E JUDSON ST	5,020
64-14-33-461-027	OWEN, RANDY	377 SOUTH BLVD E	38,360
64-14-34-381-012	PONTIAC CENTER EAST LLC	777 SOUTH BLVD E	633,920
64-14-34-476-018	LS QSR 5 MI	1000 S OPDYKE RD	98,880
64-14-89-022-001	LEE CONTRACTING	441 CESAR E CHAVEZ AVE	149,160
64-19-03-427-007	LPP CENTERPOINT LLC	3111 CENTERPOINT PKWY	7,810,200
Total Private Real Property:			10,727,900

Private Investment - Personal Property

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
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City of Pontiac
Private Investment - Tax Year 2023

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-000-007	TRACKER BOAT CENTER	85 W WALTON BLVD	620
64-99-00-000-011	DAVITA DIALYSIS #327	450 N TELEGRAPH RD	26,900
64-99-00-001-034	SUMMER BREEZE LAWN CARE	803 CESAR E CHAVEZ AVE	1,480
64-99-00-001-048	UNIFIRST CORP	1300 AUBURN AVE	756,580
64-99-00-001-054	JOMAR PERFORMANCE PRODUCTS LLC	211 N CASS AVE	4,700
64-99-00-001-104	MARRIOTT AUBURN HILLS PONTIAC	3600 CENTERPOINT PKWY	48,200
64-99-00-002-020	BOWEN PAVING INC	1001 CESAR E CHAVEZ AVE	24,480
64-99-00-002-052	DESIGNER FURNITURE SERVICES	408 AUBURN AVE	180
64-99-00-002-253	MALLY CORPORATION	97 N CASS AVE	260
64-99-00-002-299	AT&T SERVICES INC		30,640
64-99-00-003-033	BAGGETT-HAYES,EARLENE	110 N PERRY ST	220
64-99-00-004-016	PRAXAIR DISTRIBUTION INC	1065 CESAR E CHAVEZ AVE	9,100
64-99-00-004-026	FM SYLVAN INC	815 AUBURN AVE	6,260
64-99-00-004-115	FAMILY DOLLAR STORE #25971	757 AUBURN AVE	2,400
64-99-00-005-131	STAR EMS	63 OAKLAND AVE	153,740
64-99-00-006-035	PRO-SEAL INC	35 W SILVERDOME INDUSTRIAL PAR	39,320
64-99-00-006-051	BRAVO CAFE	621 AUBURN AVE	1,400
64-99-00-006-083	ARBY'S #7699	800 S OPDYKE RD	13,500
64-99-00-007-038	READING EQUIPMENT	55 E SILVERDOME INDUSTRIAL PAR	34,780
64-99-00-007-094	T-MOBILE CENTRAL LLC	1501 E HIGHWOOD BLVD	4,260
64-99-00-008-063	T-MOBILE	3600 CENTERPOINT PKWY	8,220
64-99-00-008-119	T-MOBILE CENTRAL LLC	240 E MONTCALM ST	55,580
64-99-00-009-001	LEE INDUSTRIAL CONTRACTING	605 CESAR E CHAVEZ AVE	720
64-99-00-009-002	KFC #5380	1000 S OPDYKE RD	260,380
64-99-00-009-040	GREAT LAKES AUTO REPAIR	309 W WALTON BLVD	1,040
64-99-00-010-065	BEAUTY SECRETS BY CANDY	308 N TELEGRAPH RD	860
64-99-00-011-002	LCA RESALE & MORE	570 AUBURN AVE STE B	160
64-99-00-011-024	T-MOBILE CENTRAL LLC	1420 N TELEGRAPH RD	1,400
64-99-00-011-072	OC TEES	180 N SAGINAW ST	800
64-99-00-012-075	VHS RHAB INSTITUTE OF MI	867 SOUTH BLVD E	11,720
64-99-00-013-060	SHARPER TEK	486 S OPDYKE RD	282,800
64-99-00-014-014	VILLA #3058	354 N TELEGRAPH RD	10,540
64-99-00-015-085	AT&T MOBILITY LLC	1420 N TELEGRAPH RD	206,740
64-99-00-016-006	I-AUTOMOTIVE GROUP	985 CESAR E CHAVEZ AVE	60
64-99-00-016-031	CUTTING EDGE COMPUTERS	1671 E HIGHWOOD BLVD	25,560
64-99-00-016-051	FORMAN MILLS	250 N TELEGRAPH RD	11,260
64-99-00-016-090	POSCO DAEWOO AMERICA CORP	660 SOUTH BLVD E	1,660
64-99-00-017-020	KNIGHTS TENT & PARTY RENTAL	1450 E HIGHWOOD BLVD	519,900
64-99-00-017-046	FADEGAUDZ	378 N TELEGRAPH RD	60
64-99-00-017-069	BEAUTY & SHAVE LOUNGE	45826 WOODWARD AVE	60
64-99-00-017-098	ADVANCE HEALTHCARE HOSPITAL LLC	50 N PERRY ST FL 6TH	14,600
64-99-00-017-099	OAKLAND MANOR SKILLED	50 N PERRY ST FL 1ST	3,960
64-99-00-018-040	HOUSE OF CARS	592 CESAR E CHAVEZ AVE	60
64-99-00-018-107	HELLO INNOVATIONS	37 TURK ST	262,180
64-99-00-018-138	TIM HORTON'S	1600 S OPDYKE RD	151,820
64-99-00-019-007	FAMILY DOLLAR # 12075	96 AUBURN AVE	1,400
64-99-00-019-028	LBI LIMITED	58 W HURON ST	320
64-99-00-019-058	URBAN DESIRE BOUTIQUE	386 N TELEGRAPH RD	60
64-99-00-019-108	PENSKE VEHICLE SERVICES INC	640 SOUTH BLVD E	1,800
64-99-00-020-060	VR LIFE ARCADE	320 N TELEGRAPH RD	4,200
64-99-00-020-080	MOTOR CITY DIRECT AUTO	45671 WOODWARD AVE	840

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<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-00-020-083	AT&T MOBILE	585 CESAR E CHAVEZ AVE	58,100
64-99-00-020-089	FEDEX FRIGHT	1000 VANGUARD DR	65,360
64-99-00-021-032	OAK STREET HEALTH	462 N TELEGRAPH RD	1,080
64-99-00-021-033	P'S & Q'S BAKERY	586 N TELEGRAPH RD	320
64-99-00-021-035	FLAVORS OF JAMAICA	406 N TELEGRAPH RD	620
64-99-00-021-039	WELLNESS PLAN MEDICAL CENTER	46156 WOODWARD AVE STE A	620
64-99-00-021-047	HOWARD TERNES PACKAGING COMPANY	537 BRADFORD ST	94,220
64-99-00-021-058	SDS STONE PAVING	1248 CESAR E CHAVEZ AVE	4,140
64-99-00-021-079	DONG HA USA, INC	2011 CENTERPOINT PKWY	4,718,080
64-99-00-021-083	HUMANA REAL ESTATE CO	462 N TELEGRAPH RD	12,600
64-99-00-021-086	JR AUTOMATION	1500 E HIGHWOOD BLVD	100,060
64-99-00-022-001	R-7 LAUNDRY	577 AUBURN AVE	1,500
64-99-00-022-008	FM SYLVAN	1749 E HIGHWOOD BLVD STE G	1,000
64-99-00-022-029	BARBER SHOP LION'S CLUB	371 N SAGINAW ST	400
64-99-00-022-041	THE 374	374 N TELEGRAPH RD	200
64-99-00-022-047	SMART START DEVELOPMENT &	214 W WALTON BLVD	200
64-99-00-022-059	MARBLE MECHANICAL	715 AUBURN AVE	100
64-99-00-023-002	BLAZE CANNABIZ LLC	1536 N TELEGRAPH RD	82,000
64-99-00-023-015	BEL AIR GRILL	225 AUBURN AVE	20,000
64-99-00-023-020	OIL STATION, THE	644 CESAR E CHAVEZ AVE	6,000
64-99-00-023-021	LEE CONTRACTING	441 CESAR E CHAVEZ AVE	20,000
64-99-00-023-022	SEÑOR TACO	225 CESAR E CHAVEZ AVE	3,000
64-99-00-023-023	HERC RENTALS	959 CESAR E CHAVEZ AVE	244,400
64-99-00-023-025	VDL STEELWELD	1500 E HIGHWOOD BLVD	100,000
64-99-00-023-076	COMPLETE TIRE & AUTO	50444 WOODWARD AVE	4,000
64-99-00-023-077	CARTERS LUXURY EVENTS & RENTALS	45810 WOODWARD AVE	8,000
64-99-00-023-081	MOLDERS SERVICES INC	1556 N TELEGRAPH RD	188,860
64-99-00-023-085	CARL'S GOLFLAND	220 N TELEGRAPH RD	496,040
64-99-00-023-098	AUCH WAREHOUSE	112 SOUTH BLVD W	20,160
64-99-00-023-099	CURBO PARKING LOT CARE	324 IRWIN AVE	6,000
64-99-00-023-125	GFL ENVIROMENT USA, INC.	575 COLLIER RD	908,780
64-99-00-023-144	TREK BICYCLE PONTIAC	203 N PERRY ST	43,740
64-99-00-960-177	LOU'S TRUCKING	1780 E HIGHWOOD BLVD	2,941,400
64-99-00-980-069	CLARKSTON WINDOW & DOOR	151 CESAR E CHAVEZ AVE	560
64-99-00-980-090	LEMON GRASS	3999 CENTERPOINT PKWY STE 108	780
64-99-00-980-094	MARATHON	1500 S OPDYKE RD	5,200
64-99-00-980-095	EURO-PEDS	3000 CENTERPOINT PKWY	1,760
64-99-00-980-127	PONTIAC REGIONAL CHAMBER	402 N TELEGRAPH RD	160
64-99-00-990-000	ALLIED WASTE 253	1633 W HIGHWOOD BLVD	278,660
64-99-00-990-035	SAN MARINO OUTDOOR SERVICES	1160 CESAR E CHAVEZ AVE	5,280
64-99-00-990-136	MARRIOTT RESIDENCE INN	3333 CENTERPOINT PKWY	30,760
64-99-00-990-137	COURTYARD BY MARRIOTT	3555 CENTERPOINT PKWY	218,120
64-99-00-990-150	T-MOBILE CENTRAL LLC	580 N CASS AVE	8,140
64-99-00-990-152	THE NORTH ASPHALT	1010 DURANT AVE	20,000
64-99-00-990-206	AT&T MOBILITY LLC	803 CESAR E CHAVEZ AVE	204,160
64-99-80-100-175	ABC APPLIANCE INC	1 W SILVERDOME INDUSTRIAL PAR	10,320
64-99-80-103-600	FPT PONTIAC DIVISION LLC	500 COLLIER RD	6,697,880
64-99-80-106-900	ASPHALT SPECIALIST INC	1780 E HIGHWOOD BLVD	80,100
64-99-80-303-250	#1 CAR WASH	335 N CASS AVE	380
64-99-80-403-550	AT&T MOBILITY LLC	1501 E HIGHWOOD BLVD # LOC 3	105,660
64-99-80-404-405	DIXELAND CAR WASH II LLC	642 CESAR E CHAVEZ AVE	420

City of Pontiac
Private Investment - Tax Year 2023

<u>Parcel No.</u>	<u>Name</u>	<u>Address</u>	<u>TCV</u>
64-99-80-404-600	DOLLAR TREE STORES INC	266 N TELEGRAPH RD	3,960
64-99-80-503-150	ENERGY SHIELD INC	138 W PIKE ST	38,680
64-99-80-900-750	INLAND PLYWOOD CO	375 N CASS AVE	453,180
64-99-80-960-044	AT&T MOBILITY LLC	3600 CENTERPOINT PKWY	55,420
64-99-80-960-052	VERIZON WIRELESS	700 RING RD	1,140
64-99-80-970-056	VERIZON WIRELESS	580 N CASS AVE # DT831	16,080
64-99-81-307-050	METALWORKING LUBRICANTS CO	25 W SILVERDOME INDUSTRIAL PAR	17,140
64-99-81-605-600	PITNEY BOWES INC		500
64-99-81-609-100	PONTIAC MOOSE LODGE #182	1047 CESAR E CHAVEZ AVE	520
64-99-81-908-600	SIRING CAR WASH	237 W WALTON BLVD	280
64-99-82-101-000	UNITED PARCEL SERVICE	1056 CESAR E CHAVEZ AVE	30,600
Total Private Personal Property:			21,436,600
Total PRIVATE Real/Personal Property:			32,164,500

#7

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

TO: Honorable City Council President and City Council

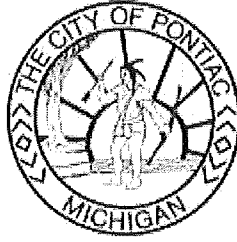
FROM: Alexandra Borngesser, Director, Grants and Philanthropy

DATE: November 7, 2023

RE: Council resolution to authorize the Mayor to execute the FEMA Public Assistance (PA) Grant Program Agreement between The Michigan Department of State Police, Emergency Management, and Homeland Security Division (MSP/EMHSD) and the City of Pontiac

The City of Pontiac was awarded \$432,386.88 in funding to reimburse the City for activities that provided emergency protective measures during the COVID-19 pandemic, which created an immediate threat to the health and safety of the general public. The purpose of the Public Assistance (PA) Grant Program was to provide supplemental financial assistance for disaster relief in eligible areas within the state, including funds for emergency protective measures – actions taken to eliminate or lessen immediate threats to lives, public health, or safety.

Funding from The Public Assistance (PA) Grant program was utilized to assist in the sanitation and disinfection of all city buildings, dissemination of information to the public via signage, installation of temporary partitions as well as the purchase of COVID 19 supplies. This grant was issued on a reimbursement basis for expenses incurred in a prior year, substantiated by invoices and documentation of work completed.



CITY OF PONTIAC CITY COUNCIL

COUNCIL RESOLUTION TO AUTHORIZE THE MAYOR TO EXECUTE THE FEMA PUBLIC ASSISTANCE (PA) GRANT PROGRAM AGREEMENT BETWEEN THE MICHIGAN DEPARTMENT OF STATE POLICE, EMERGENCY MANAGEMENT, AND HOMELAND SECURITY DIVISION (MSP/EMHSD) AND THE CITY OF PONTIAC.

WHEREAS, the City of Pontiac was awarded \$432,386.88 in funding from The State of Michigan Public Assistance (PA) Grant Program; and,

WHEREAS, the agreement is between FEMA as the Federal Awarding Agency, Michigan State Police, Emergency Management, and Homeland Security Division as the Pass-Through Entity, and The City of Pontiac as the Subrecipient; and,

WHEREAS, the City of Pontiac executed the deliverables of the grant agreement; and,

WHEREAS, Michigan State Police and the Executive Branch of the City of Pontiac have approved the attached sub-recipient agreement; and,

NOW THEREFORE BE IT RESOLVED that the Pontiac City Council hereby approves the 2023 Public Assistance (PA) Grant Program grant agreement and authorizes the Mayor to execute all documents related to the grant award.

State of Michigan
Public Assistance (PA) Grant Program
Grant Agreement
FEMA-4494-DR-MI (COVID-19)

Assistance Listings Number (ALN): 97.036
(Previously CFDA Number)

This PA Grant Agreement is hereby entered in to between the Michigan Department of State Police, Emergency Management and Homeland Security Division (MSP/EMHSD) (hereinafter called the Recipient), and

CITY OF PONTIAC

(hereinafter called the Subrecipient)

Public Assistance ID Number: 125-65440-00

Project Worksheets Number: PA-05-MI-4494-PW-00540(0)

I. Purpose

The purpose of the PA Grant Program is to provide supplemental financial assistance for disaster relief in eligible areas within the state, including funds for emergency protective measures – actions taken to eliminate or lessen immediate threats to lives, public health, or safety. Eligible costs are outlined in the Federal Emergency Management Agency's (FEMA), Public Assistance Program and Policy Guide (PAPPG), FP-104-009-2, April 2018 (PAPPG) and FEMA COVID-19 Fact Sheets and Guidance.

II. Statutory Authority

The President of the United States declared a disaster for all counties in Michigan on March 27, 2020, under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. §§ 5121-5207 (Stafford Act), in accordance with 44 CFR § 206.44. This disaster declaration is a result of the Coronavirus (COVID-19) Pandemic for the incident period beginning January 20, 2020.

The Subrecipient agrees to comply with all program requirements in accordance with FEMA guidance including, but not limited to, FEMA's PAPPG (April 2018) and other guidance specific to COVID-19. The Subrecipient also agrees to comply with regulations, including, but not limited to, the following, as applicable:

- A. Administrative Requirements, Cost Principles, and Audit Requirements
 - 1. Public Law 93-288, as amended, *The Robert T. Stafford Disaster Relief and Emergency Assistance Act*, 42 U.S.C., 5121-5207, its implementing regulations contained in Title 44 of the Code of Federal Regulations (CFR) and FEMA policy and guidance.
 - 2. 2 CFR, Parts 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*.
 - 3. 44 CFR, Part 10, *Environmental Considerations*.
 - 4. 44 CFR, Part 206, *Federal Disaster Assistance* (including Subparts G, H, and I) *Public Assistance Project Administration, Public Assistance Eligibility, and Public Assistance Insurance Requirements*.
- B. Federal Emergency Management Agency (FEMA) Program Guidance
 - 1. FP 104-009-2, Public Assistance Program and Policy Guide (April 2018).
 - 2. Federal Emergency Management Agency (FEMA) COVID-19 Fact Sheets and Guidance are located online at <https://www.fema.gov/coronavirus/fact-sheets>.
 - 3. Public Assistance Management Costs Standard Operating Procedures (February 2019).
- C. Other Federal Regulations
 - 1. National Environmental Policy Act (NEPA).
 - 2. 16 U.S.C. § 3501, Coastal Barrier Resources Act.
 - 3. 16 U.S.C. § 470, National Historic Preservation Act.
 - 4. 16 U.S.C. § 1531, Endangered Species Act References.

5. The Federal Funding Accountability and Transparency Act (FFATA) (Public Law 109-282, as amended by section 6202(a) of Public Law 110-252).
6. Executive Order (EO) 11988, Floodplain Management.
7. Executive Order (EO) 11990, Protection of Wetlands.
8. Executive Order (EO) 12612, Federalism.
9. Executive Order (EO) 12898, Environmental Justice.
10. Executive Order (EO) 12699, Seismic Safety of Federal and Federally Assisted or Regulated New Building Construction.

III. Award Amount and Restrictions

The FEMA determines program eligibility and grant amounts. Federal assistance will be made available, within the limits of funds available from Congressional appropriations for such purposes, in accordance with the Stafford Act and applicable regulations found in the CFR, and applicable policy and guidance. The FEMA has obligated funds for the project below:

PW #	PA-05-MI-4494-PW-00540(0)
Project Number and Project Name	144805 - Covid19 Expenditure Reimbursement
Total Eligible	\$432,386.88
Federal Share Obligated	\$432,386.88
Subrecipient Cost Share	\$0.00

Reimbursement amounts will be based on approved FEMA Project Worksheets (PW) and may be adjusted based upon eligibility reviews in compliance with statutes, rules, and regulations. The FEMA may obligate a PW based on estimates; however, actual costs for completion within the eligible scope of work may differ from the estimated amount.

The Subrecipient shall comply with all applicable state and local ordinances, laws, regulations, and building codes and standards. Prior to the start of any construction activity, the Subrecipient shall obtain all applicable federal, state, and local permits and clearances, and comply with all regulations including FEMA compliance with the National Environmental Policy Act, the National Historic Preservation Act, the Endangered Species Act, and all other environmental laws and executive orders. **Any activities that have been initiated without the necessary Environmental and Historic Preservation (EHP) review and approval will result in a non-compliance finding and will not be eligible for federal funding.**

Category B, Emergency Protective Measures work, for which federal funds have been approved, is usually subject to completion six months from the declaration date; however, for this disaster, the **project completion deadline date will be determined by FEMA**. If extenuating circumstances or unusual project conditions exist, a time extension may be requested through the Recipient.

IV. Responsibilities of the Subrecipient

- A. **Federal grant funds must supplement, not replace (supplant), existing state or local funds appropriated for the same purpose.** Potential supplanting will be carefully reviewed in subsequent monitoring reviews and audits. Subrecipients may be required to supply documentation certifying that a reduction in non-federal resources occurred for reasons other than the receipt or expected receipt of federal funds. Federal funds cannot be used to replace a reduction in non-federal funds or solve budget shortfalls in general fund programs.
- B. **The Subrecipient shall not use PA Grant Program funds to generate program income.**
- C. **Grant Agreement Package.** In addition to this grant agreement, the Subrecipient shall complete, sign, and submit to the Recipient the following documents, which are incorporated by reference into this grant agreement:
 1. Subrecipient Risk Assessment Certification (EMHSD-RA);

2. Standard Assurances (20_16 Summary Checklist, 20_16a Assurances Non-Construction, 20_16b Assurances Construction, 20_16c Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements);
 3. Disclosure of Lobbying Activities (SF-LLL);
 4. Audit Certification (EMHSD-053);
 5. Request for Taxpayer Identification Number and Certification (W-9);
 6. Request for Reimbursement of PA Project Expenses (EMHSD-015a) certifying project expenditures and completion within the grant period (complete and submit upon project completion or for partial reimbursement request as directed by VII. Payment Procedures);
 7. Permits or Waivers. (For projects requiring permits or waivers, including work that requires Michigan Department of Environment, Great Lakes, and Energy (EGLE) review, submit either the EGLE permit that was issued or a written statement or email (waiver) from the Subrecipient's regional EGLE representative to document the crossing/site does not require a permit.);
 8. Other documents that may be required by federal or state officials.
- D. Comply with the requirements of the Stafford Act and all FEMA PA policies, including, but not limited to, the PAPPG and any policy or guidance document not superseded by the PAPPG.
- E. Comply with applicable financial and administrative requirements set forth in the current edition of 2 CFR, Part 200, including, but not limited to, the following provisions:
1. Account for receipts and expenditures, maintain adequate financial records, and refund expenditures disallowed by federal or state audit.
 2. Retain all financial records, statistical records, supporting documents, and other pertinent materials for at least three years after the grant is closed by the awarding federal agency for purposes of federal and/or state examination and audit.
 3. Comply with applicable local, state, and federal procurement rules and regulations, whichever is most restrictive. Federal procurement rules are found at 2 CFR, Part 200.317-327.
 4. Non-federal entities that expend \$750,000 or more in federal funds during their current fiscal year are required to have a single or program-specific audit conducted for that year in accordance with the Single Audit Act of 1984, as amended, and 2 CFR, Part 200.501.
- F. **Civil Rights Compliance.** Subrecipients must carry out programs and activities in a manner that respects and ensures the protection of civil rights for protected populations. These populations include but are not limited to individuals with disabilities and others with access and functional needs, individuals with limited English proficiency, and other diverse racial and ethnic populations, in accordance with Section 504 of the Rehabilitation Act of 1973, Title VI of the Civil Rights Act of 1964, and EO 13347.
- G. **Environmental and Historic Preservation (EHP) Compliance.** The federal government is required to consider the effects on the environment and/or historic properties of any federally funded activities and programs, including grant funded projects. The EHP Program engages in a review process to ensure that federally funded activities comply with federal EHP regulations, laws, and executive orders as applicable. The goal of these compliance requirements is to protect the nation's environmental, historic, and cultural resources. The Subrecipient shall not undertake any project having the potential to impact EHP resources without prior approval. **Any activities that have been initiated without the necessary EHP review and approval will result in a non-compliance finding and will not be eligible for federal funding.**
- H. **Obtain a Unique Entity Identifier (UEI).** a unique number assigned to all entities doing business with the federal government. It is requested by, and assigned by, the System for Award Management (SAM.gov).
- I. Cooperate with the federal government in seeking recovery of funds that are expended in alleviating the damages and suffering caused by this disaster against any party or parties whose intentional acts or omissions caused or contributed to the damage or hardship for which federal assistance is provided pursuant to the Presidential declaration of this disaster.
- J. **Quarterly Reports.** Submit Quarterly Progress Reports on all large projects over the small project threshold to the MSP/EMHSD each quarter. Deadlines for quarterly report submissions are as follows: January 15, April 15, July 15, and October 15.
- K. **Project Completion.** Notify the Recipient immediately upon completion of each large project and upon completion of the last small project; do not wait for the Quarterly Progress Report to inform the Recipient to comply with FEMA's closeout deadlines.

- L. **Scope Changes.** Ensure the use of PA funding only for eligible work as identified in the approved project. Should the Subrecipient identify a need to amend the scope of the project, it should submit an amendment request in the FEMA Grants Portal and notify Recipient.
- M. **Time Extension.** Submit a time extension request in the FEMA Grants Portal and notify Recipient if it is determined additional time is required to complete work.
- N. Permit FEMA or Recipient access and rights to examine and copy records, accounts, other documents, and other sources of information related to the grant; and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by FEMA regulations, by other applicable state or federal laws or regulations, or by program guidance.
- O. The FEMA appeals process is the opportunity for Subrecipient to request reconsideration of decisions regarding the provisions of assistance. The Subrecipient must file an appeal in the FEMA Grants Portal within 60 days of receipt of notice of the action or decision being appealed. However, an appeal for a significant net small project overrun must be filed within 60 days of completion of the Subrecipient's last small project.
- P. Integrate individuals with disabilities into emergency planning in compliance with EO 13347 and the Rehabilitation Act of 1973.

V. Responsibilities of the Recipient

The Recipient, in accordance with the general purposes and objectives of this grant agreement, will:

- A. Administer the grant in accordance with all applicable federal and state regulations and guidelines and submit required reports to the awarding federal agency.
- B. Provide direction and technical assistance to the Subrecipient.
- C. Provide to the Subrecipient any special report forms and reporting formats (templates) required for administration of the program.
- D. Reimburse the Subrecipient, in accordance with this grant agreement **and subject to legislative authorization**, based on appropriate documentation submitted by the Subrecipient.
- E. At its discretion, independently, or in conjunction with the federal awarding agency, conduct random on-site reviews of the Subrecipient(s).

VI. Reporting Procedures

The Subrecipient must submit quarterly progress reports to the Recipient on the status of all large, open projects. Quarterly progress reports are required whether expenditures are incurred or not. Current forms and instructions are located at <https://www.michigan.gov/msp/divisions/emhspd/public-assistance-grants-program/public-assistance-forms> or can be requested by sending an email to **MSP-EMHSD-DisasterPA@michigan.gov**.

Failure by the Subrecipient to fulfill quarterly reporting requirements may result in the suspension of grant activities until reports are received.

Quarterly progress reports are to be submitted on the EMHSD-014, PA Grant Program Project Quarterly Progress Report form, by the 15th of the month following the end of each quarter and should be emailed to **MSP-EMHSD-DisasterPA@michigan.gov**.

The reporting periods and due dates for each year are as follows:

1st Quarter:	October 1st through December 31st	Due January 15th
2nd Quarter:	January 1st through March 31st	Due April 15th
3rd Quarter:	April 1st through June 30th	Due July 15th
4th Quarter:	July 1st through September 30th	Due October 15th

VII. Payment Procedures

Reimbursement amounts are based on the federal share obligated of approved FEMA Project Worksheets (PW) as indicated in Section III, Award Amount and Restrictions.

A. Small Projects (<= small project threshold):

The Stafford Act provides for a small project designation, which is a simplified procedure designed to speed payment of disaster assistance funds to applicants when the cost is below the small project threshold. When the PW estimate of eligible costs for a project is below this threshold, payment of the federal share is based on the PW estimate instead of actual costs of the work. In most cases, **Recipient will make payment of the full federal share of small projects as soon as practicable after review and receipt of approved PWs from FEMA.** The federal share payment for a small project will not be reduced if all the approved funds are not spent to complete a project. However, failure to complete a small project will require the federal share be refunded. Subrecipients are also required to maintain supporting documentation and proof of payment and provide them at any time upon request of Recipient or FEMA.

B. Large Projects (> small project threshold):

1. **For large projects that are 100% complete at project formulation,** the federal share payment will be processed after the Recipient has received the following items from the Subrecipient:
 - a. All required Grant Agreement package forms and documentation listed above.
 - b. Request for Reimbursement of PA Project Expenses (EMHSD-015a) form certifying project expenditures and completion within the grant period.
 - c. Proof of payment for project costs.
2. **For large projects that are estimated or partially complete,** Subrecipient **may request** federal share reimbursement for actual expenditures, up to 90% of the Federal share. Approved funding will be processed for payment after Recipient has received the following items from the Subrecipient:
 - a. All required Grant Agreement package forms and documentation listed above.
 - b. Request for Reimbursement of PA Project Expenses (EMHSD-015a) form certifying project expenditures and completion within the grant period.
 - c. Supporting documentation, including but not limited to, detailed invoices, contracts, etc.
 - d. Proof of payment for project costs.

The Recipient will reimburse up to 90% of the federal share until FEMA final review and project closeout approval (see VIII. Project Closeout). Remaining funds will be reimbursed after FEMA final approval.

C. Large, Expedited Projects:

The FEMA may provide expedited funding for Emergency Work projects that exceed the small project threshold. For expedited projects, FEMA will base the funding amount on information provided by the Subrecipient. If cost information is not available, FEMA estimates the project cost based on limited information about the work activities the Subrecipient will perform. Expedited projects are limited to defined operational periods (30, 60, 90-days); awarded at 50% of the estimated cost to complete the work; and federally funded at the disasters' cost share for the defined operational period. This process enables funding to be readily available, but it is not a blanket authorization to advance funds to subrecipients without documentation to support the drawdown of funds. Recipient may draw funding in advance of receiving actual cost documentation in accordance with federal regulations. [44 CFR § 206.205 (a), Payment of Claims, Small Projects, and 2 CFR § 200.305 (b), Payment.]

Upon receipt of the "expedited" payment, the subrecipient will be required to reconcile all costs with necessary documentation, including proof of payment as soon as administratively possible, but not later

than 90-days following issuance of the expedited payment, unless an extension is granted by the state. Any costs not reconciled by actual cost documentation and proof of payment will be returned to the Recipient within 30 days of notification.

D. Management Costs (Category Z):

A management cost is any indirect cost, any direct administrative cost, or any other administrative expense associated with a specific project under a major disaster or emergency. Management costs can be claimed for administering and managing PA awards for up to 5% of the Subrecipient's total award amount based on actual costs, including federal and non-federal cost shares, after insurance and any other reductions. Management costs are funded at a 100% federal cost share and are obligated on one Category Z project. Eligible activities may include, but are not limited to, meetings regarding the PA Program or overall PA damage claim, preparing correspondence, preparing projects, reviewing PWs, collecting, copying, filing, or submitting documents to support a claim, requesting disbursement of PA funds, and training. All Category Z PWs will be reconciled and reimbursed based on actual costs not to exceed the maximum 5% allowed, including those Category Z PWs that are below the large project threshold.

VIII. Project Close-Out

- A. The Subrecipient is to notify the Recipient immediately as it completes each large project and when it has completed its last small project.
- B. Upon large project completion, the Subrecipient is to submit to Recipient a Request for Reimbursement of PA Project Expenses (EMHSD-015a), supporting documentation and proof of payment for costs claimed. Recipient will perform a subsequent review and will forward its recommendation for closeout along with all documents to FEMA for final review and approval for closeout. Recipient will notify Subrecipient when its large project is officially closed by FEMA and any remaining reimbursements will be processed for payment.
- C. Upon completion of its last small project, Subrecipient is to notify the Recipient immediately. If Subrecipient has multiple small projects, Recipient will send a list of small projects to Subrecipient and request Subrecipient reply to certify all small projects are completed within the approved scope. At that time Recipient and Subrecipient will determine if a Net Small Project Overrun Appeal is an option for FEMA approval for possible overrun reimbursement(s) within 60 days of work completion of its last small project. If requesting a Net Small Project Overrun Appeal, Subrecipient will submit to Recipient a written request and actual cost documentation for all small projects that FEMA originally funded based on estimated amounts.
- D. The Recipient will schedule further field review and final inspections, as necessary. When final inspections are completed, the balance of eligible funds will be reimbursed.
- E. The Subrecipient will perform the required financial and compliance audits in accordance with 2 CFR 200, Subpart F. All documentation must be retained for at least three years after the grant is closed by the awarding federal agency for purposes of federal and/or state examination and audit. If an audit is required, submit a copy of the annual audit report to:

Michigan Department of State Police
Grants and Community Services Division
P.O. Box 30634
Lansing, Michigan 48909

- F. **For federal audit purposes, the Assistance Listings number (previously CFDA number) of the grant is 97.036 and is titled PA Grants.** The award is passed through the Recipient from FEMA. The disaster award number is included in the title on the first page of this Grant Agreement.
- G. If the Subrecipient will be reimbursed for management costs pursuant to the Public Assistance Management Costs Policy, Subrecipient must provide actual cost documentation and proof of payment with the request for reimbursement.

IX. Employment Matters

The Subrecipient shall comply with Title VI of the *Civil Rights Act of 1964*, as amended; Title VIII of the *Civil Rights Act of 1968*; Title IX of the *Education Amendments of 1972 (Equal Opportunity in Education Act)*; the *Age Discrimination Act of 1975*; Titles I, II and III of the *Americans with Disabilities Act of 1990*; the *Elliott-Larsen Civil Rights Act*, 1976 PA 453, as amended, MCL 37.2101 *et seq.*; the *Persons with Disabilities Civil Rights Act*, 1976 PA 220, as amended, MCL 37.1101 *et seq.*, and all other federal, state and local fair employment practices and equal opportunity laws and covenants. The Subrecipient shall not discriminate against any employee or applicant for employment, to be employed in the performance of this grant agreement, with respect to his or her hire, tenure, terms, conditions, or privileges of employment; or any matter directly or indirectly related to employment because of his or her race, religion, color, national origin, age, sex, height, weight, marital status, limited English proficiency, or handicap that is unrelated to the individual's ability to perform the duties of a particular job or position. The Subrecipient agrees to include in every subcontract entered into for the performance of this grant agreement this covenant not to discriminate in employment. A breach of this covenant is a material breach of the grant agreement.

The Subrecipient shall ensure that no subcontractor, manufacturer, or supplier of the Subrecipient for approved projects related to this grant agreement appears as an excluded party on the Federal System for Award Management located at <http://www.sam.gov>.

X. Construction Requirements

The Subrecipient shall comply with all applicable state and local ordinances, laws, regulations, building codes, and standards. Prior to the start of any construction activity, the Subrecipient shall obtain all applicable federal, state, and local permits and clearances, and comply with all regulations including FEMA compliance with the National Environmental Policy Act, the National Historic Preservation Act, the Endangered Species Act and all other environmental laws and executive orders. **Any activities that have been initiated without the necessary EHP review and approval will result in a non-compliance finding and will not be eligible for federal funding.**

The Subrecipient shall ensure that any work done under this grant complies with the barrier free design requirements of 1966 PA 1, as amended, MCL 125.1351 *et seq.* (Utilization of Public Facilities by Physically Limited Act).

The *Davis-Bacon Act* requires federal agencies to pay workers under contract to them the "prevailing wage" based on the local union wage scale defined by the U.S. Department of Labor. Generally, the provisions of the Davis-Bacon Act do not apply to state or local contracts for work completed using public assistance funds under the Stafford Act. However, the provisions may apply to contracts let by other federal agencies, such as the U.S. Army Corps of Engineers. If a state or local government incorporates prevailing wage rates of the U.S. Department of Labor as part of its normal practice for all contracts, regardless of funding source, then those rates would be eligible.

XI. Insurance

In compliance with P.L. 103-325, Title V National Flood Insurance Reform Act of 1973, section 582 requires that any person who receives federal assistance for the repair, replacement, or restoration for damage to any personal, residential, or commercial property, at any time, must maintain flood insurance if the property is located in a Special Flood Hazard Area.

XII. Limitation of Liability

The Recipient and the Subrecipient to this grant agreement agree that each must seek its own legal representative and bear its own costs, including judgments, in any litigation that may arise from performance of this contract. It is specifically understood and agreed that neither party will indemnify the other party in such litigation.

This is not to be construed as a waiver of governmental immunity for either party.

XIII. Third Parties

This grant agreement is not intended to make any person or entity, not a party to this grant agreement, a third-party beneficiary hereof or to confer on a third party any rights or obligations enforceable in their favor.

XIV. Grant Agreement Period

The effective date of this grant agreement is January 20, 2020, and is in full force and effect from January 20, 2020, until the completion of approved FEMA projects per guidelines stipulated in Section III (Award Amount and Restrictions). This grant agreement may be terminated by either party by giving 30 days written notice to the other party stating reasons for termination and the effective date, or upon the failure of either party to carry out the terms of the grant agreement. Upon termination, the Subrecipient agrees to return to the Recipient any funds not authorized for use, and the Recipient shall have no further obligation to reimburse the Subrecipient.

XV. Entire Grant Agreement

This grant agreement is governed by the laws of the State of Michigan and supersedes all prior agreements, documents, and representations between the Recipient and the Subrecipient, whether expressed, implied, or oral. This grant agreement constitutes the entire agreement between the parties and may not be amended except by written instrument executed by both parties prior to the grant end date. No party to this grant agreement may assign this grant agreement or any of his/her/its rights, interest, or obligations hereunder without the prior consent of the other party. The Subrecipient agrees to inform the Recipient in writing immediately of any proposed changes of dates, budget, or services indicated in this grant agreement, as well as changes of address or personnel affecting this grant agreement. Changes in dates, budget, or services are subject to prior written approval of the Recipient. If any provision of this grant agreement shall be deemed void or unenforceable, the remainder of the grant agreement shall remain valid.

The Recipient may suspend or terminate grant funding to the Subrecipient, in whole or in part, or other measures may be imposed for any of the following reasons:

- A. Failure to expend funds in a timely manner consistent with the grant milestones, guidance, and assurances.
- B. Failure to comply with the requirements or statutory objectives of federal or state law.
- C. Failure to follow grant agreement requirements or special conditions.
- D. Proposal or implementation of substantial plan changes to the extent that, if originally submitted, the project would not have been approved for funding.
- E. Failure to submit required reports.
- F. Filing of a false certification in the application or other report or document.
- G. Failure to adequately manage, monitor or direct the grant funded activities of its Subrecipients.

Before acting, the Recipient will provide the Subrecipient reasonable notice of intent to impose corrective measures and will make every effort to resolve the problem informally.

XVI. Business Integrity Clause

The Recipient may immediately cancel the grant without further liability to the Recipient or its employees if the Subrecipient, an officer of the Subrecipient, or an owner of a 25% or greater share of the Subrecipient is convicted of a criminal offense incident to the application for or performance of a state, public, or private grant or subcontract; or convicted of a criminal offense, including, but not limited to, any of the following: embezzlement, theft, forgery, bribery, falsification or destruction of records, receiving stolen property, attempting to influence a public employee to breach the ethical conduct standards for State of Michigan employees; convicted under state or federal antitrust statutes; or convicted of any other criminal offense which, in the sole discretion of the Recipient, reflects on the Subrecipient's business integrity.

XVII. Freedom of Information Act (FOIA)

Much of the information submitted while applying for funding under this program, or provided in the course of grant management activities, may be considered law enforcement-sensitive or otherwise critical to national security interests. This may include threat, risk, and needs assessment information, and discussions of demographics, transportation, public works, and industrial and public health infrastructures. Therefore, each Subrecipient agency Freedom of Information Officer will need to determine what information is to be withheld on a case-by-case basis. The Subrecipient should be familiar with the regulations governing Protected Critical Infrastructure Information (6 CFR, Part 29) and Sensitive Security Information (49 CFR, Part 1520), as these designations may provide additional protection to certain classes of homeland security information.

XVIII. Official Certification

For the Subrecipient

The individual or officer signing this grant agreement certifies by their signature that they are authorized to sign this grant agreement on behalf of the organization they represent. The Subrecipient agrees to complete all requirements specified in this grant agreement.

CITY OF PONTIAC

ECYJEM17LPN1

Name of Subrecipient

Subrecipient's UEI Number

CV0048137

003

Subrecipient's Customer Vendor (CV) #

Subrecipient's Address Code

Printed Name of Authorized Signatory

Title

Signature

Date

For the Recipient

Michigan State Police, Emergency Management and Homeland Security Division

Capt. Kevin Sweeney

Printed Name

Commander, Emergency Management
and Homeland Security Division

Title



Signature

10/24/2023

Date

#8

RESOLUTION



OFFICIAL MEMORANDUM

TO: Honorable City Council President and City Council

FROM: Alexandra Borngesser, Director of Grants & Philanthropy

DATE: November 7, 2023

RE: **Council resolution to authorize the City Clerk to publish the proposed budget amendment to establish budget revenue in the amount of \$432,386.88 to account 101-000-516.000 Federal Grants – Health.**

The City of Pontiac was awarded \$432,386.88 in funding to reimburse the City for activities that provided emergency protective measures during the COVID-19 pandemic, which created an immediate threat to the health and safety of the general public. The purpose of the Public Assistance (PA) Grant Program was to provide supplemental financial assistance for disaster relief in eligible areas within the state, including funds for emergency protective measures – actions taken to eliminate or lessen immediate threats to lives, public health, or safety.

Funds from The Public Assistance (PA) Grant program were utilized to assist in the sanitation and disinfection of all city buildings, dissemination of information to the public via signage, installation of temporary partitions as well as the purchase of COVID 19 supplies. This grant was issued on a reimbursement basis for expenses incurred in a prior year, substantiated by invoices and documentation of work completed.



Council resolution to authorize the City Clerk to publish the proposed budget amendment to establish budget revenue in the amount of \$432,386.88 to account 101-000-516.000 Federal Grants – Health

WHEREAS, the City of Pontiac was awarded \$432,386.88 in funding from The State of Michigan Public Assistance (PA) Grant Program; and,

WHEREAS, the City of Pontiac executed the deliverables of the grant agreement; and,

WHEREAS, Michigan State Police and the Executive Branch of the City of Pontiac have approved the sub-recipient agreement; and,

WHEREAS, the budget amendment will increase budgeted revenue in the amount of \$432,386.88.

NOW THEREFORE, be it resolved that the City Council hereby authorizes the City Clerk to publish the proposed budget amendment to establish budget revenue in the amount of \$432,386.88 to account 101-000-516.000 Federal Grants – Health

#9

RESOLUTION



CITY OF PONTIAC

OFFICIAL MEMORANDUM

Executive Branch

TO: Honorable Mayor, Council President, and City Council Members

FROM: Alicia Martin, Purchasing Manager
Jack McIntyre, Code Enforcement Manager

DATE: November 1, 2023, for the November 7, 2023, Session

RE: The Purchasing Manager and Code Enforcement Manager request that the Pontiac City Council approve the Purchasing Manager to award the bid to CAC Asset Solution, LLC and Onsite Solutions, Inc. dba Versapro Restoration and Construction, and the Mayor or Deputy Mayor to execute an agreement with both firms to allow the City's Code Enforcement Division to board up and secure court ordered property abatements and emergency property structures throughout the City.

The Request for Qualifications for court ordered property abatements and emergency property structures concluded on September 29, 2023. A total of 17 firms had access to view or download the solicitation documentation and a total of five (5) firms submitted a response:

- Perry Street Property – Pontiac, MI
- CAC Asset Solution, LLC – Southfield, MI
- On Site Restoration – Livonia, MI
- Metropolitan Environmental – Farmington Hills, MI
- Belfor – Livonia, MI

After evaluating all the firms cost proposals and qualifications, two firms were shortlisted for an interview:

- CAC Asset Solution, LLC – works with HUD in Oakland County, have capacity to service the City, and proposed one of the most affordable rates.
- On Site Restoration – works with several municipalities throughout Southeast Michigan, have capacity to service the City, and proposed the most affordable rates for service.

The Purchasing Division is recommending both firms for the bid award and to execute an agreement. According to Pontiac Code Section 2-523, the City may use cooperative purchasing when the Purchasing Agent or the City Council deems it to be in the "best interest of the City." The ordinance further permits that when bids are received through such cooperatives, the advertising and bidding requirements are deemed to have been met. The budget for these services shall not exceed \$300,000 unless additional funding is appropriated by administration and council.

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

WHEREAS, It is imperative that the bid is awarded and an agreement executed to address the immediate need of abatement and emergency property structure board ups to secure properties within the City; and

NOW, THEREFORE
BE IT RESOLVED,

The Pontiac City Council approves the Mayor or Mayor Designee to award the bid and execute an agreement with CAC Asset Solution, LLC and Onsite Solutions, Inc. dba Versapro Restoration and Construction.

AM